

JOURNAL

OF THE

SENATE

SIXTY-EIGHTH LEGISLATURE

FIRST SESSION

LEGISLATURE

STATE OF MINNESOTA

1973

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INTRODUCTION

The 1973 Minnesota Legislature was the first to meet under guidelines of a new Constitutional Amendment. This Amendment was approved by Minnesota voters in November, 1972, authorizing the Legislature to define legislative day, and thereby allowing for flexible meeting times for legislative sessions. Even though the Legislature is limited by law to a total of 120 legislative days per biennium, the days may now be spread over two years. However, the length of the session each year is governed by the fact that the Legislature cannot meet in regular session after the first Monday following the third Saturday in May of any year. The 68th Legislature, First Session, began January 2, 1973 and adjourned May 21, 1973, until January 15, 1974, when the Second Session will begin.

Pursuant to a statute passed during the 1973 Session, effective April 19, 1973, candidates for the Legislature will campaign on a partisan ballot, ending 60 years of "non-partisan" legislative elections. In this Session the members caucused for purposes of organization as members of the DFL Caucus or the Conservative Caucus.

For the first time since 1858, the Senate was organized by a clear Democratic (DFL) majority. The House of Representatives saw a return of DFL control after 10 years of Conservative majorities. In the Senate, there were 37 DFL-ers and 30 Conservatives.

Each caucus elects leaders who serve as spokesmen for their respective groups. The DFL majority selected Senator Nicholas D. Coleman of St. Paul, who serves as floor leader and Chairman of the Committee on Rules and Administration. The Conservative minority selected Senator Harold G. Krieger of Rochester as their leader.

Another Constitutional Amendment approved by the Minnesota electorate in 1972 removed the Lieutenant Governor as presiding officer of the Senate. The Senate now elects its President from its membership, and the first member President of the Minnesota Senate is Senator Alec G. Olson of Spicer, Minnesota.

Even though the Senators had served only two years of the four year term to which they were elected in 1970, all ran for re-election in 1972 because of the Constitutional requirement of a new election after each apportionment. In an attempt to meet their responsibility to reapportion the Legislature, the members passed a reapportionment plan on October 29, 1971, and adjourned Sine Die on October 30. Governor Wendell R. Anderson vetoed the bill on November 1, 1971.

On December 3, 1971, a three judge federal panel consisting of Gerald W. Heaney, Circuit Judge; Edward A. Devitt, Chief District Judge and Earl R. Larson, District Judge, submitted a plan which reduced the size of the Legislature to 35 Senators and 105 Representatives.

The Minnesota Senate filed an appeal of the U.S. District Court decision on January 25, 1972. The appeal was upheld on the grounds that the three judge panel had no right to reduce the size of the Legislature. The U.S. Supreme Court then ordered the three judge panel to produce a new plan which would not reduce the size. This plan was adopted on June 2, 1972, which reapportioned the Minnesota Legislature into its present membership of 67 Senators elected to four year terms and 134 Representatives elected to two year terms.

Members of the Senate

Anderson, Jerald C.	Laufenburger, Roger
Arnold, Norbert	Lewis, B. Robert
Ashbach, Robert O.	Lord, James F.
Bang, Otto T., Jr.	McCutcheon, Bill
Berg, Charles	Milton, John
Bernhagen, John J.	Moe, Roger D.
Blatz, Jerome V.	Nelson, Rolf
Borden, Winston W.	North, Robert D.
Brown, Robert J.	Novak, Edward G.
Chenoweth, John C.	Ogdahl, Harmon T.
Chmielewski, Florian	Olhoff, Wayne
Coleman, Nicholas D.	Olson, Alec G.
Conzemius, George R.	Olson, Howard D.
Davies, Jack	Olson, John L.
Doty, Ralph R.	O'Neill, Joseph T.
Dunn, Robert	Patton, John M.
Fitzsimons, Richard W.	Perpich, A. J.
Frederick, Mel	Perpich, George F.
Gearty, Edward J.	Pillsbury, George S.
Hansen, C. R. Baldy	Purfeerst, Clarence M.
Hansen, Mel	Renneke, Earl W.
Hanson, Roger	Schaaf, David D.
Hughes, Jerome M.	Schrom, Ed
Humphrey, Hubert H. III	Sillers, Douglas H.
Jensen, Carl A.	Solon, Sam G.
Josefson, J. A.	Spear, Allan H.
Keefe, John	Stassen, J. Robert
Keefe, Stephen	Stokowski, Eugene
Kirchner, William G.	Tennessen, Robert J.
Kleinbaum, Jack I.	Thorup, Stanley N.
Knutson, Howard A.	Ueland, Arnulf, Jr.
Kowalczyk, Al	Wegener, Myrton O.
Krieger, Harold G.	Willet, Gerald L.
Larson, Lew W.	

Officers of the Senate

Olson, Alec G.	President
Flahaven, Patrick E.	Secretary
Vavrosky, Joseph C.	First Assistant Secretary
Mattson, Janine	Second Assistant Secretary
Miller, Donald M.	Third Assistant Secretary
Johnson, Paul	Fourth Assistant Secretary
Goodwin, George G.	Minority Secretary
Jacks, Craig A.	Sergeant-at-Arms
Filipovich, John	Assistant Sergeant-at-Arms
Richter, Paul	Enrolling Clerk
Greenwalt, James E.	Engrossing Clerk
Finn, Father Nicholas J.	Chaplain
Dumke, Rev. Paul	Chaplain
Goodman, Rabbi Arnold M.	Chaplain
Law, Rev. William G.	Chaplain
O'Neill, Father John	Chaplain
Brown, Rev. Amos C.	Chaplain

STATE OF MINNESOTA

Journal of the Senate

SIXTY-EIGHTH LEGISLATURE

FIRST DAY

St. Paul, Minnesota, Tuesday, January 2, 1973.

This being the day designated by the Constitution and Laws of the State of Minnesota for the assembling of the Legislature, the members of the Senate met in the Senate Chamber of the Capitol and were called to order at 12 o'clock noon by the Lieutenant Governor, Rudy G. Perpich.

Prayer was offered by Father Nicholas J. Finn.

The Lieutenant Governor then appointed Mr. Gearty as Secretary Pro Tem.

The Secretary Pro Tem called the roll by legislative districts in numerical order, and the following Senators-elect answered to their names and presented proof of their eligibility to be seated as members of the Senate.

First District	Richard W. Fitzsimons
Second District	Roger D. Moe
Third District	Norbert Arnold
Fourth District	Gerald L. Willet
Fifth District	George F. Perpich
Sixth District	A. J. Perpich
Seventh District	Sam Solon
Eighth District	Ralph R. Doty
Ninth District	Douglas H. Sillers
Tenth District	Roger Hanson
Eleventh District	Wayne Olhoft
Twelfth District	Myrton O. Wegener
Thirteenth District	Winston W. Borden
Fourteenth District	Florian Chmielewski
Fifteenth District	Charles Berg
Sixteenth District	Ed Schrom
Seventeenth District	Jack I. Kleinbaum
Eighteenth District	Robert Dunn
Nineteenth District	Jerald C. Anderson
Twentieth District	J. A. Josefson
Twenty-first District	Alec G. Olson
Twenty-second District	John J. Bernhagen
Twenty-third District	Earl W. Renneke
Twenty-fourth District	Clarence M. Purfeerst
Twenty-fifth District	George Conzemius
Twenty-sixth District	John L. Olson
Twenty-seventh District	Howard D. Olson
Twenty-eighth District	Carl A. Jensen

Twenty-ninth District	Arnulf Ueland, Jr.
Thirtieth District	John Patton
Thirty-first District	C. R. Baldy Hansen
Thirty-second District	Mel Frederick
Thirty-third District	Harold G. Krieger
Thirty-fourth District	Roger A. Laufenburger
Thirty-fifth District	Lew W. Larson
Thirty-sixth District	Jim Lord
Thirty-seventh District	William G. Kirchner
Thirty-eighth District	Jerome V. Blatz
Thirty-ninth District	Otto T. Bang, Jr.
Fortieth District	John Keefe
Forty-first District	B. Robert Lewis
Forty-second District	George S. Pillsbury
Forty-third District	Rolf T. Nelson
Forty-fourth District	Hubert H. Humphrey, III
Forty-fifth District	Al Kowalczyk
Forty-sixth District	David D. SchAAF
Forty-seventh District	Stanley N. Thorup
Forty-eighth District	Robert O. Ashbach
Forty-ninth District	John Milton
Fiftieth District	Jerome M. Hughes
Fifty-first District	Robert J. Brown
Fifty-second District	J. Robert Stassen
Fifty-third District	Howard A. Knutson
Fifty-fourth District	Edward J. Gearty
Fifty-fifth District	Eugene Stokowski
Fifty-sixth District	Robert J. Tennessen
Fifty-seventh District	Allan H. Spear
Fifty-eighth District	Harmon T. Ogdahl
Fifty-ninth District	Stephen Keefe
Sixtieth District	Jack Davies
Sixty-first District	Mel Hansen
Sixty-second District	Robert D. North
Sixty-third District	Joseph T. O'Neill
Sixty-fourth District	Edward G. Novak
Sixty-fifth District	Nicholas D. Coleman
Sixty-sixth District	John C. Chenoweth
Sixty-seventh District	Bill McCutcheon

OATH OF OFFICE

The Senators in a body then subscribed to the Oath of Office as administered by the Honorable Harold Kalina, Judge of District Court.

ELECTION OF PRESIDING OFFICER

Mr. Novak nominated Mr. Alec G. Olson for Presiding Officer.

Mr. Larson nominated Mr. John L. Olson for Presiding Officer.

The question being taken on the election of the Presiding Officer and the roll being called, the following Senators voted for Mr. Alec G. Olson:

Anderson	Doty	Lewis	Olson, H. D.	Stokowski
Arnold	Gerty	Lord	Perpich, A. J.	Tennessen
Borden	Hansen, Baldy	Milton	Perpich, G.	Thorup
Chenoweth	Hughes	Moe	Purfeerst	Wegener
Chmielewski	Humphrey	North	Schaaf	Willet
Coleman	Keefe, S.	Novak	Schrom	
Conzemius	Kleinbaum	Olhoft	Solon	
Davies	Laufenburger	Olson, A. G.	Spear	

And the following Senators voted for Mr. John L. Olson:

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

Mr. Alec G. Olson received 37 votes of the members of the Senate and was declared duly elected Presiding Officer of the Senate.

Mr. John L. Olson received 30 votes.

OATH OF OFFICE

Mr. Alec G. Olson subscribed to the oath of office as administered by the Honorable Harold Kalina.

Mr. Alec G. Olson then briefly addressed the Senate in accepting the office as Presiding Officer.

ELECTION OF OFFICERS

Mr. Davies nominated Mr. Patrick E. Flahaven for Secretary of the Senate.

Mr. Krieger nominated Mr. George G. Goodwin for Secretary of the Senate.

The question being taken on the election of the Secretary of the Senate and the roll being called, the following Senators voted for Mr. Patrick E. Flahaven:

Anderson	Doty	Lewis	Olson, H. D.	Stokowski
Arnold	Gerty	Lord	Perpich, A. J.	Tennessen
Borden	Hansen, Baldy	Milton	Perpich, G.	Thorup
Chenoweth	Hughes	Moe	Purfeerst	Wegener
Chmielewski	Humphrey	North	Schaaf	Willet
Coleman	Keefe, S.	Novak	Schrom	
Conzemius	Kleinbaum	Olhoft	Solon	
Davies	Laufenburger	Olson, A. G.	Spear	

and the following Senators voted for Mr. George G. Goodwin:

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

Mr. Patrick E. Flahaven received 37 votes of the members of the Senate and was declared duly elected Secretary of the Senate.

Mr. George G. Goodwin received 30 votes.

OATH OF OFFICE

The Secretary of the Senate advanced to the Bar of the Senate and subscribed to the oath of office as administered by the Presiding Officer.

ELECTION OF OFFICERS—CONTINUED

Mr. Coleman moved that the election of other elective officers be made on one roll call unless there should be more than one nomination for any office.

The motion prevailed and the following nominations were made:

Mr. Laufenburger nominated Craig Jacks for Sergeant-at-Arms.

Mr. Arnold nominated Joseph C. Vavrosky for First Assistant Secretary.

Mr. Conzemius nominated Janine Mattson for Second Assistant Secretary.

Mr. Hansen, Baldy nominated Paul Johnson for Enrolling Clerk.

Mr. Hughes nominated James Greenwalt for Engrossing Clerk.

Mr. Perpich, A. J. nominated John Filipovich for Asst. Sergeant-at-Arms.

Mr. Chenoweth nominated Father Nicholas J. Finn and Reverend Paul Dumke for Chaplains.

The question being taken on the above named officers of the Senate and the roll being called, there were yeas 67 and nays none.

The above named officers having received the majority vote of all members voting, the nominees were duly elected to their respective offices.

OATH OF OFFICE

The Sergeant-at-Arms, the First Assistant Secretary, the Second Assistant Secretary, the Enrolling Clerk, the Engrossing Clerk, the Assistant Sergeant-at-Arms and the Chaplains, advanced to the Bar of the Senate and subscribed to the oath of office as administered by the Presiding Officer.

MOTIONS AND RESOLUTIONS

Mr. Coleman offered the following resolution:

SENATE RESOLUTION NO. 1

WHEREAS, Mr. Harry A. Gahr was a faithful and highly respected employee of the Minnesota State Senate serving as Sergeant-at-Arms from 1963 through 1971, and

WHEREAS, the Minnesota State Senate wishes to formally recognize the significant contribution Mr. Harry A. Gahr made

over the past sessions to the orderly conduct of its business by his diligence, discretion and tact,

BE IT RESOLVED, by the Senate of the state of Minnesota, in session assembled, that an expression of appreciation be formally extended to the family of Mr. Harry A. Gahr and that, in recognition of his services to the Minnesota State Senate, he be named Sergeant-at-Arms Emeritus.

BE IT FURTHER RESOLVED, that the Secretary of the Senate prepare and present to the family of Mr. Harry A. Gahr a formal copy of this resolution.

Mr. Coleman moved that the foregoing resolution be adopted.

Which motion prevailed. So the resolution was adopted.

Mr. Coleman offered the following resolution:

SENATE RESOLUTION NO. 2

BE IT RESOLVED, that the permanent rules of the Senate for the Sixty-seventh session be adopted as the temporary rules of this session to be effective until the adoption of permanent rules by a majority vote of the Senate, subject to the following conditions.

That Rules 20, 69 and 74 shall not be operative, and that any resolution or other question before the Senate may be brought to a vote at any time by a majority vote of the Senators present.

BE IT FURTHER RESOLVED that the Rules as herein made reference to be amended as follows:

PARLIAMENTARY REFERENCE

1. The rules of parliamentary practice comprised in Mason's Manual of legislative procedure shall govern the Senate in all cases in which they are applicable, and in which they are not inconsistent with these rules and orders of the Senate and the joint rules and orders of the Senate and House of Representatives.

HOOR OF CONVENING

2. The Senate shall convene daily at 12 o'clock noon unless the Senate directs otherwise.

PRESIDENT

4. *In the absence of the President, the Chairman of the Committee on Rules and Administration, or his designee, shall preside over the Senate, and in his absence a member may be selected by the Senate to perform the duties of the President; but substitutions shall not extend beyond adjournment.*

DECORUM DURING BUSINESS

6. When the President puts a question, or addresses the Senate, no one shall walk out of, or cross the Chamber; nor when a member is speaking shall anyone pass between the member speaking and

the Chair. No member, or other person, shall proceed to or remain by the Secretary's desk while the ayes and nays are being called or counted. *No member shall be recognized by the President to speak on any point unless he is using his microphone.*

ORDER OF BUSINESS

7. The order of business shall be as follows:
 1. Petitions, letters, remonstrances.
 2. Executive and official communications.
 3. Introduction and first reading of Senate bills.
 4. Messages from the House of Representatives.
 5. First reading of House bills.
 6. Reports of committees:
 - (a) From standing committees.
 - (b) From select committees.
 7. Second reading of Senate bills.
 8. Second reading of House bills.
 9. Motions and resolutions.
 10. Third reading of Senate bills.
 11. Third reading of House bills.
 12. General Orders of the day.
 13. Announcements of Senate Interest.

The Senate shall consider the Calendar of Ordinary Matters on the first day the Senate is in session of each week. This Calendar will be considered after the third reading of House bills.

SPECIAL ORDER

10. *On two days' notice, two-thirds of the Senate may designate a special order for a bill.*

With respect to any bill on General Orders or on the Calendar, the Committee on Rules and Administration, by committee report, may designate a special order for the bill.

After a time specified by a resolution offered by the Committee on Rules and Administration, the Chairmen of the Committees on Finance and Taxes and Tax Laws, as authorized by their respective committees, may designate a special order for any bill favorably reported by their respective committees.

A special order shall provide that the bill be considered immediately, at a time certain, or after specific other business is completed.

During consideration of a special order, Rule 21 shall be suspended. As nearly as applicable, debate on the bill and all proceedings including amendments and substitutions shall be that of the Committee of the Whole.

On any question any member may call for the ayes and nays which shall be entered in the Journal.

Unless it is otherwise disposed of after consideration, a bill on Special Orders of the Senate shall immediately proceed to its third reading and final passage.

ORDER IN DEBATE

18. When any member is about to speak in debate, or deliver any matter to the Senate, he shall rise to his feet and respectfully address himself to "Mr. President," but shall not proceed to speak further until recognized by the Chair. He shall confine himself to the question under debate, and avoid personality. In discussing any resolution, Senators shall be limited to *ten* minutes each.

THE PREVIOUS QUESTION

29. *Unless the motion for the previous question is made specifically applicable to a subsidiary motion, the previous question shall be in this form: "Shall the main question be now put?" It shall only be admitted when demanded by a majority of the members present, and its effect shall be to put an end to all debate, and bring the Senate to a direct vote upon amendments reported by a committee, if any, then upon all pending amendments in their order and then upon the main question. On a motion for the previous question one call of the Senate shall be in order prior to the time the President submits the decision of the question to the Senate.*

On a previous question there shall be no debate. All incidental questions of order, arising after a motion is made for the previous question, and pending such motion, shall be decided, whether on appeal or otherwise, without debate.

RECONSIDERATION

31. When a motion or question has been once put and carried in the affirmative or negative, it shall be in order for any member who voted with the prevailing side to move for reconsideration thereof on the same day on which the vote was taken or within the next two *calendar days* or *if later the first day the Senate meets after the vote was taken* and such motion shall take precedence over all other questions except a motion to adjourn. When a motion to adjourn is adopted prior to the disposition of the motion for reconsideration, a motion for reconsideration shall lie over until the next succeeding day except as hereinafter provided. When notice of intention to move such reconsideration of the final action of the Senate on any question shall be given by a member, the Secretary of the Senate shall retain the subject of such notice until after the expiration of the time during which such motion can be made. During the last five legislative days of a session *in any year*

a notice of intention to move for reconsideration shall not be in order, but a motion to reconsider may be made and have priority over *all* other business except a motion to adjourn. A motion for reconsideration having been once voted on shall not be put again nor reconsidered.

FORM OF BILLS

33. A bill for an amendment of a statute shall contain the full text of the chapter, section, or subdivision to be amended. The words and characters constituting the amending matter shall be inserted in the proper place in the text and underscored. When the bill is printed, the amending matter shall be inserted in italics. The words and characters to be eliminated by the amendment shall be stricken by drawing a line through them. A printed bill shall capitalize words and characters to be stricken and enclose them in brackets. The text of the new section or subdivision shall also be underscored when a bill amends an existing chapter, section, or subdivision, by adding a new section or subdivision. When such bill is printed the amending matter, including the new section or subdivision shall appear in italics. Before a committee favorably reports upon such a bill, the chairman of the committee shall see that the bill conforms to this rule. A bill drafted by the Revisor of Statutes for the purpose of correcting errors in Minnesota Statutes need not comply with the provisions of this paragraph if the bill is labeled, immediately below the title 'REVISOR'S BILL' and if there is attached thereto a memorandum of information explaining the reasons for the bill.

Bills shall refer to the session laws as follows: "Laws_____, Chapter_____, Section_____."

Bills shall refer to Minnesota Statutes as follows:

"Minnesota Statutes 1971, Section_____."

Reference shall be made to Minnesota Statutes 1971 for the provisions appearing therein, unless reference to previous session laws is required for some special reason.

If the bill is for an original law and not for an amendment of an existing law the sections and subdivisions shall be arranged, subdivided, and numbered in like manner as Minnesota Statutes 1971. If such bill assigns to the sections thereof headnotes or identification by the decimal system of numbering used in Minnesota Statutes, such headnotes and decimal identification may be submitted by standing committee chairmen to the Revisor of Statutes for his examination. Any such headnotes shall be in capital letters enclosed in brackets, and shall be subject to the provisions of Minnesota Statutes 1971, Section 648.36.

If the bill is for an amendment of a statute, all statutory references shall be to Minnesota Statutes 1971, and it shall contain the full text of the section or subdivision to be amended as it appears in Minnesota Statutes 1971.

The title of each bill shall state its subject and briefly state its purpose.

When a law is sought to be amended or repealed the title of the amendatory act shall contain a proper reference to the law to be amended or repealed and briefly express its subject matter.

All numbers in titles shall be expressed in figures. All numbers of section or chapter of laws shall be in figures. In the body of a bill numbers in excess of ten shall be in figures, except for a special reason they may be written, but when written they should not be followed by numbers in parentheses.

RECALL FROM COMMITTEE

40. A majority of the Senate may at any time recall a bill from any committee or take a bill from the table and place such bill on General Orders.

By a report of the Committee on Rules and Administration, adopted by the Senate, the Committee on Rules and Administration may remove any bill from any committee and re-refer the same to any other committee including the Committee of the Whole.

COMMITTEE OF THE WHOLE

43. *The President may call some member to the Chair when the Senate goes into the Committee of the Whole. The rules observed in the Senate shall govern, as far as practicable, the proceedings of the Committee of the Whole, except that a member may speak more than twice on the same subject, a call for the previous question cannot be made, and the ayes and nays shall be taken only upon the demand of five members.*

44. The recommendations of the Committee of the Whole shall be reported to the Senate. If the recommendation contains a proposed amendment of any bill, that amendment shall be noted on a separate piece of paper but when reported need not be read by the President unless required by one or more of the members. The question shall be on the adoption or rejection of the report, and no other question shall be admitted. The question may be divided to permit separate Senate action on the report as to any bill. On adoption of the report of the Committee of the Whole all bills recommended to pass shall be placed upon the calendar.

APPOINTMENT OF COMMITTEES

53. *The majority and minority shall each be represented on all standing committees of the Senate. The majority group shall assign the number of positions the minority group will hold on each committee. The minority group shall be given adequate notice about its positions prior to the commencement of the session. Both the majority and minority groups shall appoint their own members to fill the number of positions each group will hold on each committee. The minority group shall transmit notice of its assignments to the majority group within ten days after receipt of the notice of positions available. If the minority group for any reason fails to make its appointments pursuant to this rule, the majority group may make all the committee assignments.*

The majority and minority committee assignments shall be subject to the uniform criteria governing committee assignments applicable to both the majority and minority, which uniform criteria shall be promulgated by the majority group and transmitted to the minority group together with notification of committee positions available to the minority.

Committee assignments as made by the majority and minority groups shall be followed by the Senate in the resolution establishing representation on all Senate standing committees.

After the organization of the Senate, all committees of the Senate and members of commissions to be appointed by the Senate authorized by rule, statute, resolution or otherwise, shall be appointed by a Committee on Committees, unless otherwise provided, subject to confirmation by the Senate. In the appointment of members of conference committees between the two houses, the Committee on Committees of the Senate shall appoint those who are in accord with the position of the Senate, and whenever practical, give preference to authors of bills in dispute and to members of standing committees in which the bills were considered.

STANDING COMMITTEES

54. The Standing Committees of the Senate are as follows:

Committee on Committees, 6

Education, 17

Finance, 20

Governmental Operations, 19

Health, Welfare and Corrections, 15

Judiciary, 17

Labor and Commerce, 15

Local Government, 14

Metropolitan and Urban Affairs, 15

Natural Resources and Agriculture, 15

Rules and Administration, 18

Taxes and Tax Laws, 20

Transportation and General Legislation, 15

The Committee on Rules and Administration has authority to constitute a standing subcommittee on Engrossing and Enrolling, the report of which within its jurisdiction has the effect of a report of the main committee on Rules and Administration, and the reference under Rule 49 is made directly to this subcommittee.

Each standing committee of the Senate, including any subcommittee of any such committee, is authorized at any time to

sit and act, to require by subpoena or otherwise the attendance and testimony of such witnesses and the production of such correspondence, books, papers, and documents, and to take such testimony as it deems advisable. Each such committee may make investigation into any matter within its jurisdiction, may report such hearings as may be had by it, and may make such expenditures as shall be authorized from time to time by the standing Committee on Rules and Administration.

REPORT OF VOTE IN COMMITTEE

56. Upon the request of any member of a committee to which a bill has been referred, or upon the request of the author of any such bill, a record shall be made of the vote on such bill in any standing committee, including the vote on any amendment or proposed amendment thereto, in the committee to which the bill was referred.

Upon request of three members of the committee, the record of any roll call vote in a standing committee shall accompany the committee report and be printed in the Journal.

QUORUM IN COMMITTEE

58. *A majority of its members shall constitute a quorum of a committee.*

DUTIES OF SECRETARY

65. The Secretary shall keep a correct Journal of the proceedings of the Senate and shall perform such other duties as shall be assigned to him as such Secretary. He shall permit no Journal records, accounts or papers to be taken from the table or out of his custody, other than in the regular mode of business. If any paper in his charge shall be missing, he shall report the fact to the President, that inquiry may be made. He shall superintend the recording of proceedings in the Journal, the engrossing, transcribing and copying of the bills and resolutions, supervise the assistants, clerks and stenographers under the direction of the Committee on Rules and Administration, and generally perform the duties of Secretary, under direction of the President. It shall be the duty of the Secretary to keep the books to be called "Minute Books" in which he shall enter under the appropriate marginal numbers, all Senate and House bills, and correct notes, with the dates thereof, of the state, condition and progress of each bill pending, until its final passage.

The Secretary shall record on magnetic tape the proceedings of the Senate and the Committee of the Whole. Such tapes shall be preserved for thirty days during which time any person may obtain a copy of the tape upon payment of a fee determined by the Secretary to be adequate to cover the cost of preparing such copy. For the same fee, the Secretary shall provide a copy of any available committee tape.

The Secretary of the Senate shall cause to be recorded on magnetic tape the proceedings of each standing committee. Such tapes shall be preserved at least until the permanent rules are adopted,

during which time any person may obtain a copy of the tape upon payment of a fee determined by the Secretary of the Senate to be adequate to cover the cost of preparing such copy.

PERSONS PRIVILEGED TO THE FLOOR OF THE SENATE

73. No person shall be admitted within the Senate chamber, but a Senator, the executive or ex-Governors of the State of Minnesota, members of the House, heads of departments of the state government, judges of the Supreme and District Courts and members of Congress and, when personally admitted by a member of the Senate, those who have been members of Congress or of the State Legislature who are not interested in any claim or directly in any bill pending before the Legislature, but an employee of either house may be admitted at the request of a member or an officer of the Senate and when the Senate is not meeting, a person not a member may be admitted at the request of a member or officer to the floor. No public hearings shall be held in the Senate Chamber; and the retiring room of the Senate shall be reserved for the exclusive use of the members of the Senate at all times. The Sergeant-at-Arms is charged with the duty of strict enforcement of this rule.

NO SMOKING

77. No Senator or officer of the Senate, or other person, shall be permitted to smoke in the Senate Chamber during *the Memorial Service*. There shall be no smoking in the *visitors section of the galleries*.

Mr. Coleman moved that the foregoing resolution be adopted.

Mr. Krieger moved to amend the Temporary Rules of the Senate by adding a new rule as follows:

"All Senate Meetings Open

82. *All proceedings of the Senate, including committee, subcommittee and conference committee meetings in which members of the Senate participate, shall be open to the press. No proceeding shall be held in secret or executive session except when approved by roll call vote by two-thirds of all senators. Such question clearly stated, together with the vote, shall be recorded in the Journal."*

The question being taken on the motion to amend.

And the roll being called, there were yeas 30 and nays 37, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Doty	Lewis	Olson, H. D.	Stokowski
Arnold	Gearty	Lord	Perpich, A. J.	Tennessee
Borden	Hansen, Baldy	Milton	Perpich, G.	Thorup
Chenoweth	Hughes	Moe	Purfeerst	Wegener
Chmielewski	Humphrey	North	Schaaf	Willet
Coleman	Keefe, S.	Novak	Schrom	
Conzemius	Kleinbaum	Olhoff	Solon	
Davies	Laufenburger	Olson, A. G.	Spear	

Which motion to amend did not prevail.

Mr. Ashbach moved to amend the Temporary Rules of the Senate by adding a new rule as follows:

*“Proceedings of the Senate and Senate Committees
To Be Announced*

83. All meetings of the Senate, including committee, subcommittee and conference committee meetings except Senate Rules Committee in which members of the Senate participate shall be announced to the public not less than four (4) hours prior to convening. The notice shall state the name of the committee, the bill or bills to be considered, the place and time of meeting. Such notice shall be posted on all bulletin boards in public areas of the Capitol, the office of the Secretary of the Senate, the Capitol Press Room, the Senate Reception Area on the first floor of the State Office Building. A notice shall be sent to the House for posting as the House may deem necessary. Meetings not so announced and posted shall not be attended by any members of the Senate.

The notice requirement of this rule is the minimum notice which shall be given to the public. Committee chairmen shall announce meetings as far in advance as possible.”

The question being taken on the motion to amend.

And the roll being called, there were yeas 30 and nays 37, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Doty	Lewis	Olson, H. D.	Stokowski
Arnold	Gearty	Lord	Perpich, A. J.	Tennessee
Borden	Hansen, Baldy	Milton	Perpich, G.	Thorup
Chenoweth	Hughes	Moe	Purfeerst	Wegener
Chmielewski	Humphrey	North	Schaaf	Willet
Coleman	Keefe, S.	Novak	Schrom	
Conzemius	Kleinbaum	Olhoff	Solon	
Davies	Laufenburger	Olson, A. G.	Spear	

Which motion to amend did not prevail.

Mr. Krieger moved to amend the Temporary Rules of the Senate by adding a new rule as follows:

“All Senate Meetings Open

82. All proceedings of the Senate, including committee, subcommittee and conference committee meetings in which members of the Senate participate shall be open to the public. No proceeding shall be held in secret or executive session except when approved by roll call vote by two-thirds of all senators. Such question clearly stated, together with the vote, shall be recorded in the Journal.”

The question being taken on the motion to amend.

And the roll being called, there were yeas 30 and nays 36, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Doty	Lord	Perpich, A. J.	Tennessee
Arnold	Gearty	Milton	Perpich, G.	Thorup
Borden	Hughes	Moe	Purfeerst	Wegener
Chenoweth	Humphrey	North	Schaaf	Willet
Chmielewski	Keefe, S.	Novak	Schrom	
Coleman	Kleinbaum	Olhoff	Solon	
Conzemius	Laufenburger	Olson, A. G.	Spear	
Davies	Lewis	Olson, H. D.	Stokowski	

Which motion to amend did not prevail.

Mr. Ogdahl moved to amend the Temporary Rules of the Senate by adding a new rule as follows:

“Transcription of Minutes

84. All proceedings of the Senate, including committee, subcommittee and conference committee meetings in which members of the Senate participate, shall be recorded on magnetic tape and transcribed verbatim. A copy of each such tape and transcription shall be given to the Majority and Minority Leaders for disposition as they may direct. Duplicate copies of such transcription shall be made available by the Secretary of the Senate to any person for a fee determined by the Secretary to be adequate to cover the cost of preparing such transcription.”

The question being taken on the motion to amend.

And the roll being called, there were yeas 30 and nays 37, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Doty	Lewis	Olson, H. D.	Stokowski
Arnold	Gearty	Lord	Perpich, A. J.	Tennessee
Borden	Hansen, Baldy	Milton	Perpich, G.	Thorup
Chenoweth	Hughes	Moe	Purfeerst	Wegener
Chmielewski	Humphrey	North	Schaaf	Willet
Coleman	Keefe, S.	Novak	Schrom	
Conzemius	Kleinbaum	Olhoff	Solon	
Davies	Laufenburger	Olson, A. G.	Spear	

Which motion to amend did not prevail.

Mr. Krieger moved to amend Senate Rule 56 as it appears on page 411 of the 1971 Senate Journal by striking the rule in its entirety and inserting in lieu thereof the following:

“Report of Vote in Committee

56. A record shall be made of the vote on each bill considered in all committees, including the vote on any amendment or proposed amendment thereto, in the committee to which the bill was referred. Such vote shall be recorded in the Journal.”

The question being taken on the motion to amend.

And the roll being called, there were yeas 30 and nays 37, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Doty	Lewis	Olson, H. D.	Stokowski
Arnold	Gearty	Lord	Perpich, A. J.	Tennessee
Borden	Hansen, Baldy	Milton	Perpich, G.	Thorup
Chenoweth	Hughes	Moe	Purfeerst	Wegener
Chmielewski	Humphrey	North	Schaaf	Willet
Coleman	Keefe, S.	Novak	Schrom	
Conzemius	Kleinbaum	Olhoff	Solon	
Davies	Laufenburger	Olson, A. G.	Spear	

Which motion to amend did not prevail.

Mr. Krieger moved to amend Senate Rule 40 as it appears on page 406 of the 1971 Senate Journal by adding a paragraph as follows:

“Any bill (other than a bill for claims) not reported out by the Standing Committee of the Senate to which it was referred within 60 calendar days from the date of referral shall, upon request made to the Senate by an author of such bill, be withdrawn from such committee and be referred to a standing committee of the Senate agreed to by such author. Such request and re-referral shall be recorded in the Journal.”

The question being taken on the motion to amend.

And the roll being called, there were yeas 30 and nays 37, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Doty	Lewis	Olson, H. D.	Stokowski
Arnold	Gearty	Lord	Perpich, A. J.	Tennessee
Borden	Hansen, Baldy	Milton	Perpich, G.	Thorup
Chenoweth	Hughes	Moe	Purfeerst	Wegener
Chmielewski	Humphrey	North	Schaaf	Willet
Coleman	Keefe, S.	Novak	Schrom	
Conzemius	Kleinbaum	Olhoft	Solon	
Davies	Laufenburger	Olson, A. G.	Spear	

Which motion to amend did not prevail.

The question then recurred on the motion of Mr. Coleman that the temporary rules of the Senate be now adopted.

And the roll being called, there were yeas 37 and nays 30, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Lewis	Olson, H. D.	Stokowski
Arnold	Gearty	Lord	Perpich, A. J.	Tennessee
Borden	Hansen, Baldy	Milton	Perpich, G.	Thorup
Chenoweth	Hughes	Moe	Purfeerst	Wegener
Chmielewski	Humphrey	North	Schaaf	Willet
Coleman	Keefe, S.	Novak	Schrom	
Conzemius	Kleinbaum	Olhoft	Solon	
Davies	Laufenburger	Olson, A. G.	Spear	

Those who voted in the negative were:

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

Which motion prevailed. So the temporary rules of the Senate were adopted.

Mr. Coleman offered the following resolution:

Senate Resolution No. 3

BE IT RESOLVED, by the Senate, that the Senate shall employ for the session the following:

NUMBER OF POSITIONS	POSITION	SALARY PER DAY
2	Administrative Assistant	1 at \$45 1 at 40

NUMBER OF POSITIONS	POSITION	SALARY PER DAY
1	Assistant Executive Secretary	\$28
1	Assistant Sergeant-at-Arms	\$24.50
1	Captain of Pages	\$22
1	Chaplain (Several to serve during session)	\$25 per legislative day
1	Chief Committee Clerk	\$29.50
1	Chief Committee Secretary	\$34.50
1	Chief Indexer	\$29.50
1	Chief Legislative Fiscal Analyst	\$62
10	Clerk I	\$20
6	Clerk-Typist I	\$20
8	Clerk-Typist II	\$22
12	Committee Clerk	\$25
13	Committee Secretary	\$27.50
1	Engrossing Clerk	\$23
1	Enrolling Clerk	\$23
2	Executive Secretary	\$34.50
1	First Assistant Secretary of the Senate	\$62
1	Fourth Assistant Secretary of the Senate	\$30
2	Indexer	\$26
12	Interns	\$13.50
1	Legislative Fiscal Analyst I	\$41
2	Legislative Fiscal Analyst II	\$47
3	Legislative Clerk I	\$21.50
3	Legislative Clerk II	\$23
3	Legislative Clerk III	\$23.50
1	Machine Operator	\$22
1	Minority Secretary of the Senate	\$55
20	Page	\$20
2	Researcher I	\$27.50
8	Researcher II	\$33

NUMBER OF POSITIONS	POSITION	SALARY PER DAY
2	Researcher III	\$41
1	Second Assistant Secretary of the Senate	\$37
18	Secretary	\$26
1	Secretary to Chairman of the Committee on Rules and Administration	\$33
1	Secretary of the Senate	\$68.50

The Secretary of the Senate shall receive the sum of \$3,000 for extra work after the session and for compensation of clerical help for such post session.

NUMBER OF POSITIONS	POSITION	SALARY PER DAY
6	Senate Research I—	4 attorneys at \$38.50 2 researchers at \$38.50
4	Senate Research II—	1 attorney at \$44.50 2 attorneys at \$44 1 attorney at \$41
3	Senate Research III—	1 attorney at \$61 1 attorney at \$56 1 researcher at \$56
30	Sergeant	\$20
1	Sergeant-at-Arms	\$26.50
20	Stenographer I	\$22.50
15	Stenographer II	\$24
1	Third Assistant Secretary of the Senate	\$33

The appointment to the foregoing positions shall be made by resolution specifying the names of such appointments and the positions to which the same are appointed, adopted by a majority of all members of the Senate.

The question being taken on the adoption of the resolution,

And the roll being called, there were yeas 66 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Brown	Fitzsimons	Jensen	Larson
Arnold	Chenoweth	Frederick	Keefe, J.	Laufenburger
Ashbach	Chmielewski	Gearty	Keefe, S.	Lewis
Bang	Coleman	Hansen, Baldy	Kirchner	Lord
Berg	Conzemius	Hansen, Mel	Kleinbaum	McCutcheon
Bernhagen	Davies	Hanson, R.	Knutson	Milton
Blatz	Doty	Hughes	Kowalczyk	Moe
Borden	Dunn	Humphrey	Krieger	Nelson

North	Olson, J. L.	Purfeerst	Spear	Wegener
Novak	O'Neill	Renneke	Stassen	Willet
Ogdahl	Patton	Schaaf	Stokowski	
Olhoff	Perpich, A. J.	Schrom	Tennessee	
Olson, A. G.	Perpich, G.	Sillers	Thorup	
Olson, H. D.	Pillsbury	Solon	Ueland	

Mr. Josefson voted in the negative.

Which motion prevailed. So the resolution was adopted.

Mr. Coleman offered the following resolution:

SENATE RESOLUTION NO. 4

BE IT RESOLVED, by the Senate, that the following named persons be and they are hereby appointed for the session to the respective positions hereinafter stated and at the salaries of the respective positions heretofore fixed:

<i>POSITION</i>	<i>NAME</i>
Administrative Assistant	W. Morgan Fleming E. Richard Schlattman
Assistant Executive Secretary	Natalie Kray
Captain of Pages	Deidre Krause
Chief Committee Clerk	Cathrine Ganje
Chief Committee Secretary	Josephine Dario
Chief Indexer	Ardis Schulz
Chief Legislative Fiscal Analyst	Earl Evenson
Clerk I	Linda Carnel
Clerk-Typist I	Carol Wold Barbara Greshowak Susan Hartfiel Debbie Riemerman
Clerk-Typist II	Patrice Dworak Catherine Morrison Anna Steffel Jeanne Skog Marguerite Lemmon
Committee Clerk	Michael Ahern Joyce Clague R. Scott Dickman Gary Grefenberg Randy Kelly Janet Lund Marcy Wallace Dale Youkom William Haddeland Lucy Johnson
Committee Secretary	Bettye Bates Constance Dabelow Rosemary Goff Romaine Houle Paula Korhonen

<i>POSITION</i>	<i>NAME</i>
	Helen Lyons
	Mary Mogush
	Lucy Nelson
	Mildred Springborg
	Dagny Swanson
	LaVerne Swanson
	Mary Turk
Executive Secretary	Dorothy Abell
	Sandra Read
Indexer	Marcia Greenfield
Interns	Christie Bennett
	Edward A. Cassidy
	Johnny Lorenzo Chappell
	Richard Forschler
	Jeffrey Goodlow
	Diane Seeley Hendrickson
	Lawrence A. Martin
	Joseph C. Merkens
	Steven W. Popper
	Linda Schutz
	Thomas Valley
	Larry Redmond
Legislative Fiscal Analyst I	David Johnson
Legislative Fiscal Analyst II	David Buelow
Legislative Clerk I	Horace Munoz
	Bridget Gonzales
Legislative Clerk II	Paul Richter
Minority Secretary of the Senate	George G. Goodwin
Page	Belinda Ball
	Carol Gorghuber
	Carleen Jaspers
	Barbara Kieren
	Mary Lee
	Deborah Mangan
	DeLois Neal
	Michele Spear
	Mary Lyn Uhl
	Mary Jo Wimmer
	John Angst
	Debi Unger
	Constance Stieger
	Filemon Asuncion, III
	John Peloquin
	Edward Stish
	Trudy Neid
Researcher I	David Karpinski
	Ric Wilberg

<i>POSITION</i>	<i>NAME</i>
Researcher II	Ronnie Brooks Stephen Jackson Joseph G. Beaton Susan Chianelli
Researcher III	John Kaul Richard P. Teske
Secretary	Gloria Bridgewater Lois DeLong Eleanor Dierckins Michele Flaherty Kathleen Gagne Barbara Glick Martha Gordon Lorraine Hartman Phyllis Meryhew Dorothy Newcomb Jean Strilech Norma Thompson Stella Hough Joyce Kleinschmidt Laura Lindorfer Betty A. Lerick
Secretary to Chairman of Committee on Rules and Administration	Shirley Cardwell
Senate Research I	Stephen C. Aldrich John B. Lennes, Jr. Stephen C. Rathke John P. St. Marie Dennis Ferche Lee Munnich
Senate Research II	John A. Ellefson Richard J. Sands Peter S. Wattson
Senate Research III	Bruce D. Campbell Robert J. Duckstad John A. Valentine
Sergeant	Barry Alverman Arthur Carter Rueben Contreras James Darrell Paul Destasio Dennis Dwyer John Kennedy Edward King Warren Kobb Alvin La Roque William A. Larson Alois Mareck Earl Netwal

*POSITION**NAME*

	Joseph Okoneski
	Daniel Orsello
	Randolph Perez
	Bruce Pierson
	Lee Preston
	Mary Maxine Russell
	Joycelyn Swanson
	Darlene Sayers
	William Sufka
	Jay Wright
	Ralph Graham
Stenographer I	Margaret Anderson
	Sandra Brown
	Mary Catlin
	Lorene Helmberger
	Julie Kramer
	Sandra Lash
	Beulah Due
	Susan Schreifels
	Betty Self
	Linda Steiner
Stenographer II	Bernice S. Ashley
	Genevieve Donch
	Marjorie Harrison
	Dorothe Jensen
	Annabel Lahn
	Mabel Loomis
	Judy Martin
	Ruth Peterson
	Linda Redalen
	Betty Rosas
	Joanne Stassen
	Shirley Traxler
	Marion Vogel
Third Assistant Secretary of the Senate	Donald M. Miller

Mr. Coleman moved the adoption of the resolution.

Which motion prevailed. So the resolution was adopted.

Mr. Coleman introduced—

SENATE CONCURRENT RESOLUTION NO. 1

A Concurrent Resolution relating to parking space on the Capitol Grounds, Capital Approach and Aurora Avenue for members of the Minnesota State Legislature.

BE IT RESOLVED, by the Senate of the State of Minnesota, the House of Representatives concurring therein, that the custodian of the Capitol be and he is hereby directed to reserve all parking space necessary on the Capitol grounds, Capitol Approach and Aurora Avenue for the use of the members of the Legislature during the Legislative Session of 1973 and allowing reasonable space

for parking to the general public having business at the Capitol, and for the purpose of assisting the custodian of the Capitol in this matter, the Committee on Rules and Administration of the Senate and the Committee on Rules and Legislative Administration of the House of Representatives are authorized to designate such personnel for the purpose of carrying out this resolution.

BE IT FURTHER RESOLVED, that the Secretary of the Senate and the Chief Clerk of the House of Representatives are hereby authorized to deduct from the check of any legislator or legislative employee for the second pay period of the legislative session the sum of \$15 as compensation for exercise of the parking privilege herein defined.

Mr. Coleman moved that the foregoing resolution be adopted.

Which motion prevailed. So the resolution was adopted.

Mr. Coleman offered the following resolution:

SENATE RESOLUTION NO. 5

BE IT RESOLVED, that the following named persons be and they are hereby appointed as a committee on mileage, viz:

Messrs. Novak, Conzemius and Keefe, J.

Mr. Coleman moved the adoption of the resolution.

Which motion prevailed. So the resolution was adopted.

Mr. Coleman offered the following resolution:

SENATE RESOLUTION NO. 6

BE IT RESOLVED, by the Senate, that there are hereby constituted the following named standing committees of the Senate for the 1973 Session, composed respectively of the number of members set opposite the name of each committee, and composed of the members whose names are herein listed, viz:

SENATE COMMITTEE ASSIGNMENTS COMMITTEE ON COMMITTEES (6)

Davies, J., Chairman	Conzemius, G.
Borden, W., Vice-Chairman	Josefson, J.
Coleman, N.	Krieger, H.

EDUCATION (17)

Hughes, J., Chairman	Olson, H.
Anderson, J., Vice-Chairman	O'Neill, J.
Dunn, R.	Patton, J.
Humphrey, H.	Sillers, D.
Kleinbaum, J.	Solon, S.
Lewis, B.	Spear, A.
Lord, J.	Stassen, J.
Moe, R.	Ueland, A.
Nelson, R.	

FINANCE (20)

Novak, E., Chairman	Arnold, N.
Moe, R., Vice-Chairman	Ashbach, R.

Chenoweth, J.	Ogdahl, H.
Davies, J.	Olson, J.
Doty, R.	Perpich, G.
Fitzsimons, R.	Purfeerst, C.
Hansen, M.	Renneke, E.
Hughes, J.	Tennessee, R.
Josefson, J.	Thorup, S.
Kirchner, W.	Willet, G.

GOVERNMENTAL OPERATIONS (19)

Gearty, E., Chairman	Nelson, R.
Kleinbaum, J., Vice-Chairman	North, R.
Ashbach, R.	Ogdahl, H.
Borden, W.	Perpich, A. J.
Chenoweth, J.	Pillsbury, G.
Conzemius, G.	Schaaf, D.
Hansen, M.	Stassen, J.
Hughes, J.	Stokowski, E.
McCutcheon, B.	Ueland, A.
Milton, J.	

HEALTH, WELFARE AND CORRECTIONS (15)

Conzemius, G., Chairman	Milton, J.
Perpich, G., Vice-Chairman	Nelson, R.
Brown, R.	North, R.
Humphrey, H.	Renneke, E.
Kirchner, W.	Solon, S.
Knutson, H.	Spear, A.
Kowalczyk, A.	Tennessee, R.
Lewis, B.	

JUDICIARY (17)

Davies, J., Chairman	Lord, J.
Tennessee, R., Vice-Chairman	McCutcheon, B.
Anderson, J.	Novak, E.
Blatz, J.	O'Neill, J.
Doty, R.	Perpich, G.
Humphrey, H.	Pillsbury, G.
Jensen, C.	Schaaf, D.
Keefe, J.	Thorup, S.
Knutson, H.	

LABOR AND COMMERCE (15)

Hansen, C. R. (Baldy), Chairman	Larson, L.
Thorup, S., Vice-Chairman	Laufenburger, R.
Bang, O.	Novak, E.
Berg, C.	Olson, J.
Davies, J.	Perpich, A. J.
Hanson, R.	Solon, S.
Keefe, S.	Spear, A.
Kowalczyk, A.	

LOCAL GOVERNMENT (14)

Olson, A., Chairman	Kleinbaum, J.
Willet, G., Vice-Chairman	Larson, L.
Bernhagen, J.	Olhoft, W.
Chmielewski, F.	Olson, H.
Dunn, R.	Patton, J.
Frederick, M.	Stokowski, E.
Hanson, R.	Wegener, M.

METROPOLITAN AND URBAN AFFAIRS (15)

Chenoweth, J., Chairman	Krieger, H.
Doty, R., Vice-Chairman	Lewis, B.
Ashbach, R.	McCutcheon, B.
Gearty, E.	Milton, J.
Keefe, J.	North, R.
Keefe, S.	Schaaf, D.
Kirchner, W.	Stokowski, E.
Knutson, H.	

NATURAL RESOURCES AND AGRICULTURE (15)

Arnold, N., Chairman	Olhoft, W.
Wegener, M., Vice-Chairman	Olson, H.
Berg, C.	Olson, J.
Bernhagen, J.	Purfeerst, C.
Dunn, R.	Renneke, E.
Hanson, R.	Schrom, E.
Lord, J.	Willet, G.
Moe, R.	

RULES AND ADMINISTRATION (18)

Coleman, N., Chairman	Hansen, C. R. (Baldy)
Conzemius, G., Vice-Chairman	Hughes, J.
Arnold, N.	Jensen, C.
Blatz, J.	Krieger, H.
Borden, W.	Laufenburger, R.
Brown, R.	Novak, E.
Chenoweth, J.	Ogdahl, H.
Davies, J.	Olson, A.
Gearty, E.	Perpich, A. J.

TAXES AND TAX LAWS (20)

Perpich, A. J., Chairman	Gearty, E.
Schrom, E., Vice-Chairman	Hansen, C. R. (Baldy)
Anderson, J.	Jensen, C.
Bang, O.	Larson, L.
Blatz, J.	Laufenburger, R.
Borden, W.	Olson, A.
Chmielewski, F.	O'Neill, J.
Coleman, N.	Pillsbury, G.
Conzemius, G.	Sillers, D.
Frederick, M.	Wegener, M.

TRANSPORTATION AND GENERAL LEGISLATION (15)

Laufenburger, R., Chairman	Hansen, M.
Chmielewski, F., Vice-Chairman	Josefson, J.
Arnold, N.	Keefe, S.
Bang, O.	Olhoft, W.
Brown, R.	Olson, A.
Fitzsimons, R.	Purfeerst, C.
Frederick, M.	Schrom, E.
Hansen, C. R. (Baldy)	

Mr. Coleman moved the adoption of the resolution.

Which motion prevailed. So the resolution was adopted.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House of Representatives of the State of Minnesota is now duly organized pursuant to Law with the election of the following officers: Martin O. Sabo, Speaker; Edward A. Burdick, Chief Clerk; Betty M. Hayenga, First Assistant Chief Clerk; Bernard Boland, Second Assistant Chief Clerk; W. D. Shores, Postmaster; Thomas Thorsten, Assistant Postmaster; David N. Kienitz, Assistant Sergeant at Arms; Daniel L. Kane, Assistant Sergeant at Arms; David J. Kubiak, Assistant Sergeant at Arms; Virginia L. Watkins, Index Clerk; Reverend Mordeau Williams, Chaplain; Reverend Donald Borgen, Chaplain; Father Steven Adrian, Chaplain.

Edward A. Burdick, Chief Clerk, House of Representatives.

Mr. President:

I have the honor to announce that the House has appointed a committee of seven members of the House to act with a like committee on the part of the Senate to notify the Governor that the House of Representatives and the Senate of the State of Minnesota are duly organized pursuant to Law and are ready to receive any message that he may have. Peter X. Fugina, Joe Connors, John J. Salchert, Howard E. Smith, Jack H. LaVoy, Leonard C. Myrah and Robert C. Bell have been appointed to such committee on the part of the House.

Edward A. Burdick, Chief Clerk, House of Representatives.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman offered the following resolution:

SENATE RESOLUTION NO. 7

BE IT RESOLVED, that the President of the Senate be and he is hereby directed to appoint a committee of seven to act with a similar committee of the House of Representatives to notify His Excellency, the Honorable Wendell R. Anderson, Governor

of the State of Minnesota, that the Senate and House of Representatives are now fully organized pursuant to law and ready to receive any message he may desire to give them.

Mr. Coleman moved the adoption of the resolution.

Which motion prevailed. So the resolution was adopted.

APPOINTMENTS

Pursuant to the foregoing resolution, the President of the Senate made the following appointments:

Patton; Kowalczyk; North; Olhoft; Stokowski; Keefe, S. and Berg.

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to inform the Senate that the House of Representatives is duly organized pursuant to Law and invites and is ready to meet with the Senate at 12:00 noon, January 3, 1973, to receive the message of the Honorable Wendell R. Anderson, Governor of the State of Minnesota.

Edward A. Burdick, Chief Clerk, House of Representatives.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate accede to the request of the House of Representatives to meet in joint session in the House Chamber at 12 o'clock noon, Wednesday, January 3, 1973 to receive the message of His Excellency, Governor Wendell R. Anderson, Governor of the State of Minnesota.

Which motion prevailed.

Mr. Coleman offered the following resolution:

SENATE RESOLUTION NO. 8

BE IT RESOLVED, that the Secretary of the Senate be and he is hereby instructed to inform the House of Representatives that the Senate is now organized.

Mr. Coleman moved the adoption of the resolution.

Which motion prevailed. So the resolution was adopted.

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce that the House has appointed a committee of seven members of the House to act with a similar committee on the part of the Senate to escort the Governor to the Joint Convention to be held in the House Chamber Wednesday,

January 3, 1973, at 12:00 noon. John Boland, Roy R. Ryan, Robert (Bob) Culhane, Carl M. Johnson, Richard Lemke, Dale E. Erdahl and Richard Wigley have been appointed as members of such committee on the part of the House.

Edward A. Burdick, Chief Clerk, House of Representatives.

Mr. Coleman offered the following resolution:

SENATE RESOLUTION NO. 9

BE IT RESOLVED, that the President of the Senate be and he is hereby directed to appoint a committee of seven members on the part of the Senate to act with a like committee appointed on the part of the House of Representatives to escort His Excellency, the Honorable Wendell R. Anderson, Governor of the State of Minnesota, to the House Chamber on the occasion of the Joint Session on Wednesday, January 3, 1973 at 12:00 o'clock noon.

Mr. Coleman moved the adoption of the resolution.

Which motion prevailed. So the resolution was adopted.

APPOINTMENTS

Pursuant to the foregoing resolution the President made the following appointments: Olson, H.; Humphrey; Lewis; Spear; Hanson, R.; Stassen; Ueland.

Mr. Coleman offered the following resolution.

SENATE RESOLUTION NO. 10

IT IS RESOLVED, that the Secretary of the Senate be authorized to purchase postage to furnish each member of the Senate \$150.00 in postage, and that each member named as chairman of a standing committee in the Senate resolution designating committee assignments, be furnished with an additional \$50.00 in postage for the necessary business of such committee; and

BE IT FURTHER RESOLVED, that an additional postage allowance of \$50 be authorized for the Minority Leader of the Minnesota State Senate, 1973 Session, Mr. Krieger, and for the Assistant Majority Whip, 1973 Session, Mr. Borden.

BE IT FURTHER RESOLVED, that each member of the Senate shall receipt to the Secretary of the Senate for postage so received.

Mr. Coleman moved the adoption of the resolution:

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Ashbach	Berg	Blatz	Brown
Arnold	Bang	Bernhagen	Borden	Chenoweth

Chmielewski	Hughes	Lewis	Olson, J. L.	Spear
Coleman	Humphrey	Lord	O'Neill	Stassen
Conzemius	Jensen	McCutcheon	Patton	Stokowski
Davies	Josefson	Milton	Perpich, A. J.	Tennessen
Doty	Keefe, S.	Moe	Perpich, G.	Thorup
Dunn	Kirchner	Nelson	Pillsbury	Ueland
Fitzsimons	Kleinbaum	North	Purfeerst	Wegener
Frederick	Knutson	Novak	Renneke	Willet
Gearty	Kowalczyk	Ogdahl	Schaaf	
Hansen, Baldy	Krieger	Olhoft	Schrom	
Hansen, Mel	Larson	Olson, A. G.	Sillers	
Hanson, R.	Laufenburger	Olson, H. D.	Solon	

Which motion prevailed. So the resolution was adopted.

Continued on next page

Mr. Coleman moved that the schedule for Committee Meetings, as presented to the Secretary of the Senate be printed in the Journal. Which motion prevailed.

**SENATE COMMITTEE SCHEDULE
1973 Session**

Committee	Chairman	Office Room Number	Direct Line Number	Hearing Room Number	Hour
MONDAY					
296					
Natural Resources and Agriculture Governmental Operations	Arnold	235	4157	118	8-10 A.M.
Education	Gearty	303	4175	112	8-10 A.M.
Transportation and General Legislation	Hughes	328	4185	118	10-12 Noon
Finance	Laufenburger	328	4186	112	10-12 Noon
Taxes and Tax Laws	Novak	121	6436	120	2- 4 P.M.
	Perpich, A. J.	29	4839	15	2- 4 P.M.
TUESDAY					
Health, Welfare and Corrections	Conzemius	205	4151	118	8-10 A.M.
Local Government	Olson, A. G.	205	4150	112	8-10 A.M.
Metropolitan and Urban Affairs	Chenoweth	303	4176	118	10-12 Noon
Labor and Commerce	Hansen, Baldy	235	4158	112	10-12 Noon
Judiciary	Davies	27	4841	118	2- 4 P.M.
WEDNESDAY					
Natural Resources and Agriculture Governmental Operations	Arnold	235	4157	118	8-10 A.M.
Education	Gearty	303	4175	112	8-10 A.M.
Transportation and General Legislation	Hughes	328	4185	118	10-12 Noon
Finance	Laufenburger	328	4186	112	10-12 Noon
Taxes and Tax Laws	Novak	121	6436	120	2- 4 P.M.
	Perpich, A. J.	29	4839	15	2- 4 P.M.
THURSDAY					
Health, Welfare and Corrections	Conzemius	205	4151	118	8-10 A.M.
Local Government	Olson, A. G.	205	4150	112	8-10 A.M.
Metropolitan and Urban Affairs	Chenoweth	303	4176	118	10-12 Noon
Labor and Commerce	Hansen, Baldy	235	4158	112	10-12 Noon
Judiciary	Davies	27	4841	118	2- 4 P.M.
FRIDAY					
Natural Resources and Agriculture Governmental Operations	Arnold	235	4157	118	8-10 A.M.
Education	Gearty	303	4175	112	8-10 A.M.
Transportation and General Legislation	Hughes	328	4185	118	10-12 Noon
Finance	Laufenburger	328	4186	112	10-12 Noon
Taxes and Tax Laws	Novak	121	6436	120	2- 4 P.M.
	Perpich, A. J.	29	4839	15	2- 4 P.M.
ON CALL					
Committee on Committees	Davies	27		210	On call
Rules and Administration	Coleman	208	2204 or 4196	210	On call

Mr. Stokowski introduced:

SENATE CONCURRENT RESOLUTION NO. 2

A senate concurrent resolution stating the gratitude of the people of Minnesota for the public services of Harry S. Truman.

WHEREAS, the last days of 1972 brought the news of the passing of Harry S. Truman, President of the United States from 1945 to 1953; and

WHEREAS, President Truman led this nation and all people in every nation who hoped to preserve human liberty and free institutions through a time when every policy but total war was directed against them; and

WHEREAS, President Truman's programs and policies were the basis for the economic recovery of the world from the desperate ruin of the Second World War; and

WHEREAS, President Truman's policies at home were constantly directed toward the removal of social and economic injustice and well began the eradication of the institutional protection of racial discrimination; and

WHEREAS, President Truman by his outspoken courage and integrity gave his successors an example to imitate and the American people an example to expect from its leaders; now, therefore,

BE IT RESOLVED, by the Senate of the State of Minnesota, the House of Representatives concurring therein, that the gratitude of the people of Minnesota to Harry S. Truman for his services to the people of the United States and the world be publicly recorded.

BE IT FURTHER RESOLVED, that the Secretary of the Senate of the State of Minnesota transmit a formal copy of this resolution to Mrs. Harry S. Truman.

Mr. Stokowski moved the adoption of the foregoing resolution.

Which motion prevailed. So the resolution was adopted.

RECESS

Mr. Coleman moved that the Senate do now recess subject to the call of the President.

Which motion prevailed.

After a brief recess, the President called the Senate to order.

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

Anderson	Bernhagen	Chmielewski	Dunn	Hansen, Mel
Arnold	Blatz	Coleman	Fitzsimons	Hanson, R.
Ashbach	Borden	Conzemius	Frederick	Hughes
Bang	Brown	Davies	Gearty	Humphrey
Berg	Chenoweth	Doty	Hansen, Baldy	Jensen

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

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 11:40 o'clock a.m. tomorrow. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

SECOND DAY

St. Paul, Minnesota, Wednesday, January 3, 1973.

The Senate met at 11:40 o'clock a.m. and was called to order by the President.

Prayer by the Chaplain.

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

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

Quorum present.

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

RECESS

Mr. Coleman moved that the Senate do now recess until 10 minutes after the conclusion of the Joint Convention.

Which motion prevailed.

The Senate reconvened at the appointed time.

INTRODUCTION OF BILLS

Messrs. Coleman, Ogdahl and Chenoweth introduced—

S. F. No. 1: A bill for an act relating to unemployment compensation; providing qualification for benefits for certain persons unemployed as a result of a labor dispute; amending Minnesota Statutes 1971, Section 268.09, Subdivision 1.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Coleman; Hansen, Baldy and Lewis introduced—

S. F. No. 2: A bill for an act relating to elections; providing for the election of members of the state legislature with party designation; appropriating money; amending Minnesota Statutes 1971, Sections 202.03, Subdivision 1; 203.28, Subdivisions 1 and 3 and by adding a subdivision; 203.29; 203.35, Subdivisions 7 and 9; and 206.07, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Novak, Moe and Tennesen introduced—

S. F. No. 3: A bill for an act relating to old age assistance; releasing claims and liens of the state; repealing Minnesota Statutes 1971, Section 256.26, Subdivisions 3 to 11.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Borden, Ashbach and Schaaf introduced—

S. F. No. 4: A resolution to ratify a proposed amendment to the Constitution of the United States of America relating to equal rights for men and women under the law.

Which was read the first time and referred to the Committee on Judiciary.

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

S. F. No. 5: A bill for an act relating to public safety; exits and fire drills in educational institutions; fire marshal's duties; amending Minnesota Statutes 1971, Section 299F.30, Subdivision 1.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Tennesen, Ogdahl and Thorup introduced—

S. F. No. 6: A bill for an act relating to real estate; liens for improvements thereto; extent and amount thereof; requiring notice to owners; prescribing penalties; amending Minnesota Statutes 1971, Sections 514.01; 514.03; 514.05; 514.07; 514.08; and 514.11; and Chapter 514, by adding a section.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Doty, Schrom and Willet introduced—

S. F. No. 7: A bill for an act relating to highway traffic regulations; vehicle equipment; authorizing the use of studded tires by certain persons under certain conditions; prescribing penalties;

amending Minnesota Statutes 1971, Section 169.72, Subdivision 1; repealing Minnesota Statutes 1971, Section 169.72, Subdivision 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Chenoweth, Ashbach and Hughes introduced—

S. F. No. 8: A bill for an act relating to the legislature; providing a statutory maximum for its size; amending Minnesota Statutes 1971, Section 2.021.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. North, Milton and Arnold introduced—

S. F. No. 9: A bill for an act relating to wild animals; lowering the age for permanent licenses for residents to take fish to 65 years; amending Minnesota Statutes 1971, Section 98.47, Subdivision 14.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Milton, North and Lewis introduced—

S. F. No. 10: A bill for an act relating to old age assistance; releasing claims and liens of the state; repealing Minnesota Statutes 1971, Section 256.26, Subdivisions 3 to 11.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Lewis, Humphrey and Spear introduced—

S. F. No. 11: A resolution to ratify a proposed amendment to the Constitution of the United States of America relating to equal rights for men and women under the law.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Chenoweth, McCutcheon and Hughes introduced—

S. F. No. 12: A bill for an act proposing an amendment to the Minnesota Constitution, Article XIV, Section 1; providing the majority necessary to pass constitutional amendments.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Milton, Lord and Moe introduced—

S. F. No. 13: A resolution to ratify a proposed amendment to the

Constitution of the United States of America relating to equal rights for men and women under the law.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Keefe, J.; Bang and O'Neill introduced—

S. F. No. 14: A bill for an act relating to the metropolitan council; providing for election of members; amending Minnesota Statutes 1971, Sections 473B.02, Subdivisions 2, 4 and 5, and by adding new subdivisions; repealing Minnesota Statutes 1971, Section 473B.02, Subdivision 3.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. North, Lord and Tennesen introduced—

S. F. No. 15: A bill for an act relating to minors; defining a minor for juvenile court purposes; providing for contractual capacity of a minor; amending Minnesota Statutes 1971, Section 260.015, Subdivision 9.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. North, Lord and Tennesen introduced—

S. F. No. 16: A bill for an act relating to marriage; the age of consent; amending Minnesota Statutes 1971, Sections 517.02 and 517.08, Subdivision 1.

Which was read the first time and referred to the Committee on Judiciary.

MESSAGE FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted:

H. F. No. 1.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted January 2, 1973

FIRST READING OF HOUSE BILL

H. F. No. 1: A bill for an act relating to the legislature; defining "legislative day"; amending Minnesota Statutes 1971, Section 3.01, by adding a subdivision.

Was read the first time.

Mr. Davies moved that H. F. No. 1 be laid on the table. Which motion prevailed.

MOTIONS AND RESOLUTIONS

Mr. Davies moved that H. F. No. 1 be taken from the table. Which motion prevailed.

SUSPENSION OF RULES

Mr. Davies moved that an urgency be declared within the meaning of Article IV, Section 20, of the Constitution of Minnesota, with respect to H. F. No. 1 and that the rules of the Senate be so far suspended as to give H. F. No. 1 its second and third reading and placed on its final passage. Which motion prevailed.

SECOND READING OF HOUSE BILL

H. F. No. 1 was read for the second time.

CALL OF THE SENATE

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

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

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

Mr. Davies moved to amend H. F. No. 1 as follows:

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

“Section 1. [SESSIONS.] The legislature shall assemble at the seat of government on the first Tuesday after the first Monday in January of each odd numbered year; provided, however, that when the first Monday in January falls on January 1, the legislature shall assemble on the first Wednesday after the first Monday in January of that year; and at such other times as it may be called by the governor to meet in extra session.

Sec. 2. [LEGISLATIVE DAY.] A legislative day is any day when either house of the legislature is called to order. A legislative day shall commence at seven o'clock a.m. and continue until seven o'clock a.m. of the following calendar day.

Sec. 3. Minnesota Statutes 1971, Section 3.01, Subdivision 1, is repealed.

Sec. 4. [EFFECTIVE DATE.] This act shall be effective upon final enactment."

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 legislature; defining "legislative day"; prescribing meeting times; repealing Minnesota Statutes 1971, Section 3.01, Subdivision 1."

Which motion prevailed. So the amendment was adopted.

THIRD READING OF HOUSE BILLS

H. F. No. 1: A bill for an act relating to the legislature; defining "legislative day"; amending Minnesota Statutes 1971, Section 3.01, by adding a subdivision.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 4, as follows:

Those who voted in the affirmative were:

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

Messrs. Blatz; Hansen, Baldy; Jensen and Sillers voted in the negative.

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

INTRODUCTION OF BILLS—CONTINUED

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

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Nelson, Anderson and Borden introduced—

S. F. No. 18: A bill for an act relating to drivers' licenses; classifications thereof; providing that a Class C license is valid for the operation of fire trucks and emergency fire equipment by volunteer firemen; amending Minnesota Statutes 1971, Section 171.02, Subdivision 2.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. North, Perpich, A. J., and O'Neill introduced—

S. F. No. 19: A bill for an act relating to taxes on and measured by net income; defining claimant for rent credit; amending Minnesota Statutes 1971, Section 290.982.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Pillsbury moved that prayer by the Chaplain be printed in the Journal and that the Secretary of the Senate be instructed to transmit a copy of the prayer to the family of Senator Henry T. McKnight.

Which motion prevailed.

MEMORIAL PRAYER

Almighty and Everlasting God, in your Providence you have called into eternal life one who has served You, his community, and his state as a public servant.

Be merciful to him and grant him the object of his hope. He believed in the Resurrection and the Life. The senator, as a public servant, worked for the resurrection that is going on now. Man and man's world are all destined for resurrection, and therefore, mankind shall survive. We shall survive. Senator McKnight now knows more fully the meaning of these words. For to your faithful, O Lord, life is changed not taken away. May he enjoy the fullness of the life he sincerely sought.

We pray for the families of Senator McKnight. Teach them to see your good and gracious purpose working in all the trials that come into life. May they not sorrow, as those who have no hope, but may they turn to You, the God of all consolations.

And we pray likewise for those of us who remain to carry on the senator's work. Let us be moved by this death, and from it learn more fully the meaning of life and the marvelous gift that it is.

This we ask through Christ our Lord, the Resurrection and the Life. Amen.

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon January 4, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

THIRD DAY

St. Paul, Minnesota, Thursday, January 4, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

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

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

Quorum present.

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

MEMBERS EXCUSED

Mr. Pillsbury was excused from the Session of today.

INTRODUCTION OF BILLS

Messrs. Perpich, A. J.; Schrom and Spear introduced—

S. F. No. 20: A bill for an act relating to taxation; allowing disabled persons an income tax credit for taxes or rent on their places of residence; amending Minnesota Statutes 1971, Section 290.0601, Subdivision 6.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Novak; Olson, J. L. and Hansen, Baldy introduced—

S. F. No. 21: A bill for an act relating to insurance; continuation

of group insurance coverage upon termination of employment; amending Minnesota Statutes 1971, Section 62A.10, Subdivision 2.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Brown, Pillsbury and Stassen introduced—

S. F. No. 22: A bill for an act relating to elections; providing for election of members of the legislature by party designation; amending Minnesota Statutes 1971, Sections 202.03, Subdivision 1; 203.29, Subdivision 2; 203.35, Subdivisions 7 and 9; and 206.07, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Sillers, Kleinbaum and O'Neill introduced—

S. F. No. 23: A bill for an act relating to civil service and state employees; providing health and basic life insurance benefits for dependents; amending Minnesota Statutes 1971, Sections 43.42; 43.43; 43.44, Subdivisions 1 and 2; 43.45, Subdivision 2; 43.46; 43.47; 43.48; 43.49; 43.491; and 43.50, Subdivision 1.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Nelson, Anderson and Moe introduced—

S. F. No. 24: A bill for an act relating to education; establishing grounds and procedure for suspension or expulsion of public school pupils.

Which was read the first time and referred to the Committee on Education.

Messrs. Spear, Coleman and Perpich, A. J. introduced—

S. F. No. 25: A resolution memorializing the President and the Congress of the United States in opposition to the renewal of indiscriminate bombing of North Vietnam.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Chmielewski and Laufenburger introduced—

S. F. No. 26: A bill for an act relating to the Minnesota state retirement system; determination of retirement annuity on years of service under certain circumstances.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

MOTIONS AND RESOLUTIONS

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon Monday, January 8th, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

FOURTH DAY

St. Paul, Minnesota, Monday, January 8, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

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

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

Quorum present.

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

MEMBERS EXCUSED

Messrs. Larson and Josefson were excused from the Session of today.

INTRODUCTION OF BILLS

Messrs. Olson, A. G.; Willet and Wegener introduced—

S. F. No. 27: A resolution memorializing the President of the United States to restore the National Waterbank Program and the Rural Environment Assistance Program.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Milton, Spear and Borden introduced—

S. F. No. 28: A resolution memorializing the President and Congress to discontinue United States military involvement in

Vietnam and to negotiate the safe return of all United States prisoners of war.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Kleinbaum, Larson and Schrom introduced—

S. F. No. 29: A bill for an act relating to game and fish; authorizing angling with two lines by holders of a special license; amending Minnesota Statutes 1971, Sections 97.40, Subdivision 32; 98.46, Subdivision 2; and 101.41, Subdivision 2.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Doty; Perpich, G. and Berg introduced—

S. F. No. 30: A bill for an act relating to trade regulation; limiting sales price differentials in sales of gasoline and other petroleum products; amending Minnesota Statutes 1971, Section 325.82, by adding a subdivision.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Conzemius, Borden and Jensen introduced—

S. F. No. 31: A bill for an act relating to public service corporations and pipeline companies; regulating and limiting the easements over private property acquired by such corporations and companies.

Which was read the first time and referred to the Committee on Labor and Commerce.

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

Messrs. Purfeerst, Fitzsimons and Willet introduced—

S. F. No. 32: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. North, Milton and Kirchner introduced—

S. F. No. 33: A bill for an act relating to discrimination; prohibiting discrimination based upon blindness; amending Minne-

sota Statutes 1971, Sections 363.03, Subdivisions 1 and 5; 363.11; and 363.12, Subdivisions 1 and 2.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. North, Conzemius and Lewis introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. North, Dunn and Moe introduced—

S. F. No. 35: A bill for an act relating to trade regulation; requiring a fee for beverage containers; providing penalties.

Which was read the first time and referred to the Committee on Labor and Commerce.

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

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

S. F. No. 36: A bill for an act relating to landlord and tenant; refund of security deposit upon termination of tenancy; amending Minnesota Statutes 1971, Section 504.19.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Borden introduced—

S. F. No. 37: A bill for an act relating to the claim of Elton A. Leaf; arising from an injury suffered while in state employment; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Olhoft; Olson, A. G. and Berg introduced—

S. F. No. 38: A resolution demanding the Farmers Home Administration aids be released to Minnesota farmers injured by the 1972 floods.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Spear, Coleman and Perpich, A. J. introduced—

S. F. No. 39: A resolution memorializing the President and Congress to halt federal appropriations to continue the war in Southeast Asia.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Doty introduced—

S. F. No. 40: A bill for an act relating to the claim of Clarence H. Murschel; arising from negligence of department of highways; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

MOTIONS AND RESOLUTIONS

Mr. Chmielewski moved that S. F. No. 26 be withdrawn from the Committee on Transportation and General Legislation. Which motion prevailed.

Mr. Chmielewski moved that S. F. No. 26 be re-referred to the Committee on Governmental Operations. Which motion prevailed.

INTRODUCTION OF BILLS—CONTINUED

Messrs. Wegener, Berg and Moe introduced—

S. F. No. 41: A bill for an act defining legal capacity for the purpose of meeting eligibility requirements of certain federal programs.

Which was read the first time and referred to the Committee on Judiciary.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Thursday, January 11, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

FIFTH DAY

St. Paul, Minnesota, Thursday, January 11, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

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

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

Quorum present.

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

MEMBERS EXCUSED

Mr. Moe was excused from the Session of today.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

January 9, 1973

The Honorable Alec G. Olson,
President of the Senate

The Honorable Martin O. Sabo,
Speaker of the House

Sirs:

I respectfully request the opportunity of addressing a joint session of the House and Senate of the Sixty-eighth Session of the Minnesota Legislature on Wednesday, January 17, 1973 at 12:15 P.M. for the purpose of presenting my budget recommendations for the 1973-75 biennium to the Legislature.

Sincerely,
Wendell R. Anderson, Governor

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

The Honorable Alec G. Olson, President
of the Senate

Sir:

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:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
	1	Chapter 1	January 4, 1973	January 4, 1973

Sincerely,

Arlen Erdahl
Secretary of State

INTRODUCTION OF BILLS

Messrs. Ashbach, Thorup and Kowalczyk introduced—

S. F. No. 42: A bill for an act regulating public utilities furnishing at retail natural manufactured or mixed gas, or electric service; prescribing the duties of the public service commission in relation thereto; prescribing penalties.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Laufenburger, Krieger and Olhoft introduced—

S. F. No. 43: A bill for an act providing compensation to those members of the armed forces who served in the Vietnam conflict.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Lewis, Purfeerst and Kleinbaum introduced—

S. F. No. 44: A bill for an act relating to water pollution control; requiring permits for the discharge of wastes into waters of this state; amending Minnesota Statutes 1971, Section 115.07, Subdivision 1; repealing Minnesota Statutes 1971, Section 115.07, Subdivision 3.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Davies, Blatz and Purfeerst introduced—

S. F. No. 45: A bill for an act relating to taxation; tax on oleo-

margarine; amending Minnesota Statutes 1971, Section 33.171; repealing Minnesota Statutes 1971, Sections 33.10; 33.11; 33.12 to 33.17; and 270.051, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

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

S. F. No. 46: A bill for an act relating to occupational and professional examination and licensing; providing for a lay membership on such boards; amending Minnesota Statutes 1971, Sections 146.02; 146.03; 146.05; 147.01; 148.03; 148.52; 148.67; 148.68; 148.79; 150A.02; 151.02; 151.03; 151.04; 153.02; 154.22; 155.04; 155.05; 156.01, Subdivisions 1 and 2; 326.04; 326.05; 326.17; 326.18; 326.241, Subdivision 1; 326.541; and 481.01.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Kleinbaum, Krieger and Chenoweth introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Lewis, Chmielewski and Spear introduced—

S. F. No. 48: A bill for an act relating to small loans; maximum rates of principal and interest; amending Minnesota Statutes 1971, Section 56.13, Subdivision 1.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Moe, Ogdahl and Kleinbaum introduced—

S. F. No. 49: A bill for an act relating to state government; annual leave and sick leave of state employees; amending Minnesota Statutes 1971, Section 351.12.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Borden, Josefson and Laufenburger introduced—

S. F. No. 50: A bill for an act relating to highway traffic regulations; authorizing increased combinations of vehicles transporting

milk; amending Minnesota Statutes 1971, Section 169.81, Subdivision 3.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Conzemius introduced—

S. F. No. 51: A bill for an act relating to the claim of the city of Lake City; arising from damages by a runaway from the state training school; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Laufenburger introduced—

S. F. No. 52: A bill for an act relating to the claim of Charles L. Eglund; arising from interference with access to his home by highway construction; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. North, O'Neill and Chenoweth introduced—

S. F. No. 53: A bill for an act relating to taxation; providing for the valuation of improvements to residential real property.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. O'Neill, Gearty and Keefe, J. introduced—

S. F. No. 54: A bill for an act relating to courts, procedure and penalties in traffic violation cases; amending Minnesota Statutes 1971, Sections 169.89, Subdivision 1; 171.01, Subdivision 13; 171.16, Subdivisions 1 and 3; and 484.63; repealing Minnesota Statutes 1971, Section 169.122, Subdivision 4.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Schaaf, Olhofft and Humphrey introduced—

S. F. No. 55: A bill for an act relating to elections; providing for election of members of the legislature by party designation; amending Minnesota Statutes 1971, Sections 202.03, Subdivision 1; 203.29, Subdivision 2; 203.35, Subdivisions 7 and 9; and 206.07, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Kirchner, Milton and McCutcheon introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Arnold introduced—

S. F. No. 57: A bill for an act relating to Itasca county; authorizing the issuance of an on-sale license for the sale of intoxicating liquor.

Which was read the first time and referred to the Committee on Labor and Commerce.

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

S. F. No. 58: A bill for an act relating to taxation; income tax credits for renters; amending Minnesota Statutes 1971, Sections 290.982; 290.983, Subdivision 1; and 290.99; repealing Minnesota Statutes 1971, Section 290.991.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Bang, Gearty and O'Neill introduced—

S. F. No. 59: A bill for an act relating to taxation; tax on oleomargarine; amending Minnesota Statutes 1971, Section 33.171; repealing Minnesota Statutes 1971, Sections 33.10; 33.11; 33.12 to 33.17; and 270.051, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Frederick, Chmielewski and Fitzsimons introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Arnold introduced—

S. F. No. 61: A bill for an act relating to the village of Grand Rapids; authorizing supplemental retirement payments to police officers.

Which was read the first time and referred to the Committee on Governmental Operations.

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

S. F. No. 62: A bill for an act relating to town roads; providing for the recording of the order establishing, altering or vacating a town road with the register of deeds; amending Minnesota Statutes 1971, Section 164.07, Subdivision 11.

Which was read the first time and referred to the Committee on Judiciary.

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

S. F. No. 63: A bill for an act relating to real property; time limits upon certain actions relating to; amending Minnesota Statutes 1971, Sections 519.09 and 519.101.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Humphrey, Lord and Keefe, J. introduced—

S. F. No. 64: A bill for an act relating to real property; prescribing requirements for the execution of instruments affecting real property; amending Minnesota Statutes 1971, Sections 505.03, Subdivision 1; 507.23; 507.24; 508.06; and 508.40; repealing Minnesota Statutes 1971, Section 507.22.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Borden, Davies and O'Neill introduced—

S. F. No. 65: A bill for an act relating to the supreme court; authorizing certification of questions of law to the court and from the court to courts of other states.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Davies, O'Neill and Borden introduced—

S. F. No. 66: A bill for an act creating a Minnesota law revision commission; prescribing its duties and functions; and appropriating funds for its operation.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Kirchner; Hansen, Baldy and Arnold introduced—

S. F. No. 67: A bill for an act relating to natural resources; authorizing the commissioner of administration to acquire by eminent domain, under certain conditions, land or interests in land being acquired for natural resource purposes.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Davies, Ashbach and Chenoweth introduced—

S. F. No. 68: A bill for an act abolishing the advisory committee on planning; repealing Minnesota Statutes 1971, Section 4.14.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Tennesen, Fitzsimons and Davies introduced—

S. F. No. 69: A bill for an act proposing an amendment to the Minnesota Constitution, repealing Article IV, Section 32[a]; providing that railroads may be taxed in the same manner as other enterprises.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Davies, Josefson and Doty introduced—

S. F. No. 70: A bill for an act relating to the supreme court; appropriating money for its facilities.

Which was read the first time and referred to the Committee on Finance.

Mr. Spear introduced—

S. F. No. 71: A bill for an act relating to the claim of Carol T. Roblin; arising from services rendered to the department of corrections; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Milton, Spear and North introduced—

S. F. No. 72: A bill for an act relating to labor; providing for minimum wage and overtime standards; providing penalties for violations; repealing Minnesota Statutes 1971, Sections 177.01 to 177.20.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Dunn introduced—

S. F. No. 73: A bill for an act relating to the claim of the village of Cambridge; arising from public improvements benefiting state property; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

MESSAGE FROM THE HOUSE

Mr. President:

I have the honor to announce the adoption by the House of the following Senate Concurrent Resolution, herewith returned:

Senate Concurrent Resolution No. 1.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned January 4, 1973

Mr. President:

I have the honor to announce the adoption by the House of the following Senate Concurrent Resolution, herewith returned:

Senate Concurrent Resolution No. 2.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned January 4, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H. F. No. 84.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted January 8, 1973

FIRST READING OF HOUSE FILES

H. F. No. 84: A bill for an act defining legal capacity for the purpose of meeting eligibility requirements of certain federal programs.

Was read the first time.

Mr. Wegener moved that H. F. No. 84 be laid on the table.

Which motion prevailed.

REPORTS OF COMMITTEES

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

S. F. No. 31: A bill for an act relating to public service corporations and pipeline companies; regulating and limiting the ease-

ments over private property acquired by such corporations and companies.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Judiciary. Report adopted.

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

S. F. No. 35: A bill for an act relating to trade regulation; requiring a fee for beverage containers; providing penalties.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Natural Resources and Agriculture. Report adopted.

January 10, 1973

The Honorable Alec G. Olson
President of the Senate

Dear Sir:

On January 9, 1973, the Committee on Committees of the Senate met and by appropriate action made the following appointments:

Pursuant to Minnesota Statutes, 1971:

Sec. 3.301 Legislative Services Commission: Messrs. Krieger, Conzemius and Gearty

Sec. 298.22 Iron Range Resources and Rehabilitation Commission: Messrs. Arnold, Perpich, A. J. and Perpich, G.

Respectfully yours,
Jack Davies, Chairman
Committee on Committees

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

The Honorable Patrick E. Flahaven
Secretary of the Senate

The Honorable Edward A. Burdick
Chief Clerk of the House of Representatives

Mr. Davies moved that the foregoing committee report be adopted. Which motion prevailed. So the report was adopted.

MOTIONS AND RESOLUTIONS

Mr. Coleman moved to amend the resolution adopted Tuesday, January 2, 1973, establishing Senate employees' positions and salaries as shown in the Journal of the 1st day, page 19, by adding thereto the following:

- 1 Legislative Communications Officer at a salary of \$45.76 per day, one-half of such salary to be paid by the House of Representatives and one-half to be paid by the Senate.

The question being taken on the motion.

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

Those who voted in the affirmative were:

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

So the motion was adopted.

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

BE IT RESOLVED, by the Senate, that the following named persons be and are hereby appointed to the positions hereinafter stated and at the salary heretofore fixed.

Ernest O. Hintze, Legislative Communications Officer, effective January 2, 1973

Timothy J. Helgeson, Sergeant, effective January 2, 1973

Otto Haase, Sergeant, effective January 2, 1973

Jerome Coughlin, Sergeant, effective January 2, 1973

Susan Haigh, Committee Clerk, effective January 8, 1973

BE IT FURTHER RESOLVED, that Betty A. Lerick be transferred from the Secretary classification to Stenographer I classification; that Betty Self be transferred from the Stenographer I classification to the Secretary classification; that Anna Steffel be transferred from the Clerk Typist II classification to Stenographer II classification, effective as of January 2, 1973, at the salary heretofore established for the respective positions.

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

Mr. Coleman moved to amend Senate Resolution No. 6 as shown in the Journal for the first day, pages 25 through 28.

HEALTH, WELFARE AND CORRECTIONS

Strike the name of Mr. Humphrey and insert in lieu thereof Mr. Keefe, S.

METROPOLITAN AND URBAN AFFAIRS

Strike the name of Mr. Keefe, S. and insert in lieu thereof Mr. Humphrey.

LOCAL GOVERNMENT

Strike the name of Mr. Hanson, R. and insert in lieu thereof Mr. Sillers.

Mr. Coleman moved the adoption of the amendment. Which motion prevailed. So the amendment was adopted.

Mr. Krieger moved that the Rules of the Senate be so far suspended as to revert to the order of business of Introduction of Bills.

INTRODUCTION OF BILLS—CONTINUED

Messrs. Frederick and Patton introduced—

S. F. No. 74: A bill for an act relating to Steele county; authorizing tax anticipation certificates for certain purposes; amending Laws 1963, Chapter 572, Section 2.

Which was read the first time and referred to the Committee on Local Government.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Wegener moved that H. F. No. 84 be taken from the table. Which motion prevailed.

SUSPENSION OF RULES

Mr. Wegener moved that an urgency be declared within the meaning of Article IV, Section 20, of the Constitution of Minnesota, with respect to H. F. No. 84 and that the rules of the Senate be so far suspended as to give H. F. No. 84 its second and third reading and placed on its final passage. Which motion prevailed.

H. F. No. 84 was read the second time.

Mr. Wegener moved to amend H. F. No. 84 as follows:

Page 1, line 9, strike "a loan and to apply for and receive other" and insert in lieu thereof "an emergency loan as authorized under sections 1961 to 1967 of title 7 of the United States Code."

Page 1, strike lines 10 through 12

After line 12, add a new section to read:

"Sec. 2. Notwithstanding the provisions of any law to the contrary a person who has attained the full age of 18 years, if otherwise competent, is legally capable to give such security as the secretary of agriculture may prescribe for any emergency loan referred to in section 1 of this act."

Renumber the remaining section.

Which motion prevailed. So the amendment was adopted.

THIRD READING OF HOUSE BILL

H. F. No. 84: A bill for an act defining legal capacity for the purpose of meeting eligibility requirements of certain federal programs.

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

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

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. North moved that S. F. No. 34 be withdrawn from the Committee on Transportation and General Legislation. Which motion prevailed.

Mr. North moved that S. F. No. 34 be re-referred to the Committee on Health, Welfare and Corrections. Which motion prevailed.

Messrs. Milton and Spear introduced—

Senate Resolution No. 11: A senate resolution designating January 20 as Peace Action Day.

Which was referred to Committee on Rules and Administration.

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Monday, January 15, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

SIXTH DAY

St. Paul, Minnesota, Monday, January 15, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

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

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

Quorum present.

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

MEMBERS EXCUSED

Messrs. Keefe, J.; Kleinbaum, Kirchner and Laufenburger were excused from the Session of today.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

December 13, 1972

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

Lorin A. Gasterland, 6716 Garfield Avenue South, Richfield, Hennepin County, has been appointed by me to the State Board

of Education, effective December 1, 1972, for a term expiring July 1, 1977.

Sincerely,
Wendell R. Anderson, Governor

Which appointment was referred to the Committee on Rules and Administration.

January 5, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

Thomas J. Simmons, 412 South 11th, Olivia, Renville County, has been appointed by me to the Minnesota Municipal Commission, effective January 5, 1973, for a term expiring June 30, 1975.

Sincerely,
Wendell R. Anderson, Governor

Which appointment was referred to the Committee on Rules and Administration.

January 11, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

Charles A. Swanson, 6967 Hickory Circle N.E., Anoka, Anoka County, has been appointed by me as Director of the Bureau of Mediation Services, effective March 1, 1973, for a term expiring March 1, 1977.

Sincerely,
Wendell R. Anderson, Governor

Which appointment was referred to the Committee on Rules and Administration.

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

The Honorable Alec G. Olson, President
of the Senate

Sir:

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:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
	84	Chapter 2	January 12, 1973	January 12, 1973

Sincerely,

Arlen Erdahl
Secretary of State

INTRODUCTION OF BILLS

Messrs. Laufenburger, Willet and Purfeerst introduced—

S. F. No. 75: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Hansen, Mel; Gearty and Stassen introduced—

S. F. No. 76: A bill for an act relating to retirement; requiring reports by certain pension programs; appropriating money.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Hansen, Mel; Gearty and Stassen introduced—

S. F. No. 77: A bill for an act relating to corporations; regulation of employee retirement benefits.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Hansen, Mel; Gearty and Stassen introduced—

S. F. No. 78: A resolution urging Congress and the President to enact legislation to relieve persons who lose pensions because of changes in the organization of their employers.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Ashbach, Novak and Milton introduced—

S. F. No. 79: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Ogdahl, Gearty and O'Neill introduced—

S. F. No. 80: A bill for an act relating to retirement; computation of various retirement annuities; amending Minnesota Statutes 1971, Section 11.25, Subdivisions 12 and 13.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Humphrey, Ogdahl and Borden introduced—

S. F. No. 81: A bill for an act relating to government; requiring all governmental meetings in the legislative and executive branches to be public; imposing penalties; repealing Minnesota Statutes 1971, Section 471.705.

Which was read the first time and referred to the Committee on Governmental Operations.

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

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 contract to perform services for other governmental units; amending Minnesota Statutes 1971, Section 471.59, by adding a subdivision.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Conzemius, Lewis and Dunn introduced—

S. F. No. 83: A bill for an act relating to education; general powers of independent school districts; amending Minnesota Statutes 1971, Section 123.35, Subdivision 9.

Which was read the first time and referred to the Committee on Education.

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

S. F. No. 84: A bill for an act relating to education; general powers of independent school districts; amending Minnesota Statutes 1971, Section 123.35, Subdivision 9.

Which was read the first time and referred to the Committee on Education.

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

S. 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Kirchner; Olson, J. L.; and Purfeerst introduced—

S. F. No. 86: A bill for an act relating to state lands; sale or disposition of surplus; amending Minnesota Statutes 1971, Section 94.09, Subdivision 3.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Doty, Chenoweth and Gearty introduced—

S. F. No. 87: A bill for an act relating to elections; providing for change in precincts and polling places of cities of the first class; amending Minnesota Statutes 1971, Sections 203.06, Subdivision 1; and 203.08.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Brown, Conzemius and Berg introduced—

S. F. No. 88: A bill for an act relating to elections; regulating campaign expenditures; establishing an ethical standards committee and providing its powers and duties; amending Minnesota Statutes 1971, Sections 211.06; 211.17 and 211.19; and Chapter 211, by adding sections; repealing Minnesota Statutes 1971, Sections 210.18; 210.19; 211.16; 211.20 and 211.25.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Borden, Ogdahl and Gearty introduced—

S. F. No. 89: A bill for an act relating to charitable hospitals; requiring mandatory arbitration on issue of union representation; amending Minnesota Statutes 1971, Section 179.38.

Which was read the first time and referred to the Committee on Labor and Commerce.

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

S. F. No. 90: A bill for an act relating to highway traffic regula-

tions; vehicle equipment; authorizing the use of studded tires by certain persons under certain conditions; prescribing penalties; amending Minnesota Statutes 1971, Section 169.72, Subdivision 1; repealing Minnesota Statutes 1971, Section 169.72, Subdivision 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Perpich, A. J. introduced—

S. F. No. 91: A bill for an act relating to adding a new route to the trunk highway system.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. O'Neill, Stassen and Purfeerst introduced—

S. F. No. 92: A bill for an act relating to wild animals; lowering the age for permanent licenses for residents to take fish to 65 years; amending Minnesota Statutes 1971, Section 98.47, Subdivision 14.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 93: A bill for an act relating to parks; application of certain laws to the acquisition, establishment, and maintenance of parks by counties; amending Minnesota Statutes 1971, Section 398.31.

Which was read the first time and referred to the Committee on Local Government.

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

S. F. No. 94: A bill for an act relating to highway traffic regulations; school bus equipment; use of equipment; amending Minnesota Statutes 1971, Section 169.44, Subdivisions 1 and 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Borden, O'Neill and Tennesen introduced—

S. F. No. 95: A bill for an act relating to attorneys at law; providing that graduates of Minnesota law schools approved by the American Bar Association need not take a bar examination to be admitted to practice; amending Minnesota Statutes 1971, Sections 480.05 and 481.01.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Davies, Novak and Knutson introduced—

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 and for the partial abolition of tort liability; requiring no-fault reparation insurance and liability insurance; providing for the administration of a no-fault reparation insurance system and providing penalties; repealing Minnesota Statutes 1971, Sections 65B.01 to 65B.27, and 170.21 to 170.58.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Perpich, G.; Spear and Schrom introduced—

S. F. No. 97: 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; 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, Subdivision 6; 181.41; 183.51, Subdivisions 4, 5, 6, 7, 8, 9, 10 and 11; 184.26, Subdivision 3; 200.02, Subdivision 25; 201.14; 208.22; 242.12; 242.13; 242.15; 242.26; 242.265; 242.28; 242.43; 246.43, Subdivisions 1 and 2; 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; 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; 353.01, Subdivision 15; 359.01; 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Laufenburger, Chmielewski and Wegener introduced—

S. F. No. 98: A bill for an act relating to taxation; allowing certain credits for disabled persons and persons 65 years of age or older; amending Minnesota Statutes 1971, Section 290.0601, Subdivision 6.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Sillers, Ueland and Jensen introduced—

S. F. No. 99: A bill for an act relating to labor relations; requiring apportionment and payment of costs incurred by the state in the settlement of labor disputes.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Hansen, Mel; Gearty and Kirchner introduced—

S. F. No. 100: A bill for an act relating to public welfare; authorizing state participation in the cost of investigating fraudulent welfare claims.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Milton, Doty and Borden introduced—

S. F. No. 101: A bill for an act proposing an amendment to the Minnesota Constitution, Article XIV, Section 1; providing the majority necessary to pass constitutional amendments.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Dunn; Hansen, Baldy and Hanson, R. introduced—

S. F. No. 102: A bill for an act relating to labor; establishing working hours for persons under the age of 16; amending Minnesota Statutes, Section 181.37.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Frederick introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. McCutcheon, Conzemius and Kirchner introduced—

S. F. No. 104: A bill for an act relating to public welfare; permitting the county welfare board to charge fees for homemaker services; amending Minnesota Statutes 1971, Chapter 393, by adding a section.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Gearty, Solon and McCutcheon introduced—

S. F. No. 105: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Kleinbaum, Larson and Schrom introduced—

S. F. No. 106: A bill for an act relating to highway traffic regulations; requiring school buses to be a uniform color; amending Minnesota Statutes 1971, Section 169.44, Subdivision 7.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Spear, Lewis and North introduced—

S. F. No. 107: A bill for an act relating to licenses; prohibiting the issuance of licenses in certain instances.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Hughes introduced—

S. F. No. 108: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Ashbach, Novak and McCutcheon introduced—

S. F. No. 109: A bill for an act relating to labor relations; definition of "professional employee"; strikes; representatives of employees for bargaining purposes; labor disputes; arbitration of grievances; amending Minnesota Statutes 1971, Sections 179.63, Subdivision 10; 179.64, Subdivisions 1, 2, 4 and 5; 179.65, Subdivision 3; 179.66, Subdivision 3; 179.67, Subdivisions 7 and 12; 179.72, Subdivisions 9 and 13; repealing Minnesota Statutes 1971, Section 179.73.

Which was read the first time and referred to the Committee on Labor and Commerce.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the adoption by the House of the following House Concurrent Resolution, herewith transmitted:

House Concurrent Resolution No. 1: A house concurrent resolution relating to the engrossment and enrollment of bills.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted January 11, 1973

Mr. Coleman moved that House Concurrent Resolution No. 1 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to announce the adoption by the House of the following House Concurrent Resolution, herewith transmitted:

House Concurrent Resolution No. 2: A house concurrent resolution providing for adjournment of the legislature on January 17, 1973.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted January 11, 1973

Mr. Coleman moved that House Concurrent Resolution No. 2 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to announce the adoption by the House of the following House Concurrent Resolution, herewith transmitted:

House Concurrent Resolution No. 3: A house concurrent resolution extending condolences to the family of United States Representative Nicholas J. Begich.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted January 11, 1973

Mr. Coleman moved that House Concurrent Resolution No. 3 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to announce the adoption by the House of the following House Concurrent Resolution, herewith transmitted:

House Concurrent Resolution No. 4: A house concurrent resolution establishing a joint coordinating committee to coordinate legislative activities.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted January 11, 1973

Mr. Coleman moved that House Concurrent Resolution No. 4 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to inform the Senate that the House of Representatives invites and is ready to meet with the Senate at 12:05 p.m., Wednesday, January 17, 1973, to receive the message of the Honorable Wendell R. Anderson, Governor of the State of Minnesota, which will be delivered at 12:15 p.m.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted January 11, 1973

MOTIONS AND RESOLUTIONS

Mr. Coleman moved that the Senate accept the invitation of the House of Representatives to meet in joint session in the House Chamber at twelve o'clock noon, Wednesday, January 17, 1973, for the purpose of receiving the Budget Message of His Excellency, the Honorable Wendell R. Anderson, Governor of the State of Minnesota. Which motion prevailed.

MESSAGE FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to inform the Senate that the House of Representatives has appointed a committee of five members of the House to act with a similar committee on the part of the Senate to escort the Governor to the Joint Convention to be held in the House Chamber Wednesday, January 17, 1973, at 12:15 p.m.:

Linda L. Berglin, Mary M. Forsythe, Joan R. Growe, Phyllis L. Kahn and Ernee M. McArthur have been appointed as members of such committee on the part of the House.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted January 11, 1973

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved, pursuant to the Message from the House of Representatives, that the President of the Senate appoint a committee of five members to act with a like committee appointed on the part of the House of Representatives to escort the Governor to the House Chamber on the occasion of the Joint Session at twelve o'clock noon, Wednesday, January 17, 1973. Which motion prevailed.

APPOINTMENTS

Pursuant to the foregoing resolution, the President of the Senate appointed the following Senators to escort the Governor: Messrs. Lord, Milton, Schaaf, Fitzsimons and Sillers.

REPORT OF COMMITTEE

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

S. F. No. 2, A bill for an act relating to elections; providing for the election of members of the state legislature with party designation; appropriating money; amending Minnesota Statutes 1971, Sections 202.03, Subdivision 1; 203.28, Subdivisions 1 and 3 and by adding a subdivision; 203.29; 203.35, Subdivisions 7 and 9; and 206.07, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows: Strike everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1971, Section 202.03, Subdivision 1, is amended to read:

202.03 [NONPARTISAN NOMINATION.] Subdivision 1. [OFFICES, BALLOT.] The chief justice and the associate justices of the supreme court, judges of the district and probate courts, all members of the state legislature, and all elective county officers shall be nominated upon separate nonpartisan ballots, as hereinafter provided. The ballot shall be designated "ballot of candidates to be nominated without party designation."

Sec. 2. Minnesota Statutes 1971, Section 203.28, Subdivision 1, is amended to read:

203.28 [WHITE AND PINK BALLOTS.] Subdivision 1. [STATE WHITE BALLOT.] There shall be one ballot upon plain white paper, hereinafter called the "white ballot," upon which shall be printed names of all candidates for offices to be voted for throughout the state, including, but not to be restricted to, candidates for senator and representative in congress *and candidates for senator and representative in the legislature*. The candidates for senator in congress shall be first on the white ballot, *and the candidates for representative in congress shall be second on the white ballot, candidates for senator in the legislature shall be third, and candidates for representative in the legislature shall be fourth.*

The candidates for state offices shall follow the candidates for congressional offices *representative in the legislature*. *There shall also be a "special white ballot" upon which shall be printed only the names of all candidates for federal offices to be voted for throughout the state, including, but not to be restricted to, candidates for senator and representative in congress. The special white ballot shall be used by those electors entitled to vote only in federal elections.*

Sec. 3. Minnesota Statutes 1971, Section 203.28, Subdivision 3, is amended to read:

Subd. 3. [PREPARATION; PINK BALLOT.] *The white ballot, the special white ballot, and the pink ballot shall be prepared under the direction of the secretary of state and bound in blocks of 50, and a sufficient number thereof to enable the clerks to comply with the provisions of subdivision 2 of section 203.27 shall be forwarded by him by express to the auditor of each county at least 15 days*

before the general election, and receipts taken therefor, stating the number and date when received. Four weeks before the general election the secretary of state shall file sample copies of the ~~state~~ *pink* ballots in his office for public inspection, and three weeks before the election the secretary shall mail to the auditor of each county sample copies of the ~~state~~ *pink* ballots.

Sec. 4. Minnesota Statutes 1971, Section 203.28, is amended by adding a subdivision to read:

Subd. 3a. [PREPARATION; WHITE BALLOT.] The white ballot shall be prepared under the direction of the county auditors, subject to the rules of the secretary of state and a sufficient number thereof shall be forwarded by the auditors to enable the clerks to comply with the provisions of section 203.27, subdivision 2. The secretary of state shall provide by rule for the preparation and time of delivery of the white ballot and reimbursement of the counties' costs. The state shall reimburse the counties for the cost of the preparation of the white ballot.

Sec. 5. Minnesota Statutes 1971, Section 203.29, is amended to read:

203.29 [COUNTY AND DISTRICT CANARY BALLOT.]
Subdivision 1. [CANARY BALLOT.] There shall be one ballot on canary paper, hereinafter called the "canary ballot," upon which shall be printed the names of all candidates for office and all questions and propositions to be submitted that are not required by law to be placed on other ballots, including but not to be restricted to, the candidates for all county elective offices, ~~the candidates for senator and representative in the legislature,~~ and the candidates for the district and probate court offices.

Subd. 2. [FORM OF CANARY BALLOT.] The canary ballot shall be prepared under the direction of the county auditor, and the ballot shall be headed, "County and District Ballot." ~~The candidates for senator in the legislature shall be first on the canary ballot, and the candidates for representative in the legislature shall be second on the canary ballot.~~

Subd. 3. [SAMPLE BALLOTS, NOTICE.] Two weeks before the general election the auditor shall file a sample of the *white ballot and the canary ballot* in his office for public inspection, and two weeks before the general election the auditor shall give one week's published notice of the contents of the official state ballot and the county and district ballot.

Sec. 6. Minnesota Statutes 1971, Section 203.35, Subdivision 7, is amended to read:

Subd. 7. [PRIMARY PARTY BALLOT.] The party ballot shall be headed by the words, "Consolidated Primary Election Ballot." Each political party shall have a separate ticket on the consolidated ballot, under which the names of all the candidates of the political party shall be grouped. Each political party ticket shall be headed by the words, ". Party Ticket," giving the party name. Below the party name shall be printed the words, "You cannot split your ballot. If you vote for candidates of more than one

party, your ballot will be rejected." Each party ticket shall be separated by a 12-point solid rule line. *On the consolidated ballot the candidates for senator in congress shall be first, candidates for representative in congress shall be second, candidates for senator in the legislature shall be third, and candidates for representative in the legislature shall be fourth. The candidates for state office shall follow the candidates for representative in the legislature.*

Sec. 7. Minnesota Statutes 1971, Section 203.35, Subdivision 9, is amended to read:

Sub. 9. [PRIMARY NONPARTISAN BALLOT, FORM.] The nonpartisan ballot shall be headed, "Primary Election Ballot Candidates to be Nominated Without Party Designation," and otherwise the same as the party ballot. ~~At the top of the nonpartisan ballot the auditor shall place the names of the candidates for nomination for senator in the legislature and next, the candidates for representative in the legislature.~~

Sec. 8. Minnesota Statutes 1971, Section 206.07, Subdivision 1, is amended to read:

206.07 [CANDIDATES, ARRANGEMENT OF NAMES.] Subdivision 1. [PLACEMENT.] Where voting machines are authorized and employed, the titles of offices may be arranged horizontally with the names of the candidates arranged vertically under the title of the office, or the titles of the offices may be arranged vertically with the names of the candidates arranged horizontally opposite the respective titles. ~~On the nonpartisan ballot prepared for primary elections, and~~ *On the "Consolidated Primary Election Ballot" prepared for primary elections, and on the county and district white ballot prepared for the general election, the order of the names of nominees, or names of candidates for election, as the case may be, for state senate or state house of representatives, shall be placed first on said voting machine ballots shall be the same as is required for paper ballots.* More than one column or row may be used for the same office or party. Questions, constitutional amendments, or other propositions shall be placed on the machines in the space provided for that purpose and shall be arranged in the manner which the construction of the machine requires.

Sec. 9. Minnesota Statutes 1971, Section 206.07, Subdivision 2, is amended to read:

Subd. 2. [ALTERNATION.] The provisions of the election laws requiring the alternation of the names of candidates shall be observed so far as practicable by changing the order of the names on the voting machines in the various precincts so that each name shall appear upon the several machines used in a given municipality substantially an equal number of times at the top, at the bottom, and in each intermediate place, of any of the list or group in which they belong; provided, however, that the arrangement of the names shall be the same on each voting machine used in the same precinct. ~~In legislative districts where voting machines are used exclusively, any candidate for the state legislature may petition the responsible public official within five days after the primary election to change~~

the rotation of names for the general election. The petition shall state the following:

(1) The number of the votes cast at the last general election for the office for which the petitioner is a candidate.

(2) The number of times when the petitioner will be first on the ballot according to the method set forth in section 203.35, subdivision 5.

(3) The number of times the opposing candidate or candidates will be first on the ballot according to the method set forth in section 203.35, subdivision 5.

(4) That the number of the petitioner's first positions on the ballot differs from another candidate's first positions on the ballot, as measured by the number of voters at the last general election, by more than five percent.

(5) A specific proposal to remedy the inequity that does not disturb the rotation in accordance with section 203.35, subdivision 5, except in one precinct or comparable subdivision.

If the petition complies with this subdivision and the proposal in the petition does not give the petitioner the first position on the ballot any more times than any other candidate and after notice to the other candidates for the same office, the responsible public official shall execute the proposal contained in the petition. The responsible public official shall not allow any amended petitions. Where more than one petition is received within the five days following the primary election, the responsible official shall accept the one which produces the most nearly equal distribution among the candidates.

Sec. 10. *The sum of \$ is appropriated from the general fund to the secretary of state for his administrative duties relating to the preparation of the state white ballot and reimbursement of the counties for their costs of preparation of the state white ballot. This appropriation shall not lapse until July 1, 1975, notwithstanding Minnesota Statutes, Section 16.17 or other law.*

Sec. 11. *This act is effective upon final enactment."*

Amend the title, Page 1, line 10, by striking "Subdivision 1" and inserting in lieu thereof "Subdivisions 1 and 2"

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Lewis offered the following resolution:

Senate Resolution No. 12:

WHEREAS, Monday, January 15, 1973, marks the forty-fourth anniversary of the birth of Dr. Martin Luther King; and

WHEREAS, Dr. King dedicated his life to the service of his fellow man in his capacity as minister, civil libertarian, humanitarian, and devotee of peace and justice; and

WHEREAS, Dr. King's life was characterized by his steadfast adherence to the principles and procedures of total nonviolence as he challenged the customs of discrimination and promoted the cause of human rights and justice; and

WHEREAS, Dr. King's life, his deeds, his philosophy, and his words, "We will not resort to violence. We will not degrade ourselves with hatred. Love will be returned for hate," continue to be an inspiration for all people; now, therefore,

BE IT RESOLVED, by the Senate of the State of Minnesota, that recognition and tribute be given to Dr. Martin Luther King on this forty-fourth anniversary of his birth.

BE IT FURTHER RESOLVED, that the Secretary of the Senate of the State of Minnesota, transmit a formal copy of this resolution to his wife, Mrs. Coretta King.

Mr. Lewis moved the adoption of the resolution. Which motion prevailed. So the resolution was adopted.

Mr. Coleman moved that House Concurrent Resolution No. 1 be taken from the table. Which motion prevailed.

House Concurrent Resolution No. 1.: A House Concurrent Resolution relating to the engrossment and enrollment of bills.

BE IT RESOLVED, by the House of Representatives, State of Minnesota, the Senate concurring therein, that pursuant to Minnesota Statutes 1971, Section 482.09, Subdivision 8, request is hereby made of the Revisor of Statutes to assist in all of the functions relating to the enrollment and engrossment of bills and related documents during the 68th Legislature, commencing at the regular session thereof beginning January 2, 1973; house bills and related documents to be under the supervision of the Chief Clerk of the House of Representatives and senate bills and related documents to be under the supervision of the Secretary of the Senate.

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

Mr. Coleman moved that House Concurrent Resolution No. 2 be taken from the table. Which motion prevailed.

House Concurrent Resolution No. 2.: A House Concurrent Resolution providing for adjournment of the legislature on January 17, 1973.

BE IT RESOLVED, by the House of Representatives of the

State of Minnesota, the Senate concurring, that upon their adjournment January 17, 1973 the House of Representatives and Senate may each set its next day of meeting as January 22, 1973.

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 January 17, 1973.

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

Mr. Coleman moved that House Concurrent Resolution No. 3 be taken from the table. Which motion prevailed.

House Concurrent Resolution No. 3.: A House Concurrent Resolution extending condolences to the family of United States Representative Nicholas J. Begich.

WHEREAS, United States Representative Nicholas J. Begich was a native of Eveleth, Minnesota, spending his youth in Minnesota and educated in the public schools of Eveleth and Eveleth Junior College, St. Cloud State College and the University of Minnesota; and

WHEREAS, Begich subsequently migrated to the State of Alaska where, along with his career in education, he served eight years in the Alaska state senate; and

WHEREAS, in November of 1970, Begich was elected to a first term as Alaska's Representative in the United States House of Representatives, and was subsequently reelected in 1972; and

WHEREAS, on October 16, 1972, Begich and three colleagues disappeared while on a flight within Alaska, leaving no trace of their fate, despite the longest search in Alaska's history; now, therefore,

BE IT RESOLVED, by the House of Representatives of the State of Minnesota, the Senate concurring therein, that the condolences of the members of the Minnesota legislature and of the people of the State of Minnesota be extended to the family of the late United States Representative Nicholas J. Begich.

BE IT FURTHER RESOLVED, that the Chief Clerk of the House of Representatives of the State of Minnesota transmit formal copies of this resolution to the widow, children and parents of United States Representative Nicholas J. Begich, Mrs. Pegge J. Begich and Mr. and Mrs. John Begich.

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

Mr. Coleman moved that House Concurrent Resolution No. 4 be taken from the table. Which motion prevailed.

House Concurrent Resolution No. 4.: A House Concurrent Resolution establishing a joint coordinating committee to coordinate legislative activities.

BE IT RESOLVED, by the House of Representatives of the State of Minnesota, the Senate concurring therein, that a joint coordinating committee composed of six representatives and six senators is established as follows:

The speaker of the house of representatives.

The majority leader of the house of representatives.

Two representatives appointed by the speaker.

The minority leader of the house of representatives.

One representative appointed by the minority leader of the house of representatives.

The president of the senate.

The majority leader of the senate.

Two senators appointed by the majority leader of the senate.

The minority leader of the senate.

One senator appointed by the minority leader of the senate.

The chief clerk of the house of representatives and the secretary of the senate shall also be members but shall not vote.

BE IT FURTHER RESOLVED, that the joint coordinating committee shall coordinate the legislative activities of the house of representatives and senate.

BE IT FURTHER RESOLVED, that the speaker of the house of representatives and the president of the senate shall alternate annually as chairman of the joint coordinating committee.

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

Mr. Coleman moved that the Senate do now adjourn until 11:30 o'clock a.m., Wednesday, January 17, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

SEVENTH DAY

St. Paul, Minnesota, Wednesday, January 17, 1973.

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

Prayer by the Chaplain.

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

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

Quorum present.

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

MEMBERS EXCUSED

Messrs. Kleinbaum and Ashbach were excused from the Session of today.

Mr. Ashbach was excused from the Session for Monday, January 22, 1973.

CALL OF THE SENATE

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

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

Pillsbury	Schaaf	Solon	Stokowski	Ueland
Purfeerst	Schrom	Spear	Tennessee	Wegener
Renneke	Sillers	Stassen	Thorup	Willet

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

December 28, 1972

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

Mrs. Helen Gamradt, 305 Northwest 6th Street, Little Falls, Morrison County, has been appointed by me to the State Board of Human Rights, effective August 18, 1972, for a term expiring the first Monday of January, 1975.

Douglas Heidenreich, 1237 Lakeview Avenue South, Minneapolis, Hennepin County, has been appointed by me to the State Board of Human Rights, effective January 3, 1972, for a term expiring the first Monday of January, 1975.

Mrs. Stella Jensen, Elkton, Mower County, has been appointed by me to the State Board of Human Rights, effective January 3, 1972, for a term expiring the first Monday of January, 1975.

Vince Kubiak, 966 Hawthorne Avenue East, St. Paul, Ramsey County, has been appointed by me to the State Board of Human Rights, effective January 3, 1972, for a term expiring the first Monday of January, 1975.

Duane Peterson, 418 Hiawatha Boulevard, Winona, Winona County, has been appointed by me to the Tax Court, effective January 21, 1972, for a term expiring March 1, 1977.

Robert Nybo, Jr., 619 Maple Street, Red Wing, Goodhue County, has been appointed by me to the Minnesota-Wisconsin Boundary Area Commission, effective January 5, 1972, for a term expiring June 30, 1973.

Mrs. Marion Watson, 2140 West Hoyt Avenue, St. Paul, Ramsey County, has been appointed by me to the Pollution Control Agency, effective February 15, 1972, for a term expiring February 15, 1976.

Robert H. Tucker, 1842 Colvin Avenue, St. Paul, Ramsey County, has been appointed by me to the Pollution Control Agency, effective February 15, 1972, for a term expiring February 15, 1976.

Mrs. Shirley K. Hunt, 5600 Hillside Court, Edina, Hennepin County, has been appointed by me to the Water Resources Board, effective January 14, 1972, for a term expiring October 5, 1977.

William D. Westerberg, 2166 South Skyline Drive, Burnsville, Dakota County, has been appointed by me to the Occupational Safety and Health Advisory Board, effective July 1, 1972, for a term expiring July 1, 1976.

William H. Beste, 11 Dawson Boulevard, Eveleth, St. Louis County, has been appointed by me to the Occupational Safety and Health Advisory Board, effective July 1, 1972, for a term expiring July 1, 1976.

Hugh Gallagher, 5548 Washburn Avenue South, Minneapolis, Hennepin County, has been appointed by me to the Occupational Safety and Health Advisory Board, effective July 1, 1972, for a term expiring July 1, 1976.

John Hearle, 1399 Eustis, St. Paul, Ramsey County, has been appointed by me to the Occupational Safety and Health Advisory Board, effective November 4, 1971, for a term expiring July 1, 1975.

Cecil Holsing, 461 West Fifth Street, Zumbrota, Goodhue County, has been appointed by me to the State Board of Electricity, effective January 3, 1972, for a term expiring the first Monday of January, 1977.

Gordon Gerling, Route 1, Little Falls, Morrison County, has been appointed by me to the State Board of Electricity, effective January 3, 1972, for a term expiring the first Monday of January, 1977.

Charles W. Poe, 1614 Cedar Lane, Newport, Washington County, has been appointed by me to the Adult Corrections Commission, effective March 17, 1972, for a term expiring the first Monday of January, 1974.

Mrs. Annette Whiting, 622 East School, Owatonna, Steele County, has been appointed by me to the Adult Corrections Commission, effective June 1, 1972, for a term expiring January 1, 1975.

Tobey Lapakko, 1671 South Victoria, St. Paul, Ramsey County, has been appointed by me to Employment Agency Advisory Board, effective January 21, 1972, for a term expiring January 1, 1974.

James Morris, 3224 Ensign Court, Minneapolis, Hennepin County, has been appointed by me to Employment Agency Advisory Board, effective January 21, 1972, for a term expiring January 1, 1975.

Mrs. Judith Langer, 1555 Bellows, St. Paul, Ramsey County, has been appointed by me to Employment Agency Advisory Board, effective January 21, 1972, for a term expiring January 1, 1976.

Norman K. Larson, 715 East 78th Street 113, Bloomington, Hennepin County, has been appointed by me to Employment Agency Advisory Board, effective January 21, 1972, for a term expiring January 1, 1976.

John Lloyd Olson, 7457 West Shore Drive, Edina, Hennepin County, has been appointed by me to Employment Agency Ad-

visory Board, effective January 21, 1972, for a term expiring January 1, 1976.

Gerald Otten, 4057 Flag Avenue North, Minneapolis, Hennepin County, has been appointed by me to Employment Agency Advisory Board, effective January 21, 1972, for a term expiring January 1, 1976.

Ruth J. Thvedt Anderson, 1275 Brighton Square, New Brighton, Ramsey County, has been appointed by me to the State Examining Committee for Physical Therapists R. P. T., effective July 1, 1972, for a term expiring June 30, 1975.

Ms. Vera J. Likins, 1748 Wellesley Avenue, St. Paul, Ramsey County, has been appointed by me as Commissioner of the Minnesota Department of Public Welfare, effective August 1, 1972, for a term expiring January 1, 1975.

Roger Sax, 129 Wildwood Avenue, Birchwood, Washington County, has been appointed by me to the Real Estate Advisory Board, effective July 1, 1972, for a term expiring June 30, 1977.

Willard W. Roepke, 5405 Glenwood Avenue North, Minneapolis, Hennepin County, has been appointed by me to the Fee Employment Agency Advisory Council, effective June 13, 1972, for a term expiring January 1, 1976.

Sincerely,
Wendell R. Anderson, Governor

January 15, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

Gerald Rauenhorst, 444 Rauenhorst Circle, Minneapolis, Hennepin County, has been appointed by me to the Higher Education Facilities Authority, effective August 30, 1972, for a term expiring January 1, 1977.

Robert Freson, City Administrator, City Hall, St. Cloud, Stearns County, has been appointed by me to the Higher Education Facilities Authority, effective September 12, 1972, for a term expiring January 1, 1975.

Norman Perl, 2240 Drew Avenue South, Minneapolis, Hennepin County, has been appointed by me to the Higher Education Facilities Authority, effective November 12, 1971, for a term expiring January 1, 1975.

Mrs. Mary Miller, 15 South First Street, Minneapolis, Hennepin County, has been appointed by me to the Higher Education Facilities Authority, effective November 12, 1971, for a term expiring January 1, 1975.

Dan Brutger, 1 River Ridge Road, St. Cloud, Stearns County, has been appointed by me to the Higher Education Facilities Authority, effective November 12, 1971, for a term expiring January 1, 1977.

Bernard Friel, 750 Mohican Lane, St. Paul, Ramsey County, has been appointed by me to the Higher Education Facilities Authority, effective November 12, 1971, for a term expiring January 1, 1977.

Dr. Karl Grittner, 756 East Hoyt, St. Paul, Ramsey County, has been appointed by me to the Education Commission, effective July 1, 1971, for a term coterminus with the Governor.

Richard C. Hawk, Suite 400, 550 Cedar Street, St. Paul, Ramsey County, has been appointed by me to the Education Commission, effective July 1, 1971, for a term coterminus with the Governor.

Ruth Myers, 1520 East Sixth Street, Duluth, St. Louis County, has been appointed by me to the Education Commission, effective July 1, 1971, for a term coterminus with the Governor.

Mrs. Dorothea M. Chelgren, 89 West Hawthorne Avenue, St. Paul, Ramsey County, has been appointed by me to the State Board of Education, effective January 1, 1972, for a term expiring July 1, 1979.

Henry Tweten, 15 Wylie Court, East Grand Forks, Polk County, has been appointed by me to the State Board of Education, effective January 1, 1973, for a term expiring January 1, 1979.

Mrs. Florine C. Koole, 1121 Xerxes Avenue South, Minneapolis, Hennepin County, has been appointed by me to the State College Board, effective April 12, 1972, for a term expiring the first Monday of January, 1977.

Carl W. Kroening, 3539 Vincent Avenue North, Minneapolis, Hennepin County, has been appointed by me to the Higher Education Coordinating Commission, effective November 15, 1971, for a term expiring February 15, 1975.

Sincerely,
Wendell R. Anderson, Governor

January 16, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

James Schatz, 1613 Cedar Lane, Newport, Washington County, has been appointed by me to the Minnesota Higher Education Facilities Authority, effective January 1, 1973, for a term expiring January 1, 1979.

Sincerely,
Wendell R. Anderson, Governor

Which appointments were referred to the Committee on Rules and Administration.

INTRODUCTION OF BILLS

Messrs. Doty, North and McCutcheon introduced—

S. F. No. 110: A bill for an act relating to motor vehicles; sales of used passenger automobiles; requiring a guarantee for parts and labor according to classification of the vehicle; providing a penalty.

Was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Ashbach and Stokowski introduced—

S. F. No. 111: A bill for an act relating to the claim of village of St. Anthony arising from negligence of highway department; appropriating money for the payment thereof.

Was read the first time and referred to the Committee on Finance.

Messrs. North, Knutson and Willet introduced—

S. F. No. 112: A bill for an act relating to zoning and land use; providing for soil and water conservation by municipal zoning regulation; amending Minnesota Statutes 1971, Section 462.358, Subdivision 2.

Was read the first time and referred to the Committee on Local Government.

Messrs. Borden, Doty and Jensen introduced—

S. F. No. 113: A bill for an act relating to taxation; definition of terms in relation to the motor vehicle excise tax; amending Minnesota Statutes 1971, Section 297B.01, Subdivision 7.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Novak; Keefe, J. and Borden introduced—

S. F. No. 114: A bill for an act relating to corporations; corporate name, contents of restated articles, and powers of directors; amending Minnesota Statutes 1971, Chapter 301, by adding a section; Sections 301.09; 301.28, Subdivision 4; and 301.37, Subdivision 3.

Was read the first time and referred to the Committee on Judiciary.

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

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

S. F. No. 115: A bill for an act relating to the registration of title to real estate; providing for forms of certificates of title; certification of the examiner for issuance of certificates of title pursuant to judgments and decrees and trustee's deeds; issuance of certificates to new trustees and trustees in voluntary dissolution of corporations; directives of examiner and production of duplicate certificates of title; amending Minnesota Statutes 1971, Sections 508.35, 508.59, 508.61, 508.62 and 508.71.

Was read the first time and referred to the Committee on Judiciary.

Messrs. Humphrey, Tennesen and Jensen introduced—

S. F. No. 116: A bill for an act legalizing foreclosure sales heretofore made and the records of mortgage foreclosure proceedings; limiting the time within which actions may be brought or defenses interposed; questioning the validity of foreclosure proceedings.

Was read the first time and referred to the Committee on Judiciary.

Messrs. Renneke, Purfeerst and Frederick introduced—

S. F. No. 117: A bill for an act relating to welfare; defining "continuous absence from the home" as used in sections 256.72 to 256.87; amending Minnesota Statutes 1971, Section 256.12, Subdivision 15.

Was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Lewis, Spear and Borden introduced—

S. F. No. 118: A bill for an act relating to sales; providing for cancellation and regulation of home solicitation sales; providing a penalty for violations.

Was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Lewis, Conzemius and Perpich, A. J. introduced—

S. F. No. 119: A bill for an act relating to certain lending institutions, and requiring interest payment on moneys received for payment of real estate taxes and insurance coverage.

Was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Olson, A. G.; Ogdahl and Tennesen introduced—

S. F. No. 120: A bill for an act relating to the department of highways; abolishing annual standing appropriations; amending Minnesota Statutes 1971, Section 161.50.

Was read the first time and referred to the Committee on Transportation and General Legislation.

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

S. F. No. 121: A bill for an act relating to juries; affording witnesses at grand jury hearings the right to counsel.

Was read the first time and referred to the Committee on Judiciary.

Mr. Perpich, G. introduced—

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.

Was read the first time and referred to the Committee on Governmental Operations.

Messrs. Conzemius, Brown and North introduced—

S. F. No. 123: A bill for an act relating to taxation; exemptions from the sales tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Laufenburger, Anderson and Olson, A. G. introduced—

S. F. No. 124: A bill for an act relating to marriage; requiring a standard serologic test for syphilis and examination for gonorrhea of applicants for marriage licenses; providing penalties for violations.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

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

S. F. No. 125: A bill for an act relating to labor and industry; minimum wage determination not to be affected by gratuities; requiring posting of notice regarding the disposition of gratuities in certain cases; providing penalties for violation; and amending Minnesota Statutes 1971, Section 177.07, Subdivision 1.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Schrom, Doty and Kowalczyk introduced—

S. F. No. 126: A bill for an act relating to motor vehicles; tire equipment; authorizing the use of tires with metal type studs on public highways; imposing a tax on such tires; amending Minnesota Statutes 1971, Section 169.72, Subdivision 1; repealing Minnesota Statutes 1971, Section 169.72, Subdivision 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Sillers, Moe and Fitzsimons introduced—

S. F. No. 127: A bill for an act relating to taxation; authorizing limited reductions in valuation of commercial and industrial property first subject to taxation.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Solon; Keefe, S. and Olhoft introduced—

S. F. No. 128: 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Doty, McCutcheon and Tennessen introduced—

S. F. No. 129: A bill for an act relating to actions; litigation costs and fees; authorizing proceedings in forma pauperis.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Borden, Larson, Stokowski introduced—

S. F. No. 130: A bill for an act relating to chiropractic; further defining the term "chiropractic"; amending Minnesota Statutes 1971, Section 148.01, Subdivision 1.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Laufenburger introduced—

S. F. No. 131: A bill for an act relating to the claim of Edwin F. Wichelman; arising from negligence of Stillwater prison guards; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Laufenburger introduced—

S. F. No. 132: A bill for an act relating to old age assistance; releasing claims and liens of the state; repealing Minnesota Statutes 1971, Section 256.26, Subdivisions 3 to 11.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Borden, Olsen, A. G. and Ashbach introduced—

S. F. No. 133: A bill for an act relating to education; authorizing school boards to make severance payments to teachers; amending Minnesota Statutes 1971, Chapter 125, by adding a section.

Which was read the first time and referred to the Committee on Education.

Messrs. Borden, Ogdahl and Schaaf introduced—

S. F. No. 134: A bill for an act relating to the legislature; establishing the civil service and unclassified personnel study commission as a permanent commission; appropriating money therefor; amending Laws 1971, Chapter 806, Section 4, Subdivisions 1 and 3; repealing Laws 1971, Chapter 806, Section 4, Subdivision 6.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Kirchner, Conzemius and Renneke introduced—

S. F. No. 135: A bill for an act relating to public welfare; eliminating durational residency requirements for receipt of assistance; amending Minnesota Statutes 1971, Sections 256.16; 256.456; 256.51, Subdivision 1; and 256.73, Subdivision 1.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

MESSAGE FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H. F. No. 4.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted January 15, 1973

FIRST READING OF HOUSE BILL

H. F. No. 4: A bill for an act relating to unemployment compensation benefits; disqualification from benefits; exceptions from disqualification; amending Minnesota Statutes 1971, Section 268.-09, Subdivision 1.

Which was read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

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

Senate Resolution No. 11: A senate resolution designating January 20 as Peace Action Day.

Reports the same back with the recommendation that the resolution be adopted. Report adopted.

Mr. Milton moved that Senate Resolution No. 11 be laid on the table. Which motion prevailed.

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

S. F. No. 74: A bill for an act relating to Steele county; authorizing tax anticipation certificates for certain purposes; amending Laws 1963, Chapter 572, Section 2.

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

SECOND READING OF SENATE BILL

S. F. No. 74 was read the second time.

MOTIONS AND RESOLUTIONS

Mr. Milton moved that Senate Resolution No. 11 be taken from the table. Which motion prevailed.

Mr. Milton moved that Senate Resolution No. 11 be laid on the table. Which motion prevailed.

Mr. Coleman moved to amend the resolution adopted Tuesday, January 2, 1973, establishing Senate employees' positions and salaries as shown in the Journal of the 1st day, pages 19 and 20, as follows:

Page 19 with reference to "salary per day for 12 Interns" strike the figure "\$13.50" and insert in lieu thereof the figure "\$16.50." Page 20, strike the figure 4 where it appears before "Senate Research II" and insert the figure 5 and after "1 attorney at \$41" add "1 researcher at \$42.75."

The question being taken on the motion to amend.

And the roll being called, there were yeas 50 and nays 14, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Knutson	Novak	Schaaf
Arnold	Davies	Krieger	Ogdahl	Sillers
Bang	Doty	Larson	Olhoft	Solon
Berg	Fitzsimons	Laufenburger	Olson, A. G.	Spear
Blatz	Gearty	Lewis	Olson, H. D.	Stassen
Borden	Hansen, Baldy	Lord	O'Neill	Stokowski
Brown	Hanson, R.	McCutcheon	Perpich, A. J.	Tennessee
Chenoweth	Hughes	Milton	Perpich, G.	Thorup
Chmielewski	Humphrey	Moe	Pillsbury	Wegener
Coleman	Keefe, S.	North	Purfeerst	Willet

Those who voted in the negative were:

Bernhagen	Hansen, Mel	Kirchner	Olson, J. L.	Schrom
Dunn	Jensen	Kowalczyk	Patton	Ueland
Frederick	Josefson	Nelson	Renneke	

Which motion prevailed. So the amendment was adopted.

RECESS

Mr. Coleman moved that the Senate do now recess until 10 minutes after the conclusion of the Governor's Budget Message. Which motion prevailed.

The Senate reconvened at the appointed time.

CALL OF THE SENATE

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

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

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

MEMBERS EXCUSED

Mr. Berg was excused from the balance of today's session.

MOTIONS AND RESOLUTIONS

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

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

Liz Anderson, Clerk Typist II
effective January 16, 1973

BE IT FURTHER RESOLVED, that the salary increase for the 12 Interns be effective as of January 2, 1973.

BE IT FURTHER RESOLVED, that E. Ronald King be transferred from the Sergeant classification to Machine Operator classification; that Marguerite Lemmon be transferred from the Clerk Typist II classification to the Stenographer II classification; that Lee Munnich be transferred from Senate Research I classification to Senate Research II classification; that Ric Wilberg be trans-

ferred from Researcher I classification to Researcher II classification; effective January 16, 1973, at the salary heretofore established for the respective positions.

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

Mr. Milton moved that Senate Resolution No. 11 be taken from the table. Which motion prevailed.

Senate Resolution No. 11: A senate resolution designating January 20 as Peace Action Day.

WHEREAS, the citizens of Minnesota have evinced a deep desire that there be an end to the war in Vietnam and an end to the killing, and

WHEREAS, the National Peace Action Coalition in cooperation with the numerous distinguished citizens and various church, academic and labor organizations will hold nonviolent assemblages for peace in Vietnam in Washington and other cities including St. Paul, and

WHEREAS, such nonviolent strivings for peace coincide with the deep aspiration of the people of Minnesota; now, therefore,

BE IT RESOLVED, by the Senate of the state of Minnesota, that January 20 be designated as Peace Action Day in Minnesota.

Mr. Milton moved the adoption of the resolution.

Mr. Nelson moved to amend Senate Resolution No. 11 as follows:

Paragraph 2, after "St. Paul," and before "and" insert "on the same day as President Nixon's second inaugural"

Paragraph 3, after "Minnesota" and before "now" insert "and President Nixon's continuing effort to end our Vietnam involvement"

Paragraph 4, after "that" insert "inaugural day" and after "20" insert "1973"

Paragraph 4, line 3, after "Minnesota" and before the period, insert ", that President Nixon be commended for his ongoing efforts to bring peace in Vietnam, and that all citizens of Minnesota join us in prayerful hope that cessation of hostilities in Vietnam comes quickly and returns all American POWs and other military personnel to their families and homes"

RECESS

Mr. Coleman moved that the Senate do now recess subject to the call of the President. Which motion prevailed.

After a brief recess, the President called the Senate to order.

Mr. Coleman moved to amend the amendment to Senate Resolution No. 11 by striking everything prior to—

“and that all citizens of Minnesota join us in prayerful hope that cessation of hostilities in Vietnam comes quickly and returns all American POWs and other military personnel to their families and homes”

The question being taken on the motion to amend the amendment

And the roll being called, there were yeas 37 and nays 25, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Lord	Olson, H. D.	Stokowski
Arnold	Gearty	McCutcheon	Perpich, A. J.	Tennessee
Borden	Hansen, Baldy	Milton	Purfeerst	Thorup
Chenoweth	Hughes	Moe	Schaaf	Wegener
Chmielewski	Humphrey	North	Schrom	Willet
Coleman	Keefe, S.	Novak	Sillers	
Conzemius	Laufenburger	Olhoft	Solon	
Davies	Lewis	Olson, A. G.	Spear	

Those who voted in the negative were:

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

Which motion prevailed. So the amendment was adopted.

The question recurred on the amendment offered by Mr. Nelson, as amended by Mr. Coleman.

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

Which motion prevailed. So the amendment was adopted.

Mr. Milton moved to amend Senate Resolution No. 11 as follows:

Last paragraph, second line, after “Minnesota,” insert “and the House of Representatives concurring therein,”

Last paragraph, second line, after “January 20” insert “, 1973,”

Amend the title of the resolution as follows:

First line of the title, after the word “senate” and before the word “resolution” insert the word “concurrent”

Second line of the title, after "January 20" insert ", 1973"

Which motion prevailed. So the amendment was adopted.

Mr. Milton moved the adoption of Senate Resolution No. 11 as amended.

Mr. Krieger moved to amend Senate Resolution No. 11 as follows:

Paragraph 4, line 2, strike "20" and insert in lieu thereof "21"

The question being taken on the amendment,

And the roll being called, there were yeas 27 and nays 37, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Doty	Lord	Olson, H. D.	Stokowski
Arnold	Gearty	McCutcheon	Perpich, A. J.	Tennessee
Borden	Hansen, Baldy	Milton	Perpich, G.	Thorup
Chenoweth	Hughes	Moe	Purfeerst	Wegener
Chmielewski	Humphrey	North	Schaaf	Willet
Coleman	Keefe, S.	Novak	Schrom	
Conzemius	Laufenburger	Olhoff	Solon	
Davies	Lewis	Olson, A. G.	Spear	

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

Mr. Frederick moved to amend Senate Resolution Number 11 as follows:

In the second paragraph strike "the National Peace Action coalition in cooperation with"

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

The question recurred on Senate Resolution No. 11, as amended:

And the roll being called, there were yeas 49 and nays 13, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Laufenburger	Olhoff	Schrom
Arnold	Gearty	Lewis	Olson, A. G.	Sillers
Blatz	Hansen, Baldy	Lord	Olson, H. D.	Spear
Borden	Hansen, Mel	McCutcheon	Olson, J. L.	Stassen
Chenoweth	Hanson, R.	Milton	O'Neill	Stokowski
Chmielewski	Hughes	Moe	Perpich, A. J.	Tennessee
Coleman	Humphrey	Nelson	Perpich, G.	Thorup
Conzemius	Keefe, J.	North	Pillsbury	Wegener
Davies	Keefe, S.	Novak	Purfeerst	Willet
Doty	Krieger	Ogdahl	Schaaf	

Those who voted in the negative were:

Bernhagen	Frederick	Kirchner	Larson	Ueland
Brown	Jensen	Knutson	Patton	
Dunn	Josefson	Kowalczyk	Renneke	

Which motion prevailed. So the resolution as amended was adopted.

Upon its adoption, Senate Resolution No. 11 became Senate Concurrent Resolution No. 3.

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Monday, January 22, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

EIGHTH DAY

St. Paul, Minnesota, Monday, January 22, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

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

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

Quorum present.

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

MEMBERS EXCUSED

Messrs. Jensen, McCutcheon and Ogdahl were excused from the Session of today.

**REPORTS AND RESOLUTIONS FILED DURING THE INTERIM
WITH THE SECRETARY OF THE SENATE**

Various reports were filed during the 1971-72 interim by Retirement and Relief Associations and are on file in the office of the Secretary of the Senate; also reports made by the Public Examiner on various state institutions and boards; Arrowhead Regional Development Commission 1971 Annual Report; Department of Administration, Fiscal Facts about Minnesota State Government; Athletic Commission Biennial Report, 1972; Department of Agriculture Quarterly Report on Employee Achievement Awards for Quarter July, August, September 1972; Automobile Liability Study Commission; Department of Commerce Annual Report 1970-71; Department of Corrections, Biennial Report 1969 to 1971; Report of the Education Committee to the Constitutional Study Commission on July 20, 1972; Report of the Committee on Intergovernmental Relations and Local Government to the Constitutional Study Commission on July 20, 1972; Report of the Legislative Branch Committee, Part II to the Constitutional Study Commission on August 17, 1972; Report of the Amendment Process Committee to the

Constitutional Study Commission on July 20, 1972; Report of the Judicial Branch Committee to the Constitutional Study Commission on August 17, 1972; Report of the Natural Resources Committee to the Constitutional Study Commission on August 17, 1972, Appendix to the Report of the Committee on Intergovernmental Relations and Local Government; Report of the Legislative Branch Committee to the Constitutional Study Commission on July 20, 1972, Problems of Reapportionment; Report of Structure and Form Committee to Constitutional Study Commission on August 17, 1972; Report of the Executive Branch Committee to the Constitutional Study Commission on September 7, 1972; Report of the Bill of Rights Committee to the Constitutional Study Commission on September 20, 1972; Report of the Transportation Committee to the Constitutional Study Commission on November 21-22, 1972; Report of the Finance Committee to the Constitutional Study Commission on November 21, 1972; Senate Report of the Committee on Civil Administration, Subcommittee on Criminal Justice Planning; Great Lakes Commission, Semi Annual Minutes, June 7, 1972; Great Lakes Commission, Annual Meeting Minutes, September 26, 1972; Gillette State Hospital Site Selection Committee, November 15, 1972; Department of Highways "Backbone" Concept for Development of Minnesota Trunk Highways; Judiciary Committee, Subcommittee on Family Problems, Interim Activities and Recommendations; Judiciary Committee, Subcommittee on Corporate Responsibility Activities and Recommendations, Majority and Minority Reports; Judiciary Committee, Subcommittee on Judicial Procedure, Interim Activities and Recommendations; Judiciary Committee, Subcommittee on Commercial Law, Interim Activities and Recommendations; The Judicial Council 1972 Biennial Report; Actions of the 1971 Legislature; Department of Labor and Industry, Report on Minnesota Occupational Safety and Health Plan; Minnesota Peace Officer Training Board; Progress Report, Biennial Program and Long Range Plan of the Minnesota Pollution Control Agency, Presented to the Minnesota Legislature November 15, 1972; State Planning Agency, "Land Management Information in Northwest Minnesota", The Beginning of a Statewide System; Report of the Advisory Council on Controlled Substances of the State Board of Pharmacy; Supreme Court, Eighth Annual Report 1971 Minnesota Courts; Treasurer's General Report on State Finances, December 31, 1972; Treasurer's General Report on State Finances, June 30, 1972; Ninety-second Congress of the United States of America, Joint Resolution, Equal Rights for Men and Women; University Study Commission Report; Board of Trustees of the Minnesota Veterans Home, Forty-third Biennial Report, July 1, 1970 through June 30, 1972.

EXECUTIVE AND OFFICIAL COMMUNICATION

The Honorable Alec Olson
 President of the Senate
 State of Minnesota

January 22, 1973

Dear Sir:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

John Lawrow, M. D., 5015 Fremont Avenue South, Minneapolis, Hennepin County, has been appointed by me to the State Board of Health, effective January 22, 1973, for a term expiring January 1, 1976.

Michael Keable, Rural Route #3, St. Cloud, Stearns County, has been appointed by me to the State Board of Health, effective January 22, 1973, for a term expiring January 1, 1976.

Sincerely,
Wendell R. Anderson, Governor

Which appointments were referred to the Committee on Rules and Administration.

INTRODUCTION OF BILLS

Messrs. North, Renneke and Keefe, S., introduced—

S. F. No. 136: A bill for an act relating to corrections; authorizing social service, educational and rehabilitative agencies, public or private, to utilize the facilities of state correctional institutions.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Bang, Laufenburger and Solon introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Chmielewski, Jensen and Purfeerst introduced—

S. F. No. 138: A bill for an act relating to taxation; increasing the excise tax on gasoline used in motor vehicles using public highways; providing that the proceeds of the increase distributed to the trunk highway fund be used on certain trunk highways; amending Minnesota Statutes 1971, Section 296.02, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Purfeerst, Solon and Laufenburger introduced—

S. F. No. 139: A bill for an act relating to the legislature;

setting the size of the legislature after the next and subsequent apportionments; amending Minnesota Statutes 1971, Section 2.021.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

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

Messrs. North, Bang and Keefe, S., introduced—

S. F. No. 140: A bill for an act relating to trade regulations; providing for unit pricing of certain packaged commodities; providing for exemptions.

Which was read the first time and referred to the Committee on Labor and Commerce.

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

S. F. No. 141: A bill for an act relating to courts; increasing the number of associate justices on the supreme court; amending Minnesota Statutes 1971, Section 480.01.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Olhoft introduced—

S. F. No. 142: A bill for an act relating to the claim of Tony Krejci; arising from the destruction of his automobile by a patient at a state hospital; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Olhoft introduced—

S. F. No. 143: A bill for an act relating to the claim of Francis H. Heiserman; arising from damage to his automobile by a state patient; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Novak introduced—

S. F. No. 144: A bill for an act relating to the claim of Cecelia A. Swanson and Victor Swanson; arising from negligence of University of Minnesota, Arboretum, Carver county; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. North, Spear and Lewis introduced—

S. F. No. 145: A bill for an act relating to corrections; conservation camps administered by the department of corrections; amending Minnesota Statutes 1971, Section 242.37.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Moe, Pillsbury and Borden introduced—

S. F. No. 146: 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; 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, Subdivision 6; 181.41; 183.51, Subdivisions 4, 5, 6, 7, 8, 9, 10 and 11; 184.26, Subdivision 3; 200.02, Subdivision 25; 201.14; 208.22; 242.12; 242.13; 242.15; 242.26; 242.265; 242.28; 242.43; 246.43, Subdivisions 1 and 2; 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; 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; 353.01, Subdivision 15; 359.01; 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Milton, Lewis and Conzemius introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Doty, Chmielewski and Solon introduced—

S. F. No. 148: A bill for an act relating to public welfare; appropriating money for the Duluth United Day Activity Center.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Milton, Lewis and Chmielewski introduced—

S. F. No. 149: A bill for an act relating to traffic regulations; defining authorized emergency vehicle; amending Minnesota Statutes 1971, Section 169.01, Subdivision 5.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Milton, Lewis and Hughes introduced—

S. F. No. 150: A bill for an act relating to public health; meeting requirements of the state board of health; amending Minnesota Statutes 1971, Section 144.02.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Milton, Lewis and Chmielewski introduced—

S. F. No. 151: A bill for an act relating to highway traffic regulations; application of laws; operation of authorized emergency vehicles; amending Minnesota Statutes 1971, Section 169.03.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Purfeerst, Hughes and Spear introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Doty, Jensen and Borden introduced—

S. F. No. 153: A bill for an act relating to courts; initiation of paternity proceedings; amending Minnesota Statutes 1971, Section 257.253.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. McCutcheon, Solon and Gearty introduced—

S. F. No. 154: A bill for an act relating to taxes; providing that federal social security taxes may be deducted from gross income in computing net income for the purposes of the state income tax; amending Minnesota Statutes 1971, Sections 290.09, Subdivision 4; and 290.10.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

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

S. F. No. 155: A bill for an act relating to the claim of James Krause; arising from the breakage of glass from highway vibrations; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Sillers, Larson and Olson, J. L. introduced—

S. F. No. 156: A bill for an act relating to taxation; sales or use tax penalties and interest upon certain sales.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. North, Ogdahl and Gearty introduced—

S. F. No. 157: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Solon, Spear and Doty introduced—

S. F. No. 158: A bill for an act relating to taxation; property tax relief upon homestead property; amending Minnesota Statutes 1971, Section 273.13, Subdivisions 6 and 7.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Coleman, Olson, A. G. and Conzemius introduced—

S. F. No. 159: A bill for an act relating to the lieutenant governor; setting the salary thereof.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. North, Knutson and Spear introduced—

S. F. No. 160: A bill for an act relating to consumer protection; dating of perishable foods; providing a penalty.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

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

Messrs. Schaaf, Brown and Davies introduced—

S. F. No. 161: A bill for an act relating to the registration of trade names, marks and insignia; notice by the secretary of state of the necessity of renewal thereof; prohibiting the use of a certain symbol to give notice of registration; amending Minnesota Statutes 1971, Section 333.22, Subdivision 2, and Chapter 333, by adding a section.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. McCutcheon, Gearty and Stassen introduced—

S. F. No. 162: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Bernhagen, by request, introduced—

S. F. No. 163: A bill for an act relating to the claim of Mr. and Mrs. Alvin Schmidt; arising from the death of Eunice Schmidt while a patient at a state institution; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Purfeerst, Anderson, and Milton introduced—

S. F. No. 164: A bill for an act relating to taxation; providing for the valuation of mobile homes; amending Minnesota Statutes 1971, Section 273.11.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Doty; Olson, J. L. and Schrom introduced—

S. F. No. 165: A bill for an act providing compensation to those members of the armed forces who served in the Vietnam conflict.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Milton, Kirchner and Lewis introduced—

S. F. No. 166: A bill for an act relating to income taxation; providing an income tax deduction for certain traveling expenses necessary to obtain medical services; amending Minnesota Statutes 1971, Section 290.09, Subdivision 10.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Jensen, Bernhagen and Renneke introduced—

S. F. No. 167: A bill for an act relating to taxation; deductions from gross income; limiting deductibility of farm losses to the extent of farm income, amending Minnesota Statutes 1971, Section 290.09, Subdivision 2.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, G.; Doty and Keefe, S., introduced—

S. F. No. 168: A bill for an act relating to education; school boards; membership in associations; repealing Minnesota Statutes 1971, Sections 123.12, Subdivisions 12, 13 and 15; and 123.33, Subdivisions 9 and 10.

Which was read the first time and referred to the Committee on Education.

Messrs. Chmielewski; Anderson, J. C.; and Laufenburger introduced—

S. F. No. 169: A bill for an act relating to counties; appointment of county highway engineer; amending Minnesota Statutes 1971, Section 163.07, Subdivision 2a.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Tennesen, Pillsbury and Stokowski introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Purfeerst, Ashbach and Borden introduced—

S. F. No. 171: A bill for an act relating to state employees; regulating their political activities including candidacy and service in elected office; amending Minnesota Statutes 1971, Section 43.28.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Nelson, Arnold and Patton introduced—

S. F. No. 172: A bill for an act relating to motor vehicles; tire equipment; authorizing the use of tires with metal type studs on certain vehicles; amending Minnesota Statutes 1971, Section 169.72, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Conzemius, Renneke and Tennessen introduced—

S. F. No. 173: A bill for an act relating to the correction of minors; regulating the state training school for boys; amending Minnesota Statutes 1971, Sections 242.19, 242.41, 242.43, 242.44 and 242.54.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Knutson introduced—

S. F. No. 174: A bill for an act relating to intoxicating liquor; issuance of on-sale licenses in certain municipalities.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Spear, Milton and North introduced—

S. F. No. 175: A bill for an act relating to corrections; regulating money of inmates of correctional institutions under control of the commissioner of corrections; amending Minnesota Statutes 1971, Section 241.08.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Milton; Perpich, A. J.; and Conzemius introduced—

S. F. No. 176: A bill for an act relating to advertising by electric and natural gas public utilities.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Solon, Spear and Lewis introduced—

S. F. No. 177: A bill for an act relating to education; the abolishment of the one mile limitation for state transportation aid; amending Minnesota Statutes 1971, Section 124.22, Subdivision 1.

Which was read the first time and referred to the Committee on Education.

Messrs. Doty, Ashbach and Gearty introduced—

S. F. No. 178: A bill for an act relating to motor vehicles; establishing a monthly series system of registration for certain motor vehicles; amending Minnesota Statutes 1971, Sections 168.014; 168.16; 168.31, Subdivisions 1 and 3; 168.37 by adding a subdivision; and Chapter 168 by adding a section; repealing Minnesota Statutes 1971, Sections 168.31, Subdivision 2; and 168.37, Subdivisions 1 and 2.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Doty, Laufenburger and Renneke introduced—

S. F. No. 179: A bill for an act relating to motor vehicles; unattended vehicles; amending Minnesota Statutes 1971, Section 169.36.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Solon; Keefe, S.; and Humphrey introduced—

S. F. No. 180: A bill for an act relating to game and fish; senior citizens' small game licenses; amending Minnesota Statutes 1971, Section 98.47, by adding a subdivision.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Conzemius, Humphrey and Renneke introduced—

S. F. No. 181: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Milton, Conzemius and North introduced—

S. F. No. 182: A bill for an act relating to the attorney general; providing for additional assistant attorneys general for the departments of public welfare and corrections; amending Minnesota Statutes 1971, Section 8.024.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. North, Purfeerst and Kowalczyk introduced—

S. F. No. 183: A bill for an act relating to motor vehicles; authorizing the department of corrections to operate unmarked vehicles and to display number plates on such vehicles; amending Minnesota Statutes 1971, Section 168.012, Subdivision 1.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Ashbach, Novak and Milton introduced—

S. F. No. 184: A bill for an act relating to the village of Roseville; procedure upon levy of certain special assessments.

Which was read the first time and referred to the Committee on Local Government.

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

Messrs. Olson, H. D.; Frederick and Olhoft introduced—

S. F. No. 185: A bill for an act relating to education; providing for scholarship grants to medical students who agree to practice in rural communities; appropriating money.

Which was read the first time and referred to the Committee on Education.

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

Messrs. Purfeerst, Olhoft and Renneke introduced—

S. F. No. 186: A bill for an act relating to highway bridges; inventory and inspection thereof; directing the commissioner of highways to prescribe standards therefor by rule and regulation; amending Minnesota Statutes 1971, Section 165.03, Subdivision 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Tennessen, O'Neill and Schaaf introduced—

S. F. No. 187: A bill for an act relating to courts; allowing the use of video tape equipment to record depositions; making video taped depositions admissible in court.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Kirchner, Konzemius and Kowalczyk introduced—

S. F. No. 188: A bill for an act relating to welfare; providing for an exemption for personal property used as an abode in determining eligibility for aid to the disabled and medical assistance; amending Minnesota Statutes 1971, Sections 256.457, Subdivision 3; and 256B.07.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Tennessen, McCutcheon and Doty introduced—

S. F. No. 189: A resolution memorializing the President and Congress of the United States to continue the programs for subsidized housing, model cities and rehabilitation, as presently authorized by federal law.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Lewis, North and Milton introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Lewis, Spear and Milton introduced—

S. F. No. 191: A bill for an act relating to crimes and criminals; prohibiting the sale, use and possession of fireworks except under certain circumstances; amending Minnesota Statutes 1971, Section 624.21.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Lewis; Olson, J. L.; and Purfeerst introduced—

S. F. No. 192: A bill for an act relating to agriculture; providing for the establishment of standards for eggs; amending Minnesota Statutes 1971, Section 29.23.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Solon, North and Chmielewski introduced—

S. F. No. 193: A bill for an act relating to public health; regulating ambulances and ambulance services; amending Minnesota Statutes 1971, Section 144.804, Subdivisions 1 and 2; and 144.806.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Laufenburger introduced—

S. F. No. 194: A bill for an act relating to the claim of Leo Kraus and Helen Kraus; arising from negligence of department of highways; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Humphrey, Lord and Pillsbury introduced—

S. F. No. 195: A bill for an act relating to drivers' licenses, classifications thereof; providing that a class C license is valid for the operation of all fire trucks by volunteer firemen; amending Minnesota Statutes 1971, Section 171.02, Subdivision 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Hansen, Mel; Chmielewski and Frederick introduced—

S. F. No. 196: A bill for an act relating to traffic regulations; traffic signals; regulating the right turn on a red semaphore signal; providing a penalty; amending Minnesota Statutes 1971, Section 169.06, Subdivision 5.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Chenoweth, Kirchner and Tennesen introduced—

S. F. No. 197: A bill for an act relating to corrections; regulating prison industries; authorizing the establishment of private industry within the state prison.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Chenoweth, Pillsbury and Thorup introduced—

S. F. No. 198: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Sections 11 and 32(b), Article V, Sections 1, 2, 4, 5 and 7, Article VIII, Sections 4 and 7, Article IX, Section 6, Subdivisions 3 and 4 and Section 11, Article XIII, Sections 1 and 4 and Article XV, Section 4; removing certain offices from the constitution.

Which was read the first time and referred to the Committee on Judiciary.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the adoption by the House of the following Senate Concurrent Resolution, herewith returned:

Senate Concurrent Resolution No. 3: A Senate Concurrent Resolution designating January 20 as Peace Action Day.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned January 17, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted:

H. F. No. 8:

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted January 17, 1973

FIRST READING OF HOUSE BILL

H. F. No. 8: A resolution memorializing the President and the Congress of the United States in opposition to the renewal of indiscriminate bombing of North Vietnam.

Which was read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

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

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

S. F. No. 39: A resolution memorializing the President and Congress to halt federal appropriations to continue the war in South-east Asia.

Reports the same back with the recommendation that the resolution be adopted. Report adopted.

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

S. F. No. 63: A bill for an act relating to real property; time limits upon certain actions relating to; amending Minnesota Statutes 1971, Sections 519.09 and 519.101.

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

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

S. F. No. 68: A bill for an act abolishing the advisory committee on planning; repealing Minnesota Statutes 1971, Section 4.14.

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

Mr. Alec Olson from the Committee on Local Government, to which was referred:

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 contract to perform services for other governmental units; amending Minnesota Statutes 1971, Section 471.59, by adding a subdivision.

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

Strike all of lines 15 to 23 and insert in lieu thereof:

"Subd. 8. Notwithstanding the provisions of subdivision 1 requiring commonality of powers between parties to any agreement the board of county commissioners of any county may by resolution enter into agreements with any other governmental unit as defined in subdivision 1 to perform on behalf of that unit any service or function which that unit would be authorized to provide for itself."

Further, in line 8 of the title after the word "commissioners" and before the words "to perform" strike the words "to contract".

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

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

S. F. No. 104: A bill for an act relating to public welfare; permitting the county welfare board to charge fees for homemaker services; amending Minnesota Statutes 1971, Chapter 393, by adding a section.

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

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

"Section 1. Minnesota Statutes 1971, Chapter 393, is amended by adding a section to read:

[393.12] [FEES FOR SERVICE.] *The county welfare board of any county, subject to rules established by the commissioner of public welfare, is authorized to charge fees for services provided to individuals and families not receiving or ineligible to receive public*

assistance payments. Fees charged shall be based upon the client's ability to pay for services. No fees shall be charged for services designated as informational in nature, referral service, protective services for children and adults, or services provided to qualify individuals for participation in training or employment programs. No county welfare board may charge fees for services under the provisions of this section until it has adopted a schedule of fees which conforms to rules established by the commissioner of public welfare."

Amend the title as follows:

Page 1, Line 3, strike "the"

Line 3, strike "board" and insert in lieu thereof "boards"

Line 4, strike "homemaker"

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

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

S. F. No. 115: A bill for an act relating to the registration of title to real estate; providing for forms of certificates of title; certification of the examiner for issuance of certificates of title pursuant to judgments and decrees and trustee's deeds; issuance of certificates to new trustees and trustees in voluntary dissolution of corporations, directives of examiner and production of duplicate certificates of title; amending Minnesota Statutes 1971, Sections 508.35, 508.59, 508.61, 508.62 and 508.71.

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

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

S. F. No. 116: A bill for an act legalizing foreclosure sales heretofore made and the records of mortgage foreclosure proceedings; limiting the time within which actions may be brought or defenses interposed; questioning the validity of foreclosure proceedings.

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

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

S. F. No. 3: A bill for an act relating to old age assistance; releasing claims and liens of the state; repealing Minnesota Statutes 1971, Section 256.26, Subdivisions 3 to 11.

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

Page 1, following line 13, add:

“Sec. 3. This act shall be effective upon final enactment.”

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

Mr. Coleman from the Committee on Rules and Administration, to which was referred appointments submitted to the Senate by His Excellency, Governor Wendell R. Anderson, for confirmation and to be found in the Journal for the 6th day, reports the same back with the recommendation that said appointments be re-referred to the standing committees of the Senate as follows:

STATE BOARD OF EDUCATION

Lorin A. Gasterland, 6716 Garfield Avenue South, Richfield, Hennepin County, appointed effective December 1, 1972, for a term expiring July 1, 1977; to the Committee on Education.

MINNESOTA MUNICIPAL COMMISSION

Thomas J. Simmons, 412 South 11th, Olivia, Renville County, appointed effective January 5, 1973, for a term expiring June 30, 1975; to the Committee on Governmental Operations.

DIRECTOR OF BUREAU OF MEDIATION SERVICES

Charles A. Swanson, 6967 Hickory Circle N. E., Anoka, Anoka County, appointed effective March 1, 1973, for a term expiring March 1, 1977; to the Committee on Labor and Commerce.

Report adopted.

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

Appointments submitted to the Senate by His Excellency, Governor Wendell R. Anderson, for confirmation and to be found in the Journal for the 7th day, reports the same back with the recommendation that said appointments be re-referred to the standing committees of the Senate as follows:

STATE BOARD OF HUMAN RIGHTS

Mrs. Helen Gamradt, 305 Northwest 6th Street, Little Falls, Morrison County, appointed effective August 18, 1972, for a term expiring the first Monday of January, 1975.

Douglas Heidenreich, 1237 Lakeview Avenue South, Minneapolis, Hennepin County, appointed effective January 3, 1972, for a term expiring the first Monday of January, 1975.

Mrs. Stella Jensen, Elkton, Mower County, appointed effective January 3, 1972, for a term expiring the first Monday of January, 1975.

Vince Kubiak, 966 Hawthorne Avenue East, St. Paul, Ramsey County, appointed effective January 3, 1972, for a term expiring the first Monday of January, 1975; to the Committee on Governmental Operations.

MINNESOTA-WISCONSIN BOUNDARY AREA COMMISSION

Robert Nybo, Jr., 619 Maple Street, Red Wing, Goodhue County, appointed effective January 5, 1972, for a term expiring June 30, 1973; to the Committee on Governmental Operations.

POLLUTION CONTROL AGENCY

Mrs. Marion Watson, 2140 West Hoyt Avenue, St. Paul, Ramsey County, appointed effective February 15, 1972, for a term expiring February 15, 1976.

Robert H. Tucker, 1842 Colvin Avenue, St. Paul, Ramsey County, appointed effective February 15, 1972, for a term expiring February 15, 1976; to the Committee on Governmental Operations.

TAX COURT

Duane Peterson, 418 Hiawatha Boulevard, Winona, Winona County, appointed effective January 21, 1972, for a term expiring March 1, 1977; to the Committee on Taxes and Tax Laws.

WATER RESOURCES BOARD

Mrs. Shirley K. Hunt, 5600 Hillside Court, Edina, Hennepin County, appointed effective January 14, 1972, for a term expiring October 5, 1977; to the Committee on Natural Resources and Agriculture.

ADULT CORRECTIONS COMMISSION

Charles W. Poe, 1614 Cedar Lane, Newport, Washington County, appointed effective March 17, 1972, for a term expiring the first Monday of January, 1974.

Mrs. Annette Whiting, 622 East School, Owatonna, Steele County, appointed effective June 1, 1972, for a term expiring January 1, 1975; to the Committee on Health, Welfare and Corrections.

**COMMISSIONER OF THE MINNESOTA DEPARTMENT
OF PUBLIC WELFARE**

Mrs. Vera J. Likins, 1748 Wellesley Avenue, St. Paul, Ramsey County, appointed effective August 1, 1972, for a term expiring January 1, 1975; to the Committee on Health, Welfare and Corrections.

EMPLOYMENT AGENCY ADVISORY BOARD

Tobey Lapakko, 1671 South Victoria, St. Paul, Ramsey County, appointed effective January 21, 1972, for a term expiring January 1, 1974.

James Morris, 3224 Ensign Court, Minneapolis, Hennepin County, appointed effective January 21, 1972, for a term expiring January 1, 1975.

Mrs. Judith Langer, 1555 Bellows, St. Paul, Ramsey County, appointed effective January 21, 1972, for a term expiring January 1, 1976.

Norman K. Larson, 715 East 78th Street 113, Bloomington, Hennepin County, appointed effective January 21, 1972, for a term expiring January 1, 1976.

John Lloyd Olson, 7457 West Shore Drive, Edina, Hennepin County, appointed effective January 21, 1972, for a term expiring January 1, 1976.

Gerald Otten, 4057 Flag Avenue North, Minneapolis, Hennepin County, appointed effective January 21, 1972, for a term expiring January 1, 1976; to the Committee on Labor and Commerce.

OCCUPATIONAL SAFETY AND HEALTH ADVISORY BOARD

William D. Westerberg, 2166 South Skyline Drive, Burnsville, Dakota County, appointed effective July 1, 1972, for a term expiring July 1, 1976.

William H. Beste, 11 Dawson Boulevard, Eveleth, St. Louis County, appointed effective July 1, 1972, for a term expiring July 1, 1976.

Hugh Gallagher, 5548 Washburn Avenue South, Minneapolis, Hennepin County, appointed effective July 1, 1972, for a term expiring July 1, 1976.

John Hearle, 1399 Eustis, St. Paul, Ramsey County, appointed effective November 4, 1971, for a term expiring July 1, 1975; to the Committee on Labor and Commerce.

STATE BOARD OF ELECTRICITY

Cecil Holsing, 461 West Fifth Street, Zumbrota, Goodhue County, appointed effective January 3, 1972, for a term expiring the first Monday of January, 1977.

Gordon Gerling, Route 1, Little Falls, Morrison County, appointed effective January 3, 1972, for a term expiring the first Monday of January, 1977; to the Committee on Transportation and General Legislation.

Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 39, 63, 68, 82, 104, 115, and 116 were read the second time.

GENERAL ORDERS

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

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Anderson reported that the committee had considered S. F. No. 74 which the committee recommends to pass.

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 11:30 o'clock a.m., Thursday, January 25, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

NINTH DAY

St. Paul, Minnesota, Thursday, January 25, 1973.

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

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

Anderson	Doty	Knutson	Ogdahl	Sillers
Arnold	Dunn	Kowalczyk	Olhoff	Solon
Bang	Fitzsimons	Krieger	Olson, A. G.	Spear
Berg	Frederick	Larson	Olson, H. D.	Stokowski
Bernhagen	Gearty	Laufenburger	Olson, J. L.	Tennessee
Blatz	Hansen, Baldy	Lewis	Patton	Thorup
Borden	Hanson, R.	Lord	Perpich, A. J.	Ueland
Brown	Hughes	McCutcheon	Perpich, G.	Wegener
Chenoweth	Humphrey	Milton	Pillsbury	Willet
Chmielewski	Jensen	Moe	Purfeerst	
Coleman	Keefe, J.	Nelson	Renneke	
Conzemius	Kirchner	North	Schaaf	
Davies	Kleinbaum	Novak	Schrom	

Quorum present.

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

MEMBERS EXCUSED

Messrs. Ashbach; Hansen, Mel; Josefson; O'Neill and Stassen were excused from the Session of today.

Prayer by the Chaplain.

TRIBUTE TO LYNDON BAINES JOHNSON

We all know the meaning of this day in our state and nation. This morning I listened to a memorial service conducted in loving memory of Lyndon Baines Johnson, and a clergyman read a portion of the Twenty-Third Psalm in the service. I thought it would be appropriate that this be read this morning as part of our devotions.

"The Lord is my shepherd: I shall not want.

"He maketh me to lie down in green pastures: He leadeth me beside the still waters.

"He restoreth my soul: He leadeth me in the paths of righteousness for His Name's sake.

“Yea, though I walk through the valley of the shadow of death, I will fear no evil: for Thou art with me; Thy rod and Thy staff they comfort me.

“Thou preparest a table before me in the presence of mine enemies: Thou anointest my head with oil, my cup runneth over.

“Surely goodness and mercy shall follow me all the days of my life: and I will dwell in the house of the Lord forever.”

Let us pray:

God of all comfort, mercy and strength, at this appointed hour we gather in this Chamber with many feelings in our hearts. There is anxiety, Lord, as we know and feel the burdens of our responsibility. There is hope and joy, Lord, as we pray that our dream of peace will soon become a reality. And there is mourning, Lord, as we remember the thirty-sixth president of the United States of America. Lord, quiet our anxious moments and allow us to center our thoughts upon Lyndon Baines Johnson. We join the citizens of this great state and nation in praying for his wife, children and grandchildren; that they might feel Thy presence; that by Thy spirit they will receive strength, renewed faith and courage.

Father, even in time of the death of our former president we raise our voices of gratitude, for we are grateful for his service to his country that was always most dear to him. We are grateful for his spirit of courage and dedication which is of inspiration to us. We are grateful for his active concern for all people of our nation.

Eternal Father, Lord of life and death, Creator of Earth and Heaven, as the body of our thirty-sixth president is laid to rest beneath a living oak, near the place of his birth in his beloved Texas, we commend his soul to Thee knowing that nothing in life or death can separate us from Your love, and confident that Thou hast prepared for him a place in Thy Heaven.

In the name of our King. Amen.

SUSPENSION OF RULES

Mr. Coleman moved that the Rules of the Senate be suspended and that the Senate proceed to the order of business of Motions and Resolutions. Which motion prevailed.

MOTIONS AND RESOLUTIONS

Messrs. Humphrey, Krieger and Borden introduced—

Senate Concurrent Resolution No. 4: A senate concurrent resolution memorializing former President Lyndon B. Johnson for his lifelong public service and his contributions to the people of the United States.

WHEREAS, Lyndon B. Johnson, 36th President of the United States, was a man of great personal stature, compassion, and integrity; and

WHEREAS, Lyndon B. Johnson served the people of the United States for 11 years in the House of Representatives, 12 years in the Senate, and five years as President of the United States; and

WHEREAS, President Johnson was an advocate of the people, his policies of the Great Society and the War on Poverty reflecting his dedication to the removal of social and economic injustices and his goal of being "President of all the people"; and

WHEREAS, President Johnson's legislation, especially in the areas of civil rights, voter registration, education, and aid to the poor and the aged was a significant contribution to the American people and will mark him as one of our most memorable presidents; and

WHEREAS, the people of Minnesota and of the United States are saddened by the loss of this courageous and compassionate man who devoted his life to their common good; now, therefore,

BE IT RESOLVED, by the Senate of the State of Minnesota, the House of Representatives concurring therein, that commemoration and tribute be given to Lyndon B. Johnson for his services to the people of the United States.

BE IT FURTHER RESOLVED, that the Secretary of the Senate of the State of Minnesota transmit a formal copy of this resolution to Mrs. Lyndon B. Johnson.

Mr. Humphrey moved that the foregoing resolution be adopted. Which motion prevailed. So the resolution was adopted.

Mr. Coleman moved that the Senate do now adjourn until 11:30 o'clock a.m., Monday, January 29, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

TENTH DAY

St. Paul, Minnesota, Monday, January 29, 1973.

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

Prayer by the Chaplain.

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

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

Quorum present.

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

REPORTS FILED WITH THE SECRETARY OF THE SENATE

The following reports were received and filed by the Secretary of the Senate: Arrowhead Regional Development Commission, Annual Report 1972; Arrowhead Regional Development Commission, Annual Report 1971; Civil Service Regulation; First Report, Metropolitan Sewer Board, 1969 to 1972; Governor's Commission on Employment of Handicapped Persons; Leap, Governor's Final Report, Governor's Loaned Executives Action Program; Biennial Report of Liquor Control Commissioner Fiscal Years 1971 through 1972; Metropolitan Council Biennial Report 1971 to 1972; Department of Public Welfare, Comprehensive Plan, Report to the 1973 Legislature; Report of the State Claims Commission, Submitted to the Legislature and the Governor of the State of Minnesota 1973; State of Minnesota Tax Study Commission, Report of Preliminary Recommendation; Department of Taxation, Minnesota State Corporation Income Tax; Department of Taxation, Minnesota State Individual Income Tax.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

January 22, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

Dr. Alvin Zelickson, 101 Ardmore Drive, Minneapolis, Hennepin County, has been appointed by me to the State Arts Council, effective January 19, 1973, for a term expiring April 1, 1973.

Sincerely,
Wendell R. Anderson, Governor

January 25, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

I regret to inform you that the following person has withdrawn her name from Senate confirmation:

Mrs. Mary Miller, 15 South First Street, Minneapolis, Hennepin County, appointed by me to the Higher Education Facilities Authority, effective November 12, 1971, for a term expiring January 1, 1975.

Sincerely,
Wendell R. Anderson, Governor

January 25, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

Earl Herring, Vice President for Administrative Affairs, Moorhead State College, Moorhead, Clay County, has been appointed by me to the Higher Education Facilities Authority, effective January 1, 1973, for a term expiring January 1, 1979.

Sincerely,
Wendell R. Anderson, Governor

January 26, 1973

The Honorable Alec Olson
 President of the Senate
 State of Minnesota

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

Thomas P. Coughlan, 15 Sumner Hills, Mankato, Blue Earth County, has been appointed by me to the State College Board, effective January 1, 1973, for a term expiring January, 1979.

Sincerely,
 Wendell R. Anderson, Governor

January 26, 1973

The Honorable Alec Olson
 President of the Senate
 State of Minnesota

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

Charles Krussell, 1123 St. Paul Avenue, St. Paul, Ramsey County, has been appointed by me to the Minnesota Housing Finance Agency, effective January 26, 1973, for a term expiring January 1, 1977.

Sincerely,
 Wendell R. Anderson, Governor

Which appointments were referred to the Committee on Rules and Administration.

INTRODUCTION OF BILLS

Messrs. Keefe, J.; Nelson and Stassen introduced—

S. F. No. 199: A bill for an act relating to highway traffic regulations; requiring motor vehicle inspections; providing penalties in connection therewith and appropriating money.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. North, Dunn and Moe introduced—

S. F. No. 200: A bill for an act relating to taxation; providing

for the income and sales taxation of certain beverage containers; amending Minnesota Statutes 1971, Sections 290.09, by adding a subdivision; and 297A.25, Subdivision 1.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Chmielewski and Doty introduced—

S. F. No. 201: A bill for an act relating to county government; providing for optional forms of county government and the optional combination of certain county offices.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Purfeerst, Willet and Humphrey introduced—

S. F. No. 202: A bill for an act relating to probate; affairs of decedents, missing persons, protected persons, minors, incapacitated persons and certain others and constituting the uniform probate code; consolidating and revising aspects of the law relating to wills and intestacy and the administration and distribution of estates of decedents, missing persons, protected persons, minors, incapacitated persons and certain others; ordering the powers and procedures of the court concerned with the affairs of decedents and certain others; providing for the validity and effect of certain nontestamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect; providing certain procedures to facilitate enforcement of testamentary and other trusts; making uniform the law with respect to decedents and certain others; repealing Minnesota Statutes 1971, Sections 525.13 to 525.80, 525.81, 525.82, 525.83, 525.85, 525.86, 525.87, 525.89, and 525.91; and all other inconsistent laws.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Milton and Coleman introduced—

S. F. No. 203: A bill for an act relating to probate; affairs of decedents, missing persons, protected persons, minors, incapacitated persons and certain others and constituting the uniform probate code; consolidating and revising aspects of the law relating to wills and intestacy and the administration and distribution of estates of decedents, missing persons, protected persons, minors, incapacitated persons and certain others; ordering the powers and procedures of the court concerned with the affairs of decedents and certain others; providing for the validity and effect of certain nontestamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect; providing certain procedures to facilitate enforcement of testamentary and other trusts; making uniform the law with respect to decedents and certain others; repealing Minnesota Statutes 1971, Sections 525.13 to 525.80, 525.81, 525.82,

525.83, 525.85, 525.86, 525.87, 525.89, and 525.91; and all other inconsistent laws.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Olson, A. G., and Conzemius introduced—

S. F. No. 204: A bill for an act relating to probate; affairs of decedents, missing persons, protected persons, minors, incapacitated persons and certain others and constituting the uniform probate code; consolidating and revising aspects of the law relating to wills and intestacy and the administration and distribution of estates of decedents, missing persons, protected persons, minors, incapacitated persons and certain others; ordering the powers and procedures of the court concerned with the affairs of decedents and certain others; providing for the validity and effect of certain nontestamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect; providing certain procedures to facilitate enforcement of testamentary and other trusts; making uniform the law with respect to decedents and certain others; repealing Minnesota Statutes 1971, Sections 525.13 to 525.80, 525.81, 525.82, 525.83, 525.85, 525.86, 525.87, 525.89, and 525.91; and all other inconsistent laws.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Keefe, J.; Berg and Stassen introduced—

S. F. No. 205: A bill for an act relating to probate; affairs of decedents, missing persons, protected persons, minors, incapacitated persons and certain others and constituting the uniform probate code; consolidating and revising aspects of the law relating to wills and intestacy and the administration and distribution of estates of decedents, missing persons, protected persons, minors, incapacitated persons and certain others; ordering the powers and procedures of the court concerned with the affairs of decedents and certain others; providing for the validity and effect of certain nontestamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect; providing certain procedures to facilitate enforcement of testamentary and other trusts; making uniform the law with respect to decedents and certain others; repealing Minnesota Statutes 1971, Sections 525.13 to 525.80, 525.81, 525.82, 525.83, 525.85, 525.86, 525.87, 525.89, and 525.91; and all other inconsistent laws.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Humphrey, Schaaf and Borden introduced—

S. F. No. 206: A bill for an act relating to municipalities; requiring municipalities to install ramps at crosswalks under certain conditions.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

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

S. F. No. 207: A bill for an act relating to certain municipalities, authorizing issuance of certificates of indebtedness.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Keefe, S.; Schaaf and Milton introduced—

S. F. No. 208: A bill for an act relating to taxation; repealing the inspection fee and excise tax upon colored oleomargarine; providing penalties; appropriating money for payment of obligations and expenses incident to repeal; amending Minnesota Statutes 1971, Section 33.111; repealing Minnesota Statutes 1971, Sections 33.10, 33.11, and 33.12 to 33.171.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Sillers, Patton and Stassen introduced—

S. F. No. 209: A bill for an act relating to sales and use tax; exemption for returnable beverage containers; amending Minnesota Statutes 1971, Chapter 297A, by adding a section.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Hansen, Mel; Lewis and Brown introduced—

S. F. No. 210: A bill for an act relating to motor vehicles; requiring inspections at time of transfer of title; prescribing the powers and duties of state and local officers and employees in connection therewith; authorizing the commissioner of public safety to suspend the registration of deficient vehicles; and providing an appropriation; amending Minnesota Statutes 1971, Chapter 169, by adding a section.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Dunn, Chmielewski and Ueland introduced—

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.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Olson, A. G.; Laufenburger and Pillsbury introduced—

S. F. No. 212: A bill for an act relating to limitation of actions in automobile accident cases; amending Minnesota Statutes 1971, Section 541.07.

Which was read the first time and referred to the Committee on Judiciary.

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

S. F. No. 213: A bill for an act relating to taxation; valuation and assessment of certain mobile homes; amending Minnesota Statutes 1971, Section 273.13, Subdivisions 3 and 4.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

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

S. F. No. 214: A bill for an act relating to wild animals; lowering the age for permanent licenses for residents to take fish to 65 years; amending Minnesota Statutes 1971, Section 98.47, Subdivision 14.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Jensen, Davies and Pillsbury introduced—

S. F. No. 215: A bill for an act relating to the formation of professional corporations; repealing Minnesota Statutes 1971, Chapter 319.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Krieger, Gearty and Laufenburger introduced—

S. F. No. 216: A bill for an act relating to insurance; requiring liability and economic loss coverage on motor vehicles, providing a penalty, restricting actions for recovery of damages, providing for the administration thereof; repealing Minnesota Statutes 1971, Chapter 170.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Kleinbaum, Brown and Lord introduced—

S. F. No. 217: A bill for an act relating to education; education of gifted or talented children.

Which was read the first time and referred to the Committee on Education.

Messrs. Kleinbaum; Hansen, Mel and Chenoweth introduced—

S. F. No. 218: 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, Subdivision 3, 4 and 5.

Which was read the first time and referred to the Committee on Governmental Operations.

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

S. F. No. 219: A bill for an act relating to game and fish; senior citizens' fishing licenses; amending Minnesota Statutes 1971, Section 98.47, Subdivision 14.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Wegener introduced—

S. F. No. 220: A bill for an act relating to the claim of Marvin Eisenbraun arising from negligence by the highway department; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Wegener introduced—

S. F. No. 221: A bill for an act relating to the claim of Glen Jedlicka; arising from negligence by the highway department; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Keefe, S.; Humphrey and Tennessen introduced—

S. F. No. 222: A bill for an act relating to pharmacists; permitting price advertising of prescription drugs; amending Minnesota Statutes 1971, Section 151.06, by adding a subdivision.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Keefe, S.; Spear and Milton introduced—

S. F. No. 223: A bill for an act relating to public health; requiring nuclear power plant reactors to be licensed; prescribing license fees; appropriating such fees; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

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

Messrs. Hughes, Laufenburger and Keefe, J. introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Hansen, Mel; Arnold and Kowalczyk introduced—

S. F. No. 225: A bill for an act relating to real estate; regulation of shoreland development; municipalities; amending Minnesota Statutes 1971, Section 105.485, Subdivision 2, and by adding a subdivision.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Borden introduced—

S. F. No. 226: A bill for an act relating to the city of Brainerd; authorizing a tax levy for recreational purposes; amending Minnesota Statutes 1971, Section 471.192.

Which was read the first time and referred to the Committee on Local Government.

Mr. Thorup introduced—

S. F. No. 227: A bill for an act relating to the claim of Yousef Yousef; arising from negligence of University of Minnesota; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Lewis introduced—

S. F. No. 228: A bill for an act relating to the firemen's relief association in the village of Golden Valley; amending Laws 1971, Chapter 140, Sections 1, 2, 3 and 4.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Laufenburger, Chmielewski and Anderson, J. C. introduced—

S. F. No. 229: A bill for an act relating to taxation; rates and distribution of taxes upon intoxicating liquor and fermented malt beverages; amending Minnesota Statutes 1971, Sections 340.47 and 340.60, Subdivision 2.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Kleinbaum, Schrom and Lewis introduced—

S. F. No. 230: A bill for an act relating to wild animals; lowering the age for permanent licenses for residents to take fish to 65 years; amending Minnesota Statutes 1971, Section 98.47, Subdivision 14.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Hansen, Baldy introduced—

S. F. No. 231: A bill for an act relating to the claim of Henry Knutson; arising from negligence by the highway department; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Hansen, Baldy introduced—

S. F. No. 232: A bill for an act relating to the claim of James Nothwehr; arising from negligence of the highway department; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Kleinbaum and Bernhagen introduced—

S. F. No. 233: A bill for an act relating to retirement; providing for certain benefits under the highway patrolmen's retirement law; amending Minnesota Statutes 1971, Section 352B.11, Subdivision 2.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Schrom, Milton and Doty introduced—

S. F. No. 234: A bill for an act relating to the public employees retirement association; providing social security coverage for hospital employees; and authorizing optional public employee retirement association coverage for certain such employees.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Schrom, Milton and Doty introduced—

S. F. No. 235: A bill for an act relating to barbering by nursing aides; amending Minnesota Statutes 1971, Section 154.04.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Olson, A. G.; Blatz and Conzemius introduced—

S. F. No. 236: A bill for an act relating to taxation; excise tax on gasoline and gasoline substitutes; refunds; penalties for false claims; amending Minnesota Statutes 1971, Section 296.18, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Thorup, Fitzsimons and Perpich, A. J. introduced—

S. F. No. 237: A bill for an act proposing an amendment to the Minnesota Constitution, Article IX, Section 1; permitting as the basis for determining a state tax, the federal income or federal tax.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Perpich, A. J. introduced—

S. F. No. 238: A bill for an act relating to intoxicating liquor; removing certain restrictions upon on-sale licenses by municipalities operating municipal liquor stores; amending Minnesota Statutes 1971, Section 340.353, Subdivision 5.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Olson, J. L.; Hansen, Baldy and Hansen, Mel introduced—

S. F. No. 239: A bill for an act relating to librarian certification; establishing an advisory committee on certification; prescribing its functions.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Pillsbury introduced—

S. F. No. 240: A bill for an act relating to the claim of V & J

Excavating Company; arising from negligence by Glen Lake Sanitarium employees; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Tennesen, Doty and McCutcheon introduced—

S. F. No. 241: A bill for an act requiring the attorney general to institute proceedings to force federal agencies to undertake projects in this state which have been authorized by Congress.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Perpich, A. J.; Keefe, S. and Perpich, G. introduced—

S. F. No. 242: A bill for an act relating to taxation; increasing the homestead credit; amending Minnesota Statutes 1971, Section 273.13, Subdivisions 6 and 7.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

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

S. F. No. 243: A bill for an act relating to game and fish; senior citizens' fishing licenses; amending Minnesota Statutes 1971, Section 98.47, by adding a subdivision.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Davies, Blatz and Thorup introduced—

S. F. No. 244: A bill for an act relating to a uniform act for recognition of acknowledgments; repealing Minnesota Statutes 1971, Sections 358.12, 358.13, 358.22, 358.23, 358.24, 358.26, and 358.27.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Hansen, Mel; Arnold and Brown introduced—

S. F. No. 245: A bill for an act relating to elections; requiring statement of last prior residence of applicant for registration; providing for list of electors who have registered in other registration jurisdictions; providing procedure to verify that applicant is not registered elsewhere; amending Minnesota Statutes 1971, Sections 201.07, Subdivision 1; and 201.07, by adding a subdivision.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Hansen, Mel; Chmielewski and Ueland introduced—

S. F. No. 246: A bill for an act relating to elections; securing the right of citizens to place and display political signs; providing for the protection, removal, and limitations on the placement of such signs; providing penalties.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Novak, Jensen and Thorup introduced—

S. F. No. 247: A bill for an act relating to crimes and criminals; providing minimum sentences for certain felonies; amending Minnesota Statutes 1971, Section 609.11.

Which was read the first time and referred to the Committee on Judiciary.

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

S. F. No. 248: A bill for an act relating to the building code standards committee; membership thereon; amending Minnesota Statutes 1971, Section 16.853, Subdivision 2.

Which was read the first time and referred to the Committee on Governmental Operations.

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

S. F. No. 249: A bill for an act relating to municipalities; building officials instructional courses; appropriating money.

Which was read the first time and referred to the Committee on Local Government.

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

S. F. No. 250: A bill for an act relating to advertising devices; restricting certain outdoor advertising and providing exceptions thereto; amending Minnesota Statutes 1971, Section 173.08, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Hanson, R. and Wegener introduced—

S. F. No. 251: A bill for an act relating to highway traffic regulations; vehicle equipment; authorizing the use of studded tires by certain persons under certain conditions; prescribing penalties; amending Minnesota Statutes 1971, Section 169.72, Subdivision 1; repealing Minnesota Statutes 1971, Section 169.72, Subdivision 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Hanson, R. and Wegener introduced—

S. F. No. 252: A bill for 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Coleman, Ogdahl and Lord introduced—

S. F. No. 253: A bill for an act relating to taxes on and measured by net income; income of nonresidents; reciprocity; amending Minnesota Statutes 1971, Section 290.081.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Bernhagen, Berg and Jensen introduced—

S. F. No. 254: 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, Section 181.40.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Chmielewski; Olson, H. D. and Willet introduced—

S. F. No. 255: A bill for an act relating to eminent domain; rental of certain property acquired thereunder; compensation for taxes and assessments; amending Minnesota Statutes 1971, Section 117.-135.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Chmielewski; Olson, H. D. and Willet introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Chmielewski; Olson, H. D. and Willet introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Chmielewski; Olson, H. D. and Willet introduced—

S. F. No. 258: A bill for an act relating to highway traffic regulations; projecting loads; lights and flags; amending Minnesota Statutes 1971, Section 169.52.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Chmielewski; Olson, H. D. and Willet introduced—

S. F. No. 259: A bill for an act relating to the department of administration; authorizing the commissioner to rent private property for a period up to five years for certain purposes; amending Minnesota Statutes 1971, Section 16.02, Subdivision 10.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Chmielewski; Olson, H. D. and Willet introduced—

S. F. No. 260: A bill for an act relating to highway traffic regulations; trailer and towing equipment; flags to be displayed; amending Minnesota Statutes 1971, Section 169.82.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Knutson, Schaaf and Renneke introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Perpich, A. J. introduced—

S. F. No. 262: A bill for an act relating to the village of Grand Marais; authorizing the issuance of on-sale liquor licenses.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Laufenburger, Schrom and Wegener introduced—

S. F. No. 263: A bill for an act relating to game and fish; season for taking deer; amending Minnesota Statutes 1971, Section 100.27, Subdivision 2.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Doty, Schrom and Jensen introduced—

S. F. No. 264: A bill for an act relating to game and fish; hunting licenses for firearms safety instructors.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Hughes, Ashbach and Milton introduced—

S. F. No. 265: A bill for an act relating to special intermediate school district No. 916 in the counties of Ramsey and Washington, providing for members of its governing board; amending Laws 1969, Chapter 775, Section 2, Subdivision 1.

Which was read the first time and referred to the Committee on Education.

Messrs. Tennessen, O'Neill and Spear introduced—

S. F. No. 266: A bill for an act relating to taxation; providing an income tax deduction for the expense of tuition and books for post secondary education; amending Minnesota Statutes 1971, Section 290.09, Subdivision 22.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Doty, Spear and Fitzsimons introduced—

S. F. No. 267: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Brown; Hansen, Baldy and Kleinbaum introduced—

S. F. No. 268: A bill for an act relating to crimes, criminals; prohibiting assaults upon officers or employees of the department of corrections; providing penalties; amending Minnesota Statutes 1971, Chapter 609, by adding a section.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Lewis, O'Neill and Lord introduced—

S. F. No. 269: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Lewis, Purfeerst and Dunn introduced—

S. F. No. 270: A bill for an act relating to food; certain meat and poultry and meat and poultry products; requiring inspections for the sale thereof; amending Minnesota Statutes 1971, Section 31.56, Subdivisions 1 and 5, and by adding a subdivision.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Lewis, Spear and Milton introduced—

S. F. No. 271: A bill for an act relating to highway traffic regulations; requiring certain warning devices for certain vehicles; amending Minnesota Statutes 1971, Section 169.75, Subdivisions 1, 2, 4 and 5; repealing Minnesota Statutes 1971, Section 169.75, Subdivision 3.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. North, Milton and Kirchner introduced—

S. F. No. 272: A bill for an act relating to the department of corrections, amending Minnesota Statutes 1971, Section 241.01, Subdivision 2.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Doty, Kirchner and Borden introduced—

S. F. No. 273: A bill for an act relating to pharmacy and drugs; requiring certain information on labels affixed to containers of certain drugs; amending Minnesota Statutes 1971, Section 151.212.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Doty, Ueland and Borden introduced—

S. F. No. 274: A bill for an act relating to motor vehicles; trans-

fer of ownership and fees therefor; amending Minnesota Statutes 1971, Section 168.54, Subdivision 4.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Borden, Willet and Doty introduced—

S. F. No. 275: A bill for an act relating to pharmacists; permitting price advertising of prescription drugs; amending Minnesota Statutes 1971, Section 151.06, by adding a subdivision.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. North, Humphrey and McCutcheon introduced—

S. F. No. 276: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Chmielewski; Olson, H. D. and Willet introduced—

S. F. No. 277: A bill for an act relating to highway traffic regulations; size, weight and load limitations; amending Minnesota Statutes 1971, Section 169.80, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Doty, Kirchner and Borden introduced—

S. F. No. 278: A bill for an act relating to pharmacy; providing for labels of prescription drug containers; requiring the generic name on the prescription label; amending Minnesota Statutes 1971, Section 151.212.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Brown introduced—

S. F. No. 279: A bill for an act relating to the claim of Enrico Merrill Tyson; arising from negligence by the department of corrections; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Brown introduced—

S. F. No. 280: A bill for an act relating to the claim of Donald

W. Gustafson; arising from unlawful acts of the department of corrections; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs Keefe, S.; Hansen, Baldy and Stokowski introduced—

S. F. No. 281: A bill for an act relating to public employees; providing for payments to certain public employees or their heirs; appropriating money.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Keefe, S.; Solon and North introduced—

S. F. No. 282: A bill for an act relating to highway traffic regulations; prohibiting the operation of motor vehicles with unsafe tires on public streets or highways; and prescribing penalties.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Doty and Keefe, S. introduced—

S. F. No. 283: A bill for an act relating to education; school board membership in certain associations; requiring filing of financial statements; amending Minnesota Statutes 1971, Section 123.12, Subdivision 12.

Which was read the first time and referred to the Committee on Education.

Messrs. Dunn, Hughes and Brown introduced—

S. F. No. 284: A bill for an act establishing an ethical standards committee and prescribing the powers and duties thereof; providing a penalty, repealing Minnesota Statutes 1969, Sections 3.87 to 3.92.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Anderson, Chmielewski and Laufenburger introduced—

S. F. No. 285: A bill for an act relating to motor vehicles; providing for the manufacture of motor vehicle license number plates; amending Minnesota Statutes 1971, Section 168.331.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Hughes, Coleman and Krieger introduced—

S. F. No. 286: A bill for an act relating to education; creating a

state teachers commission on certification to recommend criteria for certification of public school teachers and to set policies to admit applicants into the teaching profession and advise the state board of education; providing penalties; appropriating money; amending Minnesota Statutes 1971, Section 125.09; and repealing Minnesota Statutes 1971, Sections 125.03, Subdivision 1; 125.04; 125.05; 125.06; and 125.08.

Which was read the first time and referred to the Committee on Education.

Messrs. Borden, Moe and Lord introduced—

S. F. No. 287: A bill for an act relating to public employees; providing for payments to certain public employees or their heirs; appropriating money.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Lord, Hughes and Borden introduced—

S. F. No. 288: A bill for an act relating to the designation of a specific route for the great river road in Minnesota; amending Minnesota Statutes 1971, Chapter 161, by adding a section; repealing Minnesota Statutes 1971, Sections 161.143 to 161.147.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Olson, A. G. introduced—

S. F. No. 289: A bill for an act relating to the claim of Wayne Kinney; arising from damage to fields by roadside spraying by the highway department; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Keefe, J.; Gearty and Stassen introduced—

S. F. No. 290: A bill for an act relating to income taxation; providing a credit for certain expenditures for home maintenance; appropriating money; amending Minnesota Statutes 1971, Sections 290.984; 290.986; 290.988, Subdivision 1; 290.989; and Chapter 290, by adding sections.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

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

S. F. No. 291: A bill for an act adopting the whitetailed deer as the official state animal; amending Minnesota Statutes 1971, Chapter 1, by adding a section.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Moe, Blatz and Perpich, A. J. introduced—

S. F. No. 292: A bill for an act relating to taxation; exemptions from the sales tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Tennessen, Brown and Coleman introduced—

S. F. No. 293: A bill for an act proposing an amendment to the Minnesota Constitution, Article IX, Section 5; and Article XVI, Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14; revising the provisions for state highways and their financing.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Tennessen, Bang and Purfeerst introduced—

S. F. No. 294: A bill for an act relating to highways; providing for a study of the division of the highway user tax distribution fund; appropriating money.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Doty, Stokowski and Brown introduced—

S. F. No. 295: A bill for an act relating to snowmobiles; allowing persons 14 years of age or older to operate snowmobiles within municipalities; amending Minnesota Statutes 1971, Section 84.872.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Doty, Stokowski and Hanson, R. introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Hughes, Borden and Renneke introduced—

S. F. No. 297: A bill for an act relating to the interstate compact for the supervision of parolees and probationers; providing for parole and probation revocation hearings; amending Minnesota Statutes 1971, Section 243.16, by adding a subdivision.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Tennessen, Bang and Purfeerst introduced—

S. F. No. 298: A bill for an act relating to highway traffic regulations; requiring pre-sentence investigations after conviction for certain violations; amending Minnesota Statutes 1971, Section 169.121, Subdivision 6.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Stassen and Conzemius introduced—

S. F. No. 299: A bill for an act relating to the city of Hastings; authorizing payment of lump sum retirement benefits to firemen.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Brown, Nelson and Ogdahl introduced—

S. F. No. 300: A bill for an act relating to the legislature; prescribing the number of members thereof and describing the geographic boundaries represented by each member; amending Minnesota Statutes 1971, Sections 2.021; 2.031; and Chapter 2, by adding sections; repealing Minnesota Statutes 1971, Sections 2.041 to 2.712.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. North, Doty and Spear introduced—

S. F. No. 301: 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; 120.17, Subdivision 1; 121.21, Subdivision 9; 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; 353.01, Subdivision 15; 353.32, Subdivision 1; 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; repealing Minnesota Statutes 1971, Section 61A.12, Subdivision 3.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Anderson, Kleinbaum and Schaaf introduced—

S. F. No. 302: A bill for an act relating to municipal corporations; powers; providing for severance pay to employees; amending Minnesota Statutes 1971, Chapter 465, by adding a section.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Dunn and Kleinbaum introduced—

S. F. No. 303: A bill for an act relating to the claim of Sherburne county; arising from costs incurred in handling escaped and disorderly prisoners at St. Cloud Reformatory; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Laufenburger, Ogdahl and Kleinbaum introduced—

S. F. No. 304: A bill for an act relating to the legislature; fixing the minimum retirement allowance for certain legislators eligible for benefits; amending Minnesota Statutes 1971, Section 3A.02, by adding a subdivision.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Knutson; Keefe, J. and Stassen introduced—

S. F. No. 305: 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; 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, Subdivision 6; 181.41; 183.51, Subdivisions 4, 5, 6, 7, 8, 9, 10 and 11; 184.26, Subdivision 3; 200.02, Subdivision 25; 201.14; 208.22; 242.12; 242.13; 242.15; 242.26; 242.265; 242.28; 242.43; 246.43, Subdivisions 1 and 2; 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; 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; 353.01, Subdivision 15; 359.01; 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Hughes, Dunn and Anderson introduced—

S. F. No. 306: A bill for an act relating to education; providing for apportionment of certain school aids; amending Minnesota Statutes 1971, Sections 124.09 and 124.10.

Which was read the first time and referred to the Committee on Education.

Messrs. Chenoweth, Novak and North introduced—

S. F. No. 307: A resolution urging Amtrak to restore St. Paul as a regular passenger stop.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. North, McCutcheon and Borden introduced—

S. F. No. 308: A bill for an act relating to public welfare; establishing and empowering a Minnesota commission for the blind; transferring all powers and duties of the commissioner and department of public welfare in regard to the blind to the commission.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Borden and Humphrey introduced—

S. F. No. 309: A bill for an act relating to labor and employment; requiring transfer of benefit fund contributions on behalf of certain temporary employees.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. North, Schaaf and McCutcheon introduced—

S. F. No. 310: A bill for an act proposing an amendment to the Minnesota Constitution, Article XVI, changing sections 5 and 6 and adding a section; providing for the distribution and use of the trunk highway fund.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Purfeerst, Krieger and Hansen, Baldy introduced—

S. F. No. 311: A bill for an act relating to crimes and criminals; traffic violations; prescribing penalties; requiring certain reports to the commissioner of public safety; authorizing deposit of driver's license in certain cases in lieu of other bail; amending Minnesota Statutes 1971, Sections 169.121, Subdivision 6; 169.92; 609.135, Subdivision 3; and Chapter 169, by adding a section.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. North, Ogdahl and Stassen introduced—

S. F. No. 312: A bill for an act relating to public employment; providing for leave of absence for employees who serve in the legislature; amending Minnesota Statutes 1971, Chapter 3, by adding a section; Chapter 352, by adding a section; Chapter 353, by adding a section; and Chapter 354, by adding a section.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Nelson, Novak and Gearty introduced—

S. F. No. 313: A bill for an act relating to the Minnesota pollution control agency; standardizing the enforcement provisions applicable to air, water and land pollution control regulations and standards; providing criminal and civil penalties; authorizing recovery of litigation expenses; amending Minnesota Statutes 1971, Sections 115.07, Subdivision 4; 115.48, Subdivision 1; 115.51; 116.08; 473D.07, Subdivision 4; and Chapter 115, by adding a section; and repealing Minnesota Statutes 1971, Sections 115.07, Subdivision 6; 115.45 and 115.47.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Milton introduced—

S. F. No. 314: A bill for an act relating to the claim of Marilyn R. Shoemaker; arising from negligence of highway department; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Hansen, Mel introduced—

S. F. No. 315: A bill for an act relating to the claim of Louis J. Hewer; arising from lost sick leave from state service; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Kleinbaum introduced—

S. F. No. 316: A bill for an act relating to intoxicating liquor; authorizing the possession and consumption thereof in connection with certain festivities to be held in the city of St. Cloud.

Which was read the first time and referred to the Committee on Labor and Commerce.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the adoption by the House of the following Senate Concurrent Resolution, herewith returned:

Senate Concurrent Resolution No. 4: A Concurrent Resolution memorializing former President Lyndon B. Johnson for his life-long public service and his contributions to the people of the United States.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned January 25, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. Nos. 3, 45, 46 and 201.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted January 22, 1973

FIRST READING OF HOUSE BILLS

H. F. No. 3: A resolution to ratify a proposed amendment to the Constitution of the United States of America relating to equal rights for men and women under the law.

Which was read the first time and referred to the Committee on Rules and Administration.

H. F. No. 45: A resolution memorializing the President and Congress to halt federal appropriations to continue the war in Southeast Asia.

Which was read the first time and referred to the Committee on Rules and Administration.

H. F. No. 46: A resolution memorializing the President of the United States to restore the National Waterbank Program and the Rural Environment Assistance Program.

Which was read the first time and referred to the Committee on Rules and Administration.

H. F. No. 201: A bill for an act authorizing payment of pre-session orientation expenses of representatives-elect and appropriating money therefor.

Which was read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exceptions of reports from the Committee on Rules and Administration and reports pertaining to appointments. Which motion prevailed.

Mr. Novak from the Committee on Finance, to which was re-referred

S. F. No. 2: A bill for an act relating to elections; providing for the election of members of the state legislature with party designation; appropriating money; amending Minnesota Statutes 1971, Sections 202.03, Subdivision 1; 203.28, Subdivisions 1 and 3 and by adding a subdivision; 203.29; 203.35, Subdivisions 7 and 9; and 206.07, Subdivisions 1 and 2.

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

Page 7, line 25, after "\$" add "75,000"

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

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

S. F. No. 4: A resolution to ratify a proposed amendment to the Constitution of the United States of America relating to equal rights for men and women under the law.

Pursuant to Rule 56, a roll call was taken on the motion to delay the vote on committee recommendation until February 6. There were yeas 7 and nays 9, as follows:

Those who voted in the affirmative were:

Anderson
Blatz
Jensen
Knutson

McCutcheon
Pillsbury
Thorup

Those who voted in the negative were:

Davies	Novak
Doty	Perpich, G.
Humphrey	Schaaf
Keefe, J.	Tennessee
Lord	

Pursuant to Rule 56, a roll call was taken on the motion of the recommendation to pass. There were yeas 11 and nays 4, as follows:

Those who voted in the affirmative were:

Anderson	Keefe, J.	Schaaf
Davies	Novak	Tennessee
Doty	Perpich, G.	Thorup
Humphrey	Pillsbury	

Those who voted in the negative were:

Blatz
Jensen
Knutson
McCutcheon

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

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

S. F. No. 18: A bill for an act relating to drivers' licenses; classifications thereof; providing that a Class C license is valid for the operation of fire trucks and emergency fire equipment by volunteer firemen; amending Minnesota Statutes 1971, Section 171.02, Subdivision 2.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Transportation and General Legislation without recommendation. Report adopted.

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

S. F. No. 25: A resolution memorializing the President and the Congress of the United States in opposition to the renewal of indiscriminate bombing of North Vietnam.

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

Page 1, line 7, after "brought" strike "indiscriminate"

Line 7, after "destruction" strike "of" and insert in lieu thereof "to"

Line 7, after "civilian" strike "and" and insert in lieu thereof "as well as"

Line 8, strike "nonmilitary" and insert "military"

Line 9, after "intensity" insert "of"

Line 12, delete "every asserted reason" and insert "some reasons"

Line 13, after "past" delete "has" and insert "have"

Line 13, delete "reason" and insert "explanation"

Line 15, delete "will" and insert "may"

Line 25, after "massive" delete ", indiscriminate"

Line 27, after "future" strike the period and insert in lieu thereof "; and"

After line 27, add:

"BE IT FURTHER RESOLVED that the Legislature condemn, in the strongest possible language, the bestial, vicious, murderous attacks the North Vietnamese Communists are inflicting on the people of South Vietnam; and

BE IT FURTHER RESOLVED that the North Vietnamese be condemned for the untold thousands of lives of women and children they have deliberately destroyed in their fanatical crusade to spread the cancer of Communism."

Add a new paragraph at the end of the resolution to read as follows:

"BE IT FURTHER RESOLVED that the Secretary of State of the State of Minnesota be instructed to transmit copies of this resolution to the President of the United States, the President of the Senate of the United States, the Speaker of the House of Representatives of the United States, the head of state of North Vietnam, the chief North Vietnamese peace negotiator in Paris, and to the Minnesota Senators and Representatives in Congress."

And when so amended the resolution be adopted. Amendments adopted. Report adopted.

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

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.

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

Page 1, line 14, strike "*a written statement showing*"

Page 1, strike all of lines 15 to 18 and insert in lieu thereof the following:

"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 at least the following categories: casket; burial vault; use of facilities for funeral services; use of facilities for removal; specifically itemized transportation

costs; embalming; preparation of the body; other professional services; and a statement of all cash advances and expenditures."

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

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

S. F. No. 80: A bill for an act relating to retirement; computation of various retirement annuities; amending Minnesota Statutes 1971, Section 11.25, Subdivisions 12 and 13.

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

On Page 9, following line 15, insert the following:

"Sec. 3. Effective January 1, 1973, each retirement fund participating in the Minnesota adjustable fixed benefit fund shall make an upward adjustment of four and one-half percent to each annuitant retiring prior to July 1, 1971. Subsequent adjustments will be in accordance with section 11.25, subdivisions 12 and 13, except that in the event the assets transferred to the annuity stabilization reserve result in a stabilization reserve of less than an amount equal to 15 percent of the immediate past fiscal year's total annuity payments, such deficiency shall be made up before the next annual adjustment is made.

Sec. 4. Upon taking effect of this act, the calculations required by Minnesota Statutes, Section 11.25, Subdivisions 12 and 13, as amended by this act shall be determined as of July 1, 1972. Any participating pension fund that has previously announced an increase adjustment in excess of four and one-half percent, and such fund is entitled to a credit or refund due to mortality gain determined in accordance with clauses (b), (c), (d) and (g) in section 1 of this act, and such credit or refund exceeds the reserves required to further increase the benefits of those eligible for the four and one-half percent adjustment by an additional one percent, such fund may pay to the fund's participation the reserves required for such additional one percent increase in benefit adjustment. The adjustments provided by this act shall apply to the accrual of benefits commencing with January 1, 1973. In case any actual disbursements of benefits have or do vary from the amounts herein provided, the participating pension fund or funds so involved shall adjust to the amounts herein provided."

Renumber Sec. 3, as Sec. 5.

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

Mr. Hansen, Baldy, from the Committee on Labor and Commerce, to which was referred

S. F. No. 108: 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.

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

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

S. F. No. 112: A bill for an act relating to zoning and land use; providing for soil and water conservation by municipal zoning regulation; amending Minnesota Statutes 1971, Section 462.358, Subdivision 2.

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

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

S. F. No. 117: A bill for an act relating to welfare; defining "continuous absence from the home" as used in sections 256.72 to 256.87; amending Minnesota Statutes 1971, Section 256.12, Subdivision 15.

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

Page 2, line 2, strike: "*The applicant shall cooperate with county,*"

Page 2, strike lines 3 to 6

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

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

S. F. No. 135: A bill for an act relating to public welfare; eliminating durational residency requirements for receipt of assistance, amending Minnesota Statutes 1971, Sections 256.16; 256.456; 256.51, Subdivision 1; and 256.73, Subdivision 1.

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

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

S. F. No. 145: A bill for an act relating to corrections; conservation camps administered by the department of corrections; amending Minnesota Statutes 1971, Section 242.37.

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

Mr. Conzemius from the Committee on Health, Welfare and Corrections, 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.

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

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

S. F. No. 150: A bill for an act relating to public health; meeting requirements of the state board of health; amending Minnesota Statutes 1971, Section 144.02.

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

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

S. F. No. 159: A bill for an act relating to the lieutenant governor; setting the salary thereof.

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

Page 1, line 6, strike everything after "be" through line 8, and insert in lieu thereof the figure "\$30,000" and when so amended the bill do pass and be re-referred to the Committee on Finance.

Amendments adopted. Report adopted.

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

S. F. No. 169: A bill for an act relating to counties; appointment of county highway engineer; amending Minnesota Statutes 1971, Section 163.07, Subdivision 2a.

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

Mr. Coleman moved that the Committee Reports from the Committee on Rules be now adopted. Which motion prevailed.

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

S. F. No. 114: A bill for an act relating to corporations; corporate name, contents of restated articles, and powers of directors; amending Minnesota Statutes 1971, Chapter 301, by adding a section; Sections 301.09; 301.28, Subdivision 4; and 301.37, Subdivision 3.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Judiciary. Report adopted.

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

S. F. No. 139: A bill for an act relating to the legislature; setting the size of the legislature after the next and subsequent apportionments; amending Minnesota Statutes 1971, Section 2.021.

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

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

S. F. No. 160: A bill for an act relating to consumer protection; dating of perishable foods; providing a penalty.

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

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

S. F. No. 184: A bill for an act relating to the village of Roseville; procedure upon levy of certain special assessments.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Metropolitan and Urban Affairs. Report adopted.

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

S. F. No. 185: A bill for an act relating to education; providing for scholarship grants to medical students who agree to practice in rural communities; appropriating money.

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

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

H. F. No. 4: For comparison to companion Senate Files reports that H. F. No. 4 was found to have no companion Senate file on the Senate Calendars.

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

Mr. Coleman from the Committee on Rules and Administration, to which was referred appointments submitted to the Senate by His Excellency, Governor Wendell R. Anderson, for

confirmation and to be found in the Journal for the 7th day, reports the same back with the recommendation that said appointments be re-referred to the standing committee of the Senate as follows:

**STATE EXAMINING COMMITTEE FOR PHYSICAL
THERAPISTS R.P.T.**

Ruth J. Thvedt Anderson, 1275 Brighton Square, New Brighton, Ramsey County, appointed effective July 1, 1972, for a term expiring June 30, 1975; to the Committee on Health, Welfare and Corrections.

REAL ESTATE ADVISORY BOARD

Roger Sax, 129 Wildwood Avenue, Birchwood, Washington County, appointed effective July 1, 1972, for a term expiring June 30, 1977; to the Committee on Transportation and General Legislation.

EMPLOYMENT AGENCY ADVISORY COUNCIL

Willard W. Roepke, 5405 Glenwood Avenue North, Minneapolis, Hennepin County, appointed effective June 13, 1972, for a term expiring January 1, 1976; to the Committee on Labor and Commerce.

Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred appointments submitted to the Senate by His Excellency, Governor Wendell R. Anderson, for confirmation and to be found in the Journal for the 7th day, reports the same back with the recommendation that said appointments be re-referred to the standing committees of the Senate as follows:

HIGHER EDUCATION COORDINATING COMMISSION

Carl W. Kroening, 3539 Vincent Avenue North, Minneapolis, Hennepin County, appointed effective November 15, 1971, for a term expiring February 15, 1975; to the Committee on Education.

STATE COLLEGE BOARD

Mrs. Florine C. Koole, 1121 Xerxes Avenue South, Minneapolis, Hennepin County, appointed effective April 12, 1972, for a term expiring the first Monday of January, 1977; to the Committee on Education.

MINNESOTA HIGHER EDUCATION FACILITIES AUTHORITY

James Schatz, 1613 Cedar Lane, Newport, Washington County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

Gerald Rauenhorst, 444 Rauenhorst Circle, Minneapolis, Hennepin County, appointed effective August 30, 1972, for a term expiring January 1, 1977.

Robert Freson, City Administrator, City Hall, St. Cloud, Stearns County, appointed effective September 1, 1972, for a term expiring January 1, 1975.

Norman Perl, 2240 Drew Avenue South, Minneapolis, Hennepin County, appointed effective November 12, 1971, for a term expiring January 1, 1975.

Bernard Friel, 750 Mohican Lane, St. Paul, Ramsey County, appointed effective November 12, 1971, for a term expiring January 1, 1977; to the Committee on Education.

EDUCATION COMMISSION

Dr. Karl Grittner, 756 East Hoyt, St. Paul, Ramsey County, appointed effective July 1, 1971, for a term coterminus with the Governor.

Richard C. Hawk, Suite 400, 550 Cedar Street, St. Paul, Ramsey County, appointed effective July 1, 1971, for a term coterminus with the Governor.

Ruth Myers, 1520 East Sixth Street, Duluth, St. Louis County, appointed effective July 1, 1971, for a term coterminus with the Governor; to the Committee on Education.

STATE BOARD OF EDUCATION

Mrs. Dorothea M. Chelgren, 89 West Hawthorne Avenue, St. Paul, Ramsey County, appointed effective January 1, 1972, for a term expiring July 1, 1979.

Henry Tweten, 15 Wylie Court, East Grand Forks, Polk County, appointed effective January 1, 1973, for a term expiring January 1, 1979; to the Committee on Education.

Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred appointments submitted to the Senate by His Excellency, Governor Wendell R. Anderson, for confirmation and to be found in the Journal for the 8th day, reports the same back with the recommendation that said appointments be referred to the Committee on Health, Welfare and Corrections.

STATE BOARD OF HEALTH

John Lawrow, M.D., 5015 Fremont Avenue South, Minneapolis, Hennepin County, appointed effective January 22, 1973, for a term expiring January 1, 1976.

Michael Keable, Rural Route No. 3, St. Cloud, Stearns County, appointed effective January 22, 1973, for a term expiring January 1, 1976.

Report adopted.

January 25, 1973

The Honorable Alec G. Olson
President of the Senate

Dear Sir:

On January 24, 1973, the Committee on Committees of the Senate met and by appropriate action made the following appointments:

Pursuant to Minnesota Statutes, 1971:

Sec. 363.04, (Subd. 8), Advisory Committee on Women's Affairs: Mr. Ralph Doty

Sec. 3.85, Legislative Retirement Study Commission: Messrs. Chenoweth, Kleinbaum, Stokowski, Hansen, Mel; and Ogdahl

Pursuant to Laws 1971:

Chap. 634, Midwestern Board for Medical and Allied Education: Mr. John Milton

Pursuant to Extra Session Laws 1971:

Chap. 31, Art. XIII, Sub. 3, Tax Study Commission: Messrs. Perpich, A. J. and O'Neill to fill the unexpired terms of former Senators J. T. Anderson and S. W. Holmquist.

Respectfully submitted,
Jack Davies, Chairman
Committee on Committees

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

The Honorable Patrick E. Flahaven
Secretary of the Senate

The Honorable Edward A. Burdick
Chief Clerk of the House of Representatives

Mr. Davies moved that the foregoing Committee report be adopted. Which motion prevailed. So the report was adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 2, 4, 25, 34, 80, 108, 112, 117, 135, 145, 147, 150 and 169 were read the second time.

MOTIONS AND RESOLUTIONS

Messrs. Pillsbury, Renneke and Moe introduced—

Senate Concurrent Resolution No. 5: A senate concurrent resolution expressing the policy that Minnesota law should be structured to encourage the participation of employees in the ownership of business.

Which was referred to the Committee on Rules and Administration.

Mr. Moe introduced—

Senate Resolution No. 13: A senate resolution authorizing and directing the President of the Senate to send seven members to attend the Red River Valley Shows and Northwest School Farmers' Week at Crookston, Minnesota.

Which was referred to the Committee on Rules and Administration.

Mr. Davies introduced—

Senate Resolution No. 14: A senate resolution naming a majority leader and a minority leader.

BE IT RESOLVED, by the Senate of the state of Minnesota, that the Senate majority leader is Nicholas D. Coleman, and the Senate minority leader is Harold G. Krieger.

Mr. Davies moved that the foregoing resolution be adopted. Which motion prevailed. So the resolution was adopted.

THIRD READING OF SENATE BILL

S. F. No. 74: A bill for an act relating to Steele county; authorizing tax anticipation certificates for certain purposes; amending Laws 1963, Chapter 572, Section 2.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

GENERAL ORDERS

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

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

S. F. No. 39, which Mr. Krieger moved to re-refer to the Committee on Transportation and General Legislation.

The question being taken on the motion to re-refer,

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Davies	Laufenburger	Novak	Solon
Arnold	Doty	Lewis	Olhoff	Spear
Borden	Gearty	Lord	Olson, A. G.	Thorup
Chenoweth	Hughes	McCutcheon	Olson, H. D.	Wegener
Chmielewski	Humphrey	Milton	Perpich, A. J.	Willet
Coleman	Keefe, S.	Moe	Purfeerst	
Conzemius	Kleinbaum	North	Schaaf	

Which motion did not prevail.

Mr. Hansen, Baldy moved that S. F. No. 39 be indefinitely postponed.

The question being taken on the motion,

And the roll being called, there were yeas 37 and nays 30, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Kirchner	Nelson	Schrom
Ashbach	Frederick	Kleinbaum	Ogdahl	Sillers
Bang	Hansen, Baldy	Knutson	Olson, J. L.	Stassen
Berg	Hansen, Mel	Kowalczyk	O'Neill	Stokowski
Bernhagen	Hanson, R.	Krieger	Patton	Ueland
Blatz	Jensen	Larson	Pillsbury	
Brown	Josefson	Laufenburger	Purfeerst	
Dunn	Keefe, J.	McCutcheon	Renneke	

Those who voted in the negative were:

Arnold	Davies	Lewis	Olhoff	Solon
Borden	Doty	Lord	Olson, A. G.	Spear
Chenoweth	Gearty	Milton	Olson, H. D.	Tennessen
Chmielewski	Hughes	Moe	Perpich, A. J.	Thorup
Coleman	Humphrey	North	Perpich, G.	Wegener
Conzemius	Keefe, S.	Novak	Schaaf	Willet

Which motion prevailed. So the Committee recommends S. F. No. 39 be indefinitely postponed.

S. F. No. 68, which the Committee recommends to pass.

S. F. No. 82, which the Committee recommends to pass with the following amendment offered by Mr. Dunn.

Amend S. F. 82, the printed bill, as follows:

Strike the period in line 21 and insert in lieu thereof the following:

“, provided that all services or functions to be provided by any county pursuant to this subdivision shall be performed on a cost basis.”

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon Thursday, February 1, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

ELEVENTH DAY

St. Paul, Minnesota, Thursday, February 1, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

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

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

Quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

January 30, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

Cornell L. Moore, 2727 Dean Boulevard, Minneapolis, Hennepin County, has been appointed by me to the Civil Service Board, effective February 1, 1973, for a term expiring February 1, 1979.

Sincerely,
Wendell R. Anderson, Governor

Which appointment was referred to the Committee on Rules and Administration.

INTRODUCTION OF BILLS

Messrs. Chenoweth, Gearty and Ogdahl introduced—

S. F. No. 317: A bill for an act relating to labor relations; prohibiting employment of professional strikebreakers during strikes and lockouts; amending Minnesota Statutes 1971, Sections 179.01, by adding a subdivision; and 179.12.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Chenoweth, Humphrey and Anderson introduced—

S. F. No. 318: A bill for an act relating to public employee representative elections; amending Minnesota Statutes 1971, Section 179.67, Subdivision 11.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Humphrey, O'Neill and Gearty introduced—

S. F. No. 319: A bill for an act relating to taxation; real property; delayed assessment of homestead improvement.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Humphrey, Perpich, A. J. and Schaaf introduced—

S. F. No. 320: A bill for an act relating to consumer protection; dating of perishable foods; providing a penalty.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Chenoweth, O'Neill and Anderson introduced—

S. F. No. 321: A bill for an act relating to real property valuation; providing for delayed assessment of improvements to older residential property.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Keefe, J. introduced—

S. F. No. 322: A bill for an act relating to the claim of Ray M. Tharp; arising from negligence of highway department; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Keefe, J. introduced—

S. F. No. 323: A bill for an act relating to the city of Hopkins; providing that commercial-industrial property is not subject to Minnesota Statutes 1971, Chapter 473F; amending Laws 1971, Chapter 548, Section 7.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Larson, Chmielewski, and Laufenburger introduced—

S. F. No. 324: A bill for an act relating to highway traffic regulations; seasonal load restrictions; prescribing axle weight limitations on certain vehicles; amending Minnesota Statutes 1971, Section 169.87, by adding a subdivision.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Chmielewski introduced—

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.

Which was read the first time and referred to the Committee on Finance.

Messrs. Perpich, A. J.; Willet and Olson, A. G. introduced—

S. F. No. 326: A bill for an act relating to game and fish; senior citizens' fishing licenses; amending Minnesota Statutes 1971, Section 98.47, Subdivision 14.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Hansen, Baldy and Larson introduced—

S. F. No. 327: A bill for an act relating to the office of the county attorney of Mower county; providing for the rental or purchase of the law books, equipment and furniture of the county attorney and for reimbursing the county attorney for past rental and use of the same; amending Laws 1969, Chapter 677, Section 1, by adding subdivisions.

Which was read the first time and referred to the Committee on Local Government.

Messrs. North, McCutcheon and Thorup introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Ogdahl introduced—

S. F. No. 329: A bill for an act relating to the claim of Eugene D. Kilmer; arising from negligence by the department of corrections; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Purfeerst, Krieger and Laufenburger introduced—

S. F. No. 330: A bill for an act relating to public highways and roads; authorizing the use of the right of way of such highways and roads by community antenna television companies for placing and maintaining of cables and lines; amending Minnesota Statutes 1971, Sections 161.45, Subdivision 1; and 222.37, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Spear, Doty and Lord introduced—

S. F. No. 331: A bill for an act relating to the Minnesota Historical Society; custody and preservation of records; classification of the state archivist; administration of federal records legislation; amending Minnesota Statutes 1971, Sections 138.03, Subdivision 1; 138.17, Subdivisions 1 and 6; and Chapter 138, by adding a section.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Purfeerst, Renneke and Solon introduced—

S. F. No. 332: A bill for an act relating to highway traffic regulations; authorizing peace officers to remove certain vehicles from the highways; amending Minnesota Statutes 1971, Section 169.33.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Doty, Anderson and Spear introduced—

S. F. No. 333: A bill for an act relating to pharmacists; permitting price advertising of prescription drugs; amending Minnesota Statutes 1971, Section 151.06, by adding a subdivision.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Doty, Humphrey and Anderson introduced—

S. F. No. 334: A bill for an act relating to motor vehicles; registration; registration and taxation of certain motor vehicles; amending Minnesota Statutes 1971, Section 168.10, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Brown introduced—

S. F. No. 335: A bill for an act relating to the claim of Victor C. LaCosse; arising from negligence of department of corrections; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Chenoweth, Thorup and Ogdahl introduced—

S. F. No. 336: 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 review commission and an occupational safety and health advisory board; prescribing penalties; repealing Minnesota Statutes 1971, Sections 182.01 to 182.08; 182.10 to 182.62; and 183.05 to 183.34.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Ueland and Renneke introduced—

S. F. No. 337: A bill for an act relating to Blue Earth county; authorizing county to enter into rental purchase agreements or conditional sales agreements for acquisition of road equipment subject to limitations.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Ueland and Renneke introduced—

S. F. No. 338: A bill for an act relating to Blue Earth county; authorizing use of county funds for county extension committee.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Chenoweth, Ueland and Doty introduced—

S. F. No. 339: A bill for an act relating to intoxicating liquors; civil actions for injuries caused by intoxication; excepting private persons from liability; amending Minnesota Statutes 1971, Section 340.95.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Keefe, J.; Pillsbury and Ueland introduced—

S. F. No. 340: A bill for an act relating to wild animals; establishing the timber wolf as the state animal and making it a protected species; providing a penalty; amending Minnesota Statutes 1971, Chapter 1, by adding a section, and Section 97.55, by adding a subdivision.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Olson, J. L. introduced—

S. F. No. 341: A bill for an act relating to the claim of Arthur Selberg; arising from damage to real estate by highway department; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Krieger, Chmielewski and Laufenburger introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Doty, Ashbach and Purfeerst introduced—

S. F. No. 343: A bill for an act relating to highway traffic regulations; school bus inspections; amending Minnesota Statutes 1971, Section 169.451.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Doty, Gearty and Keefe, J. introduced—

S. F. No. 344: A bill for an act relating to elections; providing the number of voting machines to be used at the polls; amending Minnesota Statutes 1971, Section 206.20, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Fitzsimons introduced—

S. F. No. 345: A bill for an act relating to the claim of Mrs. Billy

Wikert; arising from loss due to wolves; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Hughes, Coleman and Gearty introduced—

S. F. No. 346: A bill for an act establishing a post legislative audit and public information commission; and appropriating money.

Which was read the first time and referred to the Committee on Rules and Administration.

Messrs. Purfeerst, Laufenburger and Patton introduced—

S. F. No. 347: A bill for an act relating to the powers of the commissioner of highways; lump sum reimbursement for relocation of utilities; amending Minnesota Statutes 1971, Section 161.46, Subdivision 3.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Spear, Humphrey and Tennessen introduced—

S. F. No. 348: A bill for an act relating to crimes and criminals; establishing bail procedure; providing penalty.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Thorup, Ashbach and Anderson introduced—

S. F. No. 349: A bill for an act relating to the government of villages, boroughs and cities without home rule charters; providing for the conversion of villages and boroughs into cities; providing for a code of statutes relating to cities without home rule charters; amending Minnesota Statutes 1971, Chapter 205, by adding sections; Chapter 412, by adding sections; and Sections 200.02, Subdivision 8; 205.07; 205.09, Subdivision 2; 340.11, Subdivisions 7 and 8; 412.02, Subdivision 1; 413.02; 414.02; 426.04; 447.04; 447.-045; 465.56; 465.57; 465.69 and 645.44; repealing Sections 200.02, Subdivision 9; 412.031; 412.181; 426.056; General Statutes 1894, Sections 1045 to 1195; Laws 1895, Chapter 8; Special Laws 1868, Chapter 36; Special Laws 1891, Chapters 2, 3, 4, 5, 45 and 46; Special Laws 1879, Chapter 57; and Minnesota Statutes 1971, Chapter 411.

Which was read the first time and referred to the Committee on Local Government.

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

S. F. No. 350: A bill for an act relating to elections; forbidding

denial of access to multiple unit dwellings for the purpose of campaigning; providing a penalty.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Perpich, G.; Conzemius and Milton introduced—

S. F. No. 351: A bill for an act relating to mineral lands; requiring all leases by the state of mineral lands or rights to be approved by the legislature before such leases become effective; amending Minnesota Statutes 1971, Chapter 93, by adding a section.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Doty, Humphrey and Stokowski introduced—

S. F. No. 352: A bill for an act relating to motor vehicles; requiring emergency exits on certain vehicles.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Brown, Coleman and Schaaf introduced—

S. F. No. 353: A bill for an act relating to the competency of witnesses; amending Minnesota Statutes 1971, Section 595.02.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Perpich, G. introduced—

S. F. No. 354: A bill for an act relating to game and fish; fees for a fish house or dark house license; amending Minnesota Statutes 1971, Section 98.46, Subdivision 5.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Chenoweth, Dunn and Anderson introduced—

S. F. No. 355: A bill for an act relating to game and fish; authorizing a season and setting a fee for licenses to take timber wolves; appropriating the proceeds; amending Minnesota Statutes 1971, Sections 98.46, Subdivision 2; 100.26, Subdivision 1; and 100.27, by adding a subdivision.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Laufenburger introduced—

S. F. No. 356: 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; retaining tort liability; 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; amending Minnesota Statutes 1971, Sections 65B.05; 65B.06, Subdivision 2; 65B.14, Subdivision 1; 65B.21, Subdivision 2, and by adding a subdivision; 171.04; 171.12, Subdivision 4; and 171.18; repealing Minnesota Statutes 1971, Sections 65B.22 to 65B.27, and 170.21 to 170.58.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. McCutcheon, Borden and Chenoweth introduced—

S. F. No. 357: A bill for an act relating to probate; affairs of decedents, missing persons, protected persons, minors, incapacitated persons and certain others and constituting the uniform probate code; consolidating and revising aspects of the law relating to wills and intestacy and the administration and distribution of estates of decedents, missing persons, protected persons, minors, incapacitated persons and certain others; ordering the powers and procedures of the court concerned with the affairs of decedents and certain others; providing for the validity and effect of certain nontestamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect; providing certain procedures to facilitate enforcement of testamentary and other trusts; making uniform the law with respect to decedents and certain others; repealing Minnesota Statutes 1971, Sections 525.13 to 525.80, 525.81, 525.82, 525.83, 525.85, 525.86, 525.87, 525.89, and 525.91; and all other inconsistent laws.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Ashbach and Nelson introduced—

S. F. No. 358: A bill for an act relating to probate; affairs of decedents, missing persons, protected persons, minors, incapacitated persons and certain others and constituting the uniform probate code; consolidating and revising aspects of the law relating to wills and intestacy and the administration and distribution of estates of decedents, missing persons, protected persons, minors, incapacitated persons and certain others; ordering the powers and procedures of the court concerned with the affairs of decedents and certain others; providing for the validity and effect of certain nontestamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect; providing certain procedures to facilitate enforcement of testamentary and other trusts; making uniform the law with respect to decedents and certain others; repealing Minnesota

Statutes 1971, Sections 525.13 to 525.80, 525.81, 525.82, 525.83, 525.85, 525.86, 525.87, 525.89, and 525.91; and all other inconsistent laws.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Knutson; Hanson, R. and Bernhagen introduced—

S. F. No. 359: A bill for an act relating to probate; affairs of decedents, missing persons, protected persons, minors, incapacitated persons and certain others and constituting the uniform probate code; consolidating and revising aspects of the law relating to wills and intestacy and the administration and distribution of estates of decedents, missing persons, protected persons, minors, incapacitated persons and certain others; ordering the powers and procedures of the court concerned with the affairs of decedents and certain others; providing for the validity and effect of certain nontestamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect; providing certain procedures to facilitate enforcement of testamentary and other trusts; making uniform the law with respect to decedents and certain others; repealing Minnesota Statutes 1971, Sections 525.13 to 525.80, 525.81, 525.82, 525.83, 525.85, 525.86, 525.87, 525.89, and 525.91; and all other inconsistent laws.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Chenoweth, Ogdahl and Doty introduced—

S. F. No. 360: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Nelson, Borden and Laufenburger introduced—

S. F. No. 361: A bill for an act relating to courts; imposing a penalty assessment on fines, penalties and bail forfeitures in criminal cases and appropriating collections to the peace officers training board.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

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

Messrs. Perpich, G.; Willet and Chmielewski introduced—

S. F. No. 362: A bill for an act relating to motor vehicles;

equipment; authorizing the use of tires with metal type studs on public highways between certain dates; amending Minnesota Statutes 1971, Section 169.72, Subdivision 1; repealing Minnesota Statutes 1971, Section 169.72, Subdivision 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Willet introduced—

S. F. No. 363: A bill for an act relating to the claim of Ernest Collins, Jr.; arising from loss of state timber bought but never received; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Stassen, Ogdahl and Knutson introduced—

S. F. No. 364: A bill for an act relating to the organization and operation of state government; creating a department of transportation; transferring the department of highways and the department of aeronautics to the department of transportation; creating a division of transportation and transit planning and development, a division of aeronautics, and a division of highways within the department of transportation; establishing an advisory board on transportation to the department; and prescribing duties of the department of transportation; repealing Minnesota Statutes 1971, Section 161.03, Subdivision 7.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Thorup, Doty and McCutcheon introduced—

S. F. No. 365: A bill for an act relating to public employees; giving public employees and employers certain rights and obligations; defining unfair practices; amending the public employers employment labor relations act of 1971; amending Minnesota Statutes 1971, Sections 179.63, Subdivisions 6, 8, 9, and 18; 179.64, Subdivisions 1 and 7; 179.65, Subdivisions 2, 5, and 6; 179.66, Subdivisions 4 and 5; 179.66, by adding a subdivision; 179.67, Subdivisions 7, 11, and 12; 179.68; 179.69, Subdivisions 2, 3, and 5; 179.70, Subdivisions 1, 2, and 4; 179.71, Subdivision 3; 179.72, Subdivisions 6, 7, and 9; 179.72, by adding a subdivision; 179.73, Subdivision 2; 179.74, Subdivisions 4 and 5; 179.75, Subdivision 8; repealing Minnesota Statutes 1971, Sections 179.69, Subdivision 7; 179.71, Subdivision 4; 179.72, Subdivisions 10, 11, and 13; 179.73, Subdivisions 3, 4, and 5; 179.75, Subdivisions 1, 2, 3, 4, 5, 7, and 9.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Tennessen, Krieger and Thorup introduced—

S. F. No. 366: A bill for an act relating to corporations; regulat-

ing the organization of certain nonprofit corporations; amending Minnesota Statutes 1971, Sections 317.04, Subdivisions 3 and 7; 317.06; 317.15, Subdivision 2; 317.16, Subdivision 2; 317.20, Subdivision 5; 317.22, Subdivision 7; 317.27, Subdivisions 1, 5 and by adding a subdivision; 317.35; 317.37; and Chapter 317, by adding a section.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Purfeerst, Josefson and Renneke introduced—

S. F. No. 367: A bill for an act relating to agriculture; soybean advisory council; promotion and financing; amending Minnesota Statutes 1971, Sections 21A.03; 21A.06; 21A.10; 21A.16, Subdivision 2; and 21A.18.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Perpich, A. J.; introduced—

S. F. No. 368: A bill for an act relating to retirement; firemen's service pensions in the village of Hoyt Lakes.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Nelson, Kowalczyk and Lewis introduced—

S. F. No. 369: 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Nelson, Kowalczyk and Lewis introduced—

S. F. No. 370: A bill for an act relating to public health; requiring nuclear power plant reactors to be licensed; prescribing license fees; appropriating such fees; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Nelson, Kowalczyk and Lewis introduced—

S. F. No. 371: A bill for an act relating to health; providing that the state may take responsibility for regulation of radiation sources.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Perpich, G.; Lord and Conzemius introduced—

S. F. No. 372: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 32[b]; Article V, Sections 1, 4 and 5; Article VIII, Sections 4 and 7; Article IX, Section 6, Subdivisions 3 and 4; and Article XIII, Section 1; and repealing Article IX, Section 11; abolishing the constitutional offices of state auditor and state treasurer.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Perpich, G.; Lewis and Conzemius introduced—

S. F. No. 373: A bill for an act relating to elections; providing for the date of precinct caucuses; amending Minnesota Statutes 1971, Section 202.22, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Nelson and Lewis introduced—

S. F. No. 374: A bill for an act relating to the firemen's relief association in the village of Golden Valley; amending Laws 1971, Chapter 140, Sections 1, 2, 3 and 4.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Schaaf, Coleman and Solon introduced—

S. F. No. 375: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 2; limiting the size of the legislature.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Brown, Nelson and Arnold introduced—

S. F. No. 376: A bill for an act relating to railroads; disposal of certain abandoned property.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 377: A bill for an act relating to intoxicating liquor; prohibiting discrimination by importers; granting the liquor con-

rol 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Willet, Sillers and Moe introduced—

S. F. No. 378: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Hansen, Mel; Davies and Kirchner introduced—

S. F. No. 379: A bill for an act relating to commerce; providing for the regulation of franchise agreements.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Perpich, A. J. introduced—

S. F. No. 380: A bill for an act relating to retirement; authorizing disability benefits for volunteer firemen; amending Minnesota Statutes 1971, Section 69.691, by adding a subdivision.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Coleman; Hansen, Baldy and Schaaf introduced—

S. F. No. 381: A bill for an act relating to examining and licensing boards; requiring such boards to have a substantial minority of nonprofessional members.

Which was read the first time and referred to the Committee on Governmental Operations.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exception of reports from the Committee

on Rules and Administration and reports pertaining to appointments. Which motion prevailed.

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

S. F. No. 192: A bill for an act relating to agriculture; providing for the establishment of standards for eggs; amending Minnesota Statutes 1971, Section 29.23.

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

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

S. F. No. 27: A resolution memorializing the President of the United States to restore the National Waterbank Program and the Rural Environment Assistance Program.

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

Page 1, fourth paragraph, line 1, after "through" and before "a" insert "what seems to be"

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

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

S. F. No. 178: A bill for an act relating to motor vehicles; establishing a monthly series system of registration for certain motor vehicles; amending Minnesota Statutes 1971, Sections 168.014; 168.16; 168.31, Subdivisions 1 and 3; 168.37 by adding a subdivision; and Chapter 168 by adding a section; repealing Minnesota Statutes 1971, Sections 168.31, Subdivision 2; and 168.37, Subdivisions 1 and 2.

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

Page 1, line 27, strike "1973" and insert in lieu thereof "1975"

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

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

S. F. No. 183: A bill for an act relating to motor vehicles; authorizing the department of corrections to operate unmarked vehicles and to display number plates on such vehicles; amending Minnesota Statutes 1971, Section 168.012, Subdivision 1.

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

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

S. F. No. 3: A bill for an act relating to old age assistance; releasing claims and liens of the state; repealing Minnesota Statutes 1971, Section 256.26, Subdivisions 3 to 11.

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

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

S. F. No. 159: A bill for an act relating to the lieutenant governor; setting the salary thereof.

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

Page 1, line 6, after "\$30,000" insert "annually"

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

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

S. F. No. 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.

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

Page 1, strike all of lines 30 and 31 and insert in lieu thereof "*shall be deposited in the general fund of the state treasury.*"

Page 2, strike all of lines 1, 2, and 3.

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

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

S. F. No. 173: A bill for an act relating to the correction of minors; regulating the state training school for boys; amending Minnesota Statutes 1971, Sections 242.19, 242.41, 242.43, 242.44 and 242.54.

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

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

S. F. No. 175: A bill for an act relating to corrections; regulating money of inmates of correctional institutions under control of the commissioner of corrections; amending Minnesota Statutes 1971, Section 241.08.

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

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

S. F. No. 62: A bill for an act relating to town roads; providing for the recording of the order establishing, altering or vacating a town road with the register of deeds; amending Minnesota Statutes 1971, Section 164.07, Subdivision 11.

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

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

Page 1, line 14, after "*thereof*" insert "*certified as true and correct by the town clerk*"

Page 1, line 15, after "*deeds*" insert "*or registrar of titles*"

Amend the title, page 1, line 5, after "*deeds*" insert "*or registrar of titles*" and when so amended the bill do pass. Amendments adopted. Report adopted.

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

S. F. No. 64: A bill for an act relating to real property; prescribing requirements for the execution of instruments affecting real property; amending Minnesota Statutes 1971, Sections 505.03, Subdivision 1; 507.23; 507.24; 508.06; and 508.40; and repealing Minnesota Statutes 1971, Section 507.22.

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

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

S. F. No. 65: A bill for an act relating to the supreme court; authorizing certification of questions of law to the court and from the court to courts of other states.

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

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

ADULT CORRECTIONS COMMISSION

Charles W. Poe, Newport, appointed effective March 17, 1972, for a term expiring the first Monday of January, 1974; and Mrs.

Annette Whiting, Owatonna, appointed effective June 1, 1972, for a term expiring January 1, 1975.

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

Mr. Coleman moved that the foregoing Committee report be laid on the table. Which motion prevailed.

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

**COMMISSIONER OF THE MINNESOTA DEPARTMENT
OF PUBLIC WELFARE**

Mrs. Vera J. Likins, St. Paul, appointed effective August 1, 1972, for a term expiring January 1, 1975.

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

Mr. Coleman moved that the foregoing Committee report be laid on the table. Which motion prevailed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Committee Reports from the Committee on Rules be now adopted. Which motion prevailed.

REPORTS OF COMMITTEES—CONTINUED

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

S. F. No. 223: A bill for an act relating to public health; requiring nuclear power plant reactors to be licensed; prescribing license fees; appropriating such fees; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Natural Resources and Agriculture. Report adopted.

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

Senate Resolution No. 13: A senate resolution authorizing and directing the President of the Senate to send seven members to attend the Red River Valley Shows and Northwest School Farmers' Week at Crookston, Minnesota.

Reports the same back with the recommendation that the resolution be adopted. Report adopted. Mr. Coleman moved that Senate Resolution No. 13 be laid on the table. Which motion prevailed.

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

Senate Concurrent Resolution No. 5: A senate concurrent resolution expressing the policy that Minnesota law should be structured to encourage the participation of employees in the ownership of business.

Reports the same back with the recommendation that the resolu-

tion be re-referred to the Committee on Labor and Commerce. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred appointments submitted to the Senate by His Excellency, Governor Wendell R. Anderson, for confirmation and to be found in the Journal for the 10th day, reports the same back with the recommendation that said appointments be re-referred to the standing committees of the Senate as follows:

HIGHER EDUCATION FACILITIES AUTHORITY

Earl Herring, Vice President for Administrative Affairs, Moorhead State College, Moorhead, Clay County, appointed effective January 1, 1973, for a term expiring January 1, 1979; to the Committee on Education.

STATE COLLEGE BOARD

Thomas P. Coughlan, 15 Sumner Hills, Mankato, Blue Earth County, appointed effective January 1, 1973, for a term expiring January, 1979; to the Committee on Education.

MINNESOTA HOUSING FINANCE AGENCY

Charles Krussell, 1123 St. Paul Avenue, St. Paul, Ramsey County, appointed effective January 26, 1973, for a term expiring January 1, 1977; to the Committee on Governmental Operations.

STATE ARTS COUNCIL

Dr. Alvin Zelickson, 101 Ardmore Drive, Minneapolis, Hennepin County, appointed effective January 19, 1973, for a term expiring April 1, 1973; to the Committee on Transportation and General Legislation.

Report adopted.

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

H. F. No. 3: For comparison to companion Senate files reports that H. F. No. 3 was found identical to S. F. No. 4 on the Senate General Orders Calendar and recommends that H. F. No. 3 be given its second reading and substituted for S. F. No. 4 and that the Senate File be indefinitely postponed.

Report adopted.

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

H. F. No. 201: A bill for an act authorizing payment of pre-session orientation expenses of representatives-elect and appropriating money therefor.

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

SECOND READING OF SENATE BILLS

S. F. Nos. 192, 27, 178, 183, 3, 159, 173, 175, 62, 64 and 65 were read the second time.

SECOND READING OF HOUSE BILL

H. F. No. 3 was read the second time.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Ashbach moved that the name of Mr. Dunn be added as co-author to S. F. No. 358. Which motion prevailed.

Mr. Spear moved that S. F. No. 25 be stricken from the General Orders Calendar and returned to its author. Which motion prevailed.

Mr. Chmielewski moved that the name of Mr. Solon be added as co-author to S. F. No. 201. Which motion prevailed.

Mr. Doty moved that S. F. No. 274 be withdrawn from the Committee on Taxes and Tax Laws. Which motion prevailed.

Mr. Doty moved that S. F. No. 274 be re-referred to the Committee on Governmental Operations. Which motion prevailed.

Mr. Moe moved that Senate Resolution No. 13 be taken from the table. Which motion prevailed.

Senate Resolution No. 13: A senate resolution authorizing and directing the President of the Senate to send seven members to attend the Red River Valley Shows and Northwest School Farmers' Week at Crookston, Minnesota.

WHEREAS, the Red River Valley Winter Shows and Northwest Farm and Home Week are being held at Crookston, Minnesota; and

WHEREAS, the Board of Managers of the Red River Valley Winter Shows has extended an invitation to the Senate to send a delegation of seven members of the Senate to attend these shows on Tuesday, February 20, which has been designated as "Legislators' Day"; now, therefore,

BE IT RESOLVED, that the President of the Senate of the State of Minnesota appoint a committee of seven members to attend the shows.

BE IT FURTHER RESOLVED, that the actual expense of the committee in making such a trip shall be authorized and paid out of the Legislative expense fund. The Secretary of the Senate shall issue warrants in payment of the expenses.

Mr. Moe moved that the foregoing resolution be adopted.

The question being taken on the adoption of the resolution,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

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

Which motion prevailed. So the resolution was adopted.

Mr. Milton moved that the name of Mr. Pillsbury be added as co-author of S. F. No. 203. Which motion prevailed.

Mr. Laufenburger moved that the name of Mr. O'Neill be added as co-author of S. F. No. 356. Which motion prevailed.

Mr. Coleman moved to amend the resolution adopted Tuesday, January 2, 1973, establishing Senate employees' positions and salaries as shown in the Journal of the 1st day, pages 19 and 20, as follows:

Page 20, strike "3" where it appears before "Senate Research III" and insert "4"; strike "1 researcher at \$56" and insert "2 researchers at \$56"

Page 19, between the Page classification and Researcher I classification insert "1 Public Information Officer at \$50"

The question being taken on the motion,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

Which motion prevailed. So the amendment to the resolution was adopted.

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

BE IT RESOLVED, by the Senate, that the following named persons be and are hereby appointed to the positions hereinafter stated and at the salaries heretofore fixed.

Mary Randolph, Stenographer I, effective January 19, 1973.

Maureen Hope, Clerk Typist II, effective January 25, 1973.

Sandra Smith, Stenographer I, effective January 29, 1973.

Paul Schilling, Researcher II, effective January 23, 1973.

Cyril Paul, Researcher II, on a one-half day basis effective February 1, 1973.

William Riemerman, Senate Researcher III, effective January 29, 1973.

Kathleen Sundquist, Stenographer I, effective February 5, 1973.

Karen Stack, Researcher II, on a one-half day basis effective January 23, 1973.

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

Mr. Conzemius moved that the name of Mr. Moe be added as co-author of S. F. No. 204. Which motion prevailed.

Mr. Willet introduced—

Senate Resolution No. 15: A senate resolution authorizing the payment of expenses of members of the Minnesota Senate attending the Fifth International Snowmobile Congress at Sault Ste. Marie, Ontario.

Which was referred to the Committee on Rules and Administration.

THIRD READING OF SENATE BILLS

S. F. No. 68: A bill for an act abolishing the advisory committee on planning; repealing Minnesota Statutes 1971, Section 4.14.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Keefe, J. voted in the negative.

So the bill passed and its title was agreed to.

GENERAL ORDERS

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

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

S. F. No. 104 which the committee recommends to pass.

S. F. No. 2, which the committee recommends to pass with the following amendment offered by Mr. Hansen, Baldy.

Amend S. F. No. 2 as follows:

Page 8, line 5, strike the words "*is effective upon final enactment*" and insert, "*takes effect on April 19, 1973*"

Mr. Brown moved to amend S. F. No. 2, the printed bill, as follows:

Strike sections 2, 3, 4, 5 and 6, and insert in lieu thereof:

"Sec. 2. Minnesota Statutes 1971, Section 203. 29, Subdivision 2, is amended to read:

Subd. 2. [FORM OF CANARY BALLOT.] The canary ballot shall be prepared under the direction of the county auditor, and the ballot shall be headed, "County and District Ballot." (a) In

the general election the candidates for senator in the legislature shall be first on the canary ballot, and the candidates for representative in the legislature shall be second on the canary ballot ; under the heading "Nominated With Party Designation." The name of each such candidate shall be rotated with the names of the other candidates for the same office, so that the name of each candidate appears substantially an equal number of times at the top, at the bottom, and at each intermediate place in the group of candidates for that office, except that the name of any candidate of one party shall always immediately precede or follow the name of another candidate of that same party, if there are two candidates of that party. (b) In the general election the names of candidates for nonpartisan offices shall follow under the heading "Nominated Without Party Designation."

Sec. 3. Minnesota Statutes 1971, Section 203.35, Subdivision 7, is amended to read:

Subd. 7. [PRIMARY PARTY BALLOT.] The party ballot shall be headed by the words, "Consolidated Primary Election Ballot." Each political party shall have a separate ticket on the consolidated ballot, under which the names of all the candidates of the political party shall be grouped. Each political party ticket shall be headed by the words, "..... Party Ticket," giving the party name. Below the party name shall be printed the words, "You cannot split your ballot. If you vote for candidates of more than one party, your ballot will be rejected." Each party ticket shall be separated by a 12-point solid rule line. *On the consolidated ballot the candidates for the state legislature shall follow the candidates for state offices; the candidates for senator in the legislature shall be named first, and the candidates for representative in the legislature shall be named second."*

Strike sections 8, 9, 10 and 11, and insert in lieu thereof:

"Sec. 5. Minnesota Statutes 1971, Section 206.07, Subdivision 1, is amended to read:

206.07 [CANDIDATES, ARRANGEMENT OF NAMES.] Subdivision 1. [PLACEMENT.] Where voting machines are authorized and employed, the titles of offices may be arranged horizontally with the names of the candidates arranged vertically under the title of the office, or the titles of the offices may be arranged vertically with the names of the candidates arranged horizontally opposite the respective titles. ~~On the non partisan ballot prepared for primary elections; and~~ *On the "Consolidated Primary Election Ballot" prepared for primary elections, and on the county and district ballot prepared for the general election, the names of nominees, or names of candidates for election, as the case may be, for state senate ~~or~~ shall be placed first and for state house of representatives ; shall be placed ~~first~~ second on said voting machine ballots , after the candidates for statewide office . More than one column or row may be used for the same office or party. Questions, constitutional amendments , or other propositions shall be placed on the machines in the space provided for that purpose and shall be arranged in the manner which the construction of the machine requires."*

Renumber the sections accordingly.

Further, amend the title as follows:

line 5 strike "appropriating money;"

In lines 7 and 8 of the title, strike "203.28, Subdivisions 1 and 3 and by adding a subdivision;"

In line 9, after "203.29" insert ", Subdivision 2"

Further, in line 9, strike "Subdivisions 7 and 9" and insert in lieu thereof "Subdivision 7"

In line 10, strike "Subdivisions 1 and 2" and insert in lieu thereof "Subdivision 1"

The question being taken on the amendment,

And the roll being called, there were yeas 30 and nays 37, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Doty	Lewis	Olson, H. D.	Stokowski
Arnold	Gearty	Lord	Perpich, A. J.	Tennessee
Borden	Hansen, Baldy	Milton	Perpich, G.	Thorup
Chenoweth	Hughes	Moe	Purfeerst	Wegener
Chmielewski	Humphrey	North	Schaaf	Willet
Coleman	Keefe, S.	Novak	Schrom	
Conzemius	Kleinbaum	Olhoff	Solon	
Davies	Laufenburger	Olson, A. G.	Spear	

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

Mr. Frederick moved to amend S. F. No. 2, the printed bill, as follows:

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

"Section 1. Minnesota Statutes 1971, Section 202.03, Subdivision 1, is amended to read:

202.03 [NONPARTISAN NOMINATION.] Subdivision 1. [OFFICES, BALLOT.] The chief justice and the associate justices of the supreme court, judges of the district and probate courts, all members of the state legislature, and all elective county officers shall be nominated upon separate nonpartisan ballots, as herein-after provided. *A candidate to be a member of the state legislature may have the name of his party, or an abbreviation of it, or the designation "independent" appear after his name.* The ballot

shall be designated "ballot of candidates to be nominated ~~without party designation~~ by non-party primary election."

Sec. 2. Minnesota Statutes 1971, Section 202.03, Subdivision 2, is amended to read:

Subd. 2. [NONPARTISAN PRIMARY BALLOT.] No party or other designation, except as stated in subdivision 1, shall be placed on the ballot, nor shall any candidate filing for nomination on said ballot, *except a candidate to be a member of the state legislature*, be permitted or required to state his party affiliation on his filing affidavit. All provisions of law relating to the nomination of party candidates as to the form of ballot, including rotation of names, the endorsement thereon, voting, marking ballots, counting, returning and canvassing results, shall apply to nomination of these officers. Each voter is entitled to vote a nonpartisan primary ballot without reference to his party affiliation.

Sec. 3. Minnesota Statutes 1971, Section 202.03, Subdivision 4, is amended to read:

Subd. 4. [NOMINATING PETITIONS.] Nothing herein shall prevent the nomination of candidates by groups, individuals, or so-called political parties that cannot be recognized as such, by nominating petitions to the number hereafter specified. The names of candidates, *except the name of a candidate to be a member of the state legislature*, nominated by nominating petitions for offices herein designated as nonpartisan shall have no party or other designation on the petition or on the election ballot.

Sec. 4. Minnesota Statutes 1971, Section 203.30, Subdivision 2, is amended to read:

Subd. 2. [CANDIDATES AND OFFICES.] On all ballots the name of each candidate shall be printed at right angles with the length of the ballot. In the general election, except in the case of presidential electors, each name shall be followed on the same line in upper and lower case letters, by the political party designation of the candidate, or in the case of nonpartisan offices, *except members of the state legislature*, each name shall be followed by the words, "Nominated without party designation." *Any designation used at the primary election shall follow the names of candidates to be members of the legislature. If there was no primary election for the legislative office, the candidates at the general election may have the name of their party, or an abbreviation of it, or the designation "independent" appear after their names.* At the general election, below the name of the last candidate for each office shall be placed as many blank lines as there are offices of that kind to be filled, and on the blank lines the voter may write the names of persons not printed on the ballot for whom he desires to vote, and when no person has filed for an office to be filled, the title of the office shall be printed on the ballot with as many blank lines below the title as there are offices to be filled, on which the voter's choice may be written. On the left side of the ballot and on a line with the names of the candidates and the blank lines, there shall be placed a square, each square to be of the same size, in which the voter may designate his choice by a mark

(X). Above the first name on each ballot shall be printed the words, "Put an (X) opposite the name of each candidate you wish to vote for, in the square indicated by the arrow," and on a line with the words and directly above the squares shall be printed a small arrow, or point, pointing downward. Directly underneath the official title of each office shall be printed the words, "Vote for one," or more, according to the number to be elected.

Sec. 5. Minnesota Statutes 1971, Section 203.35, Subdivision 9, is amended to read:

Subd. 9. [PRIMARY NONPARTISAN BALLOT, FORM.] The nonpartisan ballot shall be headed, "Primary Election Ballot Candidates to be Nominated ~~Without Party Designation by Non-Party Primary Election~~," and otherwise the same as the party ballot. At the top of the nonpartisan ballot the auditor shall place the names of the candidates for nomination for senator in the legislature and next, the candidates for representative in the legislature."

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

"A bill for an act relating to elections; providing for optional party identification of candidates for the legislature; amending Minnesota Statutes 1971, Sections 202.03, Subdivisions 1, 2, and 4; 203.30, Subdivision 2; and 203.35, Subdivision 9."

The question being taken on the amendment,

And the roll being called, there were yeas 28 and nays 38, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

Mr. Hansen, Mel moved to amend S. F. No. 2, the printed bill, as follows:

Page 2, line 2, after "BALLOT" strike the remainder of the line

Page 2, lines 3 and 4, strike all the words before the period

Page 2, lines 5 and 6, strike "*representative in the legislature*" and restore "*congressional offices*"

Page 2, line 6, after the period insert "*The candidates for the state legislature shall follow the candidates for state offices; the candidates for senator in the legislature shall be named first, and the candidates for representative in the legislature shall be named second.*"

Page 4, lines 26 through 28, after "*second,*" strike "*candidates for senator in the legislature shall be third and representative in the legislature shall be fourth*" and insert "*and the candidates for state office shall follow. The candidates for the state legislature shall follow the candidates for state offices; the candidates for senator in the legislature shall be named first, and the candidates for representative in the legislature shall be named second.*"

The question being taken on the amendment,

And the roll being called, there were yeas 30 and nays 37, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Doty	Lewis	Olson, H. D.	Stokowski
Arnold	Gearty	Lord	Perpich, A. J.	Tennessee
Borden	Hansen, Baldy	Milton	Perpich, G.	Thorup
Chenoweth	Hughes	Moe	Purfeerst	Wegener
Chmielewski	Humphrey	North	Schaaf	Willet
Coleman	Keefe, S.	Novak	Schrom	
Conzemius	Kleinbaum	Olhoft	Solon	
Davies	Laufenburger	Olson, A. G.	Speare	

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

Mr. Nelson moved to amend S. F. No. 2, as follows:

Page 4, after line 10, add two new sections as follows:

"Sec. 6. Minnesota Statutes 1971, Section 203.34, Subdivision 1, is amended to read:

203.34 [GENERAL ELECTION BALLOT, ROTATION OF NAMES.] Subdivision 1. At the general election, ~~and in the case of nonpartisan offices only,~~ the names of all candidates for the same office shall be rotated on the ballots in the manner provided for primary election ballots by subdivision 5 of section 203.35, and all the provisions of subdivisions 5 and 6 of section 203.35 are applicable to general election ballots, so far as practicable.

Sec. 7. Minnesota Statutes 1971, section 203.33, Subdivision 3, is repealed."

Renumber the sections in sequence.

Further, amend the title, line 9, after "203.29;" insert "203.34;" and

Line 10, after "2" and before the period, insert "; repealing Minnesota Statutes 1971, Section 203.33, Subdivision 3"

The question being taken on the amendment,

And the roll being called, there were yeas 30 and nays 37, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Doty	Lewis	Olson, H. D.	Stokowski
Arnold	Gearty	Lord	Perpich, A. J.	Tennessen
Borden	Hansen, Baldy	Milton	Perpich, G.	Thorup
Chenoweth	Hughes	Moe	Purfeerst	Wegener
Chmielewski	Humphrey	North	Schaaf	Willet
Coleman	Keefe, S.	Novak	Schrom	
Conzemius	Kleinbaum	Olhoft	Solon	
Davies	Laufenburger	Olson, A. G.	Spear	

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

Mr. Keefe, J., moved to amend S. F. No. 2, the printed bill, as follows:

Page 1, line 17, strike "and"

Page 1, line 18, strike "all elective county officers"

Page 1, line 31, after "*legislature*" and before the period insert "*and county officers*"

Page 2, line 6, after "*legislature.*" insert "*The candidates for county offices shall follow the candidates for state offices.*"

Page 3, lines 21 and 22, delete ", the candidates for all county elective offices,"

Page 3, line 23 after "*legislature,*" delete "and"

Page 5, line 2, after "*legislature.*" insert "*The candidates for county office shall follow the candidates for state office.*"

Amend the title, line 4, after "*legislature*" insert "*and county officers*"

The question being taken on the amendment,

And the roll being called, there were yeas 5 and nays 62, as follows:

Those who voted in the affirmative were:

Ashbach	Bang	Blatz	Jensen	Keefe, J.
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Those who voted in the negative were:

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

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

Mr. Krieger moved that S. F. No. 2 be re-referred to the Committee on Transportation and General Legislation.

The question being taken on the motion to re-refer,

And the roll being called, there were yeas 24 and nays 43, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Josefson	Nelson	Pillsbury
Bang	Fitzsimons	Knutson	Ogdahl	Renneke
Berg	Frederick	Kowalczyk	Olson, J. L.	Sillers
Bernhagen	Hansen, Mel	Krieger	O'Neill	Ueland
Blatz	Hanson, R.	Larson	Patton	

Those who voted in the negative were:

Anderson	Doty	Kleinbaum	Olhoff	Spear
Arnold	Gearty	Laufenburger	Olson, A. G.	Stassen
Borden	Hansen, Baldy	Lewis	Olson, H. D.	Stokowski
Brown	Hughes	Lord	Perpich, A. J.	Tennessee
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Thorup
Chmielewski	Jensen	Milton	Purfeerst	Wegener
Coleman	Keefe, J.	Moe	Schaaf	Willet
Conzemius	Keefe, S.	North	Schrom	
Davies	Kirchner	Novak	Solon	

Which motion did not prevail. So the motion was not adopted.

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

MOTIONS AND RESOLUTIONS—CONTINUED

SUSPENSION OF RULES

Mr. Coleman moved that an urgency be declared within the meaning of Article IV, Section 20, of the Constitution of Minnesota, with respect to S. F. No. 159 and that the rules of the Senate be so far suspended as to give S. F. No. 159 its third reading and placed on its final passage. Which motion prevailed.

S. F. No. 159: A bill for an act relating to the lieutenant governor; setting the salary thereof.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 51 and nays 15, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Larson	Olson, A. G.	Stassen
Arnold	Doty	Laufenburger	Olson, H. D.	Stokowski
Ashbach	Fitzsimons	Lewis	O'Neill	Tennessee
Bang	Gearty	Lord	Perpich, A. J.	Thorup
Berg	Hansen, Baldy	McCutcheon	Perpich, G.	Ueland
Blatz	Hughes	Milton	Pillsbury	Wegener
Borden	Humphrey	Moe	Purfeerst	Willet
Chenoweth	Keefe, S.	North	Schaaf	
Chmielewski	Kirchner	Novak	Schrom	
Coleman	Kleinbaum	Ogdahl	Solon	
Conzemius	Kowalczyk	Oihoft	Spear	

Those who voted in the negative were:

Bernhagen	Frederick	Josefson	Krieger	Patton
Brown	Hanson, R.	Keefe, J.	Nelson	Renneke
Dunn	Jensen	Knutson	Olson, J. L.	Sillers

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 11:30 o'clock A.M., Monday, February 5, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

TWELFTH DAY

St. Paul, Minnesota, Monday, February 5, 1973.

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

Prayer by the Chaplain.

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

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

Quorum present.

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

MEMBERS EXCUSED

Mr. Krieger was excused from the Session of today.

RECESS

Mr. Coleman moved that the Senate do now recess subject to the call of the President. Which motion prevailed.

After a brief recess, the President called the Senate to order.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

January 31, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

Harry Kerr, 1121 9½ Avenue Southeast, Rochester, Olmsted County, has been appointed by me to the Veterans Home Board, effective January 1, 1973, for a term expiring January 1, 1979.

Dr. Mary Ann Mattoon, 940 Franklin Terrace, Minneapolis, Hennepin County, has been appointed by me to the Veterans Home Board, effective January 1, 1973, for a term expiring January 1, 1979.

Sincerely,
Wendell R. Anderson, Governor

January 31, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

Orrin Rinke, 819 2nd Avenue North, Sauk Rapids, Benton County, has been appointed by me to the State College Board, effective January, 1973, for a term expiring January, 1979.

Sincerely,
Wendell R. Anderson, Governor

February 2, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

Ken Schoen, 911 Southwest 11th Street, Rochester, Olmsted County, has been appointed by me as Commissioner of Corrections, effective January 29, 1973, for a term expiring the first Monday of January, 1975.

Sincerely,
Wendell R. Anderson, Governor

Which appointments were referred to the Committee on Rules and Administration.

INTRODUCTION OF BILLS

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

S. F. No. 382: A bill for an act relating to the city of Minneapolis; requiring the participation in the formulation of a redevelopment plan by the project area committee and approval of the plan by such a committee.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Dunn introduced—

S. F. No. 383: A bill for an act relating to the village of St. Michael; validating state aid payments to the firemen's relief association and service of members thereof.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Ogdahl, Coleman and Arnold introduced—

S. F. No. 384: 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Gearty, Ogdahl and Schaaf introduced—

S. F. No. 385: A bill for an act relating to the organization and operation of the state government; creating a department of finance; appropriating moneys; amending Minnesota Statutes 1971, Section 6.21; repealing Minnesota Statutes 1971, Section 16.02, Subdivisions 11, 12, 20 and 22.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Gearty, Milton and Tennessen introduced—

S. F. No. 386: A bill for an act relating to courts; witness fees; amending Minnesota Statutes 1971, Section 357.22.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Humphrey, Lord and Lewis introduced—

S. F. No. 387: 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Frederick and Patton introduced—

S. F. No. 388: A bill for an act relating to the claim of Ronald R. and Judith H. Mason; arising from negligence of highway department; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Gearty, McCutcheon and Solon introduced—

S. F. No. 389: A bill for an act relating to crimes and criminals; obscene and sexually provocative materials; prohibiting the possession, exhibition, distribution or sale of such materials in certain cases; prescribing penalties; amending Minnesota Statutes 1971, Sections 617.241; 617.292, Subdivision 8; 617.293; 617.294; and 617.295.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Ogdahl, Gearty and Borden introduced—

S. F. No. 390: A bill for an act relating to the legislature; creating the office of legislative post auditor; establishing a legislative auditing committee; providing for their powers and duties.

Which was read the first time and referred to the Committee on Rules and Administration.

Messrs. Olson, H. D.; Dunn and Anderson introduced—

S. F. No. 391: A bill for an act relating to towns; legal counsel; increasing allowable fees for legal services; amending Minnesota Statutes 1971, Section 368.121.

Which was read the first time and referred to the Committee on Local Government.

Mr. Arnold introduced—

S. F. No. 392: A bill for an act relating to workmen's compensation; authorizing coverage for owners of businesses; amending Minnesota Statutes 1971, Chapter 176, by adding a section.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Tennesen, Milton and Knutson introduced—

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 forfeitures for failure to comply with such correction orders; amending Minnesota Statutes 1971, Section 144.54.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Frederick; Hansen, Baldy and Kowalczyk introduced—

S. F. No. 394: A bill for an act providing compensation to those members of the armed forces who served in the Vietnam conflict.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Spear, Gearty and Ogdahl introduced—

S. F. No. 395: A bill for an act relating to assessments; boards of review and boards of equalization; amending Minnesota Statutes 1971, Section 274.01.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Knutson introduced—

S. F. No. 396: A bill for an act relating to retirement; firemen's service pensions in the village of Mendota Heights.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. O'Neill, Tennesen and Ueland introduced—

S. F. No. 397: A bill for an act relating to taxation; exemptions from the sales tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Brown and Davies introduced—

S. F. No. 398: A bill for an act relating to elections; providing for legislative reapportionment and a legislative reapportionment advisory commission with certain delegated and other powers.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. North introduced—

S. F. No. 399: A bill for an act relating to consumer affairs; establishing a department of consumer affairs; transferring certain functions, powers, and duties among departments; appropriating money; amending Minnesota Statutes 1971, Sections 325.907, Subdivisions 1, 2 and 3; and 144.01; repealing Minnesota Statutes 1971, Sections 45.15; 45.16; and 325.907, Subdivision 4.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Davies and O'Neill introduced—

S. F. No. 400: A bill for an act relating to the supreme court; providing for temporary assignment of district judges and justices of the supreme court; amending Minnesota Statutes 1971, Section 2.724, Subdivision 2.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Kleinbaum, Larson and Willet introduced—

S. F. No. 401: A bill for an act relating to motor vehicles; special license number plates; authorizing special license plates for citizens band radio operators; amending Minnesota Statutes 1971, Section 168.12, Subdivision 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Kleinbaum, Larson and Novak introduced—

S. F. No. 402: A bill for an act relating to game and fish; authorizing angling with two lines by holders of a special license; amending Minnesota Statutes 1971, Sections 97.40, Subdivision 32; and 101.41, Subdivision 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

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

Messrs. Kleinbaum, Ogdahl and Chenoweth introduced—

S. F. No. 403: A bill for an act relating to manpower services; unemployment compensation; defining employment; exceptions; amending Minnesota Statutes 1971, Section 268.04, Subdivision 12.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Kleinbaum, Hughes and Solon introduced—

S. F. No. 404: A bill for an act relating to education; textbook sales; amending Minnesota Statutes 1971, Section 126.16.

Which was read the first time and referred to the Committee on Education.

Messrs. Hansen, Baldy; Bang and Novak introduced—

S. F. No. 405: A bill for an act relating to banks; installment loans; interest; amending Minnesota Statutes 1971, Section 48.153.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Kowalczyk, by request, introduced—

S. F. No. 406: A bill for an act relating to the claim of Leonard Palmer; arising from neglect of duty of Hennepin county auditor and public examiner; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Keefe, J.; Knutson and Nelson introduced—

S. F. No. 407: A bill for an act relating to the legislature; setting the size of future legislatures; amending Minnesota Statutes 1971, Section 2.021.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Keefe, J.; Gearty and Nelson introduced—

S. F. No. 408: A bill for an act relating to metropolitan revenue distribution; providing that definition of commercial-industrial property excludes such property subject to Laws 1971, Chapter 548; amending Minnesota Statutes 1971, Section 473F.02, Subdivision 3.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Hansen, Mel; Nelson and Tennessen introduced—

S. F. No. 409: A bill for an act relating to prohibited drugs; prescribing penalties for certain acts in relation thereto; reducing the penalty for possession of a small amount of marijuana; amending Minnesota Statutes 1971, Section 152.15, Subdivision 2.

Which was read the first time and referred to the Committee on Judiciary.

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

S. F. No. 410: A bill for an act relating to public welfare; abolish-

ing the town system of poor relief and placing responsibility for poor relief in the county; 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; 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Kleinbaum, Chenoweth and Lewis introduced—

S. F. No. 411: A bill for an act relating to probate; affairs of decedents, missing persons, protected persons, minors, incapacitated persons and certain others and constituting the uniform probate code; consolidating and revising aspects of the law relating to wills and intestacy and the administration and distribution of estates of decedents, missing persons, protected persons, minors, incapacitated persons and certain others; ordering the powers and procedures of the court concerned with the affairs of decedents and certain others; providing for the validity and effect of certain non-testamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect; providing certain procedures to facilitate enforcement of testamentary and other trusts; making uniform the law with respect to decedents and certain others; repealing Minnesota Statutes 1971, Sections 525.13 to 525.80, 525.81, 525.82, 525.83, 525.85, 525.86, 525.87, 525.89, and 525.91; and all other inconsistent laws.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Anderson, Spear and Olhoft introduced—

S. F. No. 412: A bill for an act relating to probate; affairs of decedents, missing persons, protected persons, minors, incapacitated persons and certain others and constituting the uniform probate code; consolidating and revising aspects of the law relating to wills and intestacy and the administration and distribution of estates of decedents, missing persons, protected persons, minors, incapacitated persons and certain others; ordering the powers and procedures of the court concerned with the affairs of decedents and certain others; providing for the validity and effect of certain non-testamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect; providing certain procedures to facilitate enforcement of testamentary and other trusts; making uniform the law with respect to decedents and certain others; repealing Minnesota Statutes 1971, Sections 525.13 to 525.80, 525.81, 525.82, 525.83, 525.85, 525.86, 525.87, 525.89, and 525.91; and all other inconsistent laws.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Keefe, S.; Schaaf and North introduced—

S. F. No. 413: A bill for an act relating to taxes on and measured by net income; rent credit entitlement; amending Minnesota Statutes 1971, Sections 290.982 and 290.983, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Novak, Bang and Solon introduced—

S. F. No. 414: A bill for an act relating to commerce; permitting buyers and lessees of personal property to cancel agreements under certain circumstances.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Thorup, Laufenburger and Perpich, A. J. introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Thorup; Perpich, A. J. and Olson, J. L. introduced—

S. F. No. 416: A bill for an act relating to intoxicating liquors; fees for licensing sale; amending Minnesota Statutes 1971, Section 340.11, Subdivisions 11 and 14.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. O'Neill and Kleinbaum introduced—

S. F. No. 417: 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; retaining tort liability; 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; amending Minnesota Statutes 1971, Sections 65B.05; 65B.06, Subdivision 2; 65B.14, Subdivision 1; 65B.21, Subdivision 2, and by adding a subdivision; 171.04; 171.12, Subdivision 4; and 171.18; repealing Minnesota Statutes 1971, Sections 65B.22 to 65B.27, and 170.21 to 170.58.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Hansen, Mel; Davies and Brown introduced—

S. F. No. 418: A bill for an act relating to education; providing for reimbursement by the state board of education of a portion of the salaries of approved teachers enrolled in reading resource training programs during and after such programs; appropriating money.

Which was read the first time and referred to the Committee on Education.

Messrs. Coleman, Brown and Lewis introduced—

S. F. No. 419: 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 a section.

Which was read the first time and referred to the Committee on Judiciary.

MESSAGE FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. Nos. 2 and 56.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted February 1, 1973.

FIRST READING OF HOUSE BILLS

H. F. No. 2: A bill for an act relating to elections; providing for the election of members of the state legislature with party designation; appropriating money; amending Minnesota Statutes 1971, Sections 202.03, Subdivision 1; 203.28, Subdivisions 1 and 3 and by adding a subdivision; 203.29; 203.35, Subdivisions 7 and 9; 206.07, Subdivisions 1 and 2.

Which was read the first time and referred to the Committee on Rules and Administration.

H. F. No. 56: A bill for an act relating to the building code standards committee; membership thereon; amending Minnesota Statutes 1971, Section 16.853, Subdivision 2.

Which was read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exception of the report from the Committee on Mileage. Which motion prevailed.

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

S. F. No. 136: A bill for an act relating to corrections; authorizing social service, educational and rehabilitative agencies, public or private, to utilize the facilities of state correctional institutions.

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

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

“Section 1. Minnesota Statutes 1971, Section 241.01, Subdivision 6, is amended to read:

Subd. 6. [UNCOMPENSATED AND VOLUNTARY SERVICES.] To assist in the discharge of the functions of his department the commissioner of corrections shall have authority to accept uncompensated and voluntary services and to enter into contracts or agreements with private or public agencies or persons for such uncompensated and voluntary services as he may deem practicable. *The commissioner may authorize the utilization of the staff and facilities of the department by volunteers in any activity of the department.*

Sec. 2. *This act shall be effective upon final enactment.*”

Further amend the title as follows:

On line 6, before the period insert:

“; amending Minnesota Statutes 1971, Section 241.01, Subdivision 6”

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

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

S. F. No. 274: A bill for an act relating to motor vehicles; transfer of ownership and fees therefor; amending Minnesota Statutes 1971, Section 168.54, Subdivision 4.

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

Mr. Novak, from the Committee on Mileage, to which was referred the matter of reporting the amounts due and miles traveled by members of the Senate in this the 1973 Session, respectfully reports as follows:

<u>Name</u>	<u>Mileage, RT</u>	<u>Amount</u>
Anderson, Jerald C.	83	\$ 12.45
Arnold, Norbert	380	57.00
Ashbach, Robert O.	16	2.40
Bang, Otto T., Jr.	34	5.10
Berg, Charles	364	54.60

Bernhagen, John J.	152	22.80
Blatz, Jerome V.	50	7.50
Borden, Winston, W.	266	39.90
Brown, Robert J.	40	6.00
Chmielewski, Florian	210	31.50
Conzemius, George C.	74	11.10
Davies, Jack	16	2.40
Doty, Ralph R.	320	48.00
Dunn, Robert	116	17.40
Fitzsimons, Richard W.	670	100.50
Frederick, Mel	118	17.70
Gearty, Edward J.	40	6.00
Hansen, C. R. Baldy	196	29.40
Hansen, Mel	18	2.70
Hanson, Roger	410	61.50
Humphrey, Hubert H., III	50	7.50
Jensen, Carl A.	240	36.00
Josefson, J. A.	332	49.80
Keefe, John	40	6.00
Keefe, Stephen	22	3.30
Kirchner, William G.	36	5.40
Kleinbaum, Jack I.	150	22.50
Knutson, Howard A.	44	6.60
Kowalczyk, Al	42	6.30
Krieger, Harold G.	148	22.20
Larson, Lew W.	300	45.00
Laufenburger, Roger A.	230	34.50
Lewis, B. Robert	40	6.00
Lord, James	84	12.60
Milton, John	24	3.60
Moe, Roger D.	530	79.50
Nelson, Rolf	36	5.40
Ogdahl, Harmon T.	30	4.50
Olhoft, Wayne	390	58.50
Olson, Alec G.	205	30.75

Olson, Howard D.	260	39.00
Olson, John L.	374	56.10
Patton, John	284	42.60
Perpich, A. J.	381	57.15
Perpich, George F.	403	60.45
Pillsbury, George S.	45	6.75
Purfeerst, Clarence M.	115	17.25
Renneke, Earl, W.	140	21.00
Schaaf, David	36	5.40
Schrom, Ed	191	28.65
Sillers, Douglas H.	500	75.00
Solon, Sam G.	312	46.80
Spear, Allan H.	18	2.70
Stassen, J. Robert	24	3.60
Stokowski, Eugene	24	3.60
Tennessen, Robert J.	20	3.00
Thorup, Stanley N.	50	7.50
Ueland, Arnulf, Jr.	180	27.00
Wegener, Myrton O.	330	49.50
Willet, Gerald L.	394	59.10

The Committee recommends that the Secretary of the Senate be directed to draw warrants in favor of the members named for such amounts as set opposite their names.

(Signed) Messrs. Novak, Chairman; Conzemius and Keefe, J.

Mr. Novak moved that the foregoing Committee Report on Mileage be laid on the table. Which motion prevailed.

Mr. Coleman from the Committee on Rules and Administration, to which was referred appointment submitted to the Senate by his Excellency, Governor Wendell R. Anderson, for confirmation and to be found in the Journal for the 11th day, reports the same back with the recommendation that said appointment be re-referred to the Committee on Governmental Operations.

CIVIL SERVICE BOARD

Cornell L. Moore, 2727 Dean Boulevard, Minneapolis, Hennepin County, appointed effective February 1, 1973, for a term expiring February 1, 1979.

Report adopted.

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

H. F. No. 46: for comparison to companion Senate files reports that H. F. No. 46 was found identical to S. F. No. 27 on the Senate General Orders Calendar and recommends that H. F. No. 46 be given its second reading and substituted for S. F. No. 27 and that the Senate File be indefinitely postponed.

Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 136 and 274 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. No. 46 was read the second time.

MOTIONS AND RESOLUTIONS

Mr. Hughes introduced—

Senate Resolution No. 16: A senate resolution recognizing Minnesota State College students and designating Monday, February 5, 1973, as Minnesota State College Student Day.

WHEREAS, Minnesota's college students have become increasingly involved and interested in the processes of state government; and

WHEREAS the students in the Minnesota State College system will be visiting the State Capitol and meeting with the Governor and state legislators in order to gain first-hand knowledge of the operation of the State Legislature; and

WHEREAS, Governor Wendell R. Anderson has proclaimed February 5, 1973 as Minnesota State College Student Day at the Capitol; now therefore,

BE IT RESOLVED by the Senate of the State of Minnesota that welcome and recognition be extended to these college students, and that Monday, February 5, 1973 be designated as Minnesota State College Student Day.

Mr. Hughes moved that the foregoing resolution be adopted. Which motion prevailed. So the resolution was adopted.

THIRD READING OF SENATE BILLS

S. F. No. 104: A bill for an act relating to public welfare; permitting county welfare boards to charge fees for services; amending Minnesota Statutes 1971, Chapter 393, by adding a section.

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

The question being taken on the passage of the bill,

And the roll being called there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

CALENDAR OF ORDINARY MATTERS

S. F. No. 169: A bill for an act relating to counties; appointment of county highway engineer; amending Minnesota Statutes 1971, Section 163.07, Subdivision 2a.

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

And the roll being called there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

GENERAL ORDERS

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

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

H. F. No. 3, which Mr. Jensen moved be postponed to a time certain.

The question being taken on the adoption of the motion,

And the roll being called, there were yeas 26 and nays 38, as follows:

Those who voted in the affirmative were:

Ashbach	Chmielewski	Jensen	Nelson	Renneke
Bang	Durn	Josefson	Olhoff	Stassen
Berg	Fitzsimons	Kirchner	Olson, J. L.	
Bernhagen	Frederick	Knutson	O'Neill	
Blatz	Hansen, Mel	Kowalczyk	Patton	
Brown	Hanson, R.	Larson	Pillsbury	

Those who voted in the negative were:

Anderson	Gearty	Lewis	Perpich, A. J.	Stokowski
Arnold	Hansen, Baldy	Lord	Perpich, G.	Tennessen
Borden	Hughes	McCutcheon	Purfeerst	Thorup
Chenoweth	Humphrey	Milton	Schaaf	Ueland
Coleman	Keefe, J.	Moe	Schrom	Wegener
Conzemius	Keefe, S.	North	Sillers	Willet
Davies	Kleinbaum	Ogdahl	Solon	
Doty	Laufenburger	Olson, A. G.	Spear	

Which motion did not prevail. So the motion was not adopted.

Mr. Borden moved that H. F. No. 3 be recommended to pass.

The question being taken on the adoption of the motion,

And the roll being called, there were yeas 49 and nays 17, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kirchner	North	Sillers
Arnold	Frederick	Kleinbaum	Novak	Solon
Ashbach	Hansen, Baldy	Knutson	Ogdahl	Spear
Bang	Hansen, Mel	Laufenburger	Olson, A. G.	Stassen
Borden	Hanson, R.	Lewis	O'Neill	Stokowski
Chenoweth	Hughes	Lord	Perpich, A. J.	Tennessen
Coleman	Humphrey	McCutcheon	Perpich, G.	Thorup
Conzemius	Josefson	Milton	Purfeerst	Ueland
Davies	Keefe, J.	Moe	Renneke	Willet
Doty	Keefe, S.	Nelson	Schaaf	

Those who voted in the negative were:

Berg	Chmielewski	Kowalczyk	Olson, J. L.	Wegener
Bernhagen	Fitzsimons	Larson	Patton	
Blatz	Gearty	Olhoff	Pillsbury	
Brown	Jensen	Olson, H. D.	Schrom	

Which motion prevailed. So the committee recommends H. F. No. 3 to pass.

S. F. Nos. 63 and 115 which the committee recommends to pass.

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

SUSPENSION OF RULES

Mr. Coleman moved that the Rules of the Senate be so far suspended as to enable the Secretary of the Senate to print roll calls taken and amendments offered in the Committee of the Whole for the Tenth, Eleventh and Twelfth days. Which motion prevailed.

Mr. Coleman moved that the Secretary of the Senate be instructed to print roll calls taken and amendments offered in the Committee of the Whole for the Tenth, Eleventh and Twelfth days. Which motion prevailed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 noon, Thursday, February 8, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

THIRTEENTH DAY

St. Paul, Minnesota, Thursday, February 8, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

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

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

Quorum present.

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

MEMBERS EXCUSED

Mr. McCutcheon was excused from the Session of today.

INTRODUCTION OF BILLS

Messrs. North, Chenoweth and Chmielewski introduced—

S. F. No. 420: A bill for an act relating to highway traffic regulations; motor vehicle equipment; loads; weighing of certain vehicles; amending Minnesota Statutes 1971, Sections 169.67, Subdivision 4; 169.73, Subdivision 2; 169.80, Subdivision 3; 169.85; and Chapter 169, by adding a section.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Chmielewski introduced—

S. F. No. 421: A bill for an act relating to the Western Lake Superior Sanitary District; territory included therein; amending Laws 1971, Chapter 478, Section 2, Subdivision 2.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Davies, Moe and Ogdahl introduced—

S. F. No. 422: A bill for an act relating to the revisor of statutes; appropriating money for bill drafting and related activities.

Which was read the first time and referred to the Committee on Finance.

Messrs. Chmielewski, Doty and Solon introduced—

S. F. No. 423: A bill for an act relating to St. Louis county; revising the composition of the county welfare board; amending Laws 1907, Chapter 222, Section 1, Subdivisions 1, 2 and 3, as amended; amending Minnesota Statutes 1971, Section 393.01, Subdivision 5.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Hughes, Schaaf and Chenoweth introduced—

S. F. No. 424: A bill for an act relating to state government; transfer of governmental functions; eliminating the requirement of approval by the commissioner of highways of certain portions of the budget of the department of public safety; amending Minnesota Statutes 1971, Section 15.015, Subdivision 1.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Frederick introduced—

S. F. No. 425: A bill for an act relating to the state; authorizing the sale of certain state lands to, and the development of that land for industrial purposes by, the city of Owatonna; amending Laws 1965, Chapter 216, Section 1.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Sillers, Kleinbaum and O'Neill introduced—

S. F. No. 426: A bill for an act relating to retirement; membership, contributions, and retirement annuities of members of the Minnesota state retirement system and the unclassified employees retirement system; amending Minnesota Statutes 1971, Chapter 352, by adding sections; Sections 352.03, Subdivision 6; 352.04, Subdivisions 2 and 3; 352.115, Subdivisions 1, 2 and 3; 352.116, Subdivision 1; 352.119, Subdivision 2; 352.23; and 352.27.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Kleinbaum, Larson and Schrom introduced—

S. F. No. 427: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Perpich, A. J.; Conzemius and Solon introduced—

S. F. No. 428: A bill for an act relating to income taxation; providing a deduction for certain expenses incurred for transportation of physically or mentally handicapped school children; amending Minnesota Statutes 1971, Section 290.09, Subdivision 22.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Frederick, Bang and Josefson introduced—

S. F. No. 429: A bill for an act relating to taxes on and measured by net income; defining claimant for rent credit; amending Minnesota Statutes 1971, Section 290.982.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Moe, Hughes and Fitzsimons introduced—

S. F. No. 430: A bill for an act relating to education; school districts; permitting increased annual compensation to local school board members; amending Minnesota Statutes 1971, Section 123.33, Subdivision 12.

Which was read the first time and referred to the Committee on Education.

Messrs. Hughes, Lord and Pillsbury introduced—

S. F. No. 431: A bill for an act relating to highway traffic regulations; prescribing penalties for failure to stop a motor vehicle upon direction to do so by a police officer.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Olson, J. L.; Hansen, Baldy and Berg introduced—

S. F. No. 432: A bill for an act relating to fireworks; excluding sparklers and toy snakes from the definition thereof; amending Minnesota Statutes 1971, Section 624.20.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Chenoweth introduced—

S. F. No. 433: A bill for an act relating to the claim of Robert W. Dunkel; arising from attempt to have armed robber apprehended; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Hansen, Baldy introduced—

S. F. No. 434: A bill for an act relating to the claim of Anita L. Schriever and Lester L. Schriever; arising from negligence of highway department; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Wegener; Hansen, Baldy and Schrom introduced—

S. F. No. 435: A bill for an act relating to intoxicating liquor; services available in municipal stores; amending Minnesota Statutes 1971, Sections 340.07, Subdivision 13; and 340.353, Subdivision 1.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Perpich, A. J.; Humphrey and Conzemius introduced—

S. F. No. 436: A bill for an act relating to commerce; prohibiting the advertisement that a product is manufactured by Indians unless such product is in fact so manufactured; providing a penalty.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. McCutcheon, Brown and O'Neill introduced—

S. F. No. 437: 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; 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, Subdivision 6; 181.41; 183.51, Subdivisions 4, 5, 6, 7, 8, 9, 10 and 11; 184.26, Subdivision 3; 200.02, Subdivision 25; 201.14; 208.22; 242.12; 242.13;

242.15; 242.26; 242.265; 242.28; 242.43; 246.43, Subdivisions 1 and 2; 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; 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; 353.01, Subdivision 15; 359.01; 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Willet, Chmielewski and Dunn introduced—

S. F. No. 438: A bill for an act relating to the abolition of the office of village constable; amending Minnesota Statutes 1971, Sections 412.02, Subdivision 1; 412.021, Subdivision 2; 412.022, Subdivision 2; 412.101 and 412.861, Subdivision 1; and repealing Minnesota Statutes 1971, Sections 412.02, Subdivision 4, and 412.161.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Hughes, Humphrey and Patton introduced—

S. F. No. 439: A bill for an act proposing an amendment to the Minnesota Constitution, Article VIII, Section 4; permitting the income from the permanent school fund to be apportioned by law for all scholars under 21 years of age.

Which was read the first time and referred to the Committee on Education.

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

S. F. No. 440: A bill for an act relating to courts; establishing a county court in St. Louis county; abolishing certain other courts and justices of the peace; providing for the functioning and operation of a comprehensive court system in St. Louis county; repealing Minnesota Statutes 1971, Sections 488A.35 to 488A.81.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Lewis, Humphrey and O'Neill introduced—

S. F. No. 441: A bill for an act relating to labor, handicapped persons; forbidding discrimination against physically or mentally handicapped persons; amending Minnesota Statutes 1971, Section 363.03, Subdivision 1.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Hansen, Baldy; Larson and Thorup introduced—

S. F. No. 442: A bill for an act relating to intoxicating liquor; restrictions upon places of sale; amending Minnesota Statutes 1971, Section 340.14, Subdivision 2.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. McCutcheon, Stokowski and Brown introduced—

S. F. No. 443: A bill for an act relating to retirement; survivor's benefits of certain children; amending Minnesota Statutes 1971, Chapter 356, by adding a section.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Laufenburger introduced—

S. F. No. 444: A bill for an act relating to the claim of Myron E. Conway and Arline M. Conway; arising from the negligence of the department of highways; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Spear, Solon and Doty introduced—

S. F. No. 445: A bill for an act relating to employment agencies; relieving job applicants from the payment of reference or placement fees; requiring employers to pay all employment agency service charges; amending Minnesota Statutes 1971, Section 184.37; 184.38, Subdivisions 3, 4, 13, and by adding a subdivision; repealing Minnesota Statutes 1971, Section 184.38, Subdivision 11.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Ashbach and Kowalczyk introduced—

S. F. No. 446: A bill for an act relating to drivers' licenses; prescribing fees; amending Minnesota Statutes 1971, Section 171.06, Subdivision 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Spear, Milton and Doty introduced—

S. F. No. 447: A bill for an act relating to employment; prohibiting requirement of a lie detector test as a prerequisite to employment; providing a penalty; amending Minnesota Statutes 1971, Chapter 181, by adding a section.

Which was read the first time and referred to the Committee on Labor and Commerce.

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

S. F. No. 448: A bill for an act relating to unemployment compensation; requiring employer's protest to be in a notarized writing; providing a penalty for making false statements in protests; amending Minnesota Statutes 1971, Section 268.10, Subdivision 1.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Spear, Doty and Lewis introduced—

S. F. No. 449: A bill for an act relating to labor; certain places of employment; prohibiting the use by employers of surveillance devices on employees; providing a penalty; amending Minnesota Statutes 1971, Chapter 182, by adding a section.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Spear, Milton and Solon introduced—

S. F. No. 450: A bill for an act relating to manpower services; unemployment compensation; eligibility to receive unemployment compensation benefits; amending Minnesota Statutes 1971, Section 268.08, Subdivision 3.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Schaaf, Bernhagen and McCutcheon introduced—

S. F. No. 451: A bill for an act relating to highway traffic regulations; driving under the influence of alcoholic beverages or narcotic drugs; imposing civil liabilities under certain conditions; providing penalties; amending Minnesota Statutes 1971, Section 169.121, Subdivisions 1, 2, 3, and 6; and repealing Minnesota Statutes 1971, Section 169.121, Subdivision 4.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Chenoweth, McCutcheon and North introduced—

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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Gearty, Brown and Novak introduced—

S. F. No. 453: 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Milton, McCutcheon and Doty introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Fitzsimons introduced—

S. F. No. 455: A bill for an act relating to the claim of Gail Rux; arising from loss due to a moose; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Stokowski introduced—

S. F. No. 456: A bill for an act relating to the claim of Michael L. Lasker; arising from negligence by the department of corrections; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

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

S. F. No. 457: A bill for 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Laufenberger; Hansen, Baldy and Sillers introduced—

S. F. No. 458: A bill for an act relating to the practice of optometry; providing procedures for the licensing of optometrists; amending Minnesota Statutes 1971, Sections 148.57, Subdivisions 1, 2, and 3; 148.58; and 148.59.

Which was read the first time and referred to the Committee on Governmental Operations.

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

S. F. No. 459: A bill for an act relating to education; establishing a preschool educational program; appropriating money therefor.

Which was read the first time and referred to the Committee on Education.

Messrs. Borden, Arnold and Olhoft introduced—

S. F. No. 460: A bill for an act authorizing county solid waste management programs to include certain other wastes.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Frederick, Patton and Chmielewski introduced—

S. F. No. 461: A bill for an act relating to taxation; expanding class 3cc property classification to include homesteads of certain disabled persons; amending Minnesota Statutes 1971, Section 273.13, Subdivision 7.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. North, Solon and Kowalczyk introduced—

S. F. No. 462: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Hansen, Baldy, Larson and Laufenburger introduced—

S. F. No. 463: 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; repealing Minnesota Statutes 1971, Section 116A.02, Subdivision 3.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Borden, Milton and Spear introduced—

S. F. No. 464: 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.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Tennessen introduced—

S. F. No. 465: A bill for an act relating to the claim of Carroll Robinson; arising from negligence by the department of corrections; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Hansen, Baldy; Coleman and Krieger introduced—

S. F. No. 466: A bill for an act appropriating money annually to the regents of the University of Minnesota for research by the Hornel Institute, a division of the university at Austin, Minnesota.

Which was read the first time and referred to the Committee on Education.

Messrs. Milton, Kowalczyk and Conzemius introduced—

S. F. No. 467: A bill for an act relating to the establishment of the Minnesota commission on mental retardation; the duties thereof; appropriating money.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Conzemius introduced—

S. F. No. 468: A bill for an act relating to the claim of Wendell Edblom; arising from negligence by the department of corrections; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Fitzsimons, Bernhagen and Hanson, R. introduced—

S. F. No. 469: A bill for an act relating to traffic regulations; driving under the influence of alcoholic beverages or drugs; prescribing penalties; amending Minnesota Statutes 1971, Section 169.121, Subdivisions 3 and 4.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Purfeerst, O'Neill and Willet introduced—

S. F. No. 470: A bill for an act relating to claims against the state; providing for payment of claims approved by the claims commission; appropriating money.

Which was read the first time and referred to the Committee on Finance.

Messrs. Conzemius and Milton introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Chenoweth, Ogdahl and Kleinbaum introduced—

S. F. No. 472: A bill for an act relating to teachers retirement association; amending Minnesota Statutes 1971, Sections 354.33, Subdivisions 7 and 8; and 354.44, Subdivisions 1, 6 and 7.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Ogdahl and Kleinbaum introduced—

S. F. No. 473: A bill for an act relating to the public employees retirement association; early retirement; amending Minnesota Statutes 1971, Sections 353.30, Subdivision 1, and by adding a subdivision; and 353.55.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Conzemius, Hughes and Krieger introduced—

S. F. No. 474: A bill for an act relating to education; teaching practices and certification; providing for teaching standards and a code of ethics therefor; appropriating money; amending Minnesota Statutes 1971, Sections 125.05, Subdivisions 1 and 2; 125.06; 125.08; 125.09; 125.181; 125.183; 125.184; and 125.185.

Which was read the first time and referred to the Committee on Education.

Messrs. Purfeerst; Olson, H. D. and Renneke introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Purfeerst; Olson, H. D. and Renneke introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Gearty introduced—

S. F. No. 477: A bill for an act relating to wild animals; designating timber wolves as big game animals and prescribing powers and duties of the commissioner of natural resources in relation thereto; amending Minnesota Statutes 1971, Section 97.40, Subdivision 8; 98.46, Subdivisions 2, 4 and 14; 99.25, Subdivision 7; 100.26, Subdivision 1; and 100.27, Subdivision 9.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Chmielewski, Laufenburger and Sillers introduced—

S. F. No. 478: A bill for an act relating to motor vehicle registration and taxation; amending Minnesota Statutes 1971, Section 168.013, Subdivision 12.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

MESSAGE FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. Nos. 20, 34 and 124.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted February 5, 1973.

FIRST READING OF HOUSE BILLS

H. F. No. 20: A bill for an act relating to drivers' licenses, classifications thereof; providing that a class C license is valid for the operation of fire trucks and emergency fire equipment by volunteer firemen; amending Minnesota Statutes 1971, Section 171.02, Subdivision 2.

Which was read the first time and referred to the Committee on Rules and Administration.

H. F. No. 34: A resolution urging Amtrak to restore St. Paul as a regular passenger stop.

Which was read the first time and referred to the Committee on Rules and Administration.

H. F. No. 124: A resolution urgently requesting the Farmers Home Administration aids be released to Minnesota farmers injured by the 1972 floods.

Which was read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred the following appointment:

EMPLOYMENT AGENCY ADVISORY COUNCIL

Willard W. Roepke, 5405 Glenwood Avenue North, Minneapolis, Hennepin County, appointed effective June 13, 1972, for a term expiring January 1, 1976.

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

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

Mr. Coleman moved that the Committee Reports at the Desk, with the exception of the Report from the Committee on Transportation and General Legislation pertaining to appointments be now adopted. Which motion prevailed.

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

S. F. No. 327: A bill for an act relating to the office of the county attorney of Mower county; providing for the rental or purchase of the law books, equipment and furniture of the county attorney and for reimbursing the county attorney for past rental and use of the same; amending Laws 1969, Chapter 677, Section 1, by adding subdivisions.

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

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

H. F. No. 201: A bill for an act authorizing payment of pre-session orientation expenses of representatives-elect and appropriating money therefor.

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

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

S. F. No. 5: A bill for an act relating to public safety; exits and fire drills in educational institutions; fire marshal's duties; amending Minnesota Statutes 1971, Section 299F.30, Subdivision 1.

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

Page 1, line 13, strike "teachers of" and in line 14 before "nine" insert "at least"

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

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

S. F. No. 188: A bill for an act relating to welfare; providing for an exemption for personal property used as an abode in determining eligibility for aid to the disabled and medical assistance; amending Minnesota Statutes 1971, Sections 256.457, Subdivision 3; and 256B.07.

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

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

S. F. No. 67: A bill for an act relating to natural resources; authorizing the commissioner of administration to acquire by eminent domain, under certain conditions, land or interests in land being acquired for natural resource purposes.

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

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

"Section 1. Minnesota Statutes 1971, Section 85.012, Subdivision 1, is amended to read:

85.012 [STATE PARKS.] Subdivision 1. State parks ~~heretofore~~ established and ~~hereby~~ confirmed as state parks together with the counties in which they are situated are listed in this section and shall ~~hereafter~~ be named as indicated in this section.

~~The lands described in Laws 1971, Chapter 859, Section 1 the session laws establishing or changing the boundaries of each state park are added to included in the boundaries of the state parks designated in Laws 1971, Chapter 859, Section 1 so established or changed.~~ The Commissioner of administration for the commissioner of natural resources is authorized to acquire by gift, purchase, or if expressly authorized by law, by condemnation proceedings eminent domain the lands as described. ~~Before acquiring any land or interest in land by eminent domain, the commissioner of administration shall obtain the approval of the governor. The governor shall consult with the legislative advisory committee before granting his approval. Recommendations of the legislative advisory committee shall be advisory only, and failure or refusal of the committee to make a recommendation shall be deemed a negative recommendation.~~ Any land which now is or hereafter becomes tax-forfeited land and is located within the described park boundaries is hereby withdrawn from sale and is transferred from the custody, control, and supervision of the county board of the county to the commissioner of natural resources, free from any trust in favor of the interested

taxing districts. The commissioner shall execute a certificate of acceptance of the lands on behalf of the state for such purposes and transmit the same to the county auditor of the county for record as provided by law in the case of tax-forfeited land transferred to the commissioner by resolution of the county board for conservation purposes. Any lands within the ~~herein~~ described boundaries which may be owned by the United States and managed by any of its agents may be acquired by land exchange, direct transfer, or purchase as federal laws may prescribe. The lands acquired pursuant to ~~Laws 1971, Chapter 859, Section 1~~ any session laws establishing or changing the boundaries of a state park shall be administered in the ~~same manner as provided for other state parks~~ and shall be perpetually dedicated for such use.

Sec. 2. Minnesota Statutes 1971, Section 85.013, Subdivision 1, is amended to read:

85.013 [STATE MONUMENTS, RECREATION AREAS, AND WAYSIDES.] Subdivision 1. State parks, designated monuments, recreation reserves and waysides ~~heretofore~~ established and hereby confirmed as state monuments, state recreation areas and state waysides together with the counties in which they are situated are listed in this section and shall ~~hereafter~~ be named as indicated in this section.

The lands described in the session laws establishing or changing the boundaries of each state monument, state recreation area, and state wayside are included in the state monuments, state recreation areas, and state waysides as provided in those session laws. The commissioner of administration for the commissioner of natural resources is authorized to acquire by gift, purchase, or eminent domain the lands as described. Before acquiring any land or interest in land by eminent domain, the commissioner of administration shall obtain the approval of the governor. The governor shall consult with the legislative advisory committee before granting his approval. Recommendations of the legislative advisory committee shall be advisory only, and failure or refusal of the committee to make a recommendation shall be deemed a negative recommendation. Any land which now is or hereafter becomes tax-forfeited land and is located within the described monument, recreation area, or wayside boundaries is hereby withdrawn from sale and is transferred from the custody, control, and supervision of the county board of the county to the commissioner of natural resources, free from any trust in favor of the interested taxing districts. The commissioner shall execute a certificate of acceptance of the lands on behalf of the state for such purposes and transmit the same to the county auditor of the county for record as provided by law in the case of tax-forfeited land transferred to the commissioner by resolution of the county board for conservation purposes. Any lands within the described boundaries which may be owned by the United States and managed by any of its agents may be acquired by land exchange, direct transfer, or purchase as federal laws may prescribe. The lands acquired pursuant to any session laws establishing or changing the boundaries of a state monument, state recreation area, or state wayside shall be administered in the manner provided for

state monuments, state recreation areas, and state waysides and shall be perpetually dedicated for such use.

Sec. 3. Minnesota Statutes 1971, Section 85.015, Subdivision 1, is amended to read:

85.015 [STATE TRAILS.] Subdivision 1. The commissioner of natural resources shall establish, develop, maintain, and operate the trails designated in this section. Each trail shall have the purposes assigned to it in this section. The commissioner of administration, for the commissioner of natural resources, may acquire lands by gift, or purchase or eminent domain, in fee or easement, for the trail and facilities related to the trail. *Before acquiring any land or interests in land by eminent domain, the commissioner of administration shall obtain the approval of the governor. The governor shall consult with the legislative advisory committee before granting his approval. Recommendations of the legislative advisory committee shall be advisory only, and failure or refusal of the committee to make a recommendation shall be deemed a negative recommendation.*

Sec. 4. Minnesota Statutes 1971, Section 85.015, Subdivision 9, is repealed."

Amend the title in line 7, after "purposes" and before ".", by inserting "; amending Minnesota Statutes 1971, Sections 85.012, Subdivision 1; 85.013, Subdivision 1; 85.015, Subdivision 1; repealing Minnesota Statutes 1971, Section 85.015, Subdivision 9.

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

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

S. F. No. 371: A bill for an act relating to health; providing that the state may take responsibility for regulation of radiation sources.

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

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

S. F. No. 186: A bill for an act relating to highway bridges; inventory and inspection thereof; directing the commissioner of highways to prescribe standards therefor by rule and regulation; amending Minnesota Statutes 1971, Section 165.03, Subdivision 2.

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

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

S. F. No. 18: A bill for an act relating to drivers' licenses; classifications thereof; providing that a Class C license is valid for the

operation of fire trucks and emergency fire equipment by volunteer firemen; amending Minnesota Statutes 1971, Section 171.02, Subdivision 2.

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

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was re-referred the following appointments:

STATE BOARD OF ELECTRICITY

Cecil Holsing, 461 West Fifth Street, Zumbrota, Goodhue County, appointed effective January 3, 1972, for a term expiring the first Monday of January, 1977.

Gordon Gerling, Route 1, Little Falls, Morrison County, appointed effective January 3, 1972, for a term expiring the first Monday of January, 1977.

REAL ESTATE ADVISORY BOARD

Roger Sax, 129 Wildwood Avenue, Birchwood, Washington County, appointed effective July 1, 1972, for a term expiring June 30, 1977.

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

Mr. Laufenburger moved that the foregoing report be laid on the table. Which motion prevailed.

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

S. F. No. 402: A bill for an act relating to game and fish; authorizing angling with two lines by holders of a special license; amending Minnesota Statutes 1971, Sections 97.40, Subdivision 32; and 101.41, Subdivision 2.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Natural Resources and Agriculture. Report adopted.

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

S. F. No. 361: A bill for an act relating to courts; imposing a penalty assessment on fines, penalties and bail forfeitures in criminal cases and appropriating collections to the peace officers training board.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Judiciary. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred appointments submitted to the Senate by

His Excellency, Governor Wendell R. Anderson, for confirmation and to be found in the Journal for the 12th day, reports the same back with the recommendation that said appointments be re-referred to the standing committees of the Senate as follows:

VETERANS HOME BOARD

Harry Kerr, 1121 9½ Avenue Southeast, Rochester, Olmstead County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

Dr. Mary Ann Mattoon, 940 Franklin Terrace, Minneapolis, Hennepin County, appointed effective January 1, 1973, for a term expiring January 1, 1979; to the Committee on Health, Welfare and Corrections.

STATE COLLEGE BOARD

Orrin Rinke, 819 2nd Avenue North, Sauk Rapids, Benton County, appointed effective January, 1973, for a term expiring January, 1979; to the Committee on Education.

Mr. Coleman from the Committee on Rules and Administration, to which was referred appointment submitted to the Senate by His Excellency, Governor Wendell R. Anderson, for confirmation and to be found in the Journal for the 12th day, reports the same back with the recommendation that said appointment be re-referred to the Committee on Health, Welfare and Corrections.

COMMISSIONER OF CORRECTIONS

Ken Schoen, 911 Southwest 11th Street, Rochester, Olmstead County, appointed effective January 29, 1973, for a term expiring the first Monday of January, 1975.

Report adopted.

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

H. F. No. 56 for comparison to companion Senate Files reports that H. F. No. 56 was found to have no companion Senate Files on the Senate Calendars.

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

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

H. F. No. 2 for comparison to S. F. No. 2 reports the following:

H. F. No. 2 was found not to be identical to its companion S. F. No. 2 and pursuant to Rule 49 the Committee recommends that H. F. No. 2 be amended as follows:

Page 8, line 5, Sec. 11 strike "*This act is effective upon final enactment.*" and insert "*This act takes effect on April 19, 1973.*"

And when so amended, H. F. No. 2 will be identical to S. F. No. 2 and further recommends that H. F. No. 2 be given its second reading and substituted for S. F. No. 2 on the Senate Calendar and that S. F. No. 2 be indefinitely postponed. Amendments adopted. Report adopted.

Mr. Coleman for the Committee on Rules and Administration, makes the following report:

The permanent rules of the Senate for the 1973 session shall read as follows:

PERMANENT RULES OF THE SENATE

Parliamentary Reference

1. The rules of parliamentary practice comprised in Mason's Manual of legislative procedure shall govern the Senate in all cases in which they are applicable, and in which they are not inconsistent with these rules and orders of the Senate and the joint rules and orders of the Senate and House of Representatives. For matters not covered in the foregoing, Jefferson's Manual shall govern the Senate.

Hour of Convening

2. The Senate shall convene on days of meeting at 12 o'clock noon unless the Senate directs otherwise.

Calling Senate To Order

Appeal From Decision Of The Chair

3. The President shall take the chair at the hour to which the Senate shall have adjourned, and shall immediately call the members to order, and, on the appearance of a quorum, shall proceed with the regular order of business. He shall preserve order and decorum; may speak on points of order in preference to members, and shall also decide all questions of order, subject to an appeal to the Senate by any member but such appeal shall be decided by a majority vote of those present and voting thereon. Upon an appeal from the decision of the Chair, the question shall be "shall the decision of the Chair be the judgment of the Senate?"

President

4. In the absence of the President, the Chairman of the Committee on Rules and Administration, or his designee, shall preside over the Senate, and in his absence a member may be selected by the Senate to perform the duties of the President; but substitutions shall not extend beyond adjournment.

Absence Of Senators

5. No Senator or officer of the Senate shall absent himself from any session of the Senate unless excused by the Senate.

Decorum During Business

6. When the President puts a question, or addresses the Senate, no one shall walk out of, or cross the Chamber; nor when a member is speaking shall anyone pass between the member speaking and the Chair. No member, or other person, shall proceed to or remain by the Secretary's desk while the ayes and nays are being called or counted. No member may speak on any point unless he is using his microphone.

Order Of Business

7. The order of business shall be as follows:
 1. Petitions, letters, remonstrances.
 2. Executive and official communications.
 3. Introduction and first reading of Senate bills.
 4. Messages from the House of Representatives.
 5. First reading of House bills.
 6. Reports of committees:
 - (a) From standing committees.
 - (b) From select committees.
 7. Second reading of Senate bills.
 8. Second reading of House bills.
 9. Motions and resolutions.
 10. Third reading of Senate bills.
 11. Third reading of House bills.
 12. General Orders of the day.
 13. Announcements of Senate Interest.

Unless the Senate directs otherwise, the Calendar of Ordinary Matters shall be considered on the first day the Senate is in session each week. This Calendar will be considered after the third reading of House bills.

Calendar

8. The Secretary shall make a list of all bills, resolutions and other matters coming before the Senate for final action and place the same upon the calendar in the order in which they have been acted upon in Committee of the Whole, with Senate bills positioned ahead of House bills, and such calendar shall be printed and placed

upon the members' desks at least one calendar day before the matters included therein shall be considered.

Calendar Of Ordinary Matters

9. If a committee determines that a bill it recommends to pass is of a routine nature or otherwise of a nature which likely will not be opposed, it may in its report, recommend that the bill be placed on the Calendar of Ordinary Matters. If such report is adopted, the bill will be printed and placed on the Calendar of Ordinary Matters after its second reading. On the question of adoption of such report the question of accepting the recommendation that the bill be placed on the Calendar of Ordinary Matters may be divided from the question of adopting the report in other respects.

The Calendar of Ordinary Matters shall consist of bills so placed on it; Rule 8 will govern it except that such bills will not be first considered in the Committee of the Whole and except as inconsistent with this rule.

If a member objects to consideration of a bill on the Calendar of Ordinary Matters at any time during its consideration in the Senate before the question on final passage is put, and that objection is supported by at least two other members, the bill will thereby and without further action be referred to the Committee of the Whole, and shall be placed at the bottom of General Orders subject to Rule 11, except that it need not lie over one calendar day before consideration in the Committee of the Whole.

Special Order

10. After notice given during a session of the Senate at least two calendar days in advance, two-thirds of the whole Senate may designate a special order for a bill on General Orders.

With respect to any bill on General Orders or on the Calendar, the Committee on Rules and Administration, by committee report, may designate a special order for the bill.

After a time specified by a resolution offered by the Committee on Rules and Administration, the Chairmen of the Committees on Finance and Taxes and Tax Laws, as authorized by their respective committees, may designate a special order for any bill favorably reported by their respective committees.

A special order shall provide that the bill be considered immediately, at a time certain, or after specific other business is completed.

During consideration of a special order, Rule 20 shall be suspended. As nearly as applicable, debate on the bill and all proceedings including amendments and substitutions shall be that of the Committee of the Whole.

On any question any member may call for the ayes and nays which shall be entered in the Journal.

Unless it is otherwise disposed of, after consideration a bill on Special Orders of the Senate shall immediately proceed to its third reading and final passage.

General Orders

11. The Secretary shall make a list of all bills, resolutions, reports of committees, and other proceedings of the Senate, which are referred to the Committee of the Whole, and which are not made the order of the day, for any particular day, and to number the same, which lists shall be called the "General Orders of the Day" and they shall be taken up in the order in which they are numbered unless otherwise ordered by a majority of the committee.

Such general orders, together with all bills included therein required to be printed under the rules or orders of the Senate, shall be printed and placed upon the members' desks at least one calendar day before the same shall be considered in Committee of the Whole.

Motions

12. When a motion is made it shall be stated by the presiding officer; or, being in writing it shall be handed to the Secretary and read to the members.

13. A motion or amendment shall be written if the presiding officer or any member so requests. In such case it must be signed by the member or committee offering it.

14. After a motion is stated by the presiding officer, or read by the Secretary, it shall be deemed to be in possession of the Senate, but may be withdrawn by the author at any time before decision or amendment.

Precedence Of Motions

15. When a question is under debate no motion shall be received, except:

1. To adjourn.
2. To recess.
3. To reconsider.
4. To lay on the table.
5. For the previous question.

(Motions numbered 1, 2, 4 and 5 above, shall be decided without debate.)

6. To commit.
7. To postpone to a day certain.
8. To amend.
9. To postpone indefinitely.

These several motions shall have precedence in the foregoing order; but a motion for the previous question having been seconded,

or the main question ordered, a motion to lay on the table shall not be in order.

A motion to postpone to a day certain, to commit, to postpone indefinitely, or to amend, having been decided, shall not again be put on the same day, nor at the same stage of the bill or proposition.

Motion To Adjourn

16. A motion to adjourn shall always be in order, and also a motion to adjourn to a time certain. The latter motion is debatable. When either motion is rejected it shall not be renewed until further business has been transacted.

Amendments To Rules And Suspension Of Rules

17. Every proposition to amend any rule of the Senate shall be referred to the Committee on Rules and Administration, and shall not be acted upon until the report of such committee is received by the Senate; nor shall any rule be suspended except by at least two-thirds vote of the whole Senate; provided that a motion to suspend the rules for the purpose of advancing a bill shall be made only under the order of business, "Motions and Resolutions."

Order In Debate

18. When any member is about to speak in debate, or deliver any matter to the Senate, he shall rise to his feet and respectfully address himself to "Mr. President," but shall not proceed to speak further until recognized by the Chair. He shall confine himself to the question under debate, and avoid personality. In discussing any resolution, Senators shall be limited to ten minutes each.

19. When any member is called to order he shall sit down until it is determined whether he is in order or not, and if a member is called to order for words spoken in debate, the words excepted to shall be taken down in writing by the Secretary immediately.

20. No member shall speak more than twice on the same question on the same day without leave of the Senate.

Committee Not To Be Absent

21. Committees shall not absent themselves from the Senate, by reason of their appointment, without permission of the Senate and the names of the Senators so excused shall be printed in the Journal.

Senators To Vote Unless Excused

22. Every member of the Senate who is in the Senate Chamber during a roll call shall give his vote upon the request of any Senator unless the Senate, for special reasons, excuses him.

A motion by a member to excuse himself from voting shall be made before the question is put. Any member wishing to be excused from voting may make a brief statement of the reason for making

such request and the question on his motion shall be taken without further debate.

When members have had an opportunity to vote and fail to do so, a majority of the members elected may, by motion, direct the President to close the roll. The vote on such motion shall be taken without debate, and no member shall be required to vote on such motion.

Call Of The Senate

23. Any member may impose a call of the Senate requiring the attendance of all members before any further proceedings shall be had except a motion to adjourn. Upon the imposition of a call, a record of those present shall be obtained and the Sergeant-at-arms instructed to bring in the absent members. When the Senate has been placed under call, the doors shall be closed and no member permitted to leave the Chamber until the matter or question, if any, under consideration at the time of the call be disposed of, or until the call be lifted by a majority vote of all the members of the Senate, or until the Senate adjourns. A majority vote of all the members of the Senate may excuse from attendance absent members not answering the call.

A call cannot be made after voting has commenced.

Questions—How Stated And Decided

24. Questions shall be distinctly put in this form, to-wit: "As many as are of the opinion that (as the question may be) say Aye," and after the affirmative voice is expressed, "As many as are of the contrary opinion say No." The President shall declare all votes but if any member rise to doubt a vote, he shall order a division.

Only Members Present To Vote

25. Upon a division and count of the Senate on any question, only members present in the Senate chamber shall be counted.

Any Senator May Demand Ayes And Nays

26. When a question is being taken, any member may call for the ayes and nays, which shall be entered in the Journal. A call for the ayes and nays cannot be interrupted except as provided in Rule No. 22.

Authorized Electrical Voting Device

27. Unless otherwise ordered, any vote, except upon elections and upon the overriding of a Governor's veto, may be taken by means of the electrical voting system which shall be under the control of the President of the Senate.

Certificate For Money

28. No certificate authorizing the payment of any money appropriated by the Legislature shall be issued by the Secretary, by virtue of any motion or resolution unless such a motion or resolution

shall be voted for by a majority of all members of the Senate. All motions or resolutions authorizing the issuing of certificates by the Secretary for the payment of money shall be upon a call of the ayes and nays.

The Previous Question

29. Unless the motion for the previous question is made specifically applicable to a subsidiary motion, the previous question shall be in this form:

“Shall the main question be now put?” It shall only be admitted when demanded by a majority of the members present, and its effect shall be to put an end to all debate, and bring the Senate to a direct vote upon amendments reported by a committee, if any, then upon all pending amendments in their order and then upon the main question.

On a motion for the previous question a call of the Senate shall be in order before the President submits the question to the Senate.

On a previous question there shall be no debate. All incidental questions of order, arising after a motion is made for the previous question, and pending such motion, shall be decided, whether on appeal or otherwise, without debate.

Division Of Question

30. Any member may call for a division of the question when the same will admit of it. A motion to strike out and insert is indivisible. A motion to strike out being lost shall not preclude an amendment nor a motion to strike out and insert.

Reconsideration

31. When a motion or question has been once put and carried in the affirmative or negative, it shall be in order for any member who voted with the prevailing side to move for reconsideration thereof, on the same day on which the vote was taken or within the next two calendar days or if later the first day the Senate meets after the vote was taken. The motion shall take precedence over all other questions except a motion to adjourn. When a motion to adjourn is adopted prior to the disposition of the motion for reconsideration, a motion for reconsideration shall lie over until the next succeeding day the Senate meets except as hereinafter provided. When notice of intention to move such reconsideration of the final action of the Senate on any question shall be given by a member, the Secretary of the Senate shall retain the subject of such notice until after the expiration of the time during which such motion can be made.

During the six calendar days before the first Tuesday following the third Saturday in May of any year a notice of intention to move for reconsideration shall not be in order, but a motion to reconsider may be made and have priority over all other business except a motion to adjourn. A motion for reconsideration having been once voted on shall not be put again nor reconsidered.

Introduction Of Bills

32. Bills, memorials, concurrent or joint resolutions may be introduced by any member or by order of the Senate on a report of a committee. An original and three copies so identified shall be required for introduction. The number of authors shall not exceed three. A member or a committee desiring to introduce a bill, memorial or concurrent or joint resolution shall place the same in the hands of the Secretary of the Senate, and the Secretary of the Senate shall promptly deliver all such bills, memorials or concurrent or joint resolutions to the President of the Senate who shall present them to the Senate.

The name of the author or authors shall be prefixed to each bill, memorial or resolution and the name of a committee reporting a bill, memorial or resolution for introduction shall be endorsed thereon.

Form Of Bills

33. A bill for an amendment of a statute shall contain the full text of the chapter, section, or subdivision to be amended. The words and characters constituting the amending matter shall be inserted in the proper place in the text and underscored. When the bill is printed, the amending matter shall be inserted in italics. The words and characters to be eliminated by the amendment shall be stricken by drawing a line through them. A printed bill shall capitalize words and characters to be stricken and enclose them in brackets. The text of the new section or subdivision shall also be underscored when a bill amends an existing chapter, section or subdivision, by adding a new section or subdivision. When such bill is printed the amending matter, including the new section or subdivision shall appear in italics. Before a committee favorably reports upon such a bill, the chairman of the committee shall see that the bill conforms to this rule. A bill drafted by the Revisor of Statutes for the purpose of correcting errors in Minnesota Statutes need not comply with the provisions of this paragraph if the bill is labeled, immediately below the title 'REVISOR'S BILL' and if there is attached thereto a memorandum of information explaining the reasons for the bill.

Bills shall refer to the session laws as follows: "Laws _____, Chapter _____, Section _____."

Bills shall refer to Minnesota Statutes as follows:

"Minnesota Statutes 1971, Section—."

Reference shall be made to Minnesota Statutes 1971 for the provisions appearing therein, unless reference to previous session laws is required for some special reason.

If the bill is for an original law and not for an amendment of an existing law the sections and subdivisions shall be arranged, subdivided, and numbered in like manner as Minnesota Statutes 1971. If

such bill assigns to the sections thereof headnotes or identification by the decimal system of numbering used in Minnesota Statutes, such headnotes and decimal identification may be submitted by standing committee chairmen to the Revisor of Statutes for his examination. Any such headnotes shall be in capital letters enclosed in brackets, and shall be subject to the provisions of Minnesota Statutes 1971, Section 648.36.

If the bill is for an amendment of a statute, all statutory references shall be to Minnesota Statutes 1971, and it shall contain the full text of the section or subdivision to be amended as it appears in Minnesota Statutes 1971.

The title of each bill shall state its subject and briefly state its purpose.

When a law is sought to be amended or repealed the title of the amendatory act shall contain a proper reference to the law to be amended or repealed and briefly express its subject matter.

All numbers in titles shall be expressed in figures. All numbers of section or chapter of laws shall be in figures. In the body of a bill numbers in excess of ten shall be in figures, except for a special reason they may be written, but when written they should not be followed by numbers in parentheses.

Reading Of Bills

34. Every bill, memorial, order, resolution or vote requiring the approval of the Governor shall receive three separate readings previous to its passage; the first and third readings shall be at length; and no such bill, memorial, order or resolution shall be read twice on the same day.

Referring Of Bills

35. All bills shall be referred by the President of the Senate without motion to the proper standing committee unless otherwise referred by the Senate; provided that when any question shall arise concerning the proper reference of a bill during the order of business of first reading on the day of introduction or at the time of report of any standing committee to which the bill was first referred, the bill shall be referred without debate to the Committee on Rules and Administration to report the proper reference thereof, and upon adoption of such report, it shall be referred accordingly.

All bills appropriating money, or obligating the State to pay or expend money, or establishing a policy which to be effective will require expenditure of money, when referred to and reported by any other than the Committee on Finance, shall, before passage, be referred to the Committee on Finance.

Commitment Of Bills

36. No bill or resolution shall be committed or amended until

it has been once read at length. No bill or resolution shall be objected to on its introduction.

Report On Amended Bills

37. No committee nor any member thereof shall report any substitute for any bill or bills referred to such committee, which substitute relates to a different subject, or is intended to accomplish a different purpose than that of the original bill for which it is reported, or which, if adopted and passed, would require a title essentially different from the title of the original bill; and every substitute bill so reported shall be rejected whenever the Senate is advised that the same is in violation of this rule.

Amendments To Bills

38. In drawing any amendment to any bill or resolution reference shall be made therein, first to the number of the bill, and then to the line or lines from which matter is to be stricken or in which new matter is to be inserted.

Amendments To Title

39. The title to any bill may be amended at any time during its pendency in the Senate.

Recall From Committee

40. A majority of the Senate may at any time recall a bill from any committee or take a bill from the table and place such bill on General Orders.

By a report of the Committee on Rules and Administration, adopted by the Senate, the Committee on Rules and Administration on request of the first author may remove any bill from any committee and re-refer the same to any other committee or place such bill on General Orders.

Distribution and Printing of Bills

41. To the extent practical the Secretary of the Senate shall provide a copy of any bill to the public. He may charge a reasonable fee.

Unless otherwise ordered by the Senate, all Senate bills which have been reported upon favorably or without recommendation by a committee shall be printed prior to consideration by the Senate or the Committee of the Whole; and a bill may be printed by order of the Secretary of the Senate when amended after second reading. Any bill shall be printed when ordered by a majority vote of the Senate, and action by the Senate on a bill which has not been printed is a waiver of the printing requirement.

All Bills To Go To Committee Of The Whole

42. All bills, memorials, orders, resolutions and votes requiring the approval of the Governor shall, after a second

reading, be considered in Committee of the Whole before they shall be finally acted upon by the Senate, except as provided for in Rules 9 and 10.

Committee of the Whole

43. The President may call a member to the Chair when the Senate resolves itself into the Committee of the Whole. The rules observed in the Senate shall govern, as far as practicable, the proceedings of the Committee of the Whole. However a member may speak more than twice on the same subject, a call for the previous question cannot be made, and the ayes and nays shall be taken only upon the request of three members. The ayes and nays when taken shall be recorded in the Journal along with the amendment. Provided, however, that a member may, with the approval of the chairman of the Committee on Rules and Administration, submit a description of the amendment for printing. However, in such cases the Secretary shall retain in the minutes of the Committee of the Whole the full text of the amendment.

44. The recommendations of the Committee of the Whole shall be reported to the Senate. If the recommendation contains a proposed amendment of any bill, that amendment shall be noted on a separate piece of paper but when reported need not be read by the President unless required by one or more of the members. The question shall be on the adoption or rejection of the report, and no other question shall be admitted. The question may be divided to permit separate Senate action on the report as to any bill. On adoption of the report of the Committee of the Whole all bills recommended to pass shall be placed upon the calendar.

Amendment On Third Reading

45. Except as provided for in Rule 39 and to fill blanks, no amendment shall be received on third reading without the unanimous consent of the Senate. In filling blanks, the largest sum, the longest time and the greatest distance shall be first taken.

Motion To Commit

46. A bill or resolution may be committed at any time prior to its passage, and if any amendment be reported on such commitment to any other than a Committee of the Whole, it shall be again read the second time, considered in Committee of the Whole, and the question for third reading and passage again put. If the commitment be to the Committee of the Whole it shall be placed at the head of the general orders, except when the commitment is under Rule 9.

Final Passage

47. The final question upon a bill or other paper requiring action by both Houses after the first and second reading thereof, and after the consideration in Committee of the Whole, shall be upon its final passage.

Transmitting Of Bills To The House

48. Except as provided in Rule 31, immediately after the passage of any bill or other paper to which the concurrence of the House of Representatives is to be asked it shall be the duty of the Secretary to transmit the same to the House, and on the concurrence of any bill or other paper of the House of Representatives by the Senate, or on the concurrence or disagreement in any vote of the House it shall also be the duty of the Secretary to notify the House thereof.

Comparison And Substitution Of Bills

49. Unless there is a motion or objection, a House bill, after its first reading, shall be referred to the Committee on Rules and Administration. That committee will promptly make its report thereon, as follows:

- (a) If there is no Senate companion bill, the report shall recommend that the bill be referred to the appropriate standing committee.
- (b) If there is a Senate companion bill, the report of the committee shall recommend that the bill be referred to the standing committee possessing the Senate companion.
- (c) If the Senate companion bill has been reported to the Senate, the report of the committee shall state whether the House bill is identical to the Senate companion bill, and if identical, the report shall recommend that the House bill be given its second reading and substituted for the Senate companion bill and that the Senate companion bill be indefinitely postponed. If the House bill is not identical to the Senate companion bill, the report of the committee shall so state and recommend an amendment to the House bill, which amendment when adopted will render the House bill identical to the Senate bill. Upon adoption of a committee report containing such a proposed amendment, the House bill will be thus amended and as amended shall be given its second reading and substituted for the Senate companion bill and the Senate companion bill shall be indefinitely postponed.

Reports of the Committee on Rules and Administration pursuant to this rule shall be prepared and submitted on behalf of the committee by the Secretary of the Senate.

A House bill placed on the Calendar by substitution shall not be given its third reading on the same day as the substitution.

Engrossment

50. Every bill, memorial, order or resolution originating in the Senate shall be carefully engrossed before being transmitted to the House of Representatives for concurrence.

Enrollment

51. All bills shall be carefully enrolled under the supervision of the Committee on Rules and Administration, which committee may report to the Senate at any time on the enrollment of bills.

Enrolling And Engrossing Of Bills

52. All enrolling and engrossing of bills shall be done at the direction and under authority of the Senate.

Appointment of Committees

53. The majority and minority shall each be represented on all standing committees of the Senate. The majority group shall assign the number of positions the minority group will hold on each committee. The minority group shall be given adequate notice about its positions prior to the commencement of the session. Both the majority and minority groups shall appoint their own members to fill the number of positions each group will hold on each committee. The minority group shall transmit notice of its assignments to the majority group within ten calendar days after receipt of the notice of positions available. If the minority group for any reason fails to make its appointments pursuant to this rule, the majority group may make all the committee assignments.

The majority and minority committee assignments shall be subject to the uniform criteria governing committee assignments applicable to both the majority and minority, which uniform criteria shall be promulgated by the majority group and transmitted to the minority group together with notification of committee positions available to the minority.

Committee assignments as made by the majority and minority groups shall be followed by the Senate in the resolution establishing representation on all Senate standing committees.

After the organization of the Senate, all committees of the Senate and members of commissions to be appointed by the Senate authorized by rule, statute, resolution or otherwise, shall be appointed by a Committee on Committees, unless otherwise provided, subject to confirmation by the Senate. In the appointment of members of conference committees between the two houses, the Committee on Committees of the Senate shall appoint those who are in accord with the position of the Senate, and whenever practical, give preference to authors of bills in dispute and to members of standing committees in which the bills were considered.

Standing Committees

54. The Standing Committees of the Senate and their complement are as follows:

Committee on Committees—6

Education—17

Finance—	20
Governmental Operations—	19
Health, Welfare and Corrections—	15
Judiciary—	17
Labor and Commerce—	15
Local Government—	14
Metropolitan and Urban Affairs—	15
Natural Resources and Agriculture—	15
Rules and Administration—	18
Taxes and Tax Laws—	20
Transportation and General Legislation—	15

The Committee on Rules and Administration has authority to constitute a standing subcommittee on Engrossing and Enrolling, the report of which within its jurisdiction has the effect of a report of the main committee on Rules and Administration, and the reference under Rule 49 is made directly to this subcommittee.

Each standing committee of the Senate, including any subcommittee of any such committee, is authorized at any time to sit and act, to require by subpoena or otherwise the attendance and testimony of such witnesses and the production of such correspondence, books, papers, and documents, and to take such testimony as it deems advisable. Each such committee may make investigation into any matter within its jurisdiction, may report such hearings as may be had by it, and may make such expenditures as shall be authorized from time to time by the standing Committee on Rules and Administration.

Committee Action

55. No report of any committee shall be made to the Senate unless it reports action taken at a regular or special meeting of the committee. Every report in violation of this rule shall be rejected whenever the Senate is advised that the same is in violation of this rule.

A committee report or a proposed amendment to a bill, memorial or resolution shall be in quadruplicate and written only on one side of the paper.

Report Of Vote In Committee

56. Upon the request of any member of a committee to which a bill has been referred, or upon the request of the author of any such bill, a record shall be made of the vote on such bill in any standing committee, including the vote on any amendment or proposed amendment thereto, in the committee to which the bill was referred.

Upon request of three members of the committee, the record of any roll call vote in a standing committee shall accompany the com-

mittee report and be printed in the Journal. However, two members may make this request in the Committee on Committees.

Committee Meetings

57. All meetings of the Senate, its committees and subcommittees shall be open to the public.

To the extent practical, the following notice procedure shall be followed. Meetings of all standing committees shall be announced to the public at least 24 hours prior to convening. The notice shall state the name of the committee, the bill or bills to be considered, the place and time of meeting. Such notice shall be posted on all senate bulletin boards in the Capitol, and the State Office Building. A notice shall be sent to the House of Representatives for posting as it may deem necessary.

Quorum in Committee

58. A majority of its members constitutes a quorum of a committee.

Confirmations

59. Every gubernatorial appointment requiring the advice and consent of the Senate shall, upon request of any Senator, be referred to the appropriate committee. If a question arises as to the proper committee, the appointment shall be referred without debate to the Committee on Rules and Administration for a report making the proper reference.

The final question on every such appointment shall be, "Will the Senate, having been advised with, now consent to this appointment?" which question shall not be put the same day the appointment is received, nor on the day it is reported by committee unless by unanimous consent.

Memorials To The United States Or Any Other State Or Foreign Government

60. Memorials or petitions to the President or the Congress of the United States, or any branch or member thereof, or any department or officer of the United States, or any state or foreign government, including all motions, resolutions, joint or concurrent resolutions in relation thereto, shall follow the same procedure as bills before being adopted.

Resolutions

61. Except as provided in Rule 60, resolutions not requiring the signature of the Governor need not take the regular course of bills and memorials, but may be acted upon in the same manner as other resolutions.

Notice To Debate

62. Upon any member giving notice of his intention to debate any resolution, the same shall lie over one calendar day without debate or other action, except that upon the request of any Senator, any resolution shall be referred to the proper committee, provided that whenever any question shall arise concerning the proper reference thereof the procedure provided by Rule 35 shall apply.

This rule shall not apply to any resolution offered by the Committee on Rules and Administration.

Petitions And Other Communications

63. In presenting a petition, memorial, remonstrance or other communication addressed to the Senate, a member shall only state the general purpose of it.

Every petition, memorial, remonstrance, resolution, bill and report of committee, shall have an appropriate title, and the name of the member presenting it written thereon.

Duties Of The President

64. In addition to his duties under Rule 3, the President of the Senate shall sign all acts, memorials, addresses and resolutions; and all writs, warrants and subpoenas issued by the Senate shall be signed by him and attested by the Secretary.

Duties Of Secretary

65. The Secretary shall keep a correct Journal of the proceedings of the Senate and shall perform such other duties as shall be assigned to him as such Secretary. He shall permit no Journal records, accounts or papers to be taken from the table or out of his custody, other than in the regular mode of business. If any paper in his charge shall be missing, he shall report the fact to the President, that inquiry may be made. He shall superintend the recording of proceedings in the Journal, the engrossing, transcribing and copying of the bills and resolutions, supervise the assistants, clerks and stenographers under the direction of the Committee on Rules and Administration, and generally perform the duties of Secretary, under direction of the President. It shall be the duty of the Secretary to keep the books to be called "Minute Books" in which he shall enter under the appropriate marginal numbers, all Senate and House bills, and correct notes, with the dates thereof, of the state, condition and progress of each bill pending, until its final passage.

The Secretary of the Senate shall cause to be recorded on magnetic tape the proceedings of the Senate, the Committee of the Whole, each standing committee and standing subcommittee. Such

tapes shall be preserved at least one year by the Secretary of the Senate during which time any person may obtain a copy of the tape upon payment of a fee determined by the Secretary of the Senate to be adequate to cover the cost of preparing such copy. Thereafter the tape shall be delivered to the Minnesota Historical Society to be preserved or disposed of as they see fit. It is the intention that testimony and discussion preserved under this rule not be admissible in any court or administrative proceeding on an issue of legislative intent.

Journal—How Approved

66. The Journal of each day's proceedings shall be open for correction at any time during the session of the next day the Senate meets, and unless corrected on that day, shall stand approved.

Secretary May Correct Errors

67. The Secretary and Engrossing Clerk, in all proper cases, shall correct all mistakes in numbering the sections and reference thereto, whether such errors occur in the original bill or are caused by amendments thereto.

Purchasing Supplies

68. The Secretary of the Senate shall be the agent of the Senate for the purchase of supplies. He shall file timely reports of expenditures made with the Committee on Rules and Administration.

Employees Authorized In The Senate

69. The Senate shall employ for the session the following:

NUMBER OF POSITIONS	POSITION	SALARY PER DAY
2	Administrative Assistant—1 @	\$45.00
	1 @	40.00
1	Assistant Executive Secretary	28.00
1	Assistant Sergeant-At-Arms	24.50
1	Captain of Pages	22.00
1	Chaplain (Several to serve during session) per legislative day	25.00
1	Chief Committee Clerk	29.50
1	Chief Committee Secretary	34.50
1	Chief Indexer	29.50
1	Chief Legislative Fiscal Analyst	62.00
10	Clerk I	20.00

NUMBER OF POSITIONS	POSITION	SALARY PER DAY
6	Clerk-Typist I	20.00
8	Clerk-Typist II	22.00
12	Committee Clerk	25.00
13	Committee Secretary	27.50
1	Engrossing Clerk	23.00
1	Enrolling Clerk	23.00
2	Executive Secretary	34.50
1	First Assistant Secretary of the Senate . .	62.00
1	Fourth Assistant Secretary of the Senate .	30.00
2	Indexer	26.00
12	Interns	16.50
1	Legislative Communications Officer (One- half paid by Senate, one-half by House of Representatives)	45.76
1	Legislative Fiscal Analyst I	41.00
2	Legislative Fiscal Analyst II	47.00
3	Legislative Clerk I	21.50
3	Legislative Clerk II	23.00
3	Legislative Clerk III	23.50
1	Machine Operator	22.00
1	Minority Secretary of the Senate	55.00
20	Page	20.00
1	Public Information Officer	50.00
2	Researcher I	27.50
8	Researcher II	33.00
2	Researcher III	41.00
1	Second Assistant Secretary of the Senate .	37.00
18	Secretary	26.00
1	Secretary to Chairman of the Committee on Rules and Administration	33.00
1	Secretary of the Senate	68.50

The Secretary of the Senate shall receive the sum of \$3,000 for extra work after the session and for compensation of clerical help for such post session.

6	Senate Research	I—4 attorneys @...	38.50
		2 researchers @...	38.50
5	Senate Research	II—1 attorney @...	44.50
		2 attorneys @...	44.00
		1 attorney @...	41.00
		1 researcher @...	42.75
4	Senate Research	III—1 attorney @...	61.00
		1 attorney @...	56.00
		2 researchers @...	56.00
30	Sergeant		20.00
1	Sergeant-At-Arms		26.50
20	Stenographer I		22.50
15	Stenographer II		24.00
1	Third Assistant Secretary of the Senate ..		33.00

The appointment to the foregoing positions shall be made by resolution specifying the names of such appointments and the positions to which the same are appointed, adopted by a majority of all members of the Senate.

Additional Employees

70. All propositions for the appointment and payment of employees of the Senate or for expenditures on account of the Legislature, other than those provided by law, shall be referred to the Committee on Rules and Administration, without debate, and no appointment shall be made or expense incurred unless reported favorably by said committee, or unless its report be overruled by a three-fourths ($\frac{3}{4}$) vote of the whole Senate. Said committee shall report to the Senate the amount of compensation that shall be paid to each employee whose appointment is recommended by it.

Authority Over Employees

71. Except as otherwise provided in these rules, the Committee on Rules and Administration shall have full and exclusive authority over, and charge of all employees, officers and clerks of the Senate both elective and appointive. Such committee shall have the sole and exclusive power and authority to assign them to such duties other than for which they were elected or appointed as such committee may from time to time provide. Such committee shall have power to appoint such of said employees, officers or clerks as they shall deem proper to exercise the power to them granted by this rule. They may make such rules and regulations for the government of the employees, officers and clerks as they shall see fit and proper. In case of violation of any of the orders of said committee by any employee, officer or clerk, or in case of any violation of

any such rule or regulation made by such committee, or in case of any misconduct or omission of any such employee, officer or clerk, the Committee on Rules and Administration shall have power to hear complaints and to discharge any such employee, officer or clerk or impose such other punishment by way of fine or otherwise upon such employee, officer or clerk as to such committee may seem just and proper.

Duties Of The Sergeant-At-Arms

72. It shall be the duty of the Sergeant-At-Arms to execute all orders of the President of the Senate, and to perform all duties assigned to him connected with the police and good order of the Senate chamber; to exercise supervision over the ingress and egress of all persons to and from the chambers; to see that messages, etc., are promptly executed; that the hall is properly ventilated and the temperature thereof properly regulated, and open for the use of members of the Senate at the time fixed; and to perform all other services pertaining to his office.

Persons Privileged To The Floor Of The Senate

73. No person shall be admitted within the Senate Chamber, but a Senator, the executive or ex-Governors of the State of Minnesota, members of the House, heads of departments of the state government, judges of the Supreme and District Courts and members of Congress and, when personally admitted by a member of the Senate, those who have been members of Congress or of the State Legislature who are not interested in any claim or directly in any bill pending before the Legislature, but an employee of either house may be admitted at the request of a member or an officer of the Senate and when the Senate is not meeting, a person not a member may be admitted at the request of a member or officer to the floor. No public hearings shall be held in the Senate Chamber; and the retiring room of the Senate shall be reserved for the exclusive use of the members of the Senate at all times. The Sergeant-At-Arms is charged with the duty of strict enforcement of this rule.

Privilege of Reporters

74. Provision shall be made for news reporters on the Senate floor in limited numbers, and in the Senate gallery. Because of limited space on the floor, permanent space shall be limited to those news agencies which have regularly covered the legislature, namely: The Associated Press, United Press International, St. Paul Pioneer Press, St. Paul Dispatch, Minneapolis Tribune, Minneapolis Star, Duluth Herald and News-Tribune, Rochester Post-Bulletin, WCCO radio and KSTP radio. An additional two spaces shall be provided to other reporters.

One person from each named agency may be present at the press table on the Senate floor at any one time.

Other news media personnel may occupy seats provided in the Senate gallery.

The Committee on Rules and Administration may, through committee action or by delegating such authority to the Secretary of the Senate, allow television filming on the Senate floor on certain occasions.

The committee or its agent may designate a committee of three senior news correspondents to act as an issuing agency for reporters' badges or other credentials.

Disturbance In Lobby

75. In case of any disturbance or disorderly conduct in the lobbies or galleries, the President or chairman of the Committee of the Whole shall have power to order the same cleared.

No Introduction Of Visitors

76. No introduction of a visitor or visitors in the galleries shall be made from the floor or rostrum of the Senate.

No Smoking

77. No Senator or officer of the Senate, or other person, shall be permitted to smoke in the Senate Chamber. There shall be no smoking in the visitors section of the galleries.

Temporary rules 78 (Executive Session), 79 Journal of Executive Session, 80 (Lobbyist Registration and Reporting), and 81 (Code of Ethics), were stricken and replaced with the following:

DISCLOSURE

78. Every member and employee shall file with the Secretary of the Senate by April 15 of each year on forms prescribed by the Committee on Rules and Administration and provided by the Secretary of the Senate, a written report providing as of the date of filing a listing of his occupation and any position the member may have as a director, officer or member in any corporation, labor union, labor organization, financial institution, cooperative, or professional organization. Each member of the Senate and each employee shall disclose each of her/his economic interests, including both assets and liabilities in an amount in excess of \$1,000 as to any single interest unless prohibited by professional or business ethics. The member or employee shall indicate whether each interest is less than \$10,000 or more than \$10,000. The definition of assets shall exclude accounts in banks, credit unions and savings and loan associations, United States Government Savings Bonds, the member's or employee's homestead, household goods and personal effects, personal automobile, and the cash value of life insurance. The definition of liabilities shall exclude indebtedness on the member's or employee's homestead, household goods and personal effects, personal automobile, and the cash value of life insurance. Any claim that a member or employee failed to

make a proper disclosure, as provided in these rules, shall be referred to the Senate Committee on Ethics which shall make recommendations for the proper sanctions for any violation.

The Committee on Committees shall appoint a special Committee on Ethics consisting of eight members including a chairman. In addition to the administration and enforcement the committee shall serve in an advisory capacity to any member or employee upon written request and shall issue recommendations to such member or employee.

PROVIDING FOR THE REGISTRATION OF LOBBYISTS

79. Any person who is employed for compensation paid by others than the Legislature and whose employment calls for or includes activity in or about the Senate in regard to legislation must register with the Secretary of the Senate. Such person shall disclose in the detail deemed by the Secretary necessary, the following information which will be recorded in a register kept by the Secretary 1) the name and address of the registrant; 2) the name and address of the registrant's employer including any association, organized group, state agency or office, or labor union, and in case of multiple employers a sufficient number so identified as to indicate the class or classes registered with whose interests the registrant is concerned; and 3) the subject or subjects of legislation to which his employment relates.

Every person who is required to register under this Rule shall file with the Secretary within fifteen days after the end of each calendar month of any regular or special session of the legislature and within thirty days after adjournment sine die of any regular or special session of the legislature, a sworn statement of the total expenses made and the obligations incurred by himself or any agent for the preceding month or fraction thereof in connection with or relative to his activities as such lobbyist in attempting to influence the passage or defeat of any pending or proposed legislation, except that he need not list his own salary or personal living and travel expenses in such statement.

A person to whom this requirement of registration and filing applies may not appear before a Senate committee in pursuance of his employment until he is registered and he may not appear after the date his statement of expenses is due to be filed unless he has filed the same, except upon special invitation of the committee, nor shall he in such pursuit try to influence the legislative judgment or action of a member of the Senate.

A person who is registered under this Rule, or who should be registered under it, when appearing before a committee shall disclose to the committee those in whose interest he speaks, the purpose of his appearance and when he or the person for whom he appears has a pecuniary or other special interest in a measure or proposal different than the public generally, which is not apparent from his testimony, the fact thereof. Further, in pursuance of the employment for which he is or should be registered he must not knowingly furnish false information or make a false statement which is material and relevant to any matter with an intention to,

or which he should know will have a tendency to influence the judgment or action of the Senate or of a committee thereon.

There is hereby created a committee of the Senate to be known as The Senate Lobby Registration Committee, consisting of four members to be appointed by the Committee on Committees two from the Majority Caucus and two from the Minority Caucus. Whenever, during a legislative session, a member of the Senate shall have knowledge of any undue influence having been or being exerted or improper sums of money having been or being expended in connection with any legislation, he shall file with the Secretary of the Senate a complaint in writing under oath stating the facts thereof. Such complaint shall be referred to said committee.

The committee shall have the following powers and duties:

a. To require a full disclosure of all facts relating to the activities of the person complained against or the activities of any organization, association, or committee by whom he is employed or which he is or has been a member, including undue influence incident to election campaign activities and money or services expended or contributed toward the election of any member.

b. To subpoena witnesses, administer oaths, and take testimony relating to matters before the committee and require the production for examination of any books or papers relative to any matter under investigation or in question before the committee.

c. To require a sworn statement of the total expenses made and obligations incurred by himself or any agent in connection with or relative to his activities as a lobbyist, including salary and personal living and travel expenses, and any other financial information with reference to lobbying activities required by the committee.

An accused hereunder shall have the right to be represented at the hearing of the committee by legal counsel and said accused shall have the right to cross-examine all witnesses appearing against him and to present witnesses to produce evidence in his defense.

The complaint and all proceedings thereon shall remain confidential until the committee makes its report. If, after its investigation the committee finds the complaint substantiated by the evidence, it shall report such evidence with its recommendations to the Senate for action.

A person who has been adjudged guilty by a majority vote of the whole Senate upon recommendation of the committee of violating this rule in any respect shall not be eligible to appear in a professional or representative capacity before any committee of the Senate and shall be barred thereby from so doing until reinstated by a majority vote of the whole Senate. The name of anyone so barred shall be recorded in the Journal of the Senate.

Reports filed pursuant to this rule shall be made available to the public by the Secretary of the Senate.

Pursuant to Rule 30 Mr. Coleman asked that the Committee Report from the Committee on Rules and Administration on Permanent Rules be divided.

Mr. Coleman moved that the Committee Report from the Committee on Rules and Administration on Permanent Rules be laid on the table and printed in the Journal. Which motion prevailed.

Mr. Coleman moved that the Minority Report of the Rules Committee Report on Permanent Rules be laid on the table. Which motion prevailed.

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

Senate Resolution No. 15: A senate resolution authorizing the payment of expenses of members of the Minnesota Senate attending the Fifth International Snowmobile Congress at Sault Ste. Marie, Ontario.

Reports the same back with the recommendation that the resolution be adopted. Mr. Coleman moved that the foregoing Committee Report be laid on the table. Which motion prevailed.

SECOND READING OF SENATE BILLS

S. F. Nos. 327, 5, 67, 371, 186 and 18 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 201 and 2 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Willet moved that Senate Resolution No. 15 be taken from the table. Which motion prevailed.

Senate Resolution No. 15: A senate resolution authorizing the payment of expenses of members of the Minnesota Senate attending the Fifth International Snowmobile Congress at Sault Ste. Marie, Ontario.

BE IT RESOLVED, by the Senate of the State of Minnesota, that a delegation composed of not more than three members of the Minnesota Senate be authorized to attend the Fifth International Snowmobile Congress at Sault Ste. Marie, Ontario, February 12 to 15, 1973.

BE IT FURTHER RESOLVED, that all ordinary and necessary expenses for attending this meeting shall be authorized and paid for out of the Legislative expense fund. The Secretary of the Senate is hereby authorized and directed to issue warrants in payment of such expenses.

Mr. Willet moved that the foregoing resolution be adopted.

The question being taken on the adoption of the resolution,

And the roll being called, there were yeas 62 and nays 3, as follows:

Those who voted in the affirmative were:

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

Messrs. Kirchner, Milton and Tennesen voted in the negative.

Which motion prevailed. So the resolution was adopted.

Mr. Stassen moved that his name be added as co-author to S. F. No. 471. Which motion prevailed.

Mr. Lewis moved that the name of Mr. Nelson be added as co-author to S. F. No. 228. Which motion prevailed.

Mr. Arnold moved that the name of Mr. Hanson, R. be added as co-author to S. F. No. 392. Which motion prevailed.

Mr. Davies moved that the name of Mr. Tennesen be added as co-author to S. F. No. 400. Which motion prevailed.

Mr. Blatz moved that the Report from the Committee on Mileage be taken from the table. Which motion prevailed.

Mr. Blatz moved to amend the report of the Committee on Mileage found in the Journal for Monday, February 5, 1973 on pages 195 to 197 by amending on line 2 of page 196, after the name Blatz, Jerome V. by striking "50" and inserting in lieu thereof "38", and by striking "7.50" and inserting in lieu thereof "5.70".

Mr. Blatz moved the adoption of the amendment. Which motion prevailed. So the amendment was adopted.

Mr. Stassen moved to amend the report of the Committee on Mileage found in the Journal for Monday, February 5, 1973, on pages 195 to 197 by amending line 14 of page 197, after the name Stassen, J. Robert, by striking "24" and inserting in lieu thereof "12" and by striking "3.60" and inserting in lieu thereof "1.80".

Mr. Stassen moved the adoption of the amendment. Which motion prevailed. So the amendment was adopted.

Mr. Novak moved that the Report of the Committee on Mileage be adopted.

The question being taken on the adoption of the report,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

Which motion prevailed. Report adopted.

Mr. Krieger moved that the Minority report on Permanent Rules be taken from the table.

The question being taken on the motion,

And the roll being called, there were yeas 65 and nays 1, as follows:

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

Mr. Hansen, Baldy voted in the negative.

Which motion prevailed.

Mr. Krieger moved that the Minority Report on Permanent Rules be laid on the table and printed in the Journal.

Mr. Coleman arose on a point of order that the Minority Report dealt in personalities in violation of the Rules of the Senate and contained subjects not considered by the Committee on Rules and Administration.

The President ruled Mr. Krieger's motion out of order.

Mr. Krieger appealed the decision of the Chair.

Mr. Coleman moved to table Mr. Krieger's appeal of the decision of the Chair.

The question being taken on adoption of the motion,

And the roll being called, there were yeas 38 and nays 28, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Laufenburger	Olson, A. G.	Spear
Arnold	Doty	Lewis	Olson, H. D.	Stokowski
Borden	Gearty	Lord	Perpich, A. J.	Tennessee
Brown	Hansen, Baldy	Milton	Perpich, G.	Thorup
Chenoweth	Hughes	Moe	Purfeerst	Wegener
Chmielewski	Humphrey	North	Schaaf	Willet
Coleman	Keefe, S.	Novak	Schrom	
Conzemius	Kleinbaum	Olhoff	Solon	

Those who voted in the negative were:

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

Which motion prevailed.

THIRD READING OF SENATE BILLS

S. F. No. 63: A bill for an act relating to real property; time limits upon certain actions relating to; amending Minnesota Statutes 1971, Sections 519.09 and 519.101.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 115: A bill for an act relating to the registration of title to real estate; providing for forms of certificates of title; certification of the examiner for issuance of certificates of title

pursuant to judgments and decrees and trustee's deeds; issuance of certificates to new trustees and trustees in voluntary dissolution of corporations; directives of examiner and production of duplicate certificates of title; amending Minnesota Statutes 1971, Sections 508.35, 508.59, 508.61, 508.62 and 508.71.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

THIRD READING OF HOUSE BILLS

H. F. No. 3: A resolution to ratify a proposed amendment to the Constitution of the United States of America relating to equal rights for men and women under the law.

Mr. Jensen moved that the final vote on H. F. No. 3 be postponed to a time certain, March 1, 1973.

The question being taken on the motion,

And the roll being called, there were yeas 24 and nays 42, as follows:

Those who voted in the affirmative were:

Ashbach	Fitzsimons	Josefson	Nelson	Pillsbury
Berg	Frederick	Kirchner	Olson, H. D.	Renneke
Bernhagen	Hansen, Mel	Knutson	Olson, J. L.	Stassen
Blatz	Hansen, R.	Kowalczyk	O'Neill	Wegener
Chmielewski	Jensen	Krieger	Patton	

Those who voted in the negative were:

Anderson	Conzemius	Humphrey	Lord	Olson, A. G.
Arnold	Davies	Keefe, J.	Milton	Perpich, A. J.
Bang	Doty	Keefe, S.	Moe	Perpich, G.
Borden	Dunn	Kleinbaum	North	Purfeerst
Brown	Gearty	Larson	Novak	Schaaf
Chenoweth	Hansen, Baldy	Laufenburger	Ogdahl	Schrom
Coleman	Hughes	Lewis	Olhoft	Sillers

Solon Spear	Stokowski Tennessee	Thorup Ueland	Willet
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Which motion did not prevail.

H. F. No. 3 was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 48 and nays 18, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Novak	Solon
Arnold	Frederick	Knutson	Ogdahl	Spear
Ashbach	Hansen, Baldy	Krieger	Olson, A. G.	Stassen
Bang	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Borden	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Chenoweth	Hughes	Lord	Perpich, G.	Thorup
Coleman	Humphrey	Milton	Purfeerst	Ueland
Conzemius	Keefe, J.	Moe	Renneke	Willet
Davies	Keefe, S.	Nelson	Schaaf	
Doty	Kirchner	North	Sillers	

Those who voted in the negative were:

Berg	Chmielewski	Josefson	Olson, H. D.	Schrom
Bernhagen	Fitzsimons	Kowalczyk	Olson, J. L.	Wegener
Blatz	Gearty	Larson	Patton	
Brown	Jensen	Olhoft	Pillsbury	

So the bill passed and its title was agreed to.

APPOINTMENTS

Pursuant to Senate Resolution No. 13. A senate resolution authorizing and directing the President of the Senate to send seven members to attend the Red River Valley Shows and Northwest School Farmers' Week at Crookston, Minnesota, the President made the following appointments:

Messrs. Moe, Purfeerst, Olhoft, Conzemius, Sillers, McCutcheon and Knutson.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 11:30 o'clock a.m., Monday, February 12, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

FOURTEENTH DAY

St. Paul, Minnesota, Monday, February 12, 1973.

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

Prayer by the Chaplain.

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

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

Quorum present.

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

MEMBERS EXCUSED

Messrs. Hansen, Baldy; Fitzsimons and Purfeerst were excused from the Session of today beginning at 12:30 p.m.

INTRODUCTION OF BILLS

Messrs. Olhoft, O'Neill and Novak introduced—

S. 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.

Which was read the first time and referred to the Committee on Judiciary.

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

S. F. No. 480: A resolution memorializing the Congress of the United States to propose a constitutional amendment affirming and protecting the value of human life.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Hughes, Fitzsimons and Purfeerst introduced—

S. F. No. 481: A bill for an act relating to highway traffic regulations; accidents; reporting of accidents; driver's license suspension under certain circumstance by reason of accident; amending Minnesota Statutes 1971, Sections 169.09, Subdivisions 3, 7, 8, and 13; and 170.25, Subdivision 1; repealing Minnesota Statutes 1971, Section 170.33, Subdivision 5.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Hughes, Schaaf and Dunn introduced—

S. F. No. 482: A bill for an act relating to appropriations; providing an annual appropriation for the council on quality education; amending Extra Session Laws 1971, Chapter 31, Article XV, Section 5.

Which was read the first time and referred to the Committee on Education.

Messrs. Hughes, Chmielewski and Stassen introduced—

S. F. No. 483: A bill for an act relating to taxation; exemptions from the sales tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Knutson, Bernhagen and Schaaf introduced—

S. F. No. 484: A bill for an act relating to the organization and operation of the state government; creating a department of human resources instead of departments of welfare, corrections, health, manpower services, and the vocational rehabilitation division of the department of education; appropriating money.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Schaaf, Humphrey and Borden introduced—

S. F. No. 485: A bill for an act relating to elections; regulating the location of polling places; requiring that they be accessible to persons in wheelchairs; amending Minnesota Statutes 1971, Section 203.08.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Knutson, Kowalczyk and Keefe, J. introduced—

S. F. No. 486: A bill for an act relating to the state, civil service; permitting state employees in the classified service to hold local office if there is no conflict with regular employment, and to take certain leaves of absence; amending Minnesota Statutes 1971, Section 43.28.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

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

Messrs. Schrom, McCutcheon and Thorup introduced—

S. F. No. 487: A resolution memorializing the Congress of the United States to propose a constitutional amendment affirming and protecting the value of human life.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Doty, Willet and Kirchner introduced—

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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Hughes; Olson, A. G. and Bang introduced—

S. F. No. 489: A bill for an act relating to highway traffic regulations; pedestrians rights in absence of signals; amending Minnesota Statutes 1971, Section 169.21, Subdivision 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Ashbach, Schrom and Sillers introduced—

S. F. No. 490: A bill for an act relating to a gross earnings tax on certain utility companies; providing for the payment of said taxes into an electric utility revenue fund; providing penalties for failure to file reports or make payments; providing exemptions from taxation; providing for distribution of said taxes and appropriating money annually therefor.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Wegner introduced—

S. F. No. 491: A bill for an act relating to the claim of Mary Ann Dukowitz; arising from negligence of Brainerd state hospital; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Larson; Hansen, Baldy and Laufenburger introduced—

S. F. No. 492: A bill for an act relating to taxation; rates of tax upon intoxicating liquors; amending Minnesota Statutes 1971, Section 340.47, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Novak; Hansen, Baldy and Coleman introduced—

S. F. No. 493: A bill for an act relating to taxation; providing for a fixed rate of homestead tax for certain property owners of age 65 years and older.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Ashbach and Kowalczyk introduced—

S. F. No. 494: A bill for an act relating to taxation; providing property tax relief for the elderly; amending Minnesota Statutes 1971, Sections 290.0601, Subdivision 6; 290.0603; 290.0607; and 290.0608.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Chenoweth, Ogdahl and Stokowski introduced—

S. F. No. 495: A bill for an act relating to teachers retirement association; payments after death of a member; amending Minnesota Statutes 1971, Section 354.46, Subdivision 1.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Perpich, G. introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Borden, Hughes and Purfeerst introduced—

S. F. No. 497: A bill for an act relating to education; transportation aid; amending Minnesota Statutes 1971, Section 124.22, Subdivision 6, and by adding a subdivision; repealing Minnesota Statutes 1971, Section 124.32, Subdivision 3.

Which was read the first time and referred to the Committee on Education.

Messrs. Thorup, Schrom and Gearty introduced—

S. F. No. 498: A bill for an act relating to crimes; defining criminal abortion; providing a penalty; amending Minnesota Statutes 1971, Chapter 609, by adding a section; repealing Minnesota Statutes 1971, Sections 617.18 and 617.19.

Which was read the first time and referred to the Committee on Judiciary.

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

Messrs. Bernhagen, Olson and Renneke introduced—

S. F. No. 499: A bill for an act relating to corporations, agriculture; defining "family farming corporations" and imposing certain reporting requirements on those corporations and others; amending Minnesota Statutes 1971, Section 500.23.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Ueland, Josefson and Sillers introduced—

S. F. No. 500: 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; 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, Subdivision 6; 181.41; 183.51, Subdivisions 4, 5, 6, 7, 8, 9, 10 and 11; 184.26, Subdivision 3; 200.02, Subdivision 25; 201.14; 208.22; 242.12; 242.13; 242.15; 242.26; 242.265; 242.28; 242.43; 246.43, Subdivisions 1 and 2; 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; 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; 353.01, Subdivision 15; 359.01; 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.

Which was read the first time and referred to the Committee on Judiciary.

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

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Laufenburger, Nelson and Milton introduced—

S. F. No. 502: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

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

S. F. No. 503: A bill for an act relating to negotiable instruments; acts regulating issuance of a worthless check; providing for penalties and prosecutions thereof; amending Minnesota Statutes 1971, Section 609.535, Subdivision 2.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Dunn, North and Ashbach introduced—

S. F. No. 504: A bill for an act relating to the environment; declaring a state environmental policy; establishing an environmental council and an environmental quality commission; appropriating money; amending Minnesota Statutes 1971, Sections 4.12, Subdivision 2; 40.02; 104.01, Subdivision 3; 115.03, Subdivision 1; 116.07, Subdivision 2.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Dunn, Kowalczyk and Hanson, R. introduced—

S. F. No. 505: A bill for an act relating to taxation; providing for a separate classification for purposes of taxation for undeveloped littoral or riparian real estate; amending Minnesota Statutes 1971, Section 273.13, by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Moe introduced—

S. F. No. 506: A bill for an act relating to agriculture; collective bargaining; providing for mandatory bargaining between producers or associations and handlers; providing criteria.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Moe, Hughes and Conzemius introduced—

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, Subdivision 1; repealing Minnesota Statutes 1971, Sections 116.15; 116.18, Subdivisions 2 and 3, and cancelling an appropriation.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Moe, Humphrey and Conzemius introduced—

S. F. No. 508: A bill for an act relating to state parks, recreation reserves, and waysides; providing special motor vehicle permits for persons over 65 years of age; amending Minnesota Statutes 1971, Section 85.05, Subdivision 2.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Olson, A. G. and Perpich, A. J. introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Olson, A. G.; Perpich, A. J. and Laufenburger introduced—

S. F. No. 510: A bill for an act establishing an energy policy study commission; appropriating money.

Which was read the first time and referred to the Committee on Rules and Administration.

Mr. Olson, A. G. introduced—

S. F. No. 511: A bill for an act relating to the state junior college board; appropriating money for a special assessment.

Which was read the first time and referred to the Committee on Finance.

Mr. Olson, A. G. introduced—

S. F. No. 512: 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.

Which was read the first time and referred to the Committee on Finance.

Messrs. Perpich, A. J.; Olson, A. G. and Conzemius introduced—

S. F. No. 513: A bill for an act relating to a tax study commission; amending Extra Session Laws 1971, Chapter 31, Article 13, Section 1.

Which was read the first time and referred to the Committee on Rules and Administration.

Messrs. Coleman, Bang and Borden introduced—

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, Subdivision 5.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Perpich, A. J.; Laufenburger and Borden introduced—

S. F. No. 515: A bill for an act relating to taxes on and measured by net income; underpayment; negligence or intentional disregard of rules and regulations; providing a penalty; amending Minnesota Statutes 1971, Section 290.53, Subdivision 3, and by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Tennesen, North and Borden introduced—

S. F. No. 516: A bill for an act relating to the sales and use tax; exemptions; educational or charitable purchases; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Milton and North introduced—

S. F. No. 517: A bill for an act relating to liquor; regulating commerce in liquor; amending Minnesota Statutes 1971, Sections 340.11, Subdivision 2; and 340.12.

Which was read the first time and referred to the Committee on Labor and Commerce.

MESSAGE FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. Nos. 54, 65, 97, 113, 121, 148, 158, 197, 198 and 246.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 8, 1973.

FIRST READING OF HOUSE BILLS

H. F. No. 54: A bill for an act relating to drivers' licenses; prescribing fees; amending Minnesota Statutes 1971, Section 171.06, Subdivision 2.

H. F. No. 65: A bill for an act relating to state employees; regulating their political activities including candidacy and service in elected office; amending Minnesota Statutes 1971, Section 43.28.

H. F. No. 97: A bill for an act relating to retirement; computation of various retirement annuities; amending Minnesota Statutes 1971, Section 11.25, Subdivisions 12 and 13.

H. F. No. 113: A bill for an act legalizing foreclosure sales heretofore made and the records of mortgage foreclosure proceedings; limiting the time within which actions may be brought or defenses interposed; questioning the validity of foreclosure proceedings.

H. F. No. 121: A bill for an act relating to real property; prescribing requirements for the execution of instruments affecting real property; amending Minnesota Statutes 1971, Sections 505.03, Subdivision 1; 507.23; 507.24; 508.06; and 508.40; and repealing Minnesota Statutes 1971, Section 507.22.

H. F. No. 148: A bill for an act relating to highway traffic regulations; requiring school buses to be a uniform color; amending Minnesota Statutes 1971, Section 169.44, Subdivision 7.

H. F. No. 158: A bill for an act relating to courts; allowing the use of video tape equipment to record depositions; making video taped depositions admissible in court.

H. F. No. 197: A bill for an act relating to highway traffic regulations; trailer and towing equipment; flags to be displayed; amending Minnesota Statutes 1971, Section 169.82.

H. F. No. 198: A bill for an act relating to the department of administration; authorizing the commissioner to rent private property for a period up to five years for certain purposes; amending Minnesota Statutes 1971, Section 16.02, Subdivision 10.

H. F. No. 246: A resolution memorializing the President and Congress of the United States to continue the programs for subsidized housing, model cities and rehabilitation, as presently authorized by federal law.

Which were read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

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

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

S. F. No. 337, A bill for an act relating to Blue Earth county, authorizing county to enter into rental purchase agreements or

conditional sales agreements for acquisition of road equipment subject to limitations.

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

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

S. F. No. 338: A bill for an act relating to Blue Earth county; authorizing use of county funds for county extension committee.

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

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

S. F. No. 19: A bill for an act relating to taxes on and measured by net income; defining claimant for rent credit; amending Minnesota Statutes 1971, Section 290.982.

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

Page 1, line 13, strike "a" and insert "*one or more*"

Page 1, line 13, strike "unit" and insert "*units*"

Page 1, line 14, strike "a"

Page 1, line 14, strike "unit" and insert "*units*"

Page 1, after line 23, add a section to read:

"Sec. 2. This act is effective for taxable years beginning after December 31, 1972."

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

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

TAX COURT

Duane Peterson, 418 Hiawatha Boulevard, Winona, Winona County, appointed effective January 21, 1972 for a term expiring March 1, 1977.

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

Mr. Krieger moved that the foregoing report be laid on the table. Which motion prevailed.

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

S. F. No. 182: A bill for an act relating to the attorney general;

providing for additional assistant attorneys general for the departments of public welfare and corrections; amending Minnesota Statutes 1971, Section 8.024.

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

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

“Section 1. Minnesota Statutes 1971, Section 8.024, is amended to read:

8.024. [DEPUTY, DEPARTMENT OF PUBLIC WELFARE.] *Subdivision 1.* The attorney general shall appoint a *deputy attorney general* and an assistant attorney general, in addition to the number now authorized by law, who shall be assigned to the department of public welfare. ~~He~~ *They* shall receive the same salary as other *deputy and* assistant attorneys general, and the compensation and all other expenses and disbursements of such *deputy and* assistant ~~attorney~~ *attorneys* general shall be paid from the moneys appropriated to and for the use of the department of public welfare.

Subd. 2. [ASSISTANT ATTORNEY GENERAL, DEPARTMENT OF CORRECTIONS.] *The attorney general shall also appoint an assistant attorney general in addition to the number now prescribed by law who shall be assigned to the department of corrections. He shall receive the same salary as other assistant attorneys general, and his compensation, expenses and other disbursements shall be paid from moneys appropriated to and for the use of the department of corrections.*

Sec. 2. This act shall be effective upon final enactment.”

Further amend the title as follows: Strike lines 3, 4, 5, and 6 and insert in lieu thereof: “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.”

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

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

S. F. No. 259: A bill for an act relating to the department of administration; authorizing the commissioner to rent private property for a period up to five years for certain purposes; amending Minnesota Statutes 1971, Section 16.02, Subdivision 10.

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

Line 18, strike “cancelation” and insert “*cancellation*”

Line 24, strike “cancelation” and insert “*cancellation*”

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

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 118: A bill for an act relating to sales; providing for cancellation and regulation of home solicitation sales; providing a penalty for violations.

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

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

“Section 1. [DEFINITIONS.] Subdivision 1. As used in sections 1 to 6, the terms defined in this section have the meanings given them.

Subd. 2. “Home solicitation sale” means a sale of goods or services, other than insurance, purchased primarily for personal, family or household purposes, and not for agricultural purposes, with a purchase price of more than \$25, in which the seller or a person acting for him personally solicits the sale, when the buyer’s agreement or offer to purchase is made at a place other than the place of business of the seller, and, except as otherwise provided in this subdivision, including those in response to or following an invitation of the buyer. It does not include:

(a) a sale made pursuant to prior negotiations in the course of a visit by the buyer to a retail business establishment having a fixed permanent location where the goods are exhibited or the services are offered for sale on a continuing basis; or

(b) a sale in which the buyer has initiated the contact and the goods or services are needed to meet a bona fide immediate personal emergency of the buyer and the buyer furnishes the seller with a separate dated and signed statement not furnished by the seller describing the situation requiring immediate remedy and expressly acknowledging and waiving the right to cancel the sale. This exclusion shall only apply where (i) the seller in good faith makes a substantial beginning of performance of the contract before the buyer gives notice of cancellation, and, (ii) in the case of goods, the goods cannot be returned to the seller in substantially as good condition as when received by the buyer; or

(c) a sale in which the buyer has initiated the contact and specifically requested the seller to visit his home for the purpose of repairing or performing maintenance upon the buyer’s property. If in the course of such a visit, the seller sells the buyer the right to receive additional services or goods other than replacement parts necessarily used in performing the maintenance or in making the repairs, the sale of those additional goods or services would not fall within this exclusion; or

(d) a sale in which the buyer has initiated the contact either by oral, telephone, or written request (other than on a form provided

by the seller), and requested the seller to visit his home for the purpose of negotiating the purchase of a specific good or service. This exclusion shall only apply where the buyer furnishes the seller with a separate dated and signed statement in the buyer's handwriting expressly acknowledging and waiving his right to cancel the sale. It shall not apply to any sale for a purchase price greater than, or for goods or services different from, the specific good or service.

Subd. 3. "Sale" includes a lease or rental.

Subd. 4. "Seller" includes a lessor or anyone offering goods for rent, or an assignee of the seller.

Subd. 5. "Buyer" includes a lessee or anyone who gives a consideration for the privilege of using goods or services.

Subd. 6. "Business day" means any day other than a Saturday, Sunday, or holiday as defined in Minnesota Statutes, Section 645.44.

Sec. 2. [BUYER'S RIGHT TO CANCEL.] Subdivision 1. In addition to any other rights the buyer may have, the buyer has the right to cancel a home solicitation sale until midnight of the third business day after the day on which the buyer signs an agreement or offer to purchase. Cancellation is evidenced by the buyer giving written notice of cancellation to the seller at the address stated in the agreement or offer to purchase. Notice of cancellation, if given by mail, is effective upon deposit in a mailbox, properly addressed to the seller and postage prepaid. Notice of cancellation need not take a particular form and is sufficient if it indicates, by any form of written expression, the intention of the buyer not to be bound by the home solicitation sale.

Sec. 3. [WRITING REQUIRED: NOTICE OF RIGHT TO CANCEL: NOTICE OF CANCELLATION.] Subdivision 1. In a home solicitation sale, at the time the sale is arranged, the seller shall:

(a) inform the buyer orally of his right to cancel;

(b) furnish the buyer with a fully completed receipt or copy of a contract pertaining to the sale which shows the date of the transaction, contains the name and address of the seller, and in immediate proximity to the space reserved in the contract for the signature of the buyer or on the front page of the receipt if a contract is not used and in bold face type of a minimum size of ten points, a statement in substantially the following form:

"You, the buyer, may cancel this purchase at any time prior to midnight of the third business day after the date of this purchase. See attached notice of cancellation form for an explanation of this right."; and

(c) furnish each buyer a fully completed form in duplicate, captioned, "NOTICE OF CANCELLATION," which shall be attached to the contract or receipt and easily detachable, and which shall contain in bold face type of a minimum size of ten points the following information and statements:

“NOTICE OF CANCELLATION

[enter type of goods or services purchased]
(goods or services)

[enter date of transaction]
(date)

If you do not want the goods or services described above, you may cancel your purchase by mailing or delivering a signed and dated copy of this cancellation notice or any other written notice, or send a telegram to [Name of seller], at [Address of Seller's Place of Business] not later than midnight of [Date]. If you cancel, any payments made by you under the contract or sale, any property traded in, and any instrument executed by you will be returned within ten business days following receipt by the seller of your cancellation notice, and any security interest arising out of the transaction will be cancelled.

If you cancel, you must make available to the seller at your residence, in substantially as good condition as when received, any goods delivered to you under this contract or sale; or you may, if you wish, comply with the written instructions of the seller regarding the return shipment of the goods at the seller's expense and risk.

If the seller does not pick up the goods within 20 days of the date of your notice of cancellation, you may retain or dispose of them without any further obligation.

I HEREBY CANCEL THIS TRANSACTION.

.....
(Date)

.....”
(Buyer's signature)

Subd. 2. Until the seller has complied with this section the buyer may cancel the home solicitation sale by notifying the seller in any manner and by any means of his intention to cancel.

Sec. 4. [RETURN OF PAYMENTS OF GOODS.] Subdivision 1. Within ten days after a home solicitation sale has been cancelled or an offer to purchase revoked, the seller must tender to the buyer any payments made by the buyer and any note or other evidence of indebtedness. If the down payment includes goods traded in, the goods must also be tendered by the seller in as good condition as when received by the seller. If the seller fails to tender said goods, the buyer may, if he so elects, recover from the seller an amount equal to the trade-in allowance stated in the agreement.

Subd. 2. Until the seller has complied with the obligations imposed by this section, the buyer may retain possession of the goods delivered to him by the seller.

Subd. 3. Except as provided in subdivision 2, within a reasonable time after a home solicitation sale has been cancelled or an offer

to purchase has been revoked, the buyer upon demand must tender to the seller any goods delivered by the seller pursuant to the sale. The buyer is not obligated to tender at any place other than his residence.

Subd. 4. If the seller fails to demand possession of goods within a reasonable time after cancellation or revocation, not to exceed 20 days, the goods become the property of the buyer without obligation to pay for them.

Subd. 5. The buyer has the duty to take reasonable care of the goods in his possession before cancellation or revocation and during the time provided in subdivision 4 for the seller to demand possession, during which time the goods are otherwise at the seller's risk.

Subd. 6. If the seller has performed any services pursuant to a home solicitation sale prior to its cancellation, the seller is entitled to no compensation.

Sec. 5. [PENALTIES FOR VIOLATION.] Any person who is found to have violated sections 1 to 4 shall be subject to the penalties provided in Minnesota Statutes, Section 325.907.

Sec. 6. [DAMAGES.] Any person injured by a violation of sections 1 to 4 may recover damages, together with costs and disbursements, including reasonable attorneys fees, and receive other equitable relief as determined by the court."

Further amend the title by striking it in its entirety and inserting in lieu thereof

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

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

S. F. No. 331: A bill for an act relating to the Minnesota Historical Society; custody and preservation of records; classification of the state archivist; administration of federal records legislation; amending Minnesota Statutes 1971, Sections 138.03, Subdivision 1; 138.17, Subdivisions 1 and 6; and Chapter 138, by adding a section.

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

Page 2, line 23, strike "*disks*" and insert "*discs*"

Page 4, line 2, after "*archives.*" strike the balance of the line

Page 4, strike lines 3 through 15

Page 5, line 6, strike "*federal records legislation*" and insert "*national historic records act*"

Further amend the title,

Lines 5 and 6, strike "*federal records legislation*" and insert "*national historic records act*"

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

SECOND READING OF SENATE BILLS

S. F. Nos. 337, 338, 19, 259, 118 and 331 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Coleman introduced—

Senate Resolution No. 17: A senate resolution authorizing living expense, interim long distance telephone calls and mileage reimbursement during the 68th legislature.

BE IT RESOLVED, by the Senate of the State of Minnesota, that the Secretary of the Senate is hereby authorized and directed to prepare and issue warrants in payment of living expenses and mileage to each member of the Senate from the Senate Legislative Expense Fund for each calendar day of the sessions of the 68th Legislature.

RESOLVED FURTHER, that per diem living expenses in the sum of \$33 per diem shall be paid to such members who have moved from their usual place of lodging during a substantial part of the sessions of the 68th Legislature.

PROVIDED FURTHER, that the per diem living expenses of members of the Senate who have not so changed their place of lodging for a substantial part of said sessions of the 68th Legislature shall be the sum of \$25 per day.

PROVIDED FURTHER, that those members of the Senate who are eligible to be paid the per diem of \$33 shall in addition be reimbursed for actual travel to and from their homes at the rate of 10 cents per mile during sessions of the 68th Legislature.

PROVIDED ALSO, that those members who receive the \$33 per diem will also be reimbursed not to exceed \$30 per month for long distance telephone calls during the interim between sessions of the 68th Legislature, and the Secretary of the Senate is authorized to make payment therefor upon appropriate verification of the expenses incurred.

PROVIDED ALSO, that each member of the Senate shall certify in writing to the Secretary of the Senate, prior to the issuance of the first of the warrants for each of the sessions of the 68th Legislature for such living expenses whether or not he has moved from his usual place of lodging, and each member shall also certify in writing for his actual travel for which he seeks reimbursement.

Mr. Coleman moved that the foregoing resolution be laid on the table. Which motion prevailed.

Mr. Novak moved that the Report from the Committee on Rules and Administration on Permanent Rules be taken from the table. Which motion prevailed.

Mr. Novak moved to amend the proposed Permanent Rules of the Senate as they appear in the Journal of the Senate for the 13th day, as follows:

Page 240, Rule 56:

Line 1, after "committee" and before "to" insert "or subcommittee"

Line 3, after "any" strike "standing"

Line 4, after "committee" and before the comma insert "or subcommittee"

Line 5, after "committee" insert "or subcommittee"

Mr. Novak moved the adoption of the amendment. Which motion prevailed. So the amendment was adopted.

Mr. Novak moved to amend the proposed Permanent Rules of the Senate as they appear in the Journal of the Senate for the 13th day, as follows:

Page 247, Rule 77:

Line 2, strike the period after the word "Chamber" and reinsert the stricken language "during the Memorial Service."

Mr. Novak moved the adoption of the amendment. Which motion prevailed. So the amendment was adopted.

Mr. Patton moved to amend the report of the Committee on Rules and Administration with respect to Rule 43 as follows:

In line 7 of the Rule as it appears on page 237 of the Journal for the 13th day, strike "three" and insert in lieu thereof "one".

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 27 and nays 37, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Kirchner	Nelson	Sillers
Bang	Hansen, Mel	Knutson	Ogdahl	Stassen
Berg	Hanson, R.	Kowalczyk	Olson, J. L.	Ueland
Bernhagen	Jensen	Krieger	Patton	
Blatz	Josefson	Larson	Pillsbury	
Brown	Keefe, J.	McCutcheon	Renneke	

Those who voted in the negative were:

Anderson	Chmielewski	Doty	Humphrey	Lewis
Arnold	Coleman	Frederick	Keefe, S.	Lord
Borden	Conzemius	Gearty	Kleinbaum	Milton
Chenoweth	Davies	Hughes	Laufenburger	Moe

North	Olson, H. D.	Schaaf	Stokowski	Willet
Novak	O'Neill	Schrom	Tennessee	
Olhoft	Perpich, A. J.	Solon	Thorup	
Olson, A. G.	Perpich, G.	Spear	Wegener	

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

Mr. Humphrey moved to amend the permanent rules of the Senate as they appear in the Journal for the 13th day, page 233, as follows:

Rule 31, 7th line, after the word "adjourn" and before the period, add "or recess"

Mr. Humphrey moved the adoption of the amendment. Which motion prevailed. So the amendment was adopted.

Mr. Jensen moved to amend the Report of the Committee on Rules and Administration with respect to Rule 53 as follows: Strike the language of the Rule in its entirety and insert in lieu thereof the following;

"APPOINTMENT OF COMMITTEES

Rule 53. The majority group shall assign the number of positions to which the minority group is entitled on each committee. The minority group shall be notified of such positions at least thirty days prior to the commencement of the session. The minority group shall then prepare a list of proposed committee assignments for said minority group and transmit the same to the majority group at least fifteen days prior to the commencement of the session. Majority and minority committee assignments shall be subject to the uniform criteria governing committee assignments, applicable to both the majority and the minority, which uniform criteria shall be promulgated by the majority group and transmitted to the minority group together with the notification of committee positions available to the minority. Such minority assignments shall be followed by the Senate in the resolution establishing representation on all Senate committees. Committee membership on committees shall be proportional to the number in each group in the Senate, provided, however, that the majority group shall be entitled to a majority of at least three on any committee of fifteen members or less, four on any committee of between sixteen and twenty members and five on any committee of twenty-one members and over.

Nothing contained in the foregoing paragraph shall require a change in the membership of the committees heretofore appointed for the period from January 1, 1971 to January 1, 1973.

After the organization of the Senate, all committees of the Senate and members of commissions to be appointed by the Senate authorized by rule, statute, resolution or otherwise, shall be appointed by a Committee on Committees, unless otherwise provided, subject to confirmation by the Senate. In the appointment of members of conference committees between the two houses, the Committee on Committees of the Senate shall appoint those who are in

accord with the position of the Senate, and whenever practical, give preference to authors of bills in dispute and to members of standing committees in which the bills were considered."

Mr. Davies moved to amend the amendment of Mr. Jensen to the permanent rules of the Senate, page 239 of the Journal, as follows:

Rule 53, line 19, after "members" strike "and" and insert a comma.

In line 20 before the period insert "*, and on the committee on Rules and Administration the proportion of minority members shall be the same proportion as prevailed on that committee during the 1971 session*"

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 35 and nays 28, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Laufenburger	Olhoft	Solon
Arnold	Doty	Lewis	Olson, A. G.	Spear
Borden	Gearty	Lord	Olson, H. D.	Stokowski
Chenoweth	Hughes	Milton	Perpich, A. J.	Tennessen
Chmielewski	Humphrey	Moe	Perpich, G.	Thorup
Coleman	Keefe, S.	North	Schaaf	Wegener
Conzemius	Kleinbaum	Novak	Schrom	Willet

Those who voted in the negative were:

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

Which motion prevailed. So the amendment was adopted.

Mr. Jensen moved that his amendment as amended be laid on the table. Which motion prevailed.

Mr. Nelson moved to amend the permanent rules of the Senate as they appear in the Journal for the 13th day, pages 240 and 241, as follows:

Rule 56, Second paragraph, first line, strike "three" and insert "*any*"

Second paragraph, first line, strike "members" and insert "*member*"

Second paragraph, second line, strike "standing"

Second line, after "committee" insert "*or subcommittee*"

Page 241, first line on the page, strike everything after the period

Page 241, strike the second line on the page

Mr. Ashbach asked that the question be divided, as follows:

First portion: Amend the permanent rules of the Senate as follows:

Rule 56, Second paragraph, first line, strike "three" and insert "any"

Second paragraph, first line, strike "members" and insert "member"

Page 241, first line on the page, strike everything after the period

Page 241, strike the second line on the page

Second portion: Amend the permanent rules of the Senate as follows:

Rule 56, second paragraph, second line, strike "standing"

Second line, after "committee" insert "or subcommittee"

The Chair ruled that the question could be divided.

The question being taken on the first portion of the Nelson amendment.

And the roll being called, there were yeas 27 and nays 37, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Davies	Lewis	Olson, A. G.	Stokowski
Arnold	Doty	Lord	Olson, H. D.	Tennessee
Ashbach	Gearty	McCutcheon	Perpich, A. J.	Thorup
Borden	Hughes	Milton	Perpich, G.	Wegener
Chenoweth	Humphrey	Moe	Schaaf	Willet
Chmielewski	Keefe, S.	North	Schrom	
Coleman	Larson	Novak	Solon	
Conzemius	Laufenburger	Olhoft	Spear	

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

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

And the roll being called, there were yeas 31 and nays 33, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Davies	Laufenburger	Olson, A. G.	Stokowski
Arnold	Doty	Lewis	Olson, H. D.	Tennessee
Borden	Gearty	Lord	Perpich, A. J.	Thorup
Chenoweth	Hughes	Milton	Perpich, G.	Wegener
Chmielewski	Humphrey	Moe	Schaaf	Willet
Coleman	Keefe, S.	Novak	Schrom	
Conzernius	Kleinbaum	Olhoft	Solon	

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

Mr. Jensen moved to amend the permanent rules of the Senate, page 239 of the Journal, as follows:

Rule 53, line 1, strike "shall each be represented" and insert in lieu thereof "*shall have proportionate membership*"

Mr. Davies moved to amend the amendment of Mr. Jensen as follows:

In line 2 of Rule 53, as printed in the Journal on page 239, after "Senate" and before the period insert:

“, except on the committee on Rules and Administration the proportion of minority members shall be the same proportion as prevailed on that committee during the 1971 session”

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 34 and nays 28, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Lewis	Olson, A. G.	Spear
Arnold	Gearty	Lord	Olson, H. D.	Stokowski
Borden	Hughes	Milton	Perpich, A. J.	Tennessee
Chenoweth	Humphrey	Moe	Perpich, G.	Thorup
Coleman	Keefe, S.	North	Schaaf	Wegener
Conzernius	Kleinbaum	Novak	Schrom	Willet
Davies	Laufenburger	Olhoft	Solon	

Those who voted in the negative were:

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

Which motion prevailed. So the amendment was adopted.

Mr. Jensen moved that his amendment be laid on the table.

The question being taken on the motion,

And the roll being called, there were yeas 22 and nays 38, as follows:

Those who voted in the affirmative were:

Bang	Blatz	Jensen	Kowalczyk	Nelson
Berg	Hansen, Mel	Josefson	Krieger	Ogdahl
Bernhagen	Hanson, R.	Knutson	Larson	Olson, J. L.

O'Neill Patton	Pillsbury Renneke	Sillers	Stassen	Ueland
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Those who voted in the negative were:

Anderson	Davies	Kleinbaum	Olhoft	Spear
Arnold	Doty	Laufenburger	Olson, A. G.	Stokowski
Ashbach	Dunn	Lewis	Olson, H. D.	Tennessee
Borden	Gearty	Lord	Perpich, A. J.	Thorup
Chenoweth	Hughes	Milton	Perpich, G.	Wegener
Chmielewski	Humphrey	Moe	Schaaf	Willet
Coleman	Keefe, S.	North	Schrom	
Conzemius	Kirchner	Novak	Solon	

Which motion did not prevail. So the motion was not adopted.

Mr. Jensen asked that his amendment as amended be divided.

The Chair ruled that the amendment could not be divided because it had already been amended.

Mr. Jensen appealed the decision of the Chair.

Mr. Coleman moved that the appeal be laid on the table.

Mr. Jensen withdrew his appeal of the decision of the Chair.

Mr. Coleman withdrew his motion to table the appeal.

CALL OF THE SENATE

Mr. Coleman moved a call of the Senate for the balance of the discussion on Permanent Rules and for the Calendar.

The following Senators answered to their names:

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

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

Mr. Brown moved that he be excused from voting on the Jensen amendment as amended. Which motion did not prevail.

Mr. Tennessee, pursuant to Rule 22, called for absentees.

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

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

The question recurred on the Jensen amendment as amended,

And the roll being called, there were yeas 4 and nays 45, as follows:

Those who voted in the affirmative were:

Arnold Bernhagen Hansen, Mel McCutcheon

Those who voted in the negative were:

Anderson	Doty	Krieger	Olhoff	Schrom
Ashbach	Dunn	Laufenburger	Olson, A. G.	Sillers
Blatz	Gearty	Lewis	Olson, H. D.	Solon
Borden	Hanson, R.	Lord	Olson, J. L.	Spear
Chenoweth	Hughes	Milton	O'Neill	Stokowski
Chmielewski	Humphrey	Moe	Perpich, A. J.	Tennessee
Coleman	Keefe, S.	North	Perpich, G.	Thorup
Conzemius	Kleinbaum	Novak	Pillsbury	Wegener
Davies	Knutson	Ogdahl	Schaaf	Willet

Which motion did not prevail. So the amendment as amended was not adopted.

Mr. O'Neill moved to amend Rule 53, third paragraph, as it appears on page 239 of the Senate Journal, by adding the following sentence:

"The Committee on Rules and Administration shall be composed of thirteen members of the majority, one of whom shall be designated chairman, and 8 members of the minority."

Further, Mr. O'Neill moved to amend Rule 54 found on page 240 of the Journal as follows:

Strike "Rules and Administration - 18" and insert in lieu thereof "Rules and Administration - 21"

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 30 and nays 34, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Davies	Laufenburger	Olson, A. G.	Spear
Arnold	Doty	Lewis	Olson, H. D.	Stokowski
Borden	Gearty	Lord	Perpich, A. J.	Tennessee
Chenoweth	Hughes	Milton	Perpich, G.	Thorup
Chmielewski	Humphrey	Moe	Schaaf	Wegener
Coleman	Keefe, S.	Novak	Schrom	Willet
Conzemius	Kleinbaum	Olhoff	Solon	

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

Mr. Blatz moved to amend the permanent rules of the Senate as they appear in the Journal for the 13th day, page 241, as follows:

Rule 56, first line after the word "report" and before the word "and" add the words "or be reported separately by the Committee."

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 29 and nays 35, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Davies	Laufenburger	Olhoft	Solon
Arnold	Doty	Lewis	Olson, A. G.	Spear
Borden	Gearty	Lord	Olson, H. D.	Stokowski
Chenoweth	Hughes	Milton	Perpich, A. J.	Tennessee
Chmielewski	Humphrey	Moe	Perpich, G.	Thorup
Coleman	Keefe, S.	North	Schaaf	Wegener
Conzemius	Kleinbaum	Novak	Schrom	Willet

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

Mr. Hansen, Mel, moved to amend the permanent rules of the Senate as they appear on page 239 of the Journal for the 13th day, as follows:

Rule 53, at the end of the Rule, before the period, add:

"and to the author of any significant amendment adopted by the Senate over the objection of the author of the bill or without his support"

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 27 and nays 37, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Doty	Lord	Olson, H. D.	Stokowski
Arnold	Gearty	McCutcheon	Olson, J. L.	Tennessee
Borden	Hughes	Milton	Perpich, A. J.	Thorup
Chenoweth	Humphrey	Moe	Perpich, G.	Wegener
Chmielewski	Keefe, S.	North	Schaaf	Willet
Coleman	Kleinbaum	Novak	Schrom	
Conzemius	Laufenburger	Olhoft	Solon	
Davies	Lewis	Olson, A. G.	Spear	

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

Mr. Keefe, J. moved to amend the permanent rules of the Senate, page 230 of the Journal for the 13th day, as follows:

Rule 11, strike the first paragraph and insert in lieu thereof the following:

“Upon receiving bills, resolutions, reports of committees, and other proceedings of the Senate, the Secretary of the Senate shall stamp the date and time thereon. The Secretary shall then make a list of all bills, resolutions, reports of committees, and other proceedings of the Senate, which are referred to the Committee of the Whole, and which are not made the order of the day, and to number the same in the order received, which lists shall be called the “General Orders of the Day” and they shall be taken up in the order in which they are numbered unless otherwise ordered by a majority of the committee.”

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 27 and nays 37, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Davies	Laufenburger	Olson, A. G.	Stokowski
Arnold	Doty	Lewis	Olson, H. D.	Tennessee
Berg	Dunn	Lord	Perpich, A. J.	Thorup
Borden	Gearty	Milton	Perpich, G.	Wegener
Chenoweth	Hughes	Moe	Schaaf	Willet
Chmielewski	Humphrey	North	Schrom	
Coleman	Keefe, S.	Novak	Solon	
Conzemius	Kleinbaum	Olhoft	Spear	

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

Mr. Krieger moved to amend the permanent rules of the Senate, Rule 78, the last paragraph thereof, as found on page 248 of the Journal, as follows:

After the period following the word “chairman” in the first sentence, insert:

“The membership thereof shall be composed of four members of the majority and four members of the minority.”

The question being taken on the adoption of the amendment.

And the roll being called, there were yeas 28 and nays 35, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Davies	Laufenburger	Olhoft	Solon
Arnold	Doty	Lewis	Olson, A. G.	Spear
Borden	Gearty	Lord	Olson, H. D.	Stokowski
Chenoweth	Hughes	Milton	Perpich, A. J.	Tennessee
Chmielewski	Humphrey	Moe	Perpich, G.	Thorup
Coleman	Keefe, S.	North	Schaaf	Wegener
Conzemius	Kleinbaum	Novak	Schrom	Willet

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

Mr. Hansen, Mel moved to amend the report of the Committee on Rules and Administration Subcommittee on Permanent Rules of the Senate, page 248 of the Journal for the 13th day, as follows:

Rule 78, paragraph 2, line 2, after "members" insert, "selected from the majority and the minority on a proportionate basis,"

Mr. Hansen, Mel moved the adoption of the amendment. Which motion prevailed. So the amendment was adopted.

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

Rule 3, as printed in the Journal of the 13th day, page 227, line 8, strike the period and insert in lieu thereof the following:

“, and no other motion shall be in order until the appeal is decided.”

Mr. Brown moved the adoption of the amendment. Which motion did not prevail.

Mr. Brown moved to amend the permanent rules of the Senate as they appear in the Journal for the 13th day, page 239, as follows:

Rule 53, at the end of the first paragraph, add the following sentence:

“Beginning in the 1975 legislative session, on the first legislative day of the odd-numbered year, each committee shall have an organizational meeting at which the members shall elect a chairman.”

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 16 and nays 45, as follows:

Those who voted in the affirmative were:

Berg	Dunn	Hanson, R.	Keefe, J.	O'Neill
Bernhagen	Frederick	Jensen	McCutcheon	Patton
Blatz	Hansen, Mel	Josefson	Nelson	Sillers
Brown				

Those who voted in the negative were:

Anderson	Doty	Krieger	Ogdahl	Schrom
Arnold	Gearty	Larson	Olhoff	Solon
Ashbach	Hughes	Laufenburger	Olson, A. G.	Spear
Borden	Humphrey	Lewis	Olson, H. D.	Stassen
Chenoweth	Keefe, S.	Lord	Olson, J. L.	Stokowski
Chmielewski	Kirchner	Milton	Perpich, A. J.	Tennessee
Coleman	Kleinbaum	Moe	Perpich, G.	Thorup
Conzemius	Knutson	North	Renneke	Wegener
Davies	Kowalczyk	Novak	Schaaf	Willet

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

MEMBERS EXCUSED

Mr. Pillsbury was excused for the balance of today.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Krieger moved to amend the report of the Committee on Rules and Administration with respect to Rule 57 as follows:

On page 241 of the Senate Journal strike the language of the first paragraph of rule 57 and insert in lieu thereof the following:

“No member of the Senate shall participate in any legislative meeting that is not open to the public.”

Mr. Coleman arose on a point of order that Mr. Krieger’s amendment was out of order.

The Chair ruled that Mr. Krieger’s amendment was out of order.

Mr. Schaaf moved to amend the permanent rules of the Senate, Rule 77 as it appears on page 247 of the Journal, as follows:

Rule 77, second and third lines, strike the words “during the Memorial Service” which had been stricken and then reinstated, and insert in lieu thereof a period.

Mr. Schaaf moved the adoption of the amendment. Which motion prevailed.

Mr. Novak moved that the Permanent Rules as amended be now adopted.

The question being taken on the motion,

And the roll being called, there were yeas 50 and nays 13, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kleinbaum	Novak	Schrom
Arnold	Doty	Knutson	Ogdahl	Sillers
Berg	Dunn	Larson	Olhoff	Solon
Bernhagen	Gearty	Laufenburger	Olson, A. G.	Spear
Borden	Hansen, Mel	Lewis	Olson, H. D.	Stassen
Brown	Hanson, R.	Lord	Olson, J. L.	Stokowski
Chenoweth	Hughes	McCutcheon	O’Neill	Tennessee
Chmielewski	Humphrey	Milton	Perpich, A. J.	Thorup
Coleman	Keefe, J.	Moe	Perpich, G.	Wegener
Conzemius	Keefe, S.	North	Schaaf	Willet

Those who voted in the negative were:

Ashbach	Frederick	Kirchner	Nelson	Ueland
Bang	Jensen	Kowalczyk	Patton	
Blatz	Josefson	Krieger	Renneke	

Which motion prevailed. So the Permanent Rules were adopted.

Mr. Krieger introduced—

Senate Resolution No. 18: A senate resolution expressing the sense of the senate with respect to conference committee meetings.

Mr. Borden, pursuant to Rule 62, requested that the foregoing resolution be referred to the Committee on Rules and Administration.

So Senate Resolution No. 18 was referred to the Committee on Rules and Administration.

MEMBERS EXCUSED

Mr. Davies was excused from the Session of today at 6:15 p.m.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Perpich, A. J. moved that the name of Mr. Arnold be added as co-author to S. F. No. 238. Which motion prevailed.

THIRD READING OF HOUSE BILLS

H. F. No. 2: A bill for an act relating to elections; providing for the election of members of the state legislature with party designation; appropriating money; amending Minnesota Statutes 1971, Sections 202.03, Subdivision 1; 203.28, Subdivisions 1 and 3 and by adding a subdivision; 203.29; 203.35, Subdivisions 7 and 9; and 206.07, Subdivisions 1 and 2.

H. F. No. 2 was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 52 and nays 11, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Knutson	Ogdahl	Solon
Arnold	Dunn	Krieger	Olhoff	Spear
Bang	Gearty	Laufenburger	Olson, A. G.	Stassen
Bernhagen	Hanson, R.	Lewis	Olson, H. D.	Stokowski
Borden	Hughes	Lord	O'Neill	Tennessee
Brown	Humphrey	McCutcheon	Patton	Thorup
Chenoweth	Jensen	Milton	Perpich, A. J.	Wegener
Chmielewski	Keefe, J.	Moe	Perpich, G.	Willet
Coleman	Keefe, S.	Nelson	Schaaf	
Conzemiuss	Kirchner	North	Schrom	
Davies	Kleinbaum	Novak	Sillers	

Those who voted in the negative were:

Ashbach	Frederick	Josefson	Larson	Renneke
Berg	Hansen, Mel	Kowalczyk	Olson, J. L.	Ueland
Blatz				

So the bill passed and its title was agreed to.

Protest And Dissent

Pursuant to the provisions of Article 4, Section 16, of the Minnesota Constitution, the undersigned request that the following dissent and protest be entered in the journal of the Senate.

The undersigned members of the Senate, for the following reason, dissent and protest the action of the Senate of making significant and highly controversial substantive changes in Minnesota's election laws with a bill known as "the party designation bill", H. F. No. 2.

Article 4, Section 27, of the Minnesota Constitution states, "No law shall embrace more than one subject, which shall be expressed in its title." The bill in question we feel actually consists of three separate and different subjects which are as follows: one relates to the rotation of candidates names on the ballot; another relates to the placement of names on the ballot; and another relates to identifying the members by party, or party designation.

The title of H. F. No. 2 places many members in the position of either voting against their commitments to constituents or against their conscience by voting for an unconstitutional measure.

The bill before the Legislature ought to be called a bill relating to placement on the ballot, rotation of names on the ballot, and party designation. Previous party designation bills covered only party designation.

Historically, each legislative candidate has been rotated on the ballot so that the favorite lead position is shared an equal number of times by each candidate. Under the party designation bill offered this will no longer be the case. This totally new proposal means that any statewide-majority-party legislative candidate will have the advantage of always being first on the ballot. It is a known fact of politics that many persons vote for the first name appearing on the ballot. Failure to alternate majority, minority, or any other party candidate in the lead position will make a one-party system easier to achieve. If there is to be a built-in advantage from ballot placement, it should go to the minority if we want to encourage a strong two-party system.

The candidate without party backing has additional handicaps. We believe the people of the state are entitled to fairness and openness in government. We also believe that every citizen should have the equal opportunity and equal protection under the law while running for office. We do not like to be party to a measure

which gives any political party in the state of Minnesota advantage over any other political party.

A separate change made under the guise of party designation has placed legislators below the national candidates on the ballot rather than below the state constitutional officers. It is generally recognized that only a tiny fraction of the issues in state government follow national party lines. Legislative candidates should follow the governor and the constitutional officers where the issues are essentially the same as in legislative races. We feel that this bill, which is being rushed through in haste, will only add to the confusion which many people feel when voting.

The unfair placement of names on the ballot will make many local races subject to national issues over which the candidate will be powerless to change even though he is successful in the election.

The Legislature and our major parties in Minnesota have a national record for honesty and personal dedication. The Minnesota Legislature has been nationally recognized as one of the most productive and progressive legislatures in the nation. In many areas of public concern it has led other states and at times the national government in innovative, progressive legislation.

The laws and the constitution of the state of Minnesota have been enacted with the intent to protect all the citizens of the state of Minnesota and this bill in our opinion deviates from this purpose.

The undersigned recognize that the people of the State of Minnesota are distrustful of government and political parties and that passage of this measure would add fuel to the fires of public cynicism and distrust. We wish to make these unfair and undemocratic actions and our dissent to them a matter of public record to be called to the attention of the people of Minnesota. For these reasons this dissent is entered upon the pages of the Senate Journal.

(Signed) Messrs. Hansen, Mel; O'Neill; Frederick; Fitzsimons; Renneke; Larson; Olson, J. L.; McCutcheon; Keefe, J.; Ueland; Blatz; Bang; Kowalczyk; Dunn; Krieger; Kirchner; Patton; Ashbach; Ogdahl; Pillsbury; Hanson, R.; Bernhagen; Stassen; Josefson; Sillers; Knutson; Nelson; Berg and Brown.

GENERAL ORDERS

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

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

S. F. Nos. 116, 34 also H. F. No. 201 which the committee recommends to pass.

Mr. Coleman moved to amend S. F. No. 34, the typewritten amended bill, as follows:

Page 1, line 18, in the final sentence of the amended bill, after "following categories:" strike "casket; burial vault;"

Page 1, line 21, further amend in the final sentence of the amended bill after "other professional services;" and before "and" by inserting "wholesale and retail price of the casket and burial vault;"

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 20 and nays 39, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Keefe, S.	Moe	Perpich, A. J.
Borden	Gearty	Krieger	Ogdahl	Schaaf
Chenoweth	Hughes	Lord	Olhoft	Spear
Coleman	Humphrey	McCutcheon	Olson, H. D.	Tennessee

Those who voted in the negative were:

Anderson	Dunn	Knutson	Olson, A. G.	Solon
Ashbach	Frederick	Kowalczyk	Olson, J. L.	Stassen
Bang	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Bernhagen	Hanson, R.	Lewis	Patton	Thorup
Blatz	Jensen	Milton	Perpich, G.	Ueland
Brown	Josefson	Nelson	Renneke	Wegener
Chmielewski	Keefe, J.	North	Schrom	Willet
Conzemius	Kirchner	Novak	Sillers	

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

S. F. No. 80 which the committee recommends to pass with the following amendment, offered by Mr. Ogdahl:

Page 10, line 6, delete "(g)" and insert in lieu thereof "(e)"

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 noon Thursday, February 15, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

FIFTEENTH DAY

St. Paul, Minnesota, Thursday, February 15, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

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

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

Quorum present.

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

MEMBERS EXCUSED

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

February 5, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

I regret to inform you that the following person has withdrawn his name from Senate confirmation:

Daniel Brutger, St. Cloud, Stearns County, appointed by me to

the Higher Education Facilities Authority, effective November 12, 1971, for a term expiring January 1, 1977.

Sincerely,
Wendell R. Anderson, Governor

Which communication was referred to the Committee on Rules and Administration.

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

The Honorable Alec G. Olson, President
of the Senate

Sir:

I have the honor to inform you that the following enrolled Act of the 1973 Session of the State Legislature has been received from the Office of the Governor and deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
	3	Res. #1	February 12, 1973	February 12, 1973

Sincerely,

Arlen Erdahl
Secretary of State

CALL OF THE SENATE

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

Anderson	Dunn	Kowalczyk	Ogdahl	Schrom
Arnold	Fitzsimons	Krieger	Olhoft	Solon
Ashbach	Hansen, Baldy	Larson	Olson, A. G.	Spear
Bernhagen	Hansen, Mel	Laufenburger	Olson, H. D.	Stassen
Blatz	Hanson, R.	Lord	Olson, J. L.	Stokowski
Borden	Jensen	McCutcheon	Patton	Tennessee
Chmielewski	Keefe, S.	Milton	Pillsbury	Thorup
Coleman	Kirchner	Moe	Purfeerst	Ueland
Conzemius	Kleinbaum	North	Renneke	Wegener
Davies	Knutson	Novak	Schaaf	Willet

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

INTRODUCTION OF BILLS

Messrs. Spear, Schaaf and Milton introduced—

S. F. No. 518: 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, Sections 518.08; 518.26 and 518.28.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Lewis, Wegener and Schrom introduced—

S. F. No. 519: A bill for an act relating to taxes on and measured by net income; refund claims; amending Minnesota Statutes 1971, Section 290.50, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Wegener, Thorup and Schaaf introduced—

S. F. No. 520: A bill for an act relating to intoxicating liquor; actions for damages resulting from intoxication; amending Minnesota Statutes 1971, Sections 340.95 and 340.951.

Which was read the first time and referred to the Committee on Labor and Commerce.

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

Messrs. Wegener, Olhoft and Willet introduced—

S. F. No. 521: A bill for an act relating to the university of Minnesota; appropriating money for irrigation and marketing development.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Thorup, Novak and Stassen introduced—

S. F. No. 522: A bill for an act relating to commerce; consumer sales transactions; permitting buyers and lessees of personal property or services to cancel agreements under certain circumstances; and prescribing penalties.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Conzemius, Perpich, G. and Kirchner introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Spear, North and Perpich, A. J. introduced—

S. F. No. 524: A bill for an act relating to manpower services; unemployment compensation; employment defined; amending Minnesota Statutes 1971, Section 268.04, Subdivision 12.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. North, Renneke and Milton introduced—

S. F. No. 525: 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Lord, North and Berg introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. North, Lord and Dunn introduced—

S. F. No. 527: A bill for an act relating to wild animals; regulating the public exhibition of wildlife; providing penalties; amending Minnesota Statutes 1971, Chapter 97, by adding a section, and Section 346.21, Subdivision 8.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. North; Hansen, Mel and Chmielewski introduced—

S. F. No. 528: A bill for an act relating to elections; providing for a presidential primary election; regulating the selection of convention delegates.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Doty, Chmielewski and Milton introduced—

S. F. No. 529: A bill for an act relating to licensing boards; providing for lay membership on professional examination and licensing boards; amending Minnesota Statutes 1971, Sections 146.02; 146.03; 146.05; 147.01; 148.03; 148.52; 148.67; 148.68; 148.79; 149.02; 150A.02; 151.02; 151.03; 151.04; 153.02; 154.22; 155.04;

155.05; 156.01, Subdivisions 1 and 2; 326.04; 326.05; 326.17; 326.18; 326.241, Subdivision 1; 326.541; 386.63, Subdivision 1; and 481.01.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Doty, Moe and Chenoweth introduced—

S. F. No. 530: A bill for an act relating to crimes and criminals; indemnification of victims of violent crimes for expenses incurred as a result thereof; imposition of fines; appropriating money.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Davies, Laufenburger and Larson introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Davies, Ashbach and Stokowski introduced—

S. F. No. 532: A bill for an act relating to the department of administration and the state planning agency; renaming the state planning agency; transferring the responsibility for preparing the budget from the department of administration to the state planning and budgeting agency; amending Minnesota Statutes 1971, Sections 4.11, Subdivisions 1 and 2; 16.14; 16.15, Subdivision 4; and Chapter 16, by adding a section; and repealing Minnesota Statutes 1971, Sections 16.02, Subdivision 11 and 16.141.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Schaaf, Solon and Wegener introduced—

S. F. No. 533: A bill for an act relating to intoxicating liquor; providing for limit on actions for damages and requiring liability insurance; amending Minnesota Statutes 1971, Sections 340.95; and 340.11, by adding a subdivision.

Which was read the first time and referred to the Committee on Labor and Commerce.

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

Messrs. Doty, Olhoft and Ueland introduced—

S. F. No. 534: A bill for an act relating to education; providing per diem compensation for members of Minnesota education council; amending Minnesota Statutes 1971, Section 121.83.

Which was read the first time and referred to the Committee on Education.

Messrs. Doty, Humphrey and Spear introduced—

S. F. No. 535: A bill for an act proposing an amendment to the Minnesota Constitution, Article VII, Sections 1 and 7; providing that persons 18 years of age shall be eligible to vote and to hold elective office in this state.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Doty, Stokowski and Keefe, S. introduced—

S. F. No. 536: A bill for an act relating to taxation; exemptions from the sales tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Lord; Olson, J. L. and Olson, H. D. introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Kleinbaum, Larson and Doty introduced—

S. F. No. 538: A bill for an act relating to health; establishing a symbol to indicate facilities accessible to the wheelchair user.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Olson, A. G.; Blatz and Borden introduced—

S. F. No. 539: A bill for an act relating to taxation; eliminating penalty for excess levy in certain cases; amending Minnesota Statutes 1971, Section 275.51, Subdivision 4.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Chmielewski, Willet and Jensen introduced—

S. F. No. 540: A bill for an act relating to highways; reapportioning the five percent of the net highway user tax distribution fund set aside pursuant to Article XVI, Section 5 of the Constitution; providing that a portion thereof apportioned to the county state-

aid highway fund be allocated to towns for town road purposes; appropriating money; amending Minnesota Statutes 1971, Sections 161.081; 161.082, by adding a subdivision; and 161.085.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Jensen, Renneke and Patton introduced—

S. F. No. 541: A bill for an act relating to drainage; providing for appeals from joint county ditch authority to district court; amending Minnesota Statutes 1971, Sections 106.015, Subdivision 3; and 106.631, Subdivisions 1, 4 and 6.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Hughes and Conzemius introduced—

S. F. No. 542: A bill for an act relating to the department of public welfare; changing the name thereof to the department of family service.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Hansen, Baldy; Arnold and Wegener introduced—

S. F. No. 543: A bill for an act relating to wild animals; removing certain area limitations on waters which may be managed for their primary wildlife use and benefit; amending Minnesota Statutes 1971, Section 97.48, Subdivision 11.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Willet, Chmielewski and Schrom introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Willet, Chmielewski and Olhoft introduced—

S. F. No. 545: A bill for an act relating to wild animals; requiring permits of certain persons exporting minnows from the state; amending Minnesota Statutes 1971, Section 101.42, Subdivision 6.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Willet, Chmielewski and Olhoft introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Willet, Chmielewski and Olhoft introduced—

S. F. No. 547: A bill for an act relating to wild animals; altering certain provisions regarding commercial fishing in Lake of the Woods; amending Minnesota Statutes 1971, Section 102.26, Subdivisions 1 and 3.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Perpich, A. J.; Wegener and O'Neill introduced—

S. F. No. 548: A bill for an act relating to the sales and use tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1; repealing Minnesota Statutes 1971, Section 297A.252.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Doty, Moe and Chenoweth introduced—

S. F. No. 549: A bill for an act relating to crimes and criminals; indemnification of victims of violent crimes for medical expenses; imposition of fines; appropriating money.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Ogdahl; Perpich, G. and Solon introduced—

S. F. No. 550: A bill for an act relating to the practice of chiropractic; defining terms; providing for the appointment and removal of the members of the state board of chiropractic examiners; prescribing limitations on public representation; amending Minnesota Statutes 1971, Sections 148.01; 148.03; 148.06; and 148.08, by adding a subdivision.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Arnold, Wegener and Olhoft introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Wegener, Renneke and Kleinbaum introduced—

S. F. No. 552: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Thorup, Anderson and Sillers introduced—

S. F. No. 553: A bill for an act relating to state government operations; repealing the rural credit law and disposing of rural credit records; amending Minnesota Statutes 1971, Section 9.071; and Chapter 46, by adding a section; repealing Minnesota Statutes 1971, Chapter 41.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Hughes, Conzemius and Chenoweth introduced—

S. F. No. 554: A bill for an act relating to taxes on and measured by net income; estimated tax; overpayment; amending Minnesota Statutes 1971, Sections 290.93, Subdivision 9; and 290.936.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Stassen introduced—

S. F. No. 555: A bill for an act authorizing the city of Hastings to enter into contracts with the United States for flood control purposes and to hold the United States harmless from damages resulting from execution of such contracts.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Perpich, A. J. introduced—

S. F. No. 556: A bill for an act relating to intoxicating liquor; authorizing the issuance of additional on-sale licenses in the county of Cook.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Ogdahl, Chenoweth and Perpich, A. J. introduced—

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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Davies; Keefe, J. and Perpich, G. introduced—

S. F. No. 558: A bill for an act relating to corporations; acting in the public interest; self discipline; amending Minnesota Statutes 1971, Chapter 300, by adding a section.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Laufenburger, Arnold and Frederick introduced—

S. F. No. 559: A resolution memorializing Congress to pass a federal aid highway act for the 1974 and 1975 fiscal years.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Thorup, O'Neill and Schrom introduced—

S. F. No. 560: A bill for an act relating to crimes and criminals; providing for regulation of abortion; providing definitions therefor; providing penalties; providing for records to be kept, amending Minnesota Statutes 1971, Chapter 617, by adding sections; repealing Minnesota Statutes 1971, Sections 617.18; and 617.19.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Thorup, Stassen and Anderson introduced—

S. F. No. 561: A bill for an act relating to corporations; regulating programs of employee retirement benefits.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Thorup, Doty and McCutcheon introduced—

S. F. No. 562: A bill for an act relating to public employment relations board; making arbitration binding on employer amending Minnesota Statutes 1971, Section 179.72, Subdivisions 7, 9, 10, and 11.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Thorup, Brown and Anderson introduced—

S. F. No. 563: A bill for an act relating to courts; transcripts by court reporters in the first and tenth judicial districts.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Pillsbury introduced—

S. F. No. 564: A bill for an act relating to the village of Mound; fire department relief association and firemen's service pensions.

Which was read the first time and referred to the Committee on Governmental Operations.

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

S. F. No. 565: A bill for an act relating to certain cities and villages; per diem of members of governing bodies; amending Minnesota Statutes 1971, Section 415.10.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Milton, Nelson and Conzemius introduced—

S. F. No. 566: A bill for an act relating to public welfare; transferring authority relating to county nursing homes to the state board of health; repealing Minnesota Statutes 1971, Section 144.583.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. North, Solon and Spear introduced—

S. F. No. 567: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Milton, Lewis and North introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Olhoft, Arnold and Chmielewski introduced—

S. F. No. 569: A bill for an act relating to motor vehicles; defining certain terms for the purpose of registration and traffic regulation; amending Minnesota Statutes 1971, Sections 168.011, by adding a subdivision; and 169.01, by adding subdivisions.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Chmielewski, Schrom and Olhoft introduced—

S. F. No. 570: A bill for an act relating to public safety; authorizing the commissioner of public safety to establish in-service and pre-service training programs for employees of the department of public safety; amending Minnesota Statutes 1971, Section 299A.01, by adding a subdivision.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. O'Neill, by request, introduced—

S. F. No. 571: A bill for an act relating to the claim of William W. Essling; arising from negligence by the department of corrections; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Chmielewski, Olhoft and Wegener introduced—

S. F. No. 572: A bill for an act relating to highway traffic regulations; driving rules; prohibiting certain acts; prescribing penalties; amending Minnesota Statutes 1971, Sections 169.13, Subdivision 2; 169.18, Subdivisions 5 and 8; 169.19, Subdivisions 4 and 5; 169.20, Subdivision 3; 169.26; 169.31; and Chapter 169, by adding sections.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Doty, Blatz and Tennessen introduced—

S. F. No. 573: A bill for an act relating to judgments; providing for enforcement of foreign judgments in courts of this state.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Purfeerst and Laufenburger introduced—

S. F. No. 574: A bill for an act relating to firearms; requiring automatic alarm systems upon the premises of dealers therein.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Laufenburger; Hansen, Mel and Olhoft introduced—

S. F. No. 575: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

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

S. F. No. 576: A bill for an act relating to the Minnesota experimental city authority; requiring a referendum as a condition of final site selection for an experimental city; amending Minnesota Statutes 1971, Chapter 462B, by adding a section.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Gearty, O'Neill and Spear introduced—

S. F. No. 577: A bill for an act relating to workmen's compensation; compensation for permanent partial disability; amending Minnesota Statutes 1971, Section 176.101, Subdivision 3.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Gearty, Stokowski and Ogdahl introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

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

S. F. No. 579: A bill for an act proposing an amendment to the Minnesota Constitution, repealing Article IV, Section 32[a]; providing that railroads may be taxed in the same manner as other enterprises.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Perpich, A. J. questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. O'Neill, Kleinbaum and McCutcheon introduced—

S. F. No. 580: A bill for an act relating to public welfare; providing medical and rehabilitative assistance of needy persons receiving medical care and other rehabilitative treatment as alcoholics and drug dependents; amending Minnesota Statutes 1971, Sections 256.12, Subdivision 19; 256B.02, Subdivision 8; and Minnesota Statutes 1971, Chapter 256B, by adding a section.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. O'Neill, Milton and Novak introduced—

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.

Which was read the first time and referred to the Committee on Education.

Messrs. Perpich, G.; Brown and Willet introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Larson, Doty and Fitzsimons introduced—

S. F. No. 583: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 584: 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.

Which was read the first time and referred to the Committee on Education.

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

S. F. No. 585: A bill for 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Anderson, Blatz and Keefe, J. introduced—

S. F. No. 586: A bill for an act relating to Minnesota Statutes; providing for the correction of erroneous, ambiguous and obsolete statutory references and terminology; eliminating certain duplicitous and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1971, Sections 6.34, Subdivision 3; 10.09; 10.39, Subdivision 1; 15A.15; 16.15, Subdivision 1; 16.871; 21.53, Subdivision 1; 24.25, Subdivision 4; 30.472; 30.473; 32.10; 32.101; 32.102; 32.645, Subdivision 1; 38.162; 40.03, Subdivision 2; 43.12, Subdivision 2; 48.24, Subdivision 6; 51A.51, Subdivision 2; 60C.03, Subdivision 6; 65B.22, Subdivision 8; 84.033; 93.38; 97.48, Subdivisions 12 and 13; 112.69, Subdivision 3; 116.02, Subdivision 3; 116.03, Subdivision 2; 116.06, Subdivision 1; 116.08, Subdivisions 1 and 2; 116A.24, Subdivision 2; 160.285, Subdivision 2; 161.1419, Subdivision 2; 161.242, Subdivision 2; 169.123, Subdivision 2; 170.23; 171.07, Subdivision 1; 179.73, Subdivision 2; 182.177, Subdivision 1; 182.179; 216A.04, Subdivision 3; 221.191; 246.51; 299D.03, Subdivisions 10 and 11; 325.907, Subdivision 1; 340.14, Subdivision 3; 352.03, Subdivision 4; 352.115, Subdivision 10; 352D.03; 353.27, Subdivision 4; 353.32, Subdivision 4; 353.36, Subdivision 6; 353.71, Subdivision 2; 354.60; 354.62, Subdivision 4; 355.71, Subdivision 1; 355.76; 357.18, Subdivision 2; 361.23; 362A.02; 371.07; 384.154; 394.16, Subdivision 1; 412.221, Subdivision 26; 416.10; 440.09; 422.15, Subdivision 5; 423.36; 462A.04, Subdivision 5; 462A.06, Subdivision 4; 462A.17, Subdivision 1; 471.74, Subdivision 2; 473A.06, Subdivision 4; 473A.111, Subdivision 1; 473C.15, Subdivision 9; 473F.02, Subdivisions 11 and 12; 648.41, Subdivision 1; and 648.42; repealing Minnesota Statutes 1971, Sections 170.231; and 306.30; and Laws 1971, Section 2, Lines 16 to 18.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Frederick, Renneke and Stassen introduced—

S. F. No. 587: A bill for an act relating to snowmobiles; prohibit-

ing the operation of snowmobiles after a certain date that do not have tread identification; amending Minnesota Statutes 1971, Section 84.86, Subdivision 1.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 588: A bill for an act relating to corrections; providing for the state to reimburse the counties for persons committed to county correctional institutions; appropriating money; amending Minnesota Statutes 1971, Chapter 241, by adding a section.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Dunn, Kowalczyk and Patton introduced—

S. F. No. 589: A bill for an act relating to wild animals; lowering the age for permanent licenses for residents to take fish to 65 years; amending Minnesota Statutes 1971, Section 98.47, Subdivision 14.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Stassen, Fitzsimons and Dunn introduced—

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 attorney general.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Frederick, Renneke and Dunn introduced—

S. F. No. 591: A bill for an act relating to the powers of the commissioner of highways; lump sum reimbursement for relocation of utilities; amending Minnesota Statutes 1971, Section 161.46, Subdivision 3.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Lord introduced—

S. F. No. 592: A bill for 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 593: A bill for an act relating to education; providing incentive grants for desegregation, human relations training, improving education in racial and low socio-economic impacted areas; and assistance for special problems incident to desegregation in elementary and secondary schools; appropriating money.

Which was read the first time and referred to the Committee on Education.

Messrs. Perpich, A. J.; Stassen and Moe introduced—

S. F. No. 594: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Hanson, R. introduced—

S. F. No. 595: A bill for an act relating to the claim of the village of Perham, Otter Tail county; arising from costs incurred by said village as a result of disposal by the state of arsenic by burial on land owned by the village; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Keefe, S.; Coleman and Olson, A. G. introduced—

S. F. No. 596: A bill for an act relating to prohibition of political activity by state officers and employees; repealing Minnesota Statutes 1971, Section 43.28.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Perpich, A. J.; Wegener and Keefe, S. introduced—

S. F. No. 597: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Tennessen; Hansen, Mel and Gearty introduced—

S. F. No. 598: A bill for an act relating to agriculture; appropriating money for the support of the Minneapolis city market.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Perpich, A. J.; Coleman and Wegener introduced—

S. F. No. 599: A bill for an act relating to taxes on and measured by net income; income; credits against tax; amending Minnesota Statutes 1971, Sections 290.06, Subdivision 9; and 290.0607.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Conzemius; Perpich, A. J. and Wegener introduced—

S. F. No. 600: A bill for an act relating to taxes on and measured by net income; assessment against fiduciary; form; amending Minnesota Statutes 1971, Section 290.49, Subdivision 2.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, A. J.; Conzemius and Wegener introduced—

S. F. No. 601: A bill for an act relating to taxes on and measured by net income; estimated tax defined; amending Minnesota Statutes 1971, Section 290.93, Subdivision 3.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Wegener introduced—

S. F. No. 602: A bill for an act relating to natural resources; Christmas tree dealers permits; repealing Minnesota Statutes 1971, Section 88.649.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Thorup, Ogdahl and Novak introduced—

S. F. No. 603: A bill for an act relating to employment; setting the time to pay employees of public service corporations; providing a penalty; amending Minnesota Statutes 1971, Section 181.08.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Borden, Krieger and Lord introduced—

S. F. No. 604: A bill for an act relating to the taxation of railroads; amending Minnesota Statutes 1971, Chapter 270, by adding sections; repealing Minnesota Statutes 1971, Sections 295.01,

Subdivisions 2 and 3; 295.02; 295.03; 295.04; 295.05; 295.12; 295.13; and 295.14.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Frederick, Berg and Ueland introduced—

S. F. No. 605: A bill for an act relating to taxation; income and excise taxes; credit for pollution control equipment; amending Minnesota Statutes 1971, Section 290.06, Subdivision 9a.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Frederick, Berg and Ueland introduced—

S. F. No. 606: A bill for an act relating to safety responsibility; the fee for certified abstract of operating record; amending Minnesota Statutes 1971, Section 170.23; repealing Minnesota Statutes 1971, Section 170.231.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Ashbach and Milton introduced—

S. F. No. 607: A bill for an act relating to courts; providing a salary increase for the judge of Roseville municipal court; amending Minnesota Statutes 1971, Section 488.21, Subdivision 2.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Ashbach, Milton and Conzemius introduced—

S. F. No. 608: A bill for an act relating to taxation; county wheelage taxes in the seven county metropolitan area; exempting recreational vehicles; amending Minnesota Statutes 1971, Section 163.051, Subdivision 1.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Coleman, Thorup and Doty introduced—

S. F. No. 609: A bill for an act relating to manpower services; unemployment compensation; benefits; amending Minnesota Statutes 1971, Section 268.07, Subdivision 2.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Chenoweth, Ogdahl and Thorup introduced—

S. F. No. 610: 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; repealing Minnesota Statutes 1971, Sections 182.01 to 182.08; 182.10 to 182.62; and 183.05 to 183.34.

Which was read the first time and referred to the Committee on Labor and Commerce.

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

S. F. No. 611: A bill for an act relating to taxes on and measured by net income; individual filing requirements; amending Minnesota Statutes 1971, Section 290.37, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Doty and Milton introduced—

S. F. No. 612: A bill for an act relating to employment; prohibiting lie detector tests of employees or prospective employees; providing a penalty.

Which was read the first time and referred to the Committee on Judiciary.

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

S. F. No. 613: A bill for an act relating to the counties of Lake and St. Louis; requiring the counties to provide toilet facilities along the north shore of Lake Superior during the time when the smelt season is open; and appropriating money.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Krieger and Frederick introduced—

S. F. No. 614: A bill for an act relating to the county of Olmsted, joint districts for public water and sewer improvements; amending Laws 1971, Chapter 916, Section 26.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Olson, A. G. and Laufenburger introduced—

S. F. No. 615: A bill for an act relating to commerce; gasoline and fuel oil sales regulations; providing penalties.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

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

Messrs. Anderson, Chmielewski and Wegener introduced—

S. F. No. 616: A bill for an act relating to weights and measures; standard weights for certain commodities; amending Minnesota Statutes 1971, Section 239.34.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Willet introduced—

S. F. No. 617: A bill for an act relating to the claim of James Lowmaster; arising from negligence of Bemidji state college; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Conzemius, O'Neill and Lewis introduced—

S. F. No. 618: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

MESSAGE FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted:

H. F. No. 142.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted February 12, 1973.

FIRST READING OF HOUSE BILL

H. F. No. 142: A bill for an act adopting the whitetailed deer as the official state animal; amending Minnesota Statutes 1971, Chapter 1, by adding a section.

Which was read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

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

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

S. F. No. 50, A bill for an act relating to highway traffic regulations; authorizing increased combinations of vehicles transporting milk; amending Minnesota Statutes 1971, Section 169.81, Subdivision 3.

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

Page 1, line 12, strike "trailers" and insert in lieu thereof "*tractor*"

Page 2, line 4, strike "*when*" and insert in lieu thereof "*used for*"

Page 2, line 7, strike "*trailers*" and insert in lieu thereof "*tractor*"

Page 2, line 9, after "*feet.*" insert "*For the purpose of registration, trailers coupled with a truck tractor, semitrailer combination shall be considered the same as semitrailers.*"

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

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

S. F. No. 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.

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

Page 1, line 12, strike everything after "enactment" and insert in lieu thereof a period.

Strike lines 13 and 14.

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

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

S. F. No. 267, 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.

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

Page 2, line 11, before "*The amount*" insert "*On Monday through Thursday,*"

Page 2, line 11, after "*subdivision*" insert "*except the fee set pursuant to paragraph (5),*"

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

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

S. F. No. 478, A bill for an act relating to motor vehicle registration and taxation; amending Minnesota Statutes 1971, Section 168.013, Subdivision 12.

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

On Page 2, strike lines 2 and 3 and insert in lieu thereof: "*owner of a vehicle may reregister the vehicle for a weight of more than 75,000 pounds for one or more 30 day periods. For each 30 day period, the additional tax shall be equal to one-twelfth of the difference between the annual tax which has been paid for the vehicle and the annual tax for the weight at which the vehicle is reregistered. When a vehicle is reregistered in accordance with this provision,*"

On line 4, strike "*basis*"

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

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

S. F. No. 324, A bill for an act relating to highway traffic regulations; seasonal load restrictions; prescribing axle weight limitations on certain vehicles; amending Minnesota Statutes 1971, Section 169.87, by adding a subdivision.

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

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

S. F. No. 285, A bill for an act relating to motor vehicles; providing for the manufacture of motor vehicle license number plates; amending Minnesota Statutes 1971, Section 168.381.

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

Page 1, line 11, restore stricken language "shall"

Page 1, line 12, strike "may"

Page 1, line 19, strike "or"

Page 1, line 20, strike "*discontinue the manufacture of plates,*"

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

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

S. F. No. 400, A bill for an act relating to the supreme court; providing for temporary assignment of district judges and justices of the supreme court; amending Minnesota Statutes 1971, Section 2.724, Subdivision 2.

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

Page 1, lines 18 to 28, strike all of the new language and restore all of the old language

Page 1, line 28, before "At" insert the following "*Any number of justices may disqualify themselves from hearing and considering a case, in which event the supreme court may assign temporarily a retired justice of the supreme court or a district judge to hear and consider the case in place of each disqualified justice.*"

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

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

S. F. No. 215, A bill for an act relating to the formation of professional corporations; repealing Minnesota Statutes 1971, Chapter 319.

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

Page 1, line 16, strike "and" and insert in lieu thereof "or"

Page 2, line 3, after the period insert "In the case of a professional corporation formed to practice law, "board" means the board of professional responsibility."

Page 4, line 6, strike "services" and insert in lieu thereof "service"

Page 4, line 7, strike the first "the" and insert in lieu thereof "each" strike the second "the"

Page 4, line 8, after "of" strike "the" and insert in lieu thereof "a"

Page 10, line 22, strike "for" and insert in lieu thereof "and"

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

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

S. F. No. 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.

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

Page 2, line 7, strike "*or only a nominal monetary*"

Page 2, line 8, strike "*consideration,*"

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

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

S. F. No. 498, A bill for an act relating to crimes; defining criminal abortion; providing a penalty; amending Minnesota Statutes 1971, Chapter 609, by adding a section; repealing Minnesota Statutes 1971, Sections 617.18 and 617.19.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Judiciary. Report adopted.

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

S. F. No. 486, A bill for an act relating to the state, civil service; permitting state employees in the classified service to hold local office if there is no conflict with regular employment, and to take certain leaves of absence; amending Minnesota Statutes 1971, Section 43.28.

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

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

H. F. No. 198, for comparison to S. F. No. 259 reports the following:

H. F. No. 198 was found not to be identical to its companion S. F. No. 259 and pursuant to Rule 49 the Committee recommends that H. F. No. 198 be amended as follows:

Line 18, strike "*cancelation*" and insert "*cancellation*"

Line 24, strike "*cancelation*" and insert "*cancellation*"

And when so amended, H. F. No. 198 will be identical to S. F. No. 259 and further recommends that H. F. No. 198 be

given its second reading and substituted for S. F. No. 259 on the Senate General Orders Calendar and that S. F. No. 259 be indefinitely postponed. Amendments adopted. Report adopted.

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

H. F. No. 124, for comparison to companion Senate Files reports that H. F. No. 124 was found to have no companion Senate Files on the Senate Calendars.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Natural Resources and Agriculture. Report adopted.

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

H. F. No. 20, for comparison to companion Senate files reports that H. F. No. 20 was found identical to S. F. No. 18 on the Senate General Orders Calendar and recommends that H. F. No. 20 be given its second reading and substituted for S. F. No. 18 and that the Senate File be indefinitely postponed. Report adopted.

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

H. F. No. 34, for comparison to companion Senate Files reports that H. F. No. 34 was found to have no companion Senate Files on the Senate Calendars.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Metropolitan and Urban Affairs. Report adopted.

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

H. F. No. 113, for comparison to companion Senate Files reports that H. F. No. 113 was found identical to S. F. No. 116 on the Senate Calendar and recommends that H. F. No. 113 be given its second reading and substituted for S. F. No. 116 and that the Senate File be indefinitely postponed. Report adopted.

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

H. F. No. 121, for comparison to companion Senate files reports that H. F. No. 121 was found identical to S. F. No. 64 on the Senate General Orders Calendar and recommends that H. F.

No. 121 be given its second reading and substituted for S. F. No. 64 and that the Senate File be indefinitely postponed. Report adopted.

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

H. F. No. 97, for comparison to companion Senate files reports that H. F. No. 97 was found identical to S. F. No. 80 on the Senate Calendar and recommends that H. F. No. 97 be given its second reading and substituted for S. F. No. 80 and that the Senate File be indefinitely postponed. Report adopted.

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

H. F. No. 197, for comparison to companion Senate Files reports that H. F. No. 197 was found to have no companion Senate Files on the Senate Calendars.

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

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

H. F. No. 65, for comparison to companion Senate Files reports that H. F. No. 65 was found to have no companion Senate Files on the Senate Calendars.

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

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

H. F. No. 158, for comparison to companion Senate Files reports that H. F. No. 158 was found to have no companion Senate Files on the Senate Calendars.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Judiciary. Report adopted.

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

H. F. No. 246, for comparison to companion Senate Files reports that H. F. No. 246 was found to have no companion Senate Files on the Senate Calendars.

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

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

H. F. No. 148, for comparison to companion Senate Files reports that H. F. No. 148 was found to have no companion Senate Files on the Calendars.

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

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

H. F. No. 54, for comparison to companion Senate Files reports that H. F. No. 54 was found to have no companion Senate Files on the Senate Calendars.

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

SECOND READING OF SENATE BILLS

S. F. Nos. 50, 471, 267, 478, 324, 285, 400, 215 and 296 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 198, 20, 113, 121 and 97 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Moe moved that the names of Mr. Olson, H. D. and Mr. Borden be added as co-authors to S. F. No. 506. Which motion prevailed.

Mr. Coleman introduced—

Senate Resolution No. 19: A senate resolution relating to the attendance of members and employees of standing committees or subcommittees at meetings and seminars; providing for payment of expenses thereby incurred.

BE IT RESOLVED, by the Senate of the state of Minnesota, that members of a standing committee or subcommittee of the Senate, and employees thereof, upon approval of the Committee on Rules and Administration, or the Chairman thereof, are authorized to attend meetings and seminars on subjects within the jurisdiction of the committee or subcommittee.

BE IT FURTHER RESOLVED, that expenses incurred in attending such meetings and seminars be paid out of the Senate Legislative Expense Fund, and that the Secretary of the Senate is hereby authorized and directed to issue warrants in payment of such expenses.

Mr. Coleman moved the adoption of the foregoing resolution.

The question being taken on adoption of the resolution,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

Which motion prevailed. So the resolution was adopted.

Mr. Coleman introduced—

Senate Resolution No. 20: A senate resolution relating to the National Legislative Conference; authorizing attendance by members and employees of the Senate and the expenditure of funds.

BE IT RESOLVED, by the Senate of the state of Minnesota. that the Senate Committee on Rules and Administration is authorized to designate members of the Senate and employees thereof to attend meetings of the National Legislative Conference and its committees.

BE IT FURTHER RESOLVED, that expenses incurred in attending such meetings be paid out of the Senate Legislative Expense Fund, and that the Secretary of the Senate is hereby authorized and directed to issue warrants in payment of such expense.

Mr. Coleman moved the adoption of the foregoing resolution.

The question being taken on adoption of the resolution,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

Which motion prevailed. So the resolution was adopted.

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

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

Doris Bronkar, Stenographer I effective February 5, 1973

Peggy Anderson transferred from Stenographer I to Committee Secretary, effective February 7, 1973

Lucy Nelson transferred from Committee Secretary to Stenographer I, effective February 7, 1973

Larry Fredrickson, Researcher II on a half-day basis, effective as of January 2, 1973

Marcus Magnuson substituted for Jay Wright in the Sergeant classification, effective February 12, 1973

Robert Lacy, Public Information Officer effective February 12, 1973

Rabbi Arnold Goodman, Chaplain effective February 1, 1973

Rev. William Law, Chaplain effective February 15, 1973

Mr. Coleman moved the adoption of the foregoing resolution. Which motion prevailed.

Mr. Coleman moved that Senate Resolution No. 17 be taken from the table. Which motion prevailed.

Mr. Coleman moved the adoption of Senate Resolution No. 17.

Senate Resolution No. 17: A senate resolution authorizing living expense, interim long distance telephone calls and mileage reimbursement during the 68th legislature.

The question being taken on adoption of the resolution,

And the roll being called, there were yeas 45 and nays 20, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Kirchner	Moe	Perpich, G.
Arnold	Davies	Kleinbaum	Nelson	Purfeerst
Ashbach	Fitzsimons	Kowalczyk	North	Schaaf
Bang	Frederick	Krieger	Novak	Spear
Blatz	Gearty	Larson	Ogdahl	Stassen
Borden	Hansen, Baldy	Laufenburger	Olson, A. G.	Stokowski
Brown	Hughes	Lewis	Olson, H. D.	Tennessen
Chmielewski	Humphrey	McCutcheon	O'Neill	Thorup
Coleman	Keefe, S.	Milton	Perpich, A. J.	Willet

Those who voted in the negative were:

Bernhagen	Hanson, R.	Knutson	Patton	Sillers
Doty	Jensen	Lord	Pillsbury	Solon
Dunn	Josefson	Olhoft	Renneke	Ueland
Hansen, Mel	Keefe, J.	Olson, J. L.	Schrom	Wegener

Which motion prevailed. So the resolution was adopted.

Mr. Hughes moved that the name of Mr. Stassen be added as co-author to S. F. No. 542. Which motion prevailed.

Mr. Krieger moved that his name be removed as co-author of S. F. No. 330. Which motion prevailed.

Mr. Doty moved that the name of Mr. O'Neill be added as co-author to S. F. No. 612. Which motion prevailed.

THIRD READING OF SENATE BILLS

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.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 3, as follows:

Those who voted in the affirmative were:

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

Messrs. Kleinbaum, Novak and Schrom voted in the negative.

So the bill passed and its title was agreed to.

THIRD READING OF HOUSE BILLS

H. F. No. 201: A bill for an act authorizing payment of pre-session orientation expenses of representatives-elect and appropriating money therefor.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

Anderson	Coleman	Hughes	Krieger	Ogdahl
Arnold	Conzemius	Humphrey	Larson	Olhoft
Ashbach	Davies	Jensen	Laufenburger	Olson, A. G.
Bang	Doty	Josefson	Lewis	Olson, H. D.
Berg	Dunn	Keefe, J.	Lord	Olson, J. L.
Bernhagen	Fitzsimons	Keefe, S.	McCutcheon	O'Neill
Blatz	Frederick	Kirchner	Moe	Patton
Borden	Gearty	Kleinbaum	Nelson	Perpich, A. J.
Brown	Hansen, Mel	Knutson	North	Perpich, G.
Chmielewski	Hanson, R.	Kowalczyk	Novak	Pillsbury

Purfeerst
Renneke
Schaaf

Sillers
Solon
Spear

Stassen
Stokowski
Tennessee

Thorup
Ueland
Wegener

Willet

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

So the bill passed and its title was agreed to.

GENERAL ORDERS

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

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

S. F. Nos. 108, 112, 117, 135, 145, 147, 150, 192 which the committee recommends to pass.

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon Monday, February 19, 1973.

Patrick E. Flahaven, Secretary of the Senate.

SIXTEENTH DAY

St. Paul, Minnesota, Monday, February 19, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

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

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

Quorum present.

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

MEMBERS EXCUSED

Messrs. Chenoweth and Stassen were excused from the Session of today.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

February 16, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law.

Al Seanger, 2616 Cooper Avenue, St. Cloud, Stearns County, has been appointed by me to the State Board of Electricity, effective February 16, 1973, for a term expiring January, 1978.

Sincerely,
Wendell R. Anderson, Governor

Which appointment was referred to the Committee on Rules and Administration.

INTRODUCTION OF BILLS

Messrs. Solon, Stokowski and Keefe, S. introduced—

S. F. No. 619: A bill for an act relating to taxes on and measured by net income; permitting credits against the state income tax for education costs for pupils in nonpublic elementary and secondary schools; amending Minnesota Statutes 1971, Sections 290.086, Subdivision 6; and 290.983, Subdivision 2.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Thorup introduced—

S. F. No. 620: A bill for an act relating to the firemen's relief association in the city of Coon Rapids; providing for a tax levy.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Wegener; Hanson, R. and Keefe, S. introduced—

S. F. No. 621: A bill for an act relating to public safety; fire extinguishers; regulating the sale and use thereof; amending Minnesota Statutes 1971, Section 299F.36, Subdivision 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Humphrey, Lord and Lewis introduced—

S. F. No. 622: 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Doty, Schaaf and Olhoft introduced—

S. F. No. 623: A bill for an act relating to the attorney general; appearance of the attorney general in court proceedings; amending Minnesota Statutes 1971, Section 8.01.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Borden and Olson, A. G. introduced—

S. F. No. 624: A bill for an act relating to courts; increasing the limitation on salaries of court reporters in certain districts; provid-

ing for court reporters cost-of-living salary increases; increasing the allowable charge for transcripts; amending Minnesota Statutes 1971, Sections 486.05; and 486.06.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Anderson introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Olhoft and Moe introduced—

S. F. No. 626: A resolution memorializing the President and Congress to restore 90 percent of parity price supports for agricultural commodities.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Arnold, North and Willet introduced—

S. F. No. 627: A bill for an act relating to motor vehicles; licensing and taxation thereof; providing penalties; amending Minnesota Statutes 1971, Sections 168.011, Subdivisions 16 and 17; 168.013, Subdivisions 1, 3, 12, and 15; 168.12, Subdivision 1; and 168.29; repealing Minnesota Statutes 1971, Sections 168.011, Subdivision 24; 168.013, Subdivisions 1a, 10, and 13; 168.015; and 168.165.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

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

S. F. No. 628: A bill for an act relating to welfare; increasing old age assistance, aid to disabled persons and aid to the blind to certain recipients; amending Minnesota Statutes 1971, Chapter 256, by adding a section.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Borden, Purfeerst and Humphrey introduced—

S. F. No. 629: A bill for an act relating to the office of the attorney general; authorizing a revolving fund for antitrust enforcement; and annually appropriating funds.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Humphrey and Olhoft introduced—

S. F. No. 630: A bill for an act relating to divorce; reciprocal enforcement of support; amending Minnesota Statutes 1971, Section 518.42, Subdivision 2.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Hansen, Mel; Laufenburger and Josefson introduced—

S. F. No. 631: A bill for an act relating to motor vehicles; registration and taxation; taxation of certain vehicles; amending Minnesota Statutes 1971, Section 168.013, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Ueland, Nelson and Tennessen introduced—

S. F. No. 632: A bill for an act relating to courts; establishing a uniform jurisdictional amount for conciliation courts; amending Minnesota Statutes 1971, Sections 487.30; 491.03, Subdivision 4; and 491.04, Subdivision 1.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Arnold introduced—

S. F. No. 633: A bill for an act relating to Mathias A. Mayerle; arising from negligence of the university of Minnesota hospital; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Borden, Brown and Schaaf introduced—

S. F. No. 634: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Dunn, Chmielewski and Borden introduced—

S. F. No. 635: A bill for an act relating to taxation; imposing a tax upon persons in the business of removing gravel from gravel pits or deposits; providing for enforcement and collection; and prescribing penalties.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Conzemius, Gearty and Berg introduced—

S. F. No. 636: A bill for an act relating to the metropolitan council; providing for election of council members from designated districts; amending Minnesota Statutes 1971, Section 473B.02, Subdivisions 1, 2, 3, and 4.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

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

S. F. No. 637: A bill for an act relating to agriculture; dairy products; creating a dairy products stabilization board within the department of agriculture to establish wholesale prices for selected dairy products; amending Minnesota Statutes 1971, Sections 32A.01; 32A.02; 32A.03, by adding a subdivision; 32A.04, Subdivisions 1 and 2; 32A.05, Subdivision 4; Chapter 32A, by adding sections; repealing Minnesota Statutes 1971, Sections 32A.07; 32A.08; and 32A.09, Subdivision 4.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Solon and Doty introduced—

S. F. No. 638: A bill for an act relating to real property; liens for the improvement of real estate; protection of parties furnishing labor, material, machinery or skill; providing a penalty.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Wegener introduced—

S. F. No. 639: A bill for an act relating to the claim of Herbert Johnson and Rodney Johnson; arising from arrest of a felon by Minnesota highway patrol; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. McCutcheon, Doty and Hansen, Mel introduced—

S. F. No. 640: A bill for an act relating to drivers' licenses; requiring written examinations on renewal thereof; amending Minnesota Statutes 1971, Section 171.27; repealing Minnesota Statutes 1971, Section 171.13, Subdivision 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Arnold introduced—

S. F. No. 641: A bill for an act relating to the land exchange re-

view board; extending the duration of the board; amending Laws 1967, Chapter 909, Section 2, as amended.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Borden, Nelson and Lord introduced—

S. F. No. 642: 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; providing penalties.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Chenoweth, Krieger and Milton introduced—

S. F. No. 643: A bill for an act relating to the practice of massage; amending Minnesota Statutes 1971, Section 146.16; repealing Minnesota Statutes 1971, Sections 148.33 to 148.511.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Chenoweth, Krieger and Milton introduced—

S. F. No. 644: A bill for an act relating to health; occupations in protection thereof; registration; suspension, revocation or denial thereof; amending Minnesota Statutes 1971, Sections 148.41; and 148.75; repealing Minnesota Statutes 1971, Section 147.08.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Bordon, Solon and Spear introduced—

S. F. No. 645: A bill for an act relating to unemployment compensation; removing voluntary separation from employment to assume family obligations as a disqualifying condition; amending Minnesota Statutes 1971, Section 268.09, Subdivision 1.

Which was read the first time and referred to the Committee on Labor and Commerce.

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

S. F. No. 646: A bill for an act relating to elections; regulating the location of polling places; requiring that they be accessible to persons in wheelchairs; amending Minnesota Statutes 1971, Section 203.08.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Solon, Stokowski and Gearty introduced—

S. F. No. 647: A bill for an act relating to health; licensing and regulation of plumbers; amending Minnesota Statutes 1971, Sections 326.38 and 326.40; repealing Minnesota Statutes 1971, Section 326.45.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

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

Messrs. Milton, North and McCutcheon introduced—

S. F. No. 648: A bill for an act relating to elections; regulating the votes of unregistered persons and challenges to persons; amending Minnesota Statutes 1971, Chapter 201 by adding a section; and Section 204.17, Subdivision 3.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Brown, Coleman and Gearty introduced—

S. F. No. 649: A bill for an act relating to intoxicating liquor; days and hours of sale; amending Minnesota Statutes 1971, Section 340.14, Subdivision 1.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Brown introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 651: A bill for an act relating to taxation; nonprofit corporations; filing of annual financial statement.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Brown, Chmielewski and Stassen introduced—

S. F. No. 652: A bill for an act relating to minors; restricting furnishing and counseling of certain minors regarding contraceptive devices; amending Minnesota Statutes 1971, Section 144.341.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Novak, O'Neill and Gearty introduced—

S. F. No. 653: A bill for an act relating to the safe loading of flammable liquid and flammable gas.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Arnold introduced—

S. F. No. 654: A bill for an act relating to the claim of Mr. and Mrs. Gerald R. Eichorn; arising from negligence by Minnesota state fair employees; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Arnold, McCutcheon and Conzemius introduced—

S. F. No. 655: A bill for an act relating to natural resources; ratifying and affirming the settlement agreement arising from litigation concerning certain rights of the Chippewa Indians which are protected by treaty; prescribing the powers and duties of the commissioner of natural resources in relation to the settlement agreement; amending Minnesota Statutes 1971, Chapter 97, by adding a section.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 656: A bill for an act relating to education; state transportation aids to public school districts; amending Minnesota Statutes 1971, Sections 124.22, Subdivisions 1 and 3; and 124.32, Subdivision 3.

Which was read the first time and referred to the Committee on Education.

Messrs. Coleman, Novak and Brown introduced—

S. F. No. 657: A bill for an act relating to highway traffic regulations; required equipment on certain vehicles; amending Minnesota Statutes 1971, Section 169.733.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Schaaf, Sillers and Milton introduced—

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, and by adding a subdivision.

Which was read the first time and referred to the Committee on Labor and Commerce.

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

Messrs. Hansen, Mel; Hansen, Baldy and Hanson, R. introduced—

S. F. No. 659: A bill for an act relating to highway traffic regulations; equipment on certain vehicles; manner of loading certain vehicles; amending Minnesota Statutes 1971, Sections 169.733; and 169.81, Subdivision 5.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Hansen, Baldy; Olson, A. G. and Ogdahl introduced—

S. F. No. 660: A bill for an act relating to railroads; requiring certain equipment on motor vehicles used by railroad companies in transporting employees, tools and supplies; and providing penalties.

Which was read the first time and referred to the Committee on Labor and Commerce.

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

S. F. No. 661: A bill for an act relating to excise taxes; the distribution of unrefunded tax for motor boat purposes and the computation of such unrefunded tax; amending Minnesota Statutes 1971, Section 296.421, Subdivision 4.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

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

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 security; amending Minnesota Statutes 1971, Sections 268.12, Subdivision 1a; and 268.24.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Conzemius, Kowalczyk and Nelson introduced—

S. F. No. 663: A bill for an act relating to public welfare;

changing the agency designated to receive withheld support money; amending Minnesota Statutes 1971, Section 256.873.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

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

S. F. No. 664: A bill for an act relating to trade regulations; hazardous toys and other substances; restricting the manufacture, sale, and other traffic of such articles in this state; requiring labeling; 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; appropriating money.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Tennessen and Milton introduced—

S. F. No. 665: A bill for an act relating to health; regulating criminal penalties for improper administration of hospitals and related institutions; providing penalties.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Hughes and Wegener introduced—

S. F. No. 666: A bill for an act relating to taxes on and measured by net income; confidentiality of returns; amending Minnesota Statutes 1971, Section 290.611.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, G.; Knutson and Solon introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Spear introduced—

S. F. No. 668: A bill for an act relating to the claim of Helen DeMers; arising from negligence of Glen Lake Sanitarium employees; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Kowalczyk, Nelson and Kirchner introduced—

S. F. No. 669: A bill for an act relating to taxation; revising the definition of claimant as it pertains to rent credit; amending Minnesota Statutes 1971, Section 290.982.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Anderson introduced—

S. F. No. 670: A bill for an act relating to the claim of Charles E. Burger; arising from negligence by the university of Minnesota hospital; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Lord; Keefe, S. and Solon introduced—

S. F. No. 671: A bill for an act relating to steamfitters, licensing thereof; fees; amending Minnesota Statutes 1971, Section 326.50.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Conzemius and Humphrey introduced—

S. F. No. 672: A bill for an act relating to corrections; establishing an office of ombudsman for the department of 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Dunn, Anderson and Pillsbury introduced—

S. F. No. 673: A bill for an act authorizing Independent School District No. 728, Elk River, to issue bonds in excess of the limitation prescribed by Minnesota Statutes, Section 475.53.

Which was read the first time and referred to the Committee on Education.

Messrs. Stassen, Willet and Dunn introduced—

S. F. No. 674: A bill for an act relating to towns; authorizing certain towns to have and possess certain powers; amending Minnesota Statutes 1971, Section 368.01.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Borden and Humphrey introduced—

S. F. No. 675: A bill for an act relating to public welfare, Foster Grandparents Pilot program; appropriating funds; amending Minnesota Statutes 1971, Section 256.976, Subdivisions 1 and 3.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned:

S. F. No. 63: A bill for an act relating to real property; time limits upon certain actions relating to; amending Minnesota Statutes 1971, Sections 519.09 and 519.101.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned February 15, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 30, 112, 127, 304.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 15, 1973

FIRST READING OF HOUSE BILLS

H. F. No. 30: A bill for an act relating to public service corporations and pipeline companies; regulating and limiting the easements over private property acquired by such corporations and companies.

H. F. No. 112: A bill for an act relating to highway traffic regulations; authorizing increased combinations of vehicles transporting milk; amending Minnesota Statutes 1971, Section 169.81, Subdivision 3.

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

H. F. No. 304: A bill for an act relating to game and fish; senior citizens' fishing licenses; amending Minnesota Statutes 1971, Section 98.47, Subdivision 14.

Which were read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

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

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

S. F. No. 421: A bill for an act relating to the Western Lake Superior Sanitary District; territory included therein; amending Laws 1971, Chapter 478, Section 2, Subdivision 2.

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

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

Page 1, line 14, reinstate the stricken "*, and*"

Page 1, line 14, after the stricken word "*and*" insert *Sections 7, 8, 9, 10, 11, 12 and 13 of*

Page 1, line 14, reinstate the stricken words "*Twin Lakes*"

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

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

S. F. No. 438: A bill for an act relating to the abolition of the office of village constable; amending Minnesota Statutes 1971, Sections 412.02, Subdivision 1; 412.021, Subdivision 2; 412.022, Subdivision 2; 412.101 and 412.861, Subdivision 1; and repealing Minnesota Statutes 1971, Sections 412.02, Subdivision 4, and 412.161.

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

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

S. F. No. 463: 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; repealing Minnesota Statutes 1971; Section 116A.02, Subdivision 3.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Natural Resources and Agriculture. Report adopted.

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

S. F. No. 347: A bill for an act relating to the powers of the commissioner of highways; lump sum reimbursement for relocation of utilities; amending Minnesota Statutes 1971, Section 161.46, Subdivision 3.

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

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

S. F. No. 330: A bill for an act relating to public highways and roads; authorizing the use of the right of way of such highways and roads by community antenna television companies for placing and maintaining of cables and lines; amending Minnesota Statutes 1971, Sections 161.45, Subdivision 1; and 222.37, Subdivision 1.

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

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

S. F. No. 470: A bill for an act relating to claims against the state; providing for payment of claims approved by the claims commission; appropriating money.

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

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

H. F. No. 142 for comparison to companion Senate Files reports that H. F. No. 142 was found to have no companion Senate Files on the Senate Calendars.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Natural Resources and Agriculture. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred the following appointments:

DIRECTOR OF BUREAU OF MEDITATION SERVICES

Charles A. Swanson, 6967 Hickory Circle N.E., Anoka, Anoka County, appointed effective March 1, 1973 for a term expiring March 1, 1977.

EMPLOYMENT AGENCY ADVISORY BOARD

Tobey Lapakko, 1671 South Victoria, St. Paul, Ramsey County,

appointed effective January 21, 1972, for a term expiring January 1, 1974.

James Morris, 3224 Ensign Court, Minneapolis, Hennepin County, appointed effective January 21, 1972, for a term expiring January 1, 1975.

Mrs. Judith Langer, 1555 Bellows, St. Paul, Ramsey County, appointed effective January 21, 1972, for a term expiring January 1, 1976.

Norman K. Larson, 715 East 78th Street 113, Bloomington, Hennepin County, appointed effective January 21, 1972, for a term expiring January 1, 1976.

John Lloyd Olson, 7457 West Shore Drive, Edina, Hennepin County, appointed effective January 21, 1972, for a term expiring January 1, 1976.

Gerald Otten, 4057 Flag Avenue North, Minneapolis, Hennepin County, appointed effective January 21, 1972, for a term expiring January 1, 1976.

OCCUPATIONAL SAFETY AND HEALTH ADVISORY BOARD

William D. Westerberg, 2166 South Skyline Drive, Burnsville, Dakota County, appointed effective July 1, 1972, for a term expiring July 1, 1976.

William H. Beste, 11 Dawson Boulevard, Eveleth, St. Louis County, appointed effective July 1, 1972, for a term expiring July 1, 1976.

Hugh Gallagher, 5548 Washburn Avenue South, Minneapolis, Hennepin County, appointed effective July 1, 1972, for a term expiring July 1, 1976.

John Hearle, 1399 Eustis, St. Paul, Ramsey County, appointed effective November 4, 1971, for a term expiring July 1, 1975.

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

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

Mr. Hughes from the Committee on Education, to which was re-referred the following appointments:

MINNESOTA HIGHER EDUCATION FACILITIES AUTHORITY

James Schatz, 1613 Cedar Lane, Newport, Washington County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

Gerald Rauenhorst, 4444 Rauenhorst Circle, Minneapolis, Hennepin County, appointed effective August 30, 1972, for a term expiring January 1, 1977.

Robert Freson, City Administrator, City Hall, St. Cloud, Stearns County, appointed effective September 1, 1972, for a term expiring January 1, 1975.

Norman Perl, 2240 Drew Avenue South, Minneapolis, Hennepin County, appointed effective November 12, 1971, for a term expiring January 1, 1975.

Bernard Friel, 750 Mohican Lane, Mendota Heights, Dakota County, appointed effective November 12, 1971, for a term expiring January 1, 1977.

Earl Herring, Vice President for Administrative Affairs, Moorhead State College, Moorhead, Clay County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

STATE BOARD OF EDUCATION

Lorin A. Gasterland, 6716 Garfield Avenue South, Richfield, Hennepin County, appointed effective December 1, 1972, for a term expiring July 1, 1977.

HIGHER EDUCATION COORDINATING COMMISSION

Carl W. Kroening, 3539 Vincent Avenue North, Minneapolis, Hennepin County, appointed effective November 15, 1971, for a term expiring February 15, 1975.

EDUCATION COMMISSION

Dr. Karl Grittner, 756 East Hoyt, St. Paul, Ramsey County, appointed effective July 1, 1971, for a term coterminus with the Governor.

Richard C. Hawk, Suite 400, 550 Cedar Street, St. Paul, Ramsey County, appointed effective July 1, 1971, for a term coterminus with the Governor.

Ruth Myers, 1520 East Sixth Street, Duluth, St. Louis County, appointed effective July 1, 1971, for a term coterminus with the Governor.

STATE COLLEGE BOARD

Mrs. Florine C. Koole, 1121 Xerxes Avenue South, Minneapolis, Hennepin County, appointed effective April 12, 1972, for a term expiring the first Monday of January, 1977.

Thomas P. Coughlan, 15 Sumner Hills, Mankato, Blue Earth County, appointed effective January 1, 1973, for a term expiring January, 1979.

Orrin Rinke, 819 2nd Avenue North, Sauk Rapids, Benton County, appointed effective January, 1973, for a term expiring January, 1979.

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

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

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was re-referred the following appointment:

STATE ARTS COUNCIL

Dr. Alvin Zelickson, 101 Ardmore Drive, Minneapolis, Hennepin County, appointed effective January 19, 1973, for a term expiring April 1, 1973.

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

Mr. Laufenburger moved that the foregoing committee report be laid on the table. Which motion prevailed.

SECOND READING OF SENATE BILLS

S. F. Nos. 421, 438, 347, 330 and 470 were read the second time.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to pass over the Senate Calendar for today and proceed to the order of business of General Orders. Which motion prevailed.

GENERAL ORDERS

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

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

S. F. Nos. 183, 3, 173, 175, 62, 65, 136, 274, 327 and 5; also H. F. Nos. 46 and 121, which the committee recommends to pass.

Mr. Bernhagen moved to amend H. F. No. 46, the printed bill as follows:

Strike lines 9 through 16 and insert in lieu thereof the following:

“WHEREAS, it was the decision of the Nixon Administration to cancel the funding of both programs, and

WHEREAS, the concept behind Federal revenue sharing was to allow state and local governments to implement programs of their own concerns and priorities rather than accept the dictates of Washington and the Federal Government; now, therefore,

BE IT RESOLVED, by the Legislature of the State of Minnesota, that it is the policy of the State that the Waterbank and REAP programs be restored and continued.

BE IT FURTHER RESOLVED, that the Governor of the State of Minnesota formulate a plan to restore the Waterbank and REAP programs through the use of Federal revenue sharing funds and report the same back to the Legislature with proposed legislation to implement his recommendations.

BE IT FURTHER RESOLVED, that to demonstrate Minnesota's good intention for the use of Federal revenue sharing funds that a copy of this resolution shall be forwarded by the Secretary of State to the President of the United States, the President of the Senate of the United States, the Speaker of the House of Representatives of the United States, and to the Minnesota Senators and Representatives in Congress."

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

"A resolution memorializing the Governor of the State of Minnesota to formulate a plan to restore the National Waterbank Program, and the Rural Environment Assistance Program through the use of Federal revenue sharing funds."

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 27 and nays 37, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Gearty	Lord	Olson, H. D.	Stokowski
Arnold	Hansen, Baldy	McCutcheon	Perpich, A. J.	Tennessee
Borden	Hughes	Milton	Perpich, G.	Thorup
Chmielewski	Humphrey	Moe	Purfeerst	Wegener
Coleman	Keefe, S.	North	Schaaf	Willet
Conzemius	Kleinbaum	Novak	Schrom	
Davies	Laufenburger	Olhoft	Solon	
Doty	Lewis	Olson, A. G.	Spear	

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

S. F. No. 178 which the committee recommends to pass with the following amendment, offered by Mr. Doty:

Page 7, line 9, after "*repealed*" insert "*effective July 1, 1975*"

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

MOTIONS AND RESOLUTIONS

Mr. Coleman moved that the Senate do now adjourn until 12:00 noon Thursday, February 22, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

SEVENTEENTH DAY

St. Paul, Minnesota, Thursday, February 22, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

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

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

Quorum present.

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

MEMBERS EXCUSED

Messrs. Fitzsimons and Krieger were excused from the Session of today.

REPORTS FILED WITH THE SECRETARY OF THE SENATE

Teachers Retirement Association, State of Minnesota, Report of Actuarial Survey and Valuation, June 30, 1972; State Employees Merit Award Board 1972, Eighteenth Annual Report; Report from the Midwestern Board for Medical and Allied Health Education; Report to the 1973 Legislature, Legislative Building Commission, Recommended Building and Capital Improvements Program; State of Minnesota Senate, Report and Recommendations of the Committee on Health and Welfare, 1971-1972 Interim, December 1972; State of Minnesota, Department of Public Safety, Biennial Report, July 1, 1970 - June 30, 1972; Report of Revisor of Statutes, Concerning Certain Opinions of the Supreme Court, January 1973; Governor Wendell R. Anderson, State of the State Address to the

68th Session of the Legislature of Minnesota, January 3, 1973; Minnesota State Legislature 1972, Report of the Joint Committee on Flexible Sessions; Report of the Committee on Civil Administration, Subcommittee on Cable Television and Communications, Interim Activities and Recommendations, February 1972 - December 1972; Joint Senate-House Subcommittee on Claims, January 23, 1973; Report Concerning Interception of Communications by State Court Administrator, 1973; United States Civil Service Commission; A Second Edition of the Functional Analysis of State Activities Performed by the Executive Branch; State Auditor's Quarterly Report, September 30, 1972; Metropolitan Council Position Statements on Future Council Structure and Regional Agency Relationships; Minnesota State Planning Agency, Federal Grants-In-Aid in Minnesota; Treasurer's Office General Report on State Finances, December 31, 1972; Judicial Council of the State of Minnesota, Biennial Report 1972; Liquor Study Commission, State of Minnesota, Final Report 1973; Governor Wendell R. Anderson, Special Message, Securing a Quality Environment in Minnesota, February 14, 1973; Report of the Joint Legislative Interim Commission on Civil Service and Unclassified Personnel, November 1972; Automobile Liability Study Commission, Report to the 1973 Legislature, January 1973; Appropriation Statements by Departments and Agencies, State of Minnesota, Year Ended June 30, 1971 and Year Ended June 30, 1972.

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

The Honorable Alec G. Olson, President
of the Senate

Sir:

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:

S. F. No.	H. F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
	2	Chapter 3	February 20, 1973	February 20, 1973
	201	Chapter 4	February 20, 1973	February 20, 1973

Sincerely,

Arlen Erdahl
Secretary of State

INTRODUCTION OF BILLS

Messrs. Kleinbaum, Blatz and Gearty introduced—

S. F. No. 676: A bill for an act relating to health; confirming the right of a woman to give birth to her child and permitting private

hospitals and others to refuse to permit abortions to be performed on their premises.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Hansen, Mel; Olson, A. G. and Brown introduced—

S. F. No. 677: A bill for an act relating to retirement; providing for payment to retiring state employees of unused sick leave; appropriating money therefor.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Perpich, A. J.; Keefe, S. and Spear introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Arnold introduced—

S. F. No. 679: A bill for an act relating to the claim of Emil J. Radaich; arising from negligence of the livestock sanitary board; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Chmielewski introduced—

S. F. No. 680: A bill for an act relating to the claim of the town of Herman, St. Louis county, arising from erroneous published 1960 census figures; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Nelson, Kleinbaum and McCutcheon introduced—

S. F. No. 681: A bill for an act relating to sheriffs; providing for qualifications; amending Minnesota Statutes 1971, Section 387.01.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Keefe, J. and Hanson, R. introduced—

S. F. No. 682: A bill for an act relating to elections; regulating

issues and endorsements; amending Minnesota Statutes 1971, Chapter 211, by adding a section.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. McCutcheon and Larson introduced—

S. F. No. 683: A bill for an act relating to taxation; rates and distribution of taxes upon intoxicating liquor and fermented malt beverages; amending Minnesota Statutes 1971, Sections 340.47 and 340.60, Subdivision 2.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Perpich, G. introduced—

S. F. No. 684: A bill for an act relating to education; providing additional state aid to schools.

Which was read the first time and referred to the Committee on Education.

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

S. F. No. 685: A bill for an act relating to Yellow Medicine county; appropriating money to the county commissioners of Yellow Medicine county to restore county ditch number 9.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Ashbach, Stokowski and McCutcheon introduced—

S. F. No. 686: A bill for an act relating to the metropolitan sewer service board; requiring a budget and legislative approval of capital expenditures.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Renneke, Purfeerst and Kowalczyk introduced—

S. F. No. 687: A bill for an act relating to counties; appropriations for incidental expenses; amending Minnesota Statutes 1971, Section 375.16.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Keefe, S.; Schaaf and Chmielewski introduced—

S. F. No. 688: A bill for an act relating to highway traffic regulations; prescribing tuition fees for driver improvement

clinics; amending Minnesota Statutes 1971, Section 169.972, Subdivision 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Renneke, Purfeerst and Kowalczyk introduced—

S. F. No. 689: 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.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Olson, A. G.; Hanson, R. and Davies introduced—

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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Coleman, Ashbach and Novak introduced—

S. F. No. 691: A bill for an act relating to Ramsey county and the city of St. Paul; requiring officers and employees of said county or city to live within the county or city limits.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Josefson, Berg and Laufenburger introduced—

S. F. No. 692: A bill for an act relating to the Minnesota water resources board; appropriating money.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Coleman, Novak and McCutcheon introduced—

S. F. No. 693: A bill for an act relating to juvenile court; reference for prosecution of certain juveniles; amending Minnesota Statutes 1971, Section 260.125, by adding a subdivision.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Thorup, Bang and Gearty introduced—

S. F. No. 694: A bill for an act relating to savings banks; authorizing and regulating the making of consumer installment loans.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Thorup, Bang and Gearty introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Thorup, Krieger and Lewis introduced—

S. F. No. 696: 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; 360.114; 360.116; and 360.122; and repealing Minnesota Statutes 1971, Sections 360.104, Subdivision 6; and 360.119.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Lewis, O'Neill and Hughes introduced—

S. F. No. 697: A bill for an act relating to education; textbooks; license to sell; failure to conform to agreement; failure to place samples or descriptions on file; prescribing penalties; amending Minnesota Statutes 1971, Sections 126.16; 126.17; and 127.22.

Which was read the first time and referred to the Committee on Education.

Messrs. Kleinbaum, Larson and Hansen, Baldy introduced—

S. F. No. 698: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Purfeerst, Renneke and Willet introduced—

S. F. No. 699: A bill for an act relating to claims against the

state; settlement thereof; amending Minnesota Statutes 1971, Section 3.732, Subdivision 2.

Which was read the first time and referred to the Committee on Finance.

Messrs. Olson, A. G.; Milton and Bang introduced—

S. F. No. 700: A bill for an act relating to the public examiner; examination of school district records pursuant to petition by freeholders; amending Minnesota Statutes 1971, Section 215.19.

Which was read the first time and referred to the Committee on Education.

Messrs. Purfeerst, Willet and Sillers introduced—

S. F. No. 701: A bill for an act relating to driver's licenses; eligibility; suspension; requiring courts to make certain reports to the commissioner of public safety; amending Minnesota Statutes 1971, Sections 171.04; 171.16, Subdivisions 1 and 2; and 171.18.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Renneke, Conzemius and Bernhagen introduced—

S. F. No. 702: A bill for an act relating to agriculture; membership of state agricultural society; amending Minnesota Statutes 1971, Section 37.03.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Borden and Gearty introduced—

S. F. No. 703: A bill for an act relating to retirement; establishing a supplemental retirement plan for public employees; amending Minnesota Statutes 1971, Section 356.24.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Chmielewski, Willet and Larson introduced—

S. F. No. 704: A bill for an act relating to certain fire fighting organizations; providing state-aids for equipment and capital improvements to certain independent nonprofit fire fighting corporations; amending Minnesota Statutes 1971, Sections 69.011, Subdivisions 1, 2 and 4; 69.031, Subdivision 5; 424.30, Subdivision 2.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Purfeerst; Hansen, Baldy and McCutcheon introduced—

S. F. No. 705: A bill for an act relating to search warrants; definitions; defining peace officer; amending Minnesota Statutes 1971, Section 626.05, Subdivision 2.

Which was read the first time and referred to the Committee on Judiciary.

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

S. F. No. 706: A bill for an act relating to wild animals; authorizing the issuance of firearm deer licenses to certain discharged servicemen after the opening of firearm deer season; amending Minnesota Statutes 1971, Section 98.45, Subdivision 1.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Keefe, J.; Thorup and Knutson introduced—

S. F. No. 707: A bill for an act relating to tort liability; political subdivisions; extending time for notice of claim and providing for actual notice; amending Minnesota Statutes 1971, Section 466.05, Subdivisions 1 and 2.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Schrom, Kleinbaum and Willet introduced—

S. F. No. 708: A bill for an act relating to game and fish; sale of licenses to take; amending Minnesota Statutes 1971, Section 98.50, Subdivision 5.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. North, Milton and Ogdahl introduced—

S. F. No. 709: A bill for an act proposing an amendment to the Minnesota Constitution, Article XIV; regulating the procedure for amending the Constitution.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Moe, Schrom and Olhoft introduced—

S. F. No. 710: A bill for an act relating to wild animals; removing certain limitations on the establishment of moose hunting seasons; amending Minnesota Statutes 1971, Section 100.27, Subdivision 2; repealing Laws 1971, Chapter 607, Section 15.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Renneke, Anderson and Jensen introduced—

S. F. No. 711: A bill for an act relating to natural resources; imposing certain duties on the commissioner of natural resources; regional development commissions, the metropolitan council, and counties; providing standards, fees, and enforcement of permits for utility crossings; establishing state policy with regard to leasing of state-owned shorelands; revising the state program for acquisition of wildlife lands to make it systematic and integrated with other state and federal programs; providing standards, fees, and enforcement for water weed control permits; providing for the establishment 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, Subdivision 1; 84.58 by adding a subdivision; 92.46 by adding a subdivision; 97.481; 98.48, Subdivision 9; 106.021, Subdivision 1, and by adding a subdivision; 106.081, Subdivisions 1, 3, and 4; 106.101, Subdivisions 4 and 5; 106.121, Subdivision 4; 106.201; and 106.221, Subdivision 2.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Laufenburger, Bang and Novak introduced—

S. F. No. 712: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Josefson introduced—

S. F. No. 713: A bill for an act relating to the legislature; computation of member's retirement allowances; amending Minnesota Statutes 1971, Section 3A.02, Subdivision 1.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Brown, Conzemius and Doty introduced—

S. F. No. 714: A bill for an act relating to public welfare; selection of county board members; amending Minnesota Statutes 1971, Section 393.01, Subdivision 2.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Kreiger, Berg and Chmielewski introduced—

S. F. No. 715: A bill for an act relating to taxation; providing for the taxation of certain homesteads; amending Minnesota Statutes 1971, Section 273.13, Subdivision 16.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Lewis, Patton and Doty introduced—

S. F. No. 716: A bill for an act relating to education; prohibiting interest in school supplies; amending Minnesota Statutes 1971, Section 127.15; repealing Minnesota Statutes 1971, Section 127.24.

Which was read the first time and referred to the Committee on Education.

Messrs. Purfeerst, Fitzsimons and Schrom introduced—

S. F. No. 717: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Gearty, Ogdahl and Stokowski introduced—

S. F. No. 718: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Stokowski, Solon and Lord introduced—

S. F. No. 719: A bill for an act relating to wild animals; requiring licensed fish buyers and peddlers to identify fish being transported; amending Minnesota Statutes 1971, Section 98.46, by adding a subdivision.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Lord; Olson, A. G. and Olhoft introduced—

S. F. No. 720: A resolution memorializing Congress and the President to stop railroad abandonment.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Conzemius, Nelson and Perpich, G. introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Ashbach introduced—

S. F. No. 722: A bill for an act relating to courts; increasing salary of judge of New Brighton municipal court; amending Minnesota Statutes 1971, Section 488.21, Subdivision 2.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Kleinbaum, Krieger and Chenoweth introduced—

S. F. No. 723: A bill for an act relating to the practice of medicine; physicians, surgeons, and osteopaths; licensing thereof; amending Minnesota Statutes 1971, Sections 147.021, Subdivision 1.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

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

Messrs. Kleinbaum, Krieger and Chenoweth introduced—

S. F. No. 724: A bill for an act relating to health; physicians, surgeons and osteopaths; examination and licensing thereof; amending Minnesota Statutes 1971, Section 147.02, Subdivision 1.

Which was read the first time and referred to the Committee on Governmental Operations.

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

S. F. No. 725: A bill for an act relating to drivers' licenses; instruction permits valid for one year in certain cases; amending Minnesota Statutes 1971, Section 171.05, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

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

S. F. No. 726: A bill for an act relating to crimes and criminals; providing penalties for aggravated robbery, amending Minnesota Statutes 1971, Section 609.245.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Fitzsimons introduced—

S. F. No. 727: A bill for an act relating to wild animals; authorizing certain restrictions on limits of fish taken, possessed, or transported from Minnesota-Canada boundary waters; amending Minnesota Statutes 1971, Section 97.48, Subdivision 3.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Chenoweth; Hansen, Mel and Stokowski introduced—

S. F. No. 728: A bill for 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Nelson, Milton and Borden introduced—

S. F. No. 729: A bill for an act relating to pollution; repealing Minnesota Statutes 1971, Section 116B.02, Subdivisions 6 to 8.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Nelson, Milton and Borden introduced—

S. F. No. 730: 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Wegener and Arnold introduced—

S. F. No. 731: A bill for an act relating to the public employees retirement association; payment of retirement annuities or benefits under certain circumstances; amending Minnesota Statutes 1971, Chapter 353, by adding a section.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Borden introduced—

S. F. No. 732: A bill for an act relating to the claim of Marvin Falk; arising from damage to sheep by wild animals; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Purfeerst; Hansen, Baldy and Bang introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Dunn, Schrom and Brown introduced—

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, department of administration, state planning agency, pollution control agency, department of health, department of economic development, iron range resources and rehabilitation commission, water resources board, department of agriculture, university of Minnesota, state college system, metropolitan council, counties, and municipalities; defining "public waters"; establishing a statewide water information system; providing standards, fees, application procedures, and enforcement for permits for appropriation and use of public waters, and for changing the course, current, or cross-section of public waters; establishing a comprehensive program for control, maintenance, repair, and abandonment of dams and emergency flood levees; establishing a comprehensive program for removal of snags and other debris from streams; appropriating money; amending Minnesota Statutes 1971, Sections 105.37, by adding subdivisions; 105.38; 105.39, Subdivision 1; 105.40, Subdivisions 7, 8, 10, and 13; 105.41; 105.42; 105.43; 105.44, by adding subdivisions; 105.45; 105.49; 105.50; 105.52; 105.64, Subdivision 1; Chapter 105, by adding sections; 106.021, Subdivision 3; 110.14; 110.36; Chapter 110, by adding sections; 115.01, Subdivision 9; and 361.02, Subdivision 12; repealing Minnesota Statutes 1971, Sections 113.01 to 113.06.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Hansen, Mel; Keefe, S. and Brown introduced—

S. F. No. 735: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

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

S. F. No. 736: A bill for an act relating to elections; providing that most officers in cities of the first class be elected with party designation; amending Minnesota Statutes 1971, Chapter 205, by adding a section.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

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

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 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; 104.04, 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 738: A bill for an act relating to mining; providing for the inspection of mines, and the health and safety of persons employed in and about mines; providing for the appointment, qualification, duties and compensation of mine inspectors; creating a mine safety advisory board in the department of labor and industry and prescribing its powers and duties; providing penalties for violations; repealing Minnesota Statutes 1971, Sections 180.01 to 180.13; appropriating money.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Olson, A. G., by request, introduced—

S. F. No. 739: A bill for an act relating to the claim of Eugene R. Graf; arising from negligence of department of corrections; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Thorup, Ogdahl and Laufenburger introduced—

S. F. No. 740: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

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

Messrs. Keefe, S.; Solon and Chenoweth introduced—

S. F. No. 741: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Schaaf, Anderson and Knutson introduced—

S. F. No. 742: A bill for an act relating to divorce and separate maintenance; appointment of guardians for minor children in actions for; amending Minnesota Statutes 1971, Chapter 518, by adding a section.

Which was read the first time and referred to the Committee on Judiciary.

Messrs Kleinbaum, McCutcheon and Chenoweth introduced—

S. F. No. 743: A bill for an act relating to licensing; requiring that detection of deception examiners be licensed; creating a detection of deception examiners board; limiting the use of devices to detect deception; providing penalties; appropriating money.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Humphrey and Lord introduced—

S. F. No. 744: A bill for an act relating to trade regulation;

requiring unit pricing; providing for injunctions and cease and desist agreements; providing a penalty.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Ueland introduced—

S. F. No. 745: A bill for an act authorizing the city of Mankato to establish and maintain a downtown mall.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Tennesen, Bang and Davies introduced—

S. F. No. 746: A bill for an act relating to securities; repealing Minnesota Statutes 1971, Chapter 80.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Humphrey, Tennesen and Doty introduced—

S. F. No. 747: A bill for an act relating to consumer protection; establishing a Minnesota department of consumer affairs; appropriating money thereto; providing powers and duties for the new department; transferring the functions, pending business, records, unexpended funds and personnel of the consumer services section of the department of commerce to the new department; amending Minnesota Statutes 1971, Section 325.907, Subdivision 1.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Laufenburger introduced—

S. F. No. 748: A bill for an act authorizing the city of Winona to reduce speed limits on certain portions of highways located within the city during school hours.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Humphrey, Chenoweth and Schaaf introduced—

S. F. No. 749: A bill for an act relating to landlord and tenant; refund of damage deposits upon termination of occupancy; amending Minnesota Statutes 1971, Section 504.19.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Conzemius and Olson, A. G. introduced—

S. F. No. 750: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Conzemius introduced—

S. F. No. 751: A resolution memorializing Congress to further restrict deductions for "tax loss farming."

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Conzemius and Bernhagen introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Olson, A. G.; Lord and Olson, H. D. introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Humphrey, Chenoweth and Schaaf introduced—

S. F. No. 754: 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Conzemius, Larson and Chmielewski introduced—

S. F. No. 755: A bill for an act relating to agriculture; contents of agricultural corporation reports; amending Minnesota Statutes 1971, Section 500.23, Subdivision 2.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Borden, O'Neill and Schrom introduced—

S. F. No. 756: A bill for an act relating to the sales and use tax; defining use; imposing the use tax; amending Minnesota Statutes 1971, Sections 297A.01, Subdivision 6; and 297A.14.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

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

S. F. No. 757: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

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

S. F. No. 758: A bill for an act relating to taxes on and measured by net income; references in withholding requirements; amending Minnesota Statutes 1971, Section 290.92, Subdivisions 6, 7, 8, 9, 11, 12, 13 and 15.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Laufenburger, O'Neill and Wegener introduced—

S. F. No. 759: 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 82.16.

Which was read the first time and referred to the Committee on Labor and Commerce.

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

Mr. Borden introduced—

S. F. No. 760: A bill for an act relating to insurance; Minnesota standard fire insurance policy; requiring exact language to be inserted in all policies; amending Minnesota Statutes 1971, Section 65A.01, Subdivision 1.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Borden introduced—

S. F. No. 761: 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 pro-

tection 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Hughes, Lord and North introduced—

S. F. No. 762: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Hughes, Jensen and Spear introduced—

S. F. No. 763: A bill for an act relating to taxation; the sales and use tax; sales price; amending Minnesota Statutes 1971, Section 297A.01, Subdivision 8.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Jensen; Hansen, Mel and Blatz introduced—

S. F. No. 764: A bill for an act relating to liens for the improvement of real estate; regulating the duration of the lien; amending Minnesota Statutes 1971, Section 514.08.

Which was read the first time and referred to the Committee on Judiciary.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exception of the Committee Report on S. F. No. 559. Which motion prevailed.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 442: A bill for an act relating to intoxicating liquor; restrictions upon places of sale; amending Minnesota Statutes 1971, Section 340.14, Subdivision 2.

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

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 137: A bill for an act relating to intoxicating liquor; minimum resale prices; repealing Minnesota Statutes 1971, Sections 340.97 to 340.982.

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

Mr. Conzemius from the Committee on Health, Welfare and Corrections, 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.

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

On page 1, strike all of lines 25 through 33 and insert the following:

"members. One member shall be the commissioner of public welfare or designee of the commissioner. Six members, at least half of whom shall be consumers as defined in Minnesota Statutes, Section 145.72, shall be appointed by the governor with the advice and consent of the senate, for terms of six years and until their successors are appointed and qualified; provided, however, that initial appointments shall be made so that the terms of two members expire on December 31, 1974, two on December 31, 1976, and two on December 31, 1978."

on page 2, strike all of lines 1 through 5.

on page 2, strike all of lines 12 through 18, and insert in lieu thereof:

"personnel as may be required. All employees of the Gillette Children's Hospital who are in the classified service of the state on the effective date of this act shall be continued as employees of the authority without loss of status, seniority, or benefits. The departments of administration and civil service shall endeavor to assist in the transfer elsewhere within state service of any classified employee who desires such assistance. Classified personnel may, with their individual approval and the approval of the authority, enter the unclassified service. All other employees of the authority shall be in the unclassified service. The authority may prescribe all terms and conditions of employment of unclassified employees, including but not limited to the fixing of classification and compensation, without regard to the provisions of Minnesota Statutes, Chapter 15A. Full time employees of the authority shall be members of the Minnesota state retirement system, to which the authority shall make employer's contributions."

The authority may contract for the services of individuals who perform medical, technical, or other services of a professional nature, and may contract for the purchase of necessary supplies,

services, and equipment. Except as it determines, the authority shall not be subject to the provisions of Minnesota Statutes, Chapter 16, concerning personnel, budgeting, payroll, or the purchase of goods or services. Any department of state government is authorized, within the limits of its functions and appropriations, to assist the authority upon request."

on page 3, line 2, strike "*orthopedic surgery*" and insert in lieu thereof "*the care and treatment of crippled and handicapped children*"

on page 3, line 8, strike "*also*"

on page 3, strike line 9 and insert in lieu thereof

“, at the time of application, notify the house committee on appropriations and the senate finance committee, whose opinion shall be advisory only.”

on page 3, line 16, after "*authority*" and before the period, insert "*, which shall be responsible for their management and control*"

on page 3, line 22, strike "*actual*"

on page 3, line 26 after "*eligible.*" insert

"The department of public welfare shall continue to provide financial assistance to the authority to pay for costs of care otherwise unmet which are beyond the ability of parents to provide."

on page 4, line 1 after "*provided*" insert "*non-resident patients*"

on page 4, line 7 after "*balance*" and before "*in*" insert

"in the Gillette State Hospital medical education and research account, in the appropriation made by Laws 1971, Chapter 964, Section 2, Subdivision 15, and"

on page 4, line 12, after "*1974*" and before the period, insert

“, or as soon thereafter as necessary construction is completed”

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

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

S. F. No. 601: A bill for an act relating to taxes on and measured by net income; estimated tax defined; amending Minnesota Statutes 1971, Section 290.93, Subdivision 3.

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

Page 1, after line 19, add a section to read:

"Sec. 2. The provisions of this act shall be effective for taxable years beginning after December 31, 1972."

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

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

S. F. No. 600: A bill for an act relating to taxes on and measured by net income; assessment against fiduciary; form; amending Minnesota Statutes 1971, Section 290.49, Subdivision 2.

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

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

S. F. No. 516: A bill for an act relating to the sales and use tax; exemptions; educational or charitable purchases; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

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

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

S. F. No. 597: 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.

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

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

S. F. No. 519: A bill for an act relating to taxes on and measured by net income; refund claims; amending Minnesota Statutes 1971, Section 290.50, Subdivision 1.

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

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

S. F. No. 599: A bill for an act relating to taxes on and measured by net income; income; credits against tax; amending Minnesota Statutes 1971, Sections 290.06, Subdivision 9; and 290.0607.

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

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

S. F. No. 611: A bill for an act relating to taxes on and measured by net income; individual filing requirements; amending Minnesota Statutes 1971, Section 290.37, Subdivision 1.

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

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

H. F. No. 65: A bill for an act relating to state employees; regulating their political activities including candidacy and service in elected office; amending Minnesota Statutes 1971, Section 43.28.

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

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

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.

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

Page 1, line 17, strike "now, therefore," and insert in lieu thereof "and"

Page 1, after line 17, insert:

"WHEREAS, the United States Congress has enacted laws such as the Clean Air Amendments of 1970 and the Federal Water Pollution Control Act Amendments of 1972 to provide uniform national standards for preservation and protection of the environment; now, therefore,"

Page 1, line 19, after "Congress" and before "enact" insert "act to insure enforcement of the laws described above and"

Page 1, line 19, after "enact" and before "laws" insert "additional"

Page 1, line 20, strike "prevent" and insert in lieu thereof "reduce incentives to"

Page 1, line 20, strike "from moving" and insert in lieu thereof "to move"

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

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

S. F. No. 499: A bill for an act relating to corporations, agriculture; defining "family farming corporations" and imposing certain reporting requirements on those corporations and others; amending Minnesota Statutes 1971, Section 500.23.

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

Page 2, lines 6 to 8, strike the new language and insert in lieu thereof "*and an indication of the total acreage of lands that are owned and of lands that are leased*"

Page 2, line 18, strike “.” and insert in lieu thereof “;”

Page 2, after line 18, insert “(6) *Whether the corporation is a family farm corporation, as defined in subdivision 3.*”

Page 3, line 7, strike “*consanguinity*” and insert in lieu thereof “*kindred*”

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

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

S. F. No. 270: A bill for an act relating to food; certain meat and poultry and meat and poultry products; requiring inspections for the sale thereof; amending Minnesota Statutes 1971, Section 31.56, Subdivisions 1 and 5, and by adding a subdivision.

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

Page 2, line 5, after “*were*” and before “*inspected*” insert “*exempt from inspection or*”

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

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

S. F. No. 460: A bill for an act authorizing county solid waste management programs to include certain other wastes.

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

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

“Section 1. Minnesota Statutes 1971, Section 400.03, is amended by adding a subdivision to read:

Subd. 6. Any county may elect, by resolution of the county board, to include materials removed from sanitary sewage soil absorption systems within the definition of “solid waste” as it applies within the county. This subdivision shall supersede any local law, ordinance or regulation inconsistent herewith.”

Amend the title in line 4, after “wastes” and before “.” by inserting “; amending Minnesota Statutes 1971, Section 400.03, by adding a subdivision”

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

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

S. F. No. 367: A bill for an act relating to agriculture; soybean

advisory council; promotion and financing; amending Minnesota Statutes 1971, Sections 21A.03; 21A.06; 21A.10; 21A.16, Subdivision 2; and 21A.18.

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

Page 4, line 1, restore the stricken language except for ~~\$25~~

Page 4, line 1, after the stricken ~~\$25~~ insert \$35

Page 5, after line 14, add a section to read:

"Sec. 6. [REVISOR'S DUTIES.] In preparing the next and subsequent editions of Minnesota Statutes, wherever the words "advisory board" or "soybean advisory board" occur in Minnesota Statutes, Chapter 21A, the revisor of statutes shall change them to "research and promotion board" or "soybean research and promotion board", as the case may be."

Amend the title in line 3 by striking "council" and inserting in lieu thereof "board"

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

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

S. F. No. 287: A bill for an act relating to public employees; providing for payments to certain public employees or their heirs; appropriating money.

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

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

"Section 1. [DEFINITIONS.] Subdivision 1. For the purposes of sections 1 to 5, the terms defined in this section have the meanings here given them.

Subd. 2. [PEACE OFFICER.] "Peace officer" means:

(a) A police officer employed on a full-time basis by the state of Minnesota or any governmental subdivision within the state to enforce the criminal laws;

(b) A Minnesota highway patrol officer;

(c) A sheriff or full-time deputy sheriff with power of arrest by warrant;

(d) A state conservation officer as defined in Minnesota Statutes, Section 84.028, Subdivision 3;

(e) A person employed by the bureau of criminal apprehension as a police officer with power of arrest by warrant;

(f) A correction officer employed at any state penal institution and charged with maintaining the safety, security, discipline and custody of inmates at such institutions;

(g) A fireman, for the purposes of this act, is a person employed on a full-time basis by a fire department of any governmental subdivision of the state who is engaged in the hazards of fire fighting or a regularly enrolled member of a volunteer fire department who is engaged in the hazards of fire fighting; and

(h) A good samaritan, for the purposes of this act, is a person who complies with the request or direction of a peace officer to assist the officer.

Subd. 3. [SPOUSE.] "Spouse" includes a person legally married to the decedent at the time of death.

Subd. 4. [DEPENDENT CHILD.] A "dependent child" is one who is unmarried and who was either living with or was receiving support contributions from the peace officer at the time of death, including a stepchild, an adopted child, or a posthumous child, and who is

(a) under 18 years of age;

(b) over 18 years of age and incapable of self-support because of physical or mental disability; or

(c) over 18 years of age and a student as defined by section 8101 of Title 5, United States Code.

Sec. 2. [PEACE OFFICERS' BENEFIT FUND.] There is hereby created in the state treasury an account to be known as peace officers benefit fund. Funds in the peace officers benefit fund account shall consist of moneys appropriated to that fund account as provided in section 5.

Sec. 3. [WORKMENS COMPENSATION COMMISSION.] Eligibility to receive benefits as herein provided shall be determined by the workmens compensation commission in the manner provided by Minnesota Statutes 1971, Chapter 176. A decision of the workmens compensation commission hereunder may be reviewed by the Minnesota supreme court in the same manner and subject to the same procedures governing all other appeals from the decisions of the workmens compensation commission.

Sec. 4. [DISBURSEMENTS.] Upon certification to the governor by the administrator of any state or governmental subdivision employing peace officers that a peace officer employed by that state or governmental subdivision within this state has been killed in the line of duty, leaving a spouse or one or more eligible dependents, the auditor shall, subject to the approval of the workmens compensation commission, pay the sum of \$50,000 as follows:

(a) If there is no dependent child, to the spouse;

(b) If there is no spouse, to the dependent child or children in equal shares;

(c) If there are both a spouse and one or more dependent children, one half to the spouse and one half to the child or children, in equal shares;

(d) If there is no surviving spouse or dependent child or children, to the parent or parents dependent for support on the decedent, in equal shares:

(e) If there is no surviving spouse or dependent child, children or parent, then there shall be no payment made from the peace officers benefit fund.

Sec. 5. [APPROPRIATION.] There is annually appropriated from the general fund to the peace officers benefit fund such sums of money as may be necessary to pay the benefits provided in this act."

Further, strike the title in its entirety and insert in lieu thereof, the following:

"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; providing an appropriation," and when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

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

H. F. No. 197: A bill for an act relating to highway traffic regulations; trailer and towing equipment; flags to be displayed; amending Minnesota Statutes 1971, Section 169.82.

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

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

H. F. No. 54: A bill for an act relating to drivers' licenses; prescribing fees; amending Minnesota Statutes 1971, Section 171.06. Subdivision 2.

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

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

S. F. No. 559: A resolution memorializing Congress to pass a federal aid highway act for the 1974 and 1975 fiscal years.

Reports the same back with the recommendation that the resolution do pass.

Mr. Laufenburger moved that the foregoing Committee Report be laid on the table. Which motion prevailed.

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

S. F. No. 616: A bill for an act relating to weights and measures; standard weights for certain commodities; amending Minnesota Statutes 1971, Section 239.34.

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

February 19, 1973

The Honorable Alec G. Olson
President of the Senate

Dear Sir:

On February 19, 1973, the Committee on Committees of the Senate met and by appropriate action made the following appointments:

Pursuant to Minnesota Statutes, 1971—

Sec. 86.07, Minnesota Resources Commission

Messrs. Arnold, Anderson, Brown, Larson and Renneke.

Reappointed: Messrs. Hansen, Baldy and Novak.

Respectfully submitted,

Jack Davies, Chairman
Committee on Committees

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

The Honorable Patrick E. Flahaven
Secretary of the Senate

The Honorable Edward A. Burdick
Chief Clerk of the House of Representatives

Mr. Coleman from the Committee on Rules and Administration, to which was referred appointment submitted to the Senate by His Excellency, Governor Wendell R. Anderson, for confirmation and to be found in the Journal for the 16th day, reports the same back with the recommendation that said appointment be re-referred to the Committee on Governmental Operations.

STATE BOARD OF ELECTRICITY

Al Seanger, 2616 Cooper Avenue, St. Cloud, Stearns County, appointed effective February 16, 1973, for a term expiring January, 1978.

Report adopted.

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

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, and by adding a subdivision.

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

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

S. F. No. 647: A bill for an act relating to health; licensing and regulation of plumbers; amending Minnesota Statutes 1971, Sections 326.38 and 326.40; repealing Minnesota Statutes 1971, Section 326.45.

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

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

S. F. No. 615: A bill for an act relating to commerce; gasoline and fuel oil sales regulations; providing penalties.

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

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

S. F. No. 579: A bill for an act proposing an amendment to the Minnesota Constitution, repealing Article IV, Section 32[a]; providing that railroads may be taxed in the same manner as other enterprises.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Taxes and Tax Laws. Report adopted.

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

S. F. No. 533: A bill for an act relating to intoxicating liquor; providing for limit on actions for damages and requiring liability insurance; amending Minnesota Statutes 1971, Sections 340.95; and 340.11, by adding a subdivision.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Judiciary. Report adopted.

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

S. F. No. 520: A bill for an act relating to intoxicating liquor;

actions for damages resulting from intoxication; amending Minnesota Statutes 1971, Sections 340.95 and 340.951.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Judiciary. Report adopted.

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

H. F. Nos. 30, 112, 127 and 304 for comparison to companion Senate Files, reports the following House File was found identical and recommends the House File be given its Second Reading and substituted for its companion Senate File as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
112	50				

And that the above Senate File be indefinitely postponed.

House Files found to have no companion Senate Files on Senate Calendars are recommended to be re-referred to their respective Committees as follows:

H. F. No. 30 to the Committee on Judiciary.

H. F. No. 127 to the Committee on Labor and Commerce.

H. F. No. 304 to the Committee on Natural Resources and Agriculture.

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

SECOND READING OF SENATE BILLS

S. F. Nos. 442, 137, 601, 600, 516, 597, 519, 599, 611, 454, 499, 270, 460 and 616 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 65, 197, 54 and 112 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Conzemius moved that the name of Mr. Berg be added as co-author to S. F. No. 651. Which motion prevailed.

Mr. Conzemius moved that the name of Mr. Knutson be added as co-author to S. F. No. 752. Which motion prevailed.

Mr. Purfeerst moved that S. F. No. 330, No. 23 on General Orders be stricken and re-referred to the Committee on Governmental Operations. Which motion prevailed.

Mr. Hansen, Baldy moved to amend the permanent rules of the senate as follows:

At the end of rule 25, as printed in the Journal of the Senate, 13th day, page 232 add the following new language:

“No member may vote on any question unless he is at his seat in the chamber.”

Which amendment was referred to the Committee on Rules and Administration.

Mr. Hansen, Baldy moved to amend the permanent rules of the senate as follows:

Amend rule 78, as printed in the Journal of the Senate, 13th day, Thursday, February 8, 1973, page 247 as follows:

Lines 9 and 12 of rule 78, strike “shall” and insert in lieu thereof “may”

Which amendment was referred to the Committee on Rules and Administration.

Mr. Olhoft moved that the name of Mr. Larson be added as co-author to S. F. No. 626. Which motion prevailed.

Mr. Milton moved that his name be added as co-author to S. F. No. 675. Which motion prevailed.

Mr. Milton moved that his name be added as co-author to S. F. No. 751. Which motion prevailed.

Mr. McCutcheon moved that the name of Mr. Sillers be added as co-author to S. F. No. 683. Which motion prevailed.

Mr. Keefe, J. moved that the name of Mr. Berg be stricken as co-author of S. F. No. 636 and the name of Mr. Keefe, J. be added as co-author of S. F. No. 636. Which motion prevailed.

Mr. Davies moved that S. F. No. 69 be withdrawn from the Committee on Judiciary. Which motion prevailed.

Mr. Davies moved that S. F. No. 69 be re-referred to the Committee on Taxes and Tax Laws. Which motion prevailed.

Mr. Hughes moved that the report from the Committee on Education reported February 19, 1973 pertaining to appointments be taken from the table. Which motion prevailed.

Mr. Hughes moved that the foregoing report be now adopted. Which motion prevailed. Report adopted.

Mr. Hughes moved that the report from the Committee on Education reported February 19, 1973 pertaining to appointments to the State College Board be corrected to show expiration dates to be January 1 in each instance. Which motion prevailed.

Mr. Hansen, Baldy requested that the question on confirmation be divided in regard to the appointment of Dr. Karl Grittner.

CONFIRMATION

Mr. Hughes moved that in accordance with the report from the Committee on Education reported February 19, 1973, the Senate having advised with, do now consent to and confirm the appointments of:

MINNESOTA HIGHER EDUCATION FACILITIES AUTHORITY

James Schatz, 1613 Cedar Lane, Newport, Washington County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

Gerald Rauenhorst, 4444 Rauenhorst Circle, Minneapolis, Hennepin County, appointed effective August 30, 1972, for a term expiring January 1, 1977.

Robert Freson, City Administrator, City Hall, St. Cloud, Stearns County, appointed effective September 1, 1972, for a term expiring January 1, 1975.

Norman Perl, 2240 Drew Avenue South, Minneapolis, Hennepin County, appointed effective November 12, 1971, for a term expiring January 1, 1977.

Bernard Friel, 750 Mohican Lane, Mendota Heights, Dakota County, appointed effective November 12, 1971, for a term expiring January 1, 1977.

Earl Herring, Vice President for Administrative Affairs, Moorhead State College, Moorhead, Clay County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

STATE BOARD OF EDUCATION

Lorin A. Gasterland, 6716 Garfield Avenue South, Richfield, Hennepin County, appointed effective December 1, 1972, for a term expiring July 1, 1977.

HIGHER EDUCATION COORDINATING COMMISSION

Carl W. Kroening, 3539 Vincent Avenue North, Minneapolis, Hennepin County, appointed effective November 15, 1971, for a term expiring February 15, 1975.

EDUCATION COMMISSION

Richard C. Hawk, Suite 400, 550 Cedar Street, St. Paul, Ramsey County, appointed effective July 1, 1971, for a term coterminus with the Governor.

Ruth Myers, 1520 East Sixth Street, Duluth, St. Louis County, appointed effective July 1, 1971, for a term coterminus with the Governor.

STATE COLLEGE BOARD

Mrs. Florine C. Koole, 1121 Xerxes Avenue South, Minneapolis, Hennepin County, appointed effective April 12, 1972, for a term expiring January 1, 1977.

Thomas P. Coughlan, 15 Sumner Hills, Mankato, Blue Earth County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

Orrin Rinke, 819 2nd Avenue North, Sauk Rapids, Benton County, appointed effective January, 1973, for a term expiring January 1, 1979.

Which motion prevailed. Which appointments were confirmed.

CONFIRMATION

Mr. Hughes moved that in accordance with the report from the Committee on Education reported February 19, 1973, the Senate having advised with, do now consent to and confirm the appointment of:

EDUCATION COMMISSION

Dr. Karl Grittner, 756 East Hoyt, St. Paul, Ramsey County, appointed effective July 1, 1971, for a term coterminus with the Governor.

The question being taken on the adoption of the motion,

And the roll being called, there were yeas 62 and nays 3, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were: Berg, Doty and Hansen, Baldy.

Which motion prevailed. Which appointment was confirmed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Spear moved that S. F. No. 447 be withdrawn from the Committee on Labor and Commerce. Which motion prevailed.

Mr. Spear moved that S. F. No. 447 be re-referred to the Committee on Judiciary. Which motion prevailed.

Messrs. Coleman; Hansen, Baldy and Krieger introduced—

Senate Resolution No. 21: A senate resolution expressing sympathy on the passing of Dorothe B. Jensen.

WHEREAS, Dorothe B. Jensen faithfully served this Legislature for ten years; and

WHEREAS, she will be greatly missed by her friends and members of the Senate; now, therefore,

BE IT RESOLVED, by the Senate of the State of Minnesota, that the Senate extend its deepest sympathy to the family and loved ones of Dorothe B. Jensen on her untimely passing.

BE IT FURTHER RESOLVED, that the Secretary of the Senate transmit a formal copy of this resolution to Mr. Jensen.

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

Messrs. Coleman and Novak introduced—

Senate Resolution No. 22: A senate resolution expressing sympathy on the passing of Joe Okoneski.

BE IT RESOLVED, by the Senate of the State of Minnesota, that the Senate express its heartfelt sympathy to the family and loved ones of Joe Okoneski on his untimely passing; that Mr. Okoneski was a faithful and loyal employee of the Senate, and he will be sincerely missed by his friends and members of the Senate.

BE IT FURTHER RESOLVED, that the Secretary of the Senate transmit a formal copy of this resolution to Mrs. Okoneski.

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

Mr. Laufenburger moved that Committee Report relating to S. F. No. 559 be taken from the table. Which motion prevailed.

Mr. Laufenburger moved that the foregoing committee report be adopted. Which motion prevailed.

Mr. Laufenburger moved that an urgency be declared within the meaning of Article IV, Section 20, of the Constitution of Minnesota, with respect to S. F. No. 559 and that the rules of the Senate be so far suspended as to give S. F. No. 559 its second and third reading and placed on its final passage.

S. F. No. 559 was read the second time.

S. F. No. 559: A resolution memorializing Congress to pass a federal aid highway act for the 1974 and 1975 fiscal years.

Mr. Tennesen moved to amend S. F. No. 559, as follows:

Page 1, line 22, after "act" insert "which includes funds for mass transit"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 31 and nays 34, as follows:

Those who voted in the affirmative were:

Bang	Gearty	Lewis	Ogdahl	Stassen
Blatz	Hansen, Mel	Lord	Olson, A. G.	Stokowski
Brown	Hughes	McCutcheon	O'Neill	Tennesen
Chenoweth	Humphrey	Milton	Pillsbury	
Coleman	Keefe, J.	Nelson	Schaaf	
Davies	Keefe, S.	North	Solon	
Doty	Kirchner	Novak	Spear	

Those who voted in the negative were:

Anderson	Conzemius	Kleinbaum	Olson, H. D.	Schrom
Arnold	Dunn	Knutson	Olson, J. L.	Sillers
Ashbach	Frederick	Kowalczyk	Patton	Thorup
Berg	Hansen, Baldy	Larson	Perpich, A. J.	Ueland
Bernhagen	Hanson, R.	Laufenburger	Perpich, G.	Wegener
Borden	Jensen	Moe	Purfeerst	Willet
Chmielewski	Josefson	Olhoft	Renneke	

Which motion did not prevail.

S. F. No. 559 was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 56 and nays 9, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Olson, A. G.	Solon
Arnold	Dunn	Kleinbaum	Olson, H. D.	Stassen
Ashbach	Frederick	Knutson	Olson, J. L.	Stokowski
Bang	Gearty	Kowalczyk	O'Neill	Tennesen
Berg	Hansen, Baldy	Larson	Patton	Thorup
Bernhagen	Hansen, Mel	Laufenburger	Perpich, A. J.	Ueland
Blatz	Hanson, R.	Lewis	Perpich, G.	Wegener
Borden	Hughes	Lord	Pillsbury	Willet
Chmielewski	Humphrey	Moe	Purfeerst	
Coleman	Jensen	Nelson	Renneke	
Conzemius	Josefson	Novak	Schrom	
Davies	Keefe, J.	Olhoft	Sillers	

Those who voted in the negative were:

Brown	Kirchner	Milton	Ogdahl	Spear
Chenoweth	McCutcheon	North	Schaaf	

So the bill passed and its title was agreed to.

Messrs. Stassen, Thorup and Josefson introduced—

Senate Concurrent Resolution No. 6: A senate concurrent resolution expressing the policy that Minnesota law should be structured to encourage the participation of employees in the expanded ownership of business.

Which was read the first time and referred to the Committee on Rules and Administration.

THIRD READING OF SENATE BILLS

S. F. No. 112: A bill for an act relating to zoning and land use; providing for soil and water conservation by municipal zoning regulation; amending Minnesota Statutes 1971, Section 462.358, Subdivision 2.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 117: A bill for an act relating to welfare; defining "continuous absence from the home" as used in sections 256.72 to 256.87; amending Minnesota Statutes 1971, Section 256.12, Subdivision 15.

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

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

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 135: A bill for an act relating to public welfare;

eliminating durational residency requirements for receipt of assistance, amending Minnesota Statutes 1971, Sections 256.16; 256.456; 256.51, Subdivision 1; and 256.73, Subdivision 1.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 145: A bill for an act relating to corrections; conservation camps administered by the department of corrections; amending Minnesota Statutes 1971, Section 242.37.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 51 and nays 14, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Kowalczyk	Olhoff	Spear
Ashbach	Gearty	Larson	Olson, A. G.	Stassen
Bang	Hanson, R.	Laufenburger	Olson, H. D.	Stokowski
Berg	Hughes	Lewis	O'Neill	Tennessee
Blatz	Humphrey	Lord	Patton	Thorup
Borden	Jensen	Milton	Perpich, A. J.	Ueland
Chenoweth	Keefe, J.	Moe	Pillsbury	Wegener
Coleman	Keefe, S.	Nelson	Purfeerst	
Conzemius	Kirchner	North	Schaaf	
Davies	Kleinbaum	Novak	Sillers	
Doty	Knutson	Ogdahl	Solon	

Those who voted in the negative were:

Anderson	Chmielewski	Hansen, Mel	Olson, J. L.	Schrom
Bernhagen	Frederick	Josefson	Perpich, G.	Willet
Brown	Hansen, Baldy	McCutcheon	Renneke	

So the bill passed and its title was 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.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 3, as follows:

Those who voted in the affirmative were:

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

Messrs. Frederick; Hansen, Baldy and Josefson voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 150: A bill for an act relating to public health; meeting requirements of the state board of health; amending Minnesota Statutes 1971, Section 144.02.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 3, as follows:

Those who voted in the affirmative were:

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

Messrs. Frederick; Hansen, Mel and Josefson voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 192: A bill for an act relating to agriculture; providing for the establishment of standards for eggs; amending Minnesota Statutes 1971, Section 29.23.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

Mr. Schrom voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 178: A bill for an act relating to motor vehicles; establishing a monthly series system of registration for certain motor vehicles; amending Minnesota Statutes 1971, Sections 168.014; 168.16; 168.31, Subdivisions 1 and 3; 168.37 by adding a subdivision; and Chapter 168 by adding a section; repealing Minnesota Statutes 1971, Sections 168.31, Subdivision 2; and 168.37, Subdivisions 1 and 2.

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

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

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 183: A bill for an act relating to motor vehicles; authorizing the department of corrections to operate unmarked vehicles and to display number plates on such vehicles; amending Minnesota Statutes 1971, Section 168.012, Subdivision 1.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 53 and nays 12, as follows:

Those who voted in the affirmative were:

Arnold	Gearty	Kowalczyk	Olhoff	Schaaf
Ashbach	Hansen, Mel	Larson	Olson, A. G.	Sillers
Bang	Hanson, R.	Laufenburger	Olson, H. D.	Solon
Berg	Hughes	Lewis	Olson, J. L.	Stassen
Bernhagen	Humphrey	Lord	O'Neill	Stokowski
Blatz	Jensen	McCutcheon	Patton	Tennessee
Brown	Josefson	Milton	Perpich, A. J.	Thorup
Conzemius	Keefe, S.	Moe	Perpich, G.	Ueland
Davies	Kirchner	Nelson	Pillsbury	Wegener
Dunn	Kleinbaum	North	Purfeerst	
Frederick	Knutson	Novak	Renneke	

Those who voted in the negative were:

Anderson	Chmielewski	Hansen, Baldy	Ogdahl	Spear
Borden	Coleman	Keefe, J.	Schrom	Willet
Chenoweth	Doty			

So the bill passed and its title was agreed to.

S. F. No. 3: A bill for an act relating to old age assistance; releasing claims and liens of the state; repealing Minnesota Statutes 1971, Section 256.26, Subdivisions 3 to 11.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 173: A bill for an act relating to the correction of minors; regulating the state training school for boys; amending Minnesota Statutes 1971, Sections 242.19, 242.41, 242.43, 242.44 and 242.54.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 4, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kowalczyk	Olson, A. G.	Solon
Arnold	Dunn	Larson	Olson, H. D.	Spear
Ashbach	Frederick	Laufenburger	Olson, J. L.	Stassen
Bang	Gearty	Lewis	O'Neill	Stokowski
Berg	Hanson, R.	Lord	Patton	Tennessee
Blatz	Hughes	McCutcheon	Perpich, A. J.	Thorup
Borden	Humphrey	Milton	Perpich, G.	Ueland
Brown	Josefson	Moe	Pillsbury	Wegener
Chenoweth	Keefe, J.	Nelson	Purfeerst	Willet
Chmielewski	Keefe, S.	North	Renneke	
Coleman	Kirchner	Novak	Schaaf	
Conzemius	Kleinbaum	Ogdahl	Schrom	
Davies	Knutson	Oihoft	Sillers	

Those who voted in the negative were:

Messrs. Bernhagen; Hansen, Baldy; Hansen, Mel and Jensen voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 175: A bill for an act relating to corrections; regulating money of inmates of correctional institutions under control of the commissioner of corrections; amending Minnesota Statutes 1971, Section 241.08.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 62: A bill for an act relating to town roads; providing for the recording of the order establishing, altering or vacating a town road with the register of deeds or registrar of titles; amending Minnesota Statutes 1971, Section 164.07, Subdivision 11.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 65: A bill for an act relating to the supreme court; authorizing certification of questions of law to the court and from the court to courts of other states.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 136: A bill for an act relating to corrections; authorizing social service, educational and rehabilitative agencies, public or private, to utilize the facilities of state correctional institutions; amending Minnesota Statutes 1971, Section 241.01, Subdivision 6.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

Anderson	Berg	Brown	Conzemius	Frederick
Arnold	Bernhagen	Chenoweth	Davies	Gerty
Ashbach	Blatz	Chmielewski	Doty	Hansen, Baldy
Bang	Borden	Coleman	Dunn	Hansen, Mel

Hanson, R.	Knutson	Nelson	Patton	Solon
Hughes	Kowalczyk	North	Perpich, A. J.	Stassen
Humphrey	Larson	Novak	Perpich, G.	Stokowski
Jensen	Laufenburger	Ogdahl	Pillsbury	Tennessee
Josefson	Lewis	Olhoft	Purfeerst	Thorup
Keefe, J.	Lord	Olson, A. G.	Renneke	Ueland
Keefe, S.	McCutcheon	Olson, H. D.	Schaaf	Wegener
Kirchner	Milton	Olson, J. L.	Schrom	Willet
Kleinbaum	Moe	O'Neill	Sillers	

So the bill passed and its title was agreed to.

S. F. No. 274: A bill for an act relating to motor vehicles; transfer of ownership and fees therefor; amending Minnesota Statutes 1971, Section 168.54, Subdivision 4.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 327: A bill for an act relating to the office of the county attorney of Mower county; providing for the rental or purchase of the law books, equipment and furniture of the county attorney and for reimbursing the county attorney for past rental and use of the same; amending Laws 1969, Chapter 677, Section 1, by adding subdivisions.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Chmielewski	Hansen, Mel	Kirchner	McCutcheon
Bang	Coleman	Hanson, R.	Kleinbaum	Milton
Berg	Conzemius	Hughes	Knutson	Moe
Bernhagen	Doty	Humphrey	Kowalczyk	Nelson
Blatz	Dunn	Jensen	Larson	North
Borden	Frederick	Josefson	Laufenburger	Novak
Brown	Gearty	Keefe, J.	Lewis	Ogdahl
Chenoweth	Hansen, Baldy	Keefe, S.	Lord	Olhoft

Olson, A. G.	Perpich, A. J.	Schaaf	Stassen	Wegener
Olson, H. D.	Perpich, G.	Schrom	Stokowski	Willet
Olson, J. L.	Pillsbury	Sillers	Tennessee	
O'Neill	Purfeerst	Solon	Thorup	
Patton	Renneke	Spear	Ueland	

So the bill passed and its title was agreed to.

S. F. No. 5: A bill for an act relating to public safety; exits and fire drills in educational institutions; fire marshal's duties; amending Minnesota Statutes 1971, Section 299F.30, Subdivision 1.

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

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

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

Those who voted in the affirmative were:

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

Mr. Perpich, G. voted in the negative.

So the bill passed and its title was agreed to.

THIRD READING OF HOUSE BILLS

H. F. No. 113: A bill for an act legalizing foreclosure sales heretofore made and the records of mortgage foreclosure proceedings; limiting the time within which actions may be brought or defenses interposed; questioning the validity of foreclosure proceedings.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Chenoweth	Hansen, Baldy	Kirchner	Milton
Arnold	Chmielewski	Hansen, Mel	Kleinbaum	Lord
Ashbach	Coleman	Hanson, R.	Knutson	Nelson
Bang	Conzemius	Hughes	Kowalczyk	North
Berg	Davies	Humphrey	Larson	Novak
Bernhagen	Doty	Jensen	Laufenburger	Ogdahl
Blatz	Dunn	Josefson	Lewis	Olhoft
Borden	Frederick	Keefe, J.	Moe	Olson, A. G.
Brown	Gearty	Keefe, S.	McCutcheon	Olson, H. D.

Olson, J. L.	Perpich, G.	Schaaf	Spear	Thorup
O'Neill	Pillsbury	Schrom	Stassen	Ueland
Patton	Purfeerst	Sillers	Stokowski	Wegener
Perpich, A. J.	Renneke	Solon	Tennessee	Willet

So the bill passed and its title was agreed to.

H. F. No. 97: A bill for an act relating to retirement; computation of various retirement annuities; amending Minnesota Statutes 1971, Section 11.25, Subdivisions 12 and 13.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 46: A resolution memorializing the President of the United States to restore the National Waterbank Program and the Rural Environment Assistance Program.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 55 and nays 9, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Keefe, S.	North	Renneke
Arnold	Frederick	Kleinbaum	Novak	Schaaf
Berg	Gearty	Knutson	Olhoft	Schrom
Bernhagen	Hansen, Baldy	Kowalczyk	Olson, A. G.	Solon
Borden	Hansen, Mel	Laufenburger	Olson, H. D.	Spear
Chenoweth	Hanson, R.	Lewis	Olson, J. L.	Stassen
Chmielewski	Hughes	Lord	O'Neill	Stokowski
Coleman	Humphrey	McCutcheon	Patton	Thorup
Conzemius	Jensen	Milton	Perpich, A. J.	Ueland
Davies	Josefson	Moe	Perpich, G.	Wegener
Doty	Keefe, J.	Nelson	Purfeerst	Willet

Those who voted in the negative were:

Ashbach	Blatz	Kirchner	Ogdahl	Sillers
Bang	Brown	Larson	Pillsbury	

So the bill passed and its title was agreed to.

H. F. No. 121: A bill for an act relating to real property; prescribing requirements for the execution of instruments affecting real property; amending Minnesota Statutes 1971, Sections 505.03, Subdivision 1; 507.23; 507.24; 508.06; and 508.40; and repealing Minnesota Statutes 1971, Section 507.22.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 11:30 a.m. Monday, February 26, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

EIGHTEENTH DAY

St. Paul, Minnesota, Monday, February 26, 1973.

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

Prayer by the Chaplain.

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

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

Quorum present.

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

MEMBERS EXCUSED

Mr. Nelson was excused from the Session of today.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The Honorable Alec Olson
President of the Senate
State of Minnesota

February 21, 1973

Dear Sir:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

Steven Balach, 317 99th Avenue West, Duluth, St. Louis County, has been appointed by me to the State Zoological Board, effective January 1, 1973, for a term expiring January 1, 1979.

Dr. U. S. Seal, 9801 Pillsbury Avenue South, Bloomington, Hennepin County, has been appointed by me to the State Zoological Board, effective January 1, 1973, for a term expiring January 1, 1979.

Mrs. Mary Ann Scroggins, 2015 James Avenue South, Minneapolis, Hennepin County, has been appointed by me to the State Zoological Board, effective January 1, 1973, for a term expiring January 1, 1979.

Mrs. Norma Hanson, Route 3, Goodridge, Pennington County, has been appointed by me to the State Zoological Board, effective January 1, 1973, for a term expiring January 1, 1979.

Sincerely,
Wendell R. Anderson, Governor

Which appointments were referred to the Committee on Rules and Administration.

The Honorable Alec Olson
President of the Senate
State of Minnesota

February 22, 1973

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

Joe Robison, 7325 Penn Avenue South, Minneapolis, Hennepin County, has been appointed by me to the Higher Education Coordinating Commission, effective June 26, 1972, for a term expiring February 15, 1975.

Sincerely,
Wendell R. Anderson, Governor

Which appointment was referred to the Committee on Rules and Administration.

The Honorable Alec Olson
President of the Senate
State of Minnesota

February 22, 1973

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

Dr. Robert Moline, 1306 North Washington, St. Peter, Nicollet County, has been appointed by me to the Water Resources Board, effective December 11, 1972, for a term expiring October 5, 1978.

Sincerely,
Wendell R. Anderson, Governor

Which appointment was referred to the Committee on Rules and Administration.

INTRODUCTION OF BILLS

Messrs. Anderson, Brown and Willet introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Milton and North introduced—

S. F. No. 766: A bill for an act relating to wild animals; authorizing the commissioner of natural resources to prescribe seasons, limits, and related regulations for the taking of animals, birds, and fish; amending Minnesota Statutes 1971, Chapter 100, by adding a section; Section 101.41, Subdivision 2; repealing Minnesota Statutes 1971, Sections 100.27, Subdivisions 1, 2, 3, 4, 5 and 6; 100.28; 101.41, Subdivision 1; 101.48; 101.49; and 101.50; repealing Laws 1971, Chapter 607, Section 15.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Milton and North introduced—

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; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Keefe, S.; Spear and Thorup introduced—

S. F. No. 768: A bill for an act relating to manpower services; unemployment compensation; employment defined; amending Minnesota Statutes 1971, Section 268.04, Subdivision 12.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Milton and Doty introduced—

S. F. No. 769: 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 361.03, by adding a subdivision; 361.055; 361.22, Subdivision 2; and Chapter 361, by adding a section.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Renneke; Olson, J. L. and Schrom introduced—

S. F. No. 770: 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; 144.35; 144.36; and 144.37.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Hughes, Frederick and Schaaf introduced—

S. F. No. 771: A bill for an act regulating mobile home lot rentals; prescribing penalties.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Conzemius, Brown and Lewis introduced—

S. F. No. 772: A bill for an act relating to public health; authorizing the state board of health to prescribe fees for permits, licenses, registrations and certifications issued by it; amending Minnesota Statutes 1971, Sections 144.169, Subdivision 1; 144.53; 144.60; 144.61; 144.802; 149.02; 149.03; 149.04; 149.08; 156A.03, Subdivision 2; 156A.07, Subdivisions 1 and 3; 157.03; 326.42; 326.60, Subdivision 3; 326.62; 327.15; 327.16, Subdivisions 1, 2 and 3; and Chapter 144, by adding a section.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Conzemius, Brown and Spear introduced—

S. F. No. 773: 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Thorup, Fitzsimons and Tennessen introduced—

S. F. No. 774: A bill for an act proposing an amendment to the Minnesota Constitution, Article IX, Sections 6 and 10; Article XVI, Section 12; and Article XIX, Section 2; repealing Article IX, Sections 5, 7 and 11; and Article XVII; for the purpose of redefining and clarifying the purposes and methods for the use of state credit including the incurring of state debt; repealing the prohibition against state participation in works of internal improvements; and eliminating duplicate and obsolete provisions.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Nelson, Davies and McCutcheon introduced—

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; 31.405; 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; 69.58; 71A.08, Subdivision 1; 72A.14; 79.23; 85.20, Subdivisions 3 and 5; 88.11, Subdivision 2; 88.13, Subdivision 3; 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; 340.83, Subdivision 1; 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, Section 35.70, Subdivision 2.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Ashbach, by request, introduced—

S. F. No. 776: A bill for an act relating to the claim of Home Insurance Company; arising from negligence of department of corrections; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Purfeerst, Anderson and Dunn introduced—

S. F. No. 777: A bill for an act relating to education; vocational rehabilitation; contract with federal government; amending Minnesota Statutes 1971, Section 121.30, Subdivision 1.

Which was read the first time and referred to the Committee on Education.

Messrs. North, Kirchner and Spear introduced—

S. F. No. 778: A bill for an act relating to public welfare; extending the duration of foster care and day care licenses; amending Minnesota Statutes 1971, Section 257.101, Subdivision 2.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Josefson, Chmielewski and Frederick introduced—

S. F. No. 779: A bill for an act relating to highways; rest areas, tourist information centers and weigh stations along highways; amending Minnesota Statutes 1971, Section 160.28.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Laufenburger introduced—

S. F. No. 780: A bill for an act relating to eminent domain; possession; filing of final certificate; amending Minnesota Statutes 1971, Sections 117.042; and 117.205.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Laufenburger and Chmielewski introduced—

S. F. No. 781: A bill for an act relating to highway traffic regulations; application thereof; providing certain exemptions; amending Minnesota Statutes 1971, Section 169.03.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Perpich, A. J.; Olson, J. L. and Hughes introduced—

S. F. No. 782: A bill for an act relating to income taxation; providing a credit for certain expenditures for home maintenance; appropriating money; amending Minnesota Statutes 1971, Sections 290.984; 290.986; 290.988, Subdivision 1; 290.989; and Chapter 290, by adding sections.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Conzemius introduced—

S. F. No. 783: A bill for an act authorizing the city of Red Wing to create development districts within the corporate boundaries of the city; 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.

Which was read the first time and referred to the Committee on Local Government.

Mr. Borden introduced—

S. F. No. 784: A bill for an act relating to the fire department relief association and firemen's service pensions in the city of Brainerd.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Pillsbury, Laufenburger and O'Neill introduced—

S. F. No. 785: A bill for an act relating to motor vehicles; passenger automobiles; prohibiting the alteration of the rear suspension in a manner increasing the height thereof and prescribing penalties.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Pillsbury introduced—

S. F. No. 786: A bill for an act relating to the city of Wayzata; volunteer firemen's service pensions.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Stassen and Conzemius introduced—

S. F. No. 787: A bill for an act relating to the city of Hastings; authorizing it to contract with the United States for the control of flood, to acquire property for such purposes, to issue bonds to pay the city's share of the costs, and to assess all or a portion of the city's share of the cost to benefitted property.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Pillsbury, Kleinbaum and O'Neill introduced—

S. F. No. 788: A bill for an act relating to insurance; providing for a discount in automobile liability insurance for safety inspected vehicles; establishing and regulating official inspection stations; prescribing penalties; amending Minnesota Statutes 1971, Chapter 65B, by adding a section.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

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

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

S. F. No. 789: A bill for an act relating to judicial remedies; providing for execution of certain small judgments; amending Minnesota Statutes 1971, Chapter 550, by adding a section.

Which was read the first time and referred to the Committee on Judiciary.

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

S. F. No. 790: A bill for an act relating to redevelopment; including rural areas in redevelopment programs; amending Minnesota Statutes 1971, Sections 472.02; 472.03, by adding a subdivision; and 472.04, Subdivision 1.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Keefe, S.; Doty and Perpich, A. J. introduced—

S. F. No. 791: A bill for 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.

Which was read the first time and referred to the Committee on Judiciary.

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

Messrs. Keefe, S.; Hansen, Baldy and Novak introduced—

S. F. No. 792: A bill for an act relating to automobile insurance; cancellation; right to complain; amending Minnesota Statutes 1971, Sections 65B.19, and 65B.21.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Keefe, S.; Gearty and Hanson, R. introduced—

S. F. No. 793: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

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

Messrs. Olhoft, Renneke and Conzemius introduced—

S. F. No. 794: A bill for an act relating to alcoholic beverages; places where possession prohibited; amending Minnesota Statutes 1971, Section 624.701.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Olhoft, Conzemius and Patton introduced—

S. F. No. 795: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Laufenburger introduced—

S. F. No. 796: A bill for an act relating to intoxicating liquors; issuance of on-sale licenses in certain cities and villages; amending Minnesota Statutes 1971, Section 340.11, Subdivision 6.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Frederick, Kowalczyk and Patton introduced—

S. F. No. 797: A bill for an act relating to highway traffic regulations; prohibiting the operation of motor vehicles on public streets or highways with unsafe tires; providing a penalty for violation.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Ogdahl, Gearty and Stokowski introduced—

S. F. No. 798: A bill for an act relating to the police depart-

ment, the policemen's relief association, and policemen's pension fund in the city of Minneapolis.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Doty, Brown and Humphrey introduced—

S. F. No. 799: A bill for an act proposing an amendment to the Minnesota Constitution, Article V, Section 3 and Article VII, Sections 1 and 7; correcting and clarifying provisions for voting and holding office and allowing 18 year olds to hold office.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Wegener, Frederick and Laufenburger introduced—

S. F. No. 800: A bill for an act relating to intoxicating liquor; liability for illegal sale; repealing the dramshop law; repealing Minnesota Statutes 1971, Sections 340.95; and 340.951.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Keefe, S.; Hansen, Baldy and Bang introduced—

S. F. No. 801: A bill for an act relating to commerce; securities; limitations on actions; amending Minnesota Statutes 1971, Section 80.26.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Moe introduced—

S. F. No. 802: A bill for an act relating to the claim of Gail Larson; arising from negligence by the highway department; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Purfeerst, Gearty and Frederick introduced—

S. F. No. 803: A bill for an act relating to the Minnesota state retirement system; providing that certain employees under certain circumstances may continue their coverage under such system after leaving state service without leave of absence; amending Minnesota Statutes 1971, Section 352.041, by adding a subdivision.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Dunn, Arnold and Kowalczyk introduced—

S. F. No. 804: A bill for an act relating to natural resources; acquisition of wildlife lands by the commissioner of natural resources; amending Minnesota Statutes 1971, Section 97.481.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Chmielewski introduced—

S. F. No. 805: A bill for an act relating to the claim of Harvey G. Caldwell; arising from negligence of employees at Moose Lake state hospital; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Coleman, Ogdahl and Tennessen introduced—

S. F. No. 806: A bill for an act relating to crimes 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Arnold; Hansen, Mel and Lord introduced—

S. F. No. 807: A bill for an act relating to game and fish; fishing license exemption for senior citizens; amending Minnesota Statutes 1971, Section 98.47, Subdivision 1; repealing Minnesota Statutes 1971, Section 98.47, Subdivision 14.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 808: A bill for an act relating to a land exchange review board; extending its term; amending Laws 1967, Chapter 909, Section 2, as amended.

Which was read the first time and referred to the Committee on Governmental Operations.

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

S. F. No. 809: A bill for an act relating to minerals; providing a tax on certain mineral interests owned separately from the surface; requiring the registration of mineral interests owned separately from the surface; amending Minnesota Statutes 1971, Chapter 272, by adding a section; Sections 272.04, Subdivision 1; 273.13, by adding a subdivision; 93.52, Subdivision 2;

93.55, and 93.58; repealing Minnesota Statutes 1971, Sections 93.53, 93.54, 93.56, and 93.57.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Davies; Hansen, Mel and Solon introduced—

S. F. No. 810: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Sillers, Berg and Kowalczyk introduced—

S. F. No. 811: A bill for an act relating to taxation; exemptions from the general sales tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Chenoweth, Kleinbaum and Ogdahl introduced—

S. F. No. 812: A bill for 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Nelson, Laufenburger and Hansen, Mel introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Ogdahl and O'Neill introduced—

S. F. No. 814: A bill for an act relating to real estate; notice of claim prior to perfecting mechanic's lien; amending Minnesota Statutes 1971, Chapter 514, by adding a section.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Conzemius, Blatz and Perpich, A. J. introduced—

S. F. No. 815: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Conzemius, Blatz and Perpich, A. J. introduced—

S. F. No. 816: A bill for an act relating to taxes on and measured by net income; operating loss deduction; amending Minnesota Statutes 1971, Section 290.095, Subdivisions 1, 2, 3 and 4.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, A. J.; Blatz and Davies introduced—

S. F. No. 817: A bill for an act relating to the sales and use tax; exemptions; road building materials; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Kowalczyk, Purfeerst and Fitzsimons introduced—

S. F. No. 818: 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Borden, Hughes and Milton introduced—

S. F. No. 819: A bill for an act relating to commerce; providing remedies for unlawful practices in business, commerce or trade; amending Minnesota Statutes 1971, Section 325.907, Subdivision 3; and by adding subdivisions.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Kleinbaum introduced—

S. F. No. 820: A bill for an act appropriating money to the department of military affairs for the St. Cloud national guard armory.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Kleinbaum, Krieger and North introduced—

S. F. No. 821: A bill for an act relating to the practice of medicine; practicing without license; prescribing penalties; amending Minnesota Statutes 1971, Section 147.10.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Pillsbury, by request, introduced—

S. F. No. 822: A bill for an act relating to the claim of Mrs. Gerald Weinzierl; arising from negligence of department of highway; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned:

S. F. No. 74: A bill for an act relating to Steele county; authorizing tax anticipation certificates for certain purposes; amending Laws 1963, Chapter 572, Section 2.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned February 22, 1973

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned:

S. F. No. 559: A resolution memorializing Congress to pass a federal aid highway act for the 1974 and 1975 fiscal years.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned February 22, 1973

Mr. President:

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

S. F. No. 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.

Senate File No. 82 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned February 22, 1973

Mr. Dunn moved that S. F. No. 82 be laid on the table. Which motion prevailed.

Mr. President:

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

S. F. No. 159: A bill for an act relating to the lieutenant governor; setting the salary thereof.

Senate File No. 159 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned February 22, 1973

Mr. Coleman moved that S. F. No. 159 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. Nos. 80, 257, 552, 555, 558, 559, 561, 562, 564, 567, 171, 189, 334, 341, 430 and 437.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted February 22, 1973

FIRST READING OF HOUSE BILLS

H. F. No. 80: A bill for an act relating to juries; abolishing excuse from grand or petit jury service for women; amending Minnesota Statutes 1971, Section 628.49.

H. F. No. 257: A bill for an act relating to special intermediate school district No. 916 in the counties of Ramsey and Washington, providing for members of its governing board; amending Laws 1969, Chapter 775, Section 2, Subdivision 1.

H. F. No. 552: A bill for an act relating to taxes on and measured by net income; estimated tax defined; amending Minnesota Statutes 1971, Section 290.93, Subdivision 3.

H. F. No. 555: A bill for an act relating to taxes on and measured by net income; refund claims; amending Minnesota Statutes 1971, Section 290.50, Subdivision 1.

H. F. No. 558: A bill for an act relating to taxes on and measured by net income; income; credits against tax; amending Minnesota Statutes 1971, Sections 290.06, Subdivision 9; and 290.0607.

H. F. No. 559: A bill for an act relating to taxes on and measured by net income; underpayment; intentional disregard of rules and regulations; providing a penalty; amending Minnesota Statutes 1971, Section 290.53, Subdivision 3, and by adding a subdivision.

H. F. No. 561: A bill for an act relating to taxes on and measured by net income; estimated tax; overpayment; amending Minnesota Statutes 1971, Sections 290.93, Subdivision 9; and 290.936.

H. F. No. 562: A bill for an act relating to taxes on and measured by net income; assessment against fiduciary; form; amending Minnesota Statutes 1971, Section 290.49, Subdivision 2.

H. F. No. 564: A bill for an act relating to taxes on and measured by net income; individual filing requirements; amending Minnesota Statutes 1971, Section 290.37, Subdivision 1.

H. F. No. 567: A bill for an act relating to taxes on and measured by net income; permitting credits against the state income tax for education costs for pupils in nonpublic elementary and secondary schools; amending Minnesota Statutes 1971, Sections 290.086, Subdivision 6; and 290.983, Subdivision 2.

H. F. No. 171: A bill for an act relating to corporations; contents of restated articles, and powers of directors; amending Minnesota Statutes 1971, Sections 301.09; 301.28, Subdivision 4; and 301.37, Subdivision 3.

H. F. No. 189: A bill for an act relating to intoxicating liquor; issuance of on-sale licenses in certain municipalities.

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.

H. F. No. 341: A bill for an act relating to highway traffic regulations; school bus inspections; amending Minnesota Statutes 1971, Section 169.451.

H. F. No. 430: A bill for an act relating to the supreme court; providing for temporary assignment of district judges and justices of the supreme court; amending Minnesota Statutes 1971, Section 2.724, Subdivision 2.

H. F. No. 437: A bill for an act relating to highway traffic reg-

ulations; 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.

Which were read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

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

STATE BOARD OF HUMAN RIGHTS

Douglas Heidenreich, 1237 Lakeview Avenue South, Minneapolis, Hennepin County, appointed effective January 3, 1972, for a term expiring the first Monday of January, 1975.

Vince Kubiak, 966 Hawthorne Avenue East, St. Paul, Ramsey County, appointed effective January 3, 1972, for a term expiring the first Monday of January, 1975.

MINNESOTA MUNICIPAL COMMISSION

Thomas J. Simmons, 412 South 11th, Olivia, Renville County, appointed effective January 5, 1973, for a term expiring June 30, 1975.

POLLUTION CONTROL AGENCY

Mrs. Marion Watson, 2140 West Hoyt Avenue, St. Paul, Ramsey County, appointed effective February 15, 1972, for a term expiring February 15, 1976.

MINNESOTA HOUSING FINANCE AGENCY

Charles Krussell, 1123 St. Paul Avenue, St. Paul, Ramsey County, appointed effective January 26, 1973, for a term expiring January 1, 1977.

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

Mr. Gearty moved that the foregoing Committee report be laid on the table. Which motion prevailed.

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

CIVIL SERVICE BOARD

Cornell L. Moore, 2727 Dean Boulevard, Minneapolis, Hennepin County, appointed effective February 1, 1973, for a term expiring February 1, 1979.

MINNESOTA-WISCONSIN BOUNDARY AREA COMMISSION

Robert Nybo, Jr., 619 Maple Street, Red Wing, Goodhue County, appointed effective January 5, 1972, for a term expiring June 30, 1973.

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

Mr. Gearty moved that the foregoing Committee report be laid on the table. Which motion prevailed.

Mr. Coleman moved that the balance of the Committee Reports at the Desk be now adopted. Which motion prevailed.

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

S. F. No. 666: A bill for an act relating to taxes on and measured by net income; confidentiality of returns; amending Minnesota Statutes 1971, Section 290.611.

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

Page 1, line 11, after the comma and before "consults" insert "*processes.*"

Page 1, line 28, strike "*apply to*" and insert "*prohibit*"

Page 1, line 28, after "*tax*" insert "*return*"

Page 1, line 29, strike "*another*" and insert "*a tax return processor*"

Page 2, line 2, strike "*apply to*" and insert "*prohibit*"

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

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

S. F. No. 554: A bill for an act relating to taxes on and measured by net income; estimated tax; overpayment; amending Minnesota Statutes 1971, Sections 290.93, Subdivision 9; and 290.936.

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

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

S. F. No. 619: A bill for an act relating to taxes on and measured by net income; permitting credits against the state income tax for education costs for pupils in nonpublic elementary and secondary schools; amending Minnesota Statutes 1971, Sections 290.086, Subdivision 6; and 290.983, Subdivision 2.

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

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

S. F. No. 395: A bill for an act relating to assessments; boards of review and boards of equalization; amending Minnesota Statutes 1971, Section 274.01.

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

Mr. Olson, A. G. from the Committee on Local Government, 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; amending Minnesota Statutes 1971, Section 471.192.

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

Page 1, lines 12 through 16, reinstate the stricken language

Page 1, line 14, strike the numbers "30,000" and "32,000" and insert the numbers "32,000" and "35,000"

Page 1, line 29 through page 2, line 12, strike section 2 and 3 and add a new section 2 to read:

"Sec. 2. Notwithstanding the population requirements of Minnesota Statutes, Section 471.192, any and all taxes levied and expenditures made heretofore by the city of Brainerd under authority of said section are hereby validated for all purposes."

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

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

S. F. No. 276: 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.

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

Page 1, line 12, strike "investigational and" and insert "investigative or"

Page 1, line 19, strike "seven" and insert "nine"

Page 1, line 20, strike "14" and insert "18"

Page 1, line 26, after "act" and before the period, insert "; provided that two names shall be submitted for each position as hereinafter prescribed"

Page 2, line 2, strike "and"

Page 2, line 3, after "industry" and before the period, insert "; two members shall be public representatives whose occupation

does not involve, or before their retirement did not involve, acting as a sanitarian or activity in the field of environmental health and who have no, and never have had, material financial interests in the rendering of environmental health services”

Page 2, line 4, strike “Two” and insert “Three”

Page 2, line 5, strike “two” and insert “three”

Page 2, line 7, after “such term” insert “to be determined by lot and”

Page 2, line 11, strike “That member” and insert “Those members”

Page 2, line 14, after “and” and before “act” insert “one such member selected by lot shall”

Page 2, lines 18 and 19, strike “, a secretary and a treasurer” and insert “and such other officers as may be deemed necessary”

Page 2, line 24, after “council” insert “with the approval and assistance of the state board of health”

Page 2, line 25, after “application” strike “to” and insert “for”

Page 2, line 25, after “registration” and before “and” insert “by not later than April 30, 1974”

Page 2, line 28, strike “council” and insert “registration”

Page 3, line 6, strike “with” and insert “to”

Page 3, line 10, strike “to the state board of health”

Page 3, line 12, strike “, and the” and insert “. The”

Page 3, line 23, after the period insert “Such fees shall be deposited in the general fund.”

Page 3, line 24, strike “no”

Page 3, strike line 25 and in line 26 strike “may be reimbursed for” and insert “\$35 per day spent on council activities as well as being reimbursed for”

Page 4, line 3, strike “,” and insert in lieu thereof “or”

Page 4, line 3, after “incompetent” strike “or of”

Page 4, line 4, strike “poor moral character,”

Page 4, line 9, strike “a” and insert “an accredited”

Page 4, lines 10 and 11, strike “accredited by the United States Department of Education”

Page 4, line 13, after “from” strike “a” and insert “an accredited”

Page 4, lines 14 and 15, strike “accredited by the United States Department of Education”

Page 4, line 18, strike “as approved by the council”

Page 4, line 20, strike “,” and insert in lieu thereof “or”

Page 4, line 21, strike "or of poor moral character"

Page 4, line 24, strike "may" and insert "shall"

Page 4, line 27, strike "March 31, 1974" and insert "April 30, 1975"

Page 5, line 2, strike "," and insert in lieu thereof "or" and after "incompetent" strike "or of poor"

Page 5, line 3, strike "moral character"

Page 5 after line 5 insert:

"Sec. 4. (REVOCATION.) The state board of health with the approval of the council may, pursuant to Minnesota Statutes 1971, Chapter 15, adopt rules and regulations defining the grounds for suspension or revocation of a registration for cause shown. Any action of the board in suspending or revoking a registration may be subject to review by a writ of certiorari issued by the district court of any county."

Page 5, line 10, strike "of their qualifications" and insert "as to the equivalency or registration"

Page 5, line 11, after "of" insert "the"

Renumber the sections accordingly

Amend the title as follows: in line 3 before the semicolon, insert "to the state board of health"

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

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 436: A bill for an act relating to commerce; prohibiting the advertisement that a product is manufactured by Indians unless such product is in fact so manufactured; providing a penalty.

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

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

"Section 1. Minnesota Statutes 1971, Section 325.41 is amended to read:

325.41 [IMITATION INDIAN-MADE GOODS TO BE BRANDED.] All goods, wares, and merchandise known as moccasins, bead work, birchbark baskets, deerskin work, grass rugs, sweet grass baskets, and other goods which are manufactured or produced in imitation of genuine ~~Minnesota~~ *American* Indian hand-made goods, wares, or merchandise shall be branded, labeled, or marked, as hereinafter provided, before being exposed for sale and shall not be exposed or sold without such brand, label or mark thereon. *For purposes of this section, Indian-made goods are those made exclusively by persons who are of at least one-quarter Indian*

blood or who are listed on the rolls of the United States Bureau of Indian Affairs as Indians.

Sec. 2. Minnesota Statutes 1971, Section 325.42, is amended to read:

325.42 [BRAND.] The brand, label, or mark required by section 325.41 shall be the words "imitation not Indian-made" and shall be placed or attached outside of and on a conspicuous part of the finished article so as to be plainly visible to the purchasing public, and shall be the size and style known as great primer Roman capitals. Such brand or mark, if the article will permit, shall be placed upon it, but when such branding or marking is impossible a label shall be used and attached thereto.

Sec. 3. Minnesota Statutes 1971, Section 325.48, Subdivision 2, is amended to read:

Subd. 2. [MISDEMEANORS.] (1) Any person, firm, or corporation, whether as principal, agent, officer, or director, for himself, or itself, or for another person, firm, or corporation, wilfully violating the provisions of sections 325.03, 325.04, 325.05, and 325.075 shall be guilty of a misdemeanor.

Any person who, either as director, officer, or agent of any firm or corporation or as agent of any person violating the provisions of sections 325.03, 325.04, 325.05, and 325.075, knowingly assists or aids directly or indirectly in such violation shall be responsible therefor equally with the person, firm, or corporation for whom or which he acts.

(2) Any person, company, or corporation violating any of the provisions of sections 325.34 to 325.37 shall be deemed guilty of a misdemeanor; and, upon conviction thereof, for the first offense, punished by a fine of not less than \$25 nor more than \$50 and for each subsequent offense by a fine of not less than \$50 nor more than \$100.

(3) Any person who violates the provisions of sections ~~325.41 to 325.43~~ or any of the provisions of sections 325.45 to 325.47 shall be guilty of a misdemeanor.

Sec. 4. Minnesota Statutes 1971, Chapter 325, is amended by adding a section to read:

[325.431] [REMEDIES.] *Any person injured by a violation of sections 325.41 to 325.43 may bring civil action and recover damages, together with costs and disbursements, including reasonable attorney's fees, and receive other equitable relief as determined by the court."*

Further amend the title as follows:

On line 2, strike "prohibiting the"

Strike lines 3 through 6 and insert in lieu thereof "providing remedies and labeling requirements for the sale or possession for sale of imitation Indian-made goods; amending Minnesota Statutes 1971, Sections 325.41; 325.42; 325.48, Subdivision 2; and Chapter 325, by adding a section."

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

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 403: A bill for an act relating to manpower services; unemployment compensation; defining employment; exceptions; amending Minnesota Statutes 1971, Section 268.04, Subdivision 12.

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

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

S. F. No. 439: A bill for an act proposing an amendment to the Minnesota Constitution, Article VIII, Section 4; permitting the income from the permanent school fund to be apportioned by law for all scholars under 21 years of age.

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

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

S. F. No. 697: A bill for an act relating to education; textbooks; license to sell; failure to conform to agreement; failure to place samples or descriptions on file; prescribing penalties; amending Minnesota Statutes 1971, Sections 126.16; 126.17; and 127.22.

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

Page 2, line 11, between "any" and "textbook" insert "*such*" and after "textbook" strike "*or description thereof so filed by*"

On page 2, line 12, strike the following at the beginning of the line: "the person, company, or corporation"

On page 2, line 16, after "*or*" strike "*to*" and insert in lieu thereof: "*in accordance with*"

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

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

S. F. No. 170: A bill for an act relating to real estate; qualifications of advisory commission members; amending Minnesota Statutes 1971, Section 82.125, Subdivision 1.

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

Page 1, lines 17 and 18, strike "*shall be other than real estate brokers*" and insert in lieu thereof "*members shall be persons who are not, or before their retirement were not, real estate brokers or salesmen or persons who obtained a regular portion of their income from the business of real estate sales or a directly related activity*"

Page 1, after line 24, add a new section to read:

"Sec. 2. *Section 1 shall be implemented as a vacancy occurs.*"

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

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

S. F. No. 233: A bill for an act relating to retirement; providing for certain benefits under the highway patrolmen's retirement law; amending Minnesota Statutes 1971, Section 352B.11, Subdivision 2.

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

Page 2, lines 23 and 24, restore the stricken language

Page 2, line 24, in the restored language, strike the figure "\$200" and insert in lieu thereof "\$400"

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

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

S. F. No. 228: A bill for an act relating to the firemen's relief association in the village of Golden Valley; amending Laws 1971, Chapter 140, Sections 1, 2, 3 and 4.

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

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

S. F. No. 368: A bill for an act relating to retirement; firemen's service pensions in the village of Hoyt Lakes.

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

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

S. F. No. 306: A bill for an act relating to education; providing for apportionment of certain school aids; amending Minnesota Statutes 1971, Sections 124.09 and 124.10.

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

Page 1, line 23, strike "Subdivision 1."

Page 1, strike lines 28-30.

Page 2, renumber the subdivisions in sequence.

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

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

H. F. Nos. 80, 171, 189, 257, 334, 341, 437 and 559 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. No. 80 and 171 to the Committee on Judiciary.

H. F. No. 189 to the Committee on Labor and Commerce.

H. F. No. 257 to the Committee on Education.

H. F. No. 334 to the Committee on Metropolitan and Urban Affairs.

H. F. No. 341 and 437 to the Committee on Transportation and General Legislation.

H. F. No. 559 to the Committee on Taxes and Tax Laws.

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

SECOND READING OF SENATE BILLS

S. F. Nos. 666, 554, 619, 395, 226, 436, 403, 697, 170, 233, 228, 368 and 306 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Coleman moved that S. F. No. 159 be taken from the table. Which motion prevailed.

CONCURRENCE AND REPASSAGE

Mr. Coleman moved that the Senate do now concur in the amendments by the House to S. F. No. 159 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 159 was read the third time, as amended by the House, and placed on its repassage.

S. F. No. 159: A bill for an act relating to the lieutenant governor; setting the salary thereof; appropriating moneys.

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

And the roll being called, there were yeas 47 and nays 17, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Lewis	Olson, H. D.	Stassen
Arnold	Gearty	Lord	O'Neill	Stokowski
Ashbach	Hansen, Baldy	McCutcheon	Perpich, A. J.	Tennessen
Blatz	Hughes	Milton	Perpich, G.	Thorup
Chenoweth	Humphrey	Moe	Pillsbury	Ueland
Chmielewski	Keefe, S.	North	Purfeerst	Wegener
Coleman	Kirchner	Novak	Schaaf	Willet
Conzemius	Kleinbaum	Ogdahl	Schrom	
Davies	Larson	Olhoft	Solon	
Doty	Laufenburger	Olson, A. G.	Spear	

Those who voted in the negative were:

Bang	Dunn	Jensen	Krieger	Sillers
Berg	Frederick	Josefson	Olson, J. L.	
Bernhagen	Hansen, Mel	Keefe, J.	Patton	
Brown	Hanson, R.	Knutson	Renneke	

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Tennessen moved that the name of Mr. Hanson, R. be added as co-author to S. F. No. 410. Which motion prevailed.

Mr. Ogdahl moved that the name of Mr. Stassen be added as co-author to S. F. No. 814. Which motion prevailed.

Mr. Conzemius moved that the report from the Committee on Health, Welfare and Corrections reported February 1, 1973 pertaining to appointments be taken from the table. Which motion prevailed.

Mr. Conzemius moved that the foregoing report be now adopted. Which motion prevailed. Report adopted.

CONFIRMATION

Mr. Conzemius moved that in accordance with the report of the Committee on Health, Welfare and Corrections, reported February 1, 1973, the Senate having advised with do now consent to and confirm the appointments of:

COMMISSIONER OF THE MINNESOTA DEPARTMENT OF PUBLIC WELFARE

Mrs. Vera J. Likins, 1748 Wellesley Avenue, St. Paul, Ramsey County, appointed effective August 1, 1972, for a term expiring January 1, 1975.

ADULT CORRECTIONS COMMISSION

Charles W. Poe, 1614 Cedar Lane, Newport, Washington County, appointed effective March 17, 1972, for a term expiring the first Monday of January, 1974.

Mrs. Annette Whiting, 622 East School, Owatonna, Steele County, appointed effective June 1, 1972, for a term expiring January 1, 1975.

Which motion prevailed. Which appointments were confirmed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Krieger moved to amend the report from the Committee on Mileage as it appears on page 196 of the Senate Journal as follows:

Strike the mileage and amount opposite the name of Harold G. Krieger and insert in lieu thereof: Round-trip mileage, "154" and amount "\$23.10"

Which motion prevailed. So the amendment was adopted.

Mr. Perpich, A. J. moved that the report from the Committee on Taxes and Tax Laws reported February 12, 1973 pertaining to appointments be taken from the table. Which motion prevailed.

Mr. Perpich, A. J. moved that the foregoing report be now adopted. Which motion prevailed.

CONFIRMATION

Mr. Perpich, A. J., moved that in accordance with the report of the Committee on Taxes and Tax Laws, reported February 12, 1973, the Senate having advised with do now consent to and confirm the appointment of:

TAX COURT

Duane Peterson, 418 Hiawatha Boulevard, Winona, Winona County, appointed effective January 21, 1972, for a term expiring March 1, 1977.

Which motion prevailed. Which appointment was confirmed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Hughes moved that S. F. No. 108, No. 1 on the Calendar be stricken and returned to General Orders. Which motion prevailed.

Mr. Coleman moved that the name of Mr. Nelson be added as co-author of S. F. No. 377. Which motion prevailed.

Mr. Ashbach moved that H. F. No. 54, No. 3 on the Calendar of Ordinary Matters be stricken and returned to General Orders. Which motion prevailed.

Mr. Anderson moved that S. F. No. 616, No. 1 on the Calendar of Ordinary Matters be stricken and returned to General Orders. Which motion prevailed.

CALENDAR OF ORDINARY MATTERS

H. F. No. 197: A bill for an act relating to highway traffic regulations; trailer and towing equipment; flags to be displayed; amending Minnesota Statutes 1971, Section 169.82.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

GENERAL ORDERS

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

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

S. F. No. 67 which the committee recommends to pass with the following amendments, offered by Messrs. Conzemius and Ashbach:

Mr. Conzemius moved to amend S. F. No. 67, first engrossment, as follows:

Page 4, strike lines 15 through 28.

Page 5, strike lines 1 through 5.

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 34 and nays 31, as follows:

Those who voted in the affirmative were:

Ashbach	Doty	Lord	O'Neill	Stokowski
Berg	Humphrey	Moe	Patton	Tennessen
Bernhagen	Josefson	Novak	Perpich, A. J.	Thorup
Borden	Keefe, S.	Olhoft	Purfeerst	Ueland
Chmielewski	Kleinbaum	Olson, A. G.	Renneke	Wegener
Coleman	Knutson	Olson, H. D.	Schrom	Willet
Conzemius	Lewis	Olson, J. L.	Solon	

Those who voted in the negative were:

Anderson	Dunn	Jensen	Milton	Sillers
Arnold	Frederick	Keefe, J.	Nelson	Spear
Bang	Gearty	Kirchner	North	Stassen
Blatz	Hansen, Baldy	Kowalczyk	Ogdahl	
Brown	Hansen, Mel	Krieger	Perpich, G.	
Chenoweth	Hanson, R.	Laufenburger	Pillsbury	
Davies	Hughes	McCutcheon	Schaaf	

Which motion prevailed. So the amendment was adopted.

Mr. Conzemius moved to amend S. F. No. 67, first engrossment, as follows:

Amend the title in line 10 by striking “; 85.015, Subdivision 1;” and in lines 11 and 12 by striking the existing language and inserting in lieu thereof “.”

Which motion prevailed. So the amendment was adopted.

Mr. Ashbach moved to amend S. F. No. 67, as follows:

Page 3, line 26, strike “*natural resources*” and insert in lieu thereof “*administration*”

Which motion prevailed. So the amendment was adopted.

The question recurring on the committee recommendation of S. F. No. 67,

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

Those who voted in the affirmative were:

Arnold	Frederick	Keefe, J.	North	Spear
Bang	Gearty	Kirchner	Novak	Stassen
Borden	Hansen, Baldy	Kleinbaum	Ogdahl	Stokowski
Chenoweth	Hanson, R.	Laufenburger	Olson, J. L.	Tennessee
Coleman	Hughes	Lewis	Perpich, A. J.	
Davies	Humphrey	McCutcheon	Pillsbury	
Dunn	Jensen	Milton	Schaaf	
Fitzsimons	Josefson	Nelson	Sillers	

Those who voted in the negative were:

Anderson	Chmielewski	Krieger	O'Neill	Solon
Ashbach	Conzemius	Larson	Patton	Thorup
Berg	Doty	Lord	Perpich, G.	Ueland
Bernhagen	Keefe, S.	Olhoft	Purfeerst	Wegener
Blatz	Knutson	Olson, A. G.	Renneke	Willet
Brown	Kowalczyk	Olson, H. D.	Schrom	

So the committee recommends S. F. No. 67 to pass as amended.

The committee also considered S. F. No. 371, to which Mr. Humphrey offered the following amendment:

Page 1, line 17, strike “is” and insert “will be”

Page 1, line 17, after the word “adequate” and before the period insert “, if the state can set stricter emission regulations than the commission and the agreement applies to production and utilization facilities”

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 32 and nays 34, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Lord	Perpich, G.	Tennesen
Borden	Hughes	Milton	Purfeerst	Thorup
Chenoweth	Humphrey	Moe	Schaaf	Wegener
Coleman	Keefe, S.	North	Schrom	Willet
Conzemius	Kleinbaum	Olhoft	Solon	
Davies	Laufenburger	Olson, H. D.	Spear	
Doty	Lewis	Perpich, A. J.	Stokowski	

Those who voted in the negative were:

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

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

The committee then progressed S. F. No. 371.

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 noon, Thursday, March 1, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

NINETEENTH DAY

St. Paul, Minnesota, Thursday, March 1, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

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

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

Quorum present.

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

MEMBERS EXCUSED

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

February 23, 1973

The Honorable Alec G. Olson
President of the Senate

Sir:

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

S. F. No. 559, A resolution memorializing Congress to pass a federal aid highway act for the 1974 and 1975 fiscal years.

Sincerely,
Wendell R. Anderson, Governor

February 26, 1973

The Honorable Alec Olson
President of the Senate

Sir:

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

S. F. No. 159: An act relating to the lieutenant governor; setting the salary thereof; appropriating moneys.

Sincerely,
Wendell R. Anderson, Governor

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

The Honorable Alec G. Olson, President
of the Senate

Sir:

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:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
559		Res. #2	February 23, 1973	February 23, 1973

Sincerely,
Arlen Erdahl
Secretary of State

INTRODUCTION OF BILLS

Messrs. Frederick, Chmielewski and Berg introduced—

S. F. No. 823: A bill for an act relating to county sheriffs; collection of fees and per diems required by law; amending Minnesota Statutes 1971, Section 387.20, Subdivision 5.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Hughes, Jensen and Borden introduced—

S. F. No. 824: A bill for an act relating to probate; regulating the inventory and appraisal of guardianships and decedents' estates; amending Minnesota Statutes 1971, Sections 525.33; 525.71; and Chapter 525, by adding a section; repealing Minnesota Statutes 1971, Section 525.331.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Hughes, Ashbach and Conzemius introduced—

S. F. No. 825: A bill for an act relating to motor vehicles; safety responsibility of owners and operators of motor vehicles; security requirements; amending Minnesota Statutes 1971, Sections 170.21, Subdivision 3; 170.26; 170.27; 170.32; and 170.34, Subdivision 1.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Hughes, Brown and Moe introduced—

S. F. No. 826: A bill for an act relating to real property; subdivision plats; parks and playgrounds; providing municipalities with the option of electing land or cash contributions from developers for parks and playgrounds; amending Minnesota Statutes 1971, Section 462.358, Subdivision 2.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Hughes, Schaaf and Pillsbury introduced—

S. F. No. 827: A bill for an act relating to courts; grand juries; causes of challenge to a grand juror; amending Minnesota Statutes 1971, Section 628.54.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Lewis, Conzemius and O'Neill introduced—

S. F. No. 828: A bill for an act relating to game and fish; protection of wildlife held for exhibition purposes; providing a penalty; amending Minnesota Statutes 1971, Section 346.21, Subdivision 8.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Hughes; Olson, H. D. and Sillers introduced—

S. F. No. 829: A bill for an act relating to education; authorizing payment of certain surplus school funds in county treasuries to certain school districts; amending Minnesota Statutes 1971, Chapter 124, by adding a section.

Which was read the first time and referred to the Committee on Education.

Messrs. Hughes, Blatz and Olson, A. G. introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. North, Solon and Kirchner introduced—

S. F. No. 831: A bill for an act relating to public welfare; providing for financial responsibility of nonresident parents of state hospital patients; amending Minnesota Statutes 1971, Section 246.51.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Milton introduced—

S. F. No. 832: A bill for an act relating to public health; regulating and certifying x-ray machine operators and prescribing fees; appropriating money; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

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

Mr. Purfeerst introduced—

S. F. No. 833: A bill for an act relating to the claim of Florence Rodrick; arising from negligence by the Minnesota historical society employees; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Stassen, Thorup and McCutcheon introduced—

S. F. No. 834: A bill for an act relating to taxation; providing for the treatment of college educational expenses of dependents for income tax purposes; amending Minnesota Statutes 1971, Section 290.09, by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Brown introduced—

S. F. No. 835: A bill for an act relating to the claim of Albert M. Firth; arising from negligence by employees of Minnesota state prison; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

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

S. F. No. 836: A bill for an act proposing an amendment to the Minnesota Constitution, Article V, Sections 1, 4 and 5; providing that the secretary of state, auditor and treasurer be appointed.

Which was read the first time and referred to the Committee on Governmental Operations.

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

Messrs. Doty, Chenoweth and Knutson introduced—

S. F. No. 837: A bill for an act relating to public welfare; raising the age limitation on licensure of foster care facilities; amending Minnesota Statutes 1971, Section 257.081, Subdivision 6.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Hughes, Moe and Dunn introduced—

S. F. No. 838: A bill for an act relating to the department of natural resources; providing conservation officers with the powers of peace officers; amending Minnesota Statutes 1971, Section 84.028, Subdivision 3.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Kowalczyk, Stassen and Conzemius introduced—

S. F. No. 839: A bill for an act relating to public health; measles immunization of school children; amending Minnesota Statutes 1971, Section 123.70, Subdivision 1.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Borden introduced—

S. F. No. 840: A bill for an act relating to education; state aids and teacher contracts in districts operating year-round schools;

amending Minnesota Statutes 1971, Sections 124.20 and 125.12, by adding a subdivision.

Which was read the first time and referred to the Committee on Education.

Mr. Schrom introduced—

S. F. No. 841: A bill for an act relating to natural resources; appropriating funds to the department of natural resources for dam repair and reconstruction.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Ueland introduced—

S. F. No. 842: A bill for an act relating to the city of Mankato; authorizing tax levy for the Mankato Symphony Orchestra Association, Inc.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Kowalczyk, Nelson and Ashbach introduced—

S. F. No. 843: A bill for an act relating to intoxicating liquor; number of on-sale licenses in municipalities operating municipal liquor stores; amending Minnesota Statutes 1971, Section 340.353, Subdivision 5.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Olson, J. L.; Laufenburger and Brown introduced—

S. F. No. 844: A bill for an act relating to game and fish; exporting of fish by private fish hatcheries; amending Minnesota Statutes 1971, Section 97.48, Subdivision 22.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 845: A bill for an act relating to civil service; placing certain division heads in the unclassified service; amending Minnesota Statutes 1971, Section 43.09, Subdivision 2.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. North, Milton and McCutcheon introduced—

S. F. No. 846: A bill for an act providing for the registration and regulation of automotive repair dealers by a bureau of automotive

repair within the section of consumer services in the department of commerce; providing penalties.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Borden, Anderson and Knutson introduced—

S. F. No. 847: A bill for an act relating to county courts; providing for regular sessions outside of county seats in certain cases; providing to municipalities an election to employ the county attorney for misdemeanor prosecutions; providing for the distribution of misdemeanor fine moneys; amending Minnesota Statutes 1971, Sections 487.01, Subdivision 1; 487.21, Subdivision 1; 487.25, Subdivision 10; 487.33, Subdivision 5, and 487.35, Subdivision 2.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Spear, Milton and Borden introduced—

S. F. No. 848: A bill for an act relating to the legislature; prescribing certain functions of the reconversion study commission; appropriating money; amending Laws 1971, Chapter 806, Section 1, Subdivisions 1, 2, 3 and 6, and by adding subdivisions.

Which was read the first time and referred to the Committee on Rules and Administration.

Messrs. Spear, Sillers and Gearty introduced—

S. F. No. 849: A bill for an act relating to taxes on and measured by net income; income; education cost deduction; amending Minnesota Statutes 1971, Section 290.086, Subdivision 8.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Jensen introduced—

S. F. No. 850: A bill for an act relating to the claim of Mrs. Elizabeth Jenniges; arising from negligence of a state ward; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Lewis, Bang and North introduced—

S. F. No. 851: A bill for an act relating to the Minnesota society for the prevention of cruelty; appropriating money thereto.

Which was read the first time and referred to the Committee on Finance.

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

S. F. No. 852: A bill for an act relating to taxation; assessment and valuation of property; property used for refining of crude petroleum; property used for parking ramps; repealing Minnesota Statutes 1971, Section 273.13, Subdivisions 13 and 14.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, A. J.; Blatz and Olhoft introduced—

S. F. No. 853: A bill for an act relating to taxation; individuals exempt from the income tax; providing that individuals serving in the armed forces of the United States shall be exempt from the Minnesota income tax for the year 1973; amending Minnesota Statutes 1971, Section 290.05, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Stassen introduced—

S. F. No. 854: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 855: A bill for an act relating to labor relations; prohibiting employment of professional strikebreakers during strikes and lockouts; amending Minnesota Statutes 1971, Sections 179.01, by adding a subdivision; and 179.12.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Hughes, Milton and Krieger introduced—

S. F. No. 856: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

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

Messrs. Chenoweth, Kleinbaum and Ogdahl introduced—

S. F. No. 857: A bill for an act relating to retirement; the Min-

nesota 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Kleinbaum and Ogdahl introduced—

S. F. No. 858: A bill for an act relating to the public employees retirement association; appointing assistant attorney general to be assigned to three retirement funds; making various changes in the law to clarify meaning and to eliminate obsolete, repetitive or unnecessary language; amending Minnesota Statutes 1971, Chapter 8, by adding a section; Sections 353.01, Subdivisions 2, 4, 15, 16, 20, and 31; 353.03, Subdivision 1; 353.06; 353.13, Subdivisions 1 and 2; 353.27, Subdivision 4, and by adding a subdivision; 353.28, Subdivisions 4 and 10; 353.32, Subdivision 4; 353.33, Subdivision 2; 353.40; 353.655, Subdivisions 1 and 2, and by adding a subdivision; 353.657, Subdivisions 1, 2, and 3; 353.67; 353.68, Subdivision 4; and repealing Minnesota Statutes 1971, Sections 353.26, Subdivision 1; 353.33, Subdivision 10; 353.66; 353.68, Subdivisions 2, 3, 5, 6, and 8; and 355.301.

Which was read the first time and referred to the Committee on Governmental Operations.

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

S. F. No. 859: A bill for an act relating to taxation; excess levies for auditing expenses; amending Minnesota Statutes 1971, Section 215.26, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Hughes, Chenoweth and Hanson, R. introduced—

S. F. No. 860: A bill for an act relating to safety responsibility; abstract of operating record; fees; amending Minnesota Statutes 1971, Section 170.23; repealing Minnesota Statutes 1971, Section 170.231.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Perpich, G.; Conzemius and Arnold introduced—

S. F. No. 861: A bill for an act relating to Independent School District Number 707 in St. Louis county; providing an exemption therefor from the provisions of Minnesota Statutes 1971, Sections 122.41 to 122.52.

Which was read the first time and referred to the Committee on Education.

Messrs. Perpich, A. J.; Spear and Chenoweth introduced—

S. F. No. 862: A bill for an act relating to juries; abolishing excuse from grand or petit jury service for women; amending Minnesota Statutes 1971, Section 628.49.

Which was read the first time and referred to the Committee on Judiciary.

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

S. F. No. 863: A bill for an act relating to retirement; authorizing termination of membership by certain members of the public employees retirement association; amending Minnesota Statutes 1971, Section 355.73, by adding a subdivision; repealing Minnesota Statutes 1971, Section 355.73, Subdivision 6.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Perpich, G.; Spear and Doty introduced—

S. F. No. 864: A bill for an act relating to education; prohibiting release of information relating to students; providing penalty.

Which was read the first time and referred to the Committee on Judiciary.

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

S. F. No. 865: A bill for an act relating to workmens compensation; providing for penalty for unsafe equipment and places of employment; amending Minnesota Statutes 1971, Chapter 176, by adding a section.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Blatz, Hughes and Nelson introduced—

S. F. No. 866: A bill for an act creating the legislative post audit commission to study the accomplishment of the purposes of appropriations; appropriating money therefor.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Schaaf introduced—

S. F. No. 867: A bill for an act relating to the claim of Leonard Mostrom; arising from loss of crops due to geese; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Coleman and Krieger introduced—

S. F. No. 868: A bill for an act relating to employees of the state; providing pay raises to certain employees who have not received a pay raise since July 1, 1970.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Bernhagen, Knutson and Berg introduced—

S. F. No. 869: A bill for an act relating to courts; setting jurisdictional limit of conciliation court within the county court at \$500; amending Minnesota Statutes 1971, Section 487.30.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Borden, Bang and Moe introduced—

S. F. No. 870: A bill for an act relating to banks and banking; authorizing certain branch banks; permitting consolidation of banks in regions; amending Minnesota Statutes 1971, Sections 48.34 and 49.34.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Hansen, Mel; Gearty and Kirchner introduced—

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 16.82, by adding a subdivision.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Novak, Coleman and Krieger introduced—

S. F. No. 872: A bill for an act abolishing the legislative buildings commission; repealing Minnesota Statutes 1971, Sections 3.421 to 3.471.

Which was read the first time and referred to the Committee on Finance.

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

Messrs. Hughes, Ueland and Solon introduced—

S. F. No. 873: A bill for an act relating to education; providing for state aid to school districts based upon average daily membership; amending Minnesota Statutes 1971, Sections 124.25 and 124.30, Subdivisions 1 and 2.

Which was read the first time and referred to the Committee on Education.

Messrs. Hughes, Ashbach and Gearty introduced—

S. F. No. 874: A bill for an act relating to occupations and professions; licensing of dealers and persons engaged in the fitting and sale of hearing aids; prohibiting certain practices and providing penalties; creating a council on hearing aids and prescribing its duties.

Which was read the first time and referred to the Committee on Governmental Operations.

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

S. F. No. 875: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Anderson, Jensen and Pillsbury introduced—

S. F. No. 876: A bill for an act relating to tort liability of school districts and certain towns; amending Minnesota Statutes 1971, Section 466.12, Subdivision 4.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Fitzsimons and Arnold introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Fitzsimons, Purfeerst and Kirchner introduced—

S. F. No. 878: A bill for an act relating to highways; the estab-

ishment of recreational vehicle lanes on state, county and town road rights of way, including bridges and underpasses; amending Minnesota Statutes 1971, Sections 161.20, Subdivision 2; 161.21, Subdivision 1; 165.02; and 167.50, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Chenoweth, O'Neill and Hughes introduced—

S. F. No. 879: A bill for an act relating to Ramsey county; providing for the commissioner districts and membership; amending Special Laws 1891, Chapter 438, Section 1, as amended.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Perpich, A. J.; Blatz and Borden introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Nelson, Gearty and O'Neill introduced—

S. F. No. 881: A bill for an act relating to labor and industry; adopting the federal occupational safety and health act of 1970, as amended, including penalty provisions, and rules and regulations adopted pursuant thereto; authorizing the governor to employ additional personnel for its administration and enforcement; appropriating money; suspending the provisions of Minnesota Statutes 1971, Sections 182.01 to 182.08; 182.10 to 182.62; and 183.05 to 183.34 for a certain period of time.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Moe, Ogdahl and Doty introduced—

S. F. No. 882: A bill for an act relating to transportation; appropriating money to the public service commission for the purpose of contracting for railroad passenger service.

Which was read the first time and referred to the Committee on Finance.

Messrs. Gearty; Hansen, Baldy and Kirchner introduced—

S. F. No. 883: A bill for an act relating to employment; employment agencies; regulating employment practices; providing penalties; amending Minnesota Statutes 1971, Sections 184.21, Subdivi-

sion 2; 184.30, Subdivision 1; 184.31; 184.32; 184.33; 184.34, by adding a subdivision; 184.38, Subdivisions 3, 13, 14, and by adding subdivisions; and 325.905.

Which was read the first time and referred to the Committee on Governmental Operations.

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

Messrs. O'Neill, Doty and Nelson introduced—

S. F. No. 884: A bill for an act relating to crimes and criminals; providing compensation for victims of violent crimes; imposing fines; appropriating money.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. North, Hughes and Dunn introduced—

S. F. No. 885: A bill for an act relating to the Minnesota pollution control agency; standardizing the enforcement provisions applicable to air, water and land pollution control regulations and standards; providing criminal and civil penalties; authorizing recovery of litigation expenses; amending Minnesota Statutes 1971, Sections 115.07, Subdivision 4; 116.08; Chapter 115, by adding sections; and Chapter 116 by adding a section; and repealing Minnesota Statutes 1971, Sections 115.07, Subdivision 6; 115.45; and 115.47.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Chmielewski and Willet introduced—

S. F. No. 886: A bill for an act relating to eminent domain; authorizing procedures other than those prescribed in Minnesota Statutes, Chapter 117, when such other procedures are provided by charter, ordinance or statute; amending Minnesota Statutes 1971, Section 117.011.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Anderson, Kleinbaum and O'Neill introduced—

S. F. No. 887: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. North, Kowalczyk and Keefe, S. introduced—

S. F. No. 888: 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, Subdivisions 6 and 8, and by adding a subdivision.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Purfeerst; Olson, J. L. and Thorup introduced—

S. F. No. 889: 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, and 65B.17.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Perpich, G.; Wegener and Purfeerst introduced—

S. F. No. 890: A bill for an act relating to natural resources; predators; authorizing payment of incentive payments for predators taken; appropriating money.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Borden, Arnold and Wegener introduced—

S. F. No. 891: A bill for an act relating to natural resources; regulating the harvest of wild rice in Aitkin, Crow Wing, Mille Lacs, and Morrison counties; providing a penalty.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Kleinbaum introduced—

S. F. No. 892: A bill for an act relating to the claim of city of St. Cloud; arising from benefits due from improvements made abutting state owned property; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Knutson, by request, introduced—

S. F. No. 893: A bill for an act relating to the claim of Sreeramulu Nagubandi; arising from negligence by the university of Minnesota; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Knutson and Kowalczyk introduced—

S. F. No. 894: A bill for an act relating to banks and banking; disposition of joint accounts; amending Minnesota Statutes 1971, Section 48.30.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Renneke introduced—

S. F. No. 895: A bill for an act authorizing the county board of Sibley county to annually appropriate money as a contingent fund for use by the chairman of the board for incidental costs and expenses.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Jensen, Conzemius and Pillsbury introduced—

S. F. No. 896: A bill for an act creating a commission to study the desirability of a unicameral legislature; appropriating money.

Which was read the first time and referred to the Committee on Rules and Administration.

Messrs. Doty; Olson, J. L. and North introduced—

S. F. No. 897: A bill for an act relating to highway traffic regulation; driving under influence of alcoholic beverage or drugs; increasing mandatory sentence for violation; amending Minnesota Statutes 1971, Section 169.121, Subdivision 3.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Gearty; Keefe, J. and Lewis introduced—

S. F. No. 898: A bill for an act relating to the Hennepin county municipal court; providing salaries; amending Minnesota Statutes 1971, Section 488A.021, Subdivision 8.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Gearty; Keefe, J. and Lewis introduced—

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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Conzemius, Brown and Lord introduced—

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 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Conzemius and Willet introduced—

S. F. No. 901: A resolution memorializing Congress and the President to restore federal assistance for sewage disposal projects.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk, with the exception of the Report from the Committee on Rules and Administration pertaining to S. F. No. 740 and reports pertaining to confirmation of appointments be now adopted. Which motion prevailed.

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

S. F. No. 527: A bill for an act relating to wild animals; regulating the public exhibition of wildlife; providing penalties; amending Minnesota Statutes 1971, Chapter 97, by adding a section, and Section 346.21, Subdivision 8.

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

Mr. Arnold from the Committee on Natural Resources and Agriculture, 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.

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

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

S. F. No. 545: A bill for an act relating to wild animals; requiring permits of certain persons exporting minnows from the state; amending Minnesota Statutes 1971, Section 101.42, Subdivision 6.

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

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

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.

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

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

S. F. No. 151: A bill for an act relating to highway traffic regulations; application of laws; operation of authorized emergency vehicles; amending Minnesota Statutes 1971, Section 169.03.

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

Page 2, line 2, strike the entire line and insert: "*notwithstanding any law or ordinance to the contrary*"

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

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

S. F. No. 606: A bill for an act relating to safety responsibility; the fee for certified abstract of operating record; amending Minnesota Statutes 1971, Section 170.23; repealing Minnesota Statutes 1971, Section 170.231.

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

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

S. F. No. 277: A bill for an act relating to highway traffic regulations; size, weight and load limitations; amending Minnesota Statutes 1971, Section 169.80, Subdivision 1.

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

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

S. F. No. 179: A bill for an act relating to motor vehicles; unattended vehicles; amending Minnesota Statutes 1971, Section 169.36.

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

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

S. F. No. 149: A bill for an act relating to traffic regulations; defining authorized emergency vehicle; amending Minnesota Statutes 1971, Section 169.01, Subdivision 5.

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

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

S. F. No. 213: A bill for an act relating to taxation; valuation and assessment of certain mobile homes; amending Minnesota Statutes 1971, Section 273.13, Subdivisions 3 and 4.

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

Page 2, after line 17, add a section to read:

“Sec. 3. The provisions of this act shall apply to assessments in 1973 and thereafter.”

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

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

S. F. No. 758: A bill for an act relating to taxes on and measured by net income; references in withholding requirements; amending Minnesota Statutes 1971, Section 290.92, Subdivisions 6, 7, 8, 9, 11, 12, 13 and 15.

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

Page 15, after line 10, add a section to read:

“Sec. 9. This act is effective upon final enactment.”

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

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

S. F. No. 763: A bill for an act relating to taxation; the sales and use tax; sales price; amending Minnesota Statutes 1971, Section 297A.01, Subdivision 8.

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

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

S. F. No. 391: A bill for an act relating to towns; legal counsel; increasing allowable fees for legal services; amending Minnesota Statutes 1971, Section 368.121.

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

Page 1, line 9, strike "Notwithstanding"

Page 1, line 10, strike "any other provision of law or statute to the contrary,"

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

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

S. F. No. 93: A bill for an act relating to parks; application of certain laws to the acquisition, establishment, and maintenance of parks by counties; amending Minnesota Statutes 1971, Section 398.31.

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

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

S. F. No. 614: A bill for an act relating to the county of Olmsted, joint districts for public water and sewer improvements; amending Laws 1971, Chapter 916, Section 26.

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

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

H. F. No. 34: A resolution urging Amtrak to restore St. Paul as a regular passenger stop.

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

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

S. F. No. 553: A bill for an act relating to state government operations; repealing the rural credit law and disposing of rural credit records; amending Minnesota Statutes 1971, Section 9.071; and Chapter 46, by adding a section; repealing Minnesota Statutes 1971, Chapter 41.

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

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

S. F. No. 623: A bill for an act relating to the attorney general; appearance of the attorney general in court proceedings; amending Minnesota Statutes 1971, Section 8.01.

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

Page 1, line 15, strike "the district"

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

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

S. F. No. 586: A bill for an act relating to Minnesota Statutes; providing for the correction of erroneous, ambiguous and obsolete statutory references and terminology; eliminating certain duplicitious and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1971, Sections 6.34, Subdivision 3; 10.09; 10.39, Subdivision 1; 15A.15; 16.15, Subdivision 1; 16.871; 21.53, Subdivision 1; 24.25, Subdivision 4; 30.472; 30.473; 32.10; 32.101; 32.102; 32.645, Subdivision 1; 38.162; 40.03, Subdivision 2; 43.12, Subdivision 2; 48.24, Subdivision 6; 51A.51, Subdivision 2; 60C.03, Subdivision 6; 65B.22, Subdivision 8; 84.033; 93.38; 97.48, Subdivisions 12 and 13; 112.69, Subdivision 3; 116.02, Subdivision 3; 116.03, Subdivision 2; 116.06, Subdivision 1; 116.08, Subdivisions 1 and 2; 116A.24, Subdivision 2; 160.285, Subdivision 2; 161.1419, Subdivision 2; 161.242, Subdivision 2; 169.123, Subdivision 2; 170.23; 171.07, Subdivision 1; 179.73, Subdivision 2; 182.177, Subdivision 1; 182.179; 216A.04, Subdivision 3; 221.191; 246.51; 299D.03, Subdivisions 10 and 11; 325.907, Subdivision 1; 340.14, Subdivision 3; 352.03, Subdivision 4; 352.115, Subdivision 10; 352D.03; 353.27, Subdivision 4; 353.32, Subdivision 4; 353.36, Subdivision 6; 353.71, Subdivision 2; 354.60; 354.62, Subdivision 4; 355.71, Subdivision 1; 355.76; 357.18, Subdivision 2; 361.23; 362A.02; 371.07; 384.154; 394.16, Subdivision 1; 412.221, Subdivision 26; 416.10; 440.09; 422.15, Subdivision 5; 423.36; 462A.04, Subdivision 5; 462A.06, Subdivision 4; 462A.17, Subdivision 1; 471.74, Subdivision 2; 473A.06, Subdivision 4; 473A.111, Subdivision 1; 473C.15, Subdivision 9; 473F.02, Subdivisions 11 and 12; 648.41, Subdivision 1; and 648.42; repealing Minnesota Statutes 1971, Sections 170.231; and 306.30; and Laws 1971, Section 2, Lines 16 to 18.

[Revisor's Bill]

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

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

S. F. No. 244: A bill for an act relating to a uniform act for recognition of acknowledgments; repealing Minnesota Statutes 1971, Sections 358.12, 358.13, 358.22, 358.23, 358.24, 358.26, and 358.27.

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

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

H. F. No. 56: A bill for an act relating to the building code standards committee; membership thereon; amending Minnesota Statutes 1971, Section 16.853, Subdivision 2.

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

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

STATE BOARD OF HUMAN RIGHTS

Mrs. Stella Jensen, Elkton, Mower County, appointed effective January 3, 1972, for a term expiring the first Monday of January, 1975.

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

Mr. Gearty moved that the foregoing committee report be laid on the table. Which motion prevailed.

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

S. F. No. 401: A bill for an act relating to motor vehicles; special license number plates; authorizing special license plates for citizens band radio operators; amending Minnesota Statutes 1971, Section 168.12, Subdivision 2.

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

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

S. F. No. 538: A bill for an act relating to health; establishing a symbol to indicate facilities accessible to the wheelchair user.

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

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

S. F. No. 258: A bill for an act relating to highway traffic regulations; projecting loads; lights and flags; amending Minnesota Statutes 1971, Section 169.52.

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

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred the following appointment:

WATER RESOURCES BOARD

Mrs. Shirley K. Hunt, 5600 Hillside Court, Edina, Hennepin County, appointed effective January 14, 1972, for a term expiring October 5, 1977.

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

Mr. Arnold moved that the foregoing Committee report be laid on the table. Which motion prevailed.

Mr. Arnold from the Committee on Natural Resources and Agriculture, 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, Subdivision 1; repealing Minnesota Statutes 1971, Sections 116.15; 116.18, Subdivisions 2 and 3, and cancelling an appropriation.

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

Page 2, line 3, strike "*subdivision 7*" and insert in lieu thereof "*paragraph (7) of this subdivision*"

Page 8, lines 1 and 2, reinstate the stricken language,

Page 9, after line 1, insert:

"Sec. 9. Minnesota Statutes 1971, Section 116.18, Subdivision 2, is amended to read:

Subd. 2. [ADDITIONAL PURPOSES OF APPROPRIATION.] If the pollution control agency, acting in accordance with section 116.16, ~~subdivisions~~ *subdivision 4 to 6 and rules promulgated by the agency establishing criteria for financial hardship cases, determines that the prevention, control, and abatement of water pollution and the public health of the state requires the construction of a project by a municipality or agency that is unable to provide 20 10 percent of the eligible cost thereof, the funds appropriated in subdivision 1 may be expended to reduce or eliminate its con-*

tribution to not less than 15 percent of the eligible cost. Funds estimated by the pollution control agency to be available, consistent with the fulfillment of the purpose expressed in subdivision 1, may also be granted to assist in defraying interest costs during construction of water pollution control projects for which federal grants are anticipated, as provided in section 116.15."

Renumber the remaining sections accordingly.

Page 9, lines 3 and 4, strike "*Sections 116.15 and 116.18, Subdivision 2, are*" and insert in lieu thereof "*Section 116.15 is*"

Amend the title in line 9 by striking "Subdivision 1" and inserting in lieu thereof "Subdivisions 1 and 2"; and in line 11 by striking "Subdivisions 2 and" and inserting in lieu thereof "Subdivision"

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

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

S. F. No. 350: A bill for an act relating to elections; forbidding denial of access to multiple unit dwellings for the purpose of campaigning; providing a penalty.

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

On Page 1, line 10, after "home" insert ", mobile home park, any area in which two or more single family dwellings are located on private roadways"

On lines 13 and 14, strike "person seeking admittance to such facility does" and insert in lieu thereof "candidate and workers seeking admittance to such facility do"

On line 20, after "room" insert ", mobile home"

On line 27, strike "In the case of nursing homes, limiting" and insert "Limiting"

On line 28, after "candidates" insert "or workers accompanied by the candidate"

On line 28, strike "and other campaigners"

On line 28, after "hours" insert ", reasonable number of persons,"

On Page 2, line 3, strike "or through his representative" and insert in lieu thereof "or with workers he accompanies"

On line 7, strike "or threatened violation"

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

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

S. F. No. 6: A bill for an act relating to real estate; liens for

improvements thereto; extent and amount thereof; requiring notice to owners; prescribing penalties; amending Minnesota Statutes 1971, Sections 514.01; 514.03; 514.05; 514.07; 514.08; and 514.11; and Chapter 514, by adding a section.

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

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

“Section 1. Minnesota Statutes 1971, Section 514.01, is amended to read:

514.01 [MECHANICS, LABORERS AND MATERIALMEN.] Whoever contribute to the improvement of real estate by performing labor, or furnishing skill, material or machinery for any of the purposes hereinafter stated, whether under contract with the owner of such real estate or at the instance of any agent, trustee, contractor or subcontractor of such owner, shall have a lien upon the improvement, and upon the land on which it is situated or to which it may be removed, ~~for the price or value of such contribution;~~ that is to say, for the erection, alteration, repair, or removal of any building, fixture, bridge, wharf, fence, or other structure thereon, or for grading, filling in, or excavating the same, or for clearing, grubbing, or first breaking, or for furnishing and placing soil or sod, or for furnishing and planting of trees, shrubs, or plant materials, or for labor performed in placing soil or sod, or for labor performed in planting trees, shrubs, or plant materials, or for digging or repairing any ditch, drain, well, fountain, cistern, reservoir, or vault thereon, or for laying, altering or repairing any sidewalk, curb, gutter, paving, sewer, pipe, or conduit in or upon the same, or in or upon the adjoining half of any highway, street, or alley upon which the same abuts.

Sec. 2. Minnesota Statutes 1971, Chapter 514, is amended by adding a section to read:

[514.011] [NOTICE] *Subdivision 1. [CONTRACTORS.] Every person who enters into a contract with the owner for the improvement of real property and who has contracted or will contract with any subcontractors or materialmen to provide labor, skill or materials for the improvement shall give the owner the notice required in this subdivision. The notice shall be delivered personally or by certified mail to the owner or his authorized agent within ten days after the contract for the work of improvement is agreed upon. The notice shall be in at least 10-point bold type, if printed, or in capital letters, if typewritten and shall state as follows:*

(a) *Persons or companies furnishing labor or materials for the improvement of real property may enforce a lien upon the improved land if they are not paid for their contributions, even if such parties have no direct contractual relationship with the owner;*

(b) *Minnesota law permits the owner to withhold from his contractor so much of the contract price as may be necessary to meet the demands of all other lien claimants, pay directly such liens and*

deduct the cost thereof from the contract price, or withhold amounts from his contractor until the expiration of 90 days from the completion of such improvement unless the contractor furnishes to the owner waivers of claims for mechanics' liens signed by persons who furnished any labor or material for the improvement and who provided the owner with timely notice.

A person who fails to provide the notice shall not have the lien and remedy provided by this chapter.

The notice required by this subdivision is not required of any person who is himself an owner of the improved real estate, to any corporate contractor of which the owner of the improved real estate is an officer or controlling shareholder, to any contractor who is an officer or controlling shareholder of a corporation which is the owner of the improved real estate, or to any corporate contractor managed or controlled by substantially the same persons who manage or control a corporation which is the owner of the improved real estate.

Subd. 2. [SUBCONTRACTOR TO GIVE NOTICE.] Every person who contributes to the improvement of real property so as to be entitled to a lien pursuant to section 514.01 except a party under direct contract with the owner must, as a necessary prerequisite to the validity of any claim or lien, cause to be given to the owner or his authorized agent, either by personal delivery or by certified mail, not later than 20 days after the lien claimant has first furnished labor, skill or materials for the improvement, a written notice in at least 10-point bold type, if printed, or in capital letters, if typewritten, which shall state:

"NOTICE OF OWNER

TO: (name and address of owner)

We are authorized by law to provide you with this NOTICE. Your failure to read it carefully could result in unnecessary expense to you or in the loss of your _____ at _____
(type of property) (address of property)

We, _____, have been hired by
(name and address of subcontractor)
your CONTRACTOR, _____ to provide _____
(name of contractor) (type of service)
_____ for use in improving your property. We estimate
(or material)
our charges will be _____. If we are not paid
(value of service or material)

by your CONTRACTOR, we can file a claim against your property for the price of our services unless you have ALREADY paid your CONTRACTOR in full. ENFORCEMENT OF OUR CLAIM COULD MEAN THE LOSS OF YOUR PROPERTY IF YOU ARE UNABLE TO PAY US FOR OUR SERVICES.

To protect yourself, Minnesota law allows you to either:

1. Withhold payment to your CONTRACTOR for up to 90 days from the completion of the improvement or until he provides you

with a waiver of claim from us which states that we will not file a claim against your property; or

2. Pay us directly and deduct the amount paid from the amount you owe your CONTRACTOR."

Subd. 3. [MATERIALMEN: MAY REQUEST INFORMATION; OWNER DEFINED.] A contractor who contracts with any subcontractors or materialmen to provide labor, skill or materials for the improvement shall upon request provide the subcontractor or materialman with the name and address of the owner. For purposes of this section "owner" means the owner of any legal or equitable interest in real property who enters into a contract for the improvement of such real property.

Subd. 4 [EXCEPTIONS TO NOTICE REQUIREMENT.] The notices required under this section shall not be required to be given where the contractor is managed or controlled by substantially the same persons who manage or control the owner of the improved real estate or in connection with an improvement to real property consisting of or providing (1) more than four family units and the improvement is wholly residential in character; or (ii) more than 10,000 total usable square feet of floor space and the improvement is partly or wholly nonresidential in character.

Sec. 3. Minnesota Statutes 1971, Section 514.03, is amended to read:

514.03 [EXTENT AND AMOUNT OF LIEN.] Subdivision 1. Except as provided in subdivisions 2 and 3, if the contribution be is made under a contract with the owner and for an agreed price, the lien as against him shall be for the sum so agreed upon; otherwise, and. In all other cases, as against others than the owner, it shall be for the reasonable value of the work done, and of the skill, material, and machinery furnished; provided, however, that no lien shall exceed the lien claimant's proportional share of the total amount due between the owner and his contractor.

Subd. 2. With respect to any contract or improvement as to which notice is required by section 2, the total sum of all liens, whether the contribution is made under a contract with the owner or otherwise, shall not exceed the total amount due between the owner and his contractor, less the total of the following:

(a) Payments made by the owner or his agent to the contractor prior to receiving any notice prescribed by section 2, subdivision 2;

(b) Payments made by the owner or his agent to discharge any lien claims as authorized by section 514.07; and

(c) Payments made by the owner or his agent pursuant to presentation of valid lien waivers from persons or companies contributing to the improvement who have previously given the notice required by section 2, subdivision 2.

Subd. 3. With respect to any contract or improvement as to which notice is not required by section 2, the lien shall be as follows:

(a) If the contribution is made under a contract with the owner

and for an agreed price, the lien as against him shall be for the sum so agreed upon;

(b) In all other cases, it shall be for the reasonable value of the work done and of the skill, material and machinery furnished.

Subd. 4. ~~It~~ The lien shall extend to all the interest and title of the owner in and to the premises improved, not exceeding 40 acres in area if situated outside the limits of an incorporated city or village, and ~~not~~ exceeding one acre if within such limits.

Sec. 4. Minnesota Statutes 1971, Section 514.05, is amended to read:

514.05 [WHEN LIEN ATTACHES; NOTICE.] All such liens, as against the owner of the land, shall attach and take effect from the time the first item of material or labor is furnished upon the premises for the beginning of the improvement, and shall be preferred to any mortgage or other encumbrance not then of record, unless the lien holder had actual notice thereof. As against a bona fide purchaser, mortgagee, or encumbrancer without notice, no lien shall attach prior to the actual and visible beginning of the improvement on the ground, but a person having a contract for the furnishing of labor, skill, material, or machinery for such improvement, may file for record with the register of deeds of the county within which the premises are situated, or, if claimed under section 514.04, with the secretary of state, a brief statement of the nature of such contract, which statement shall be notice of his lien for the contract price or value of all contributions to such improvement thereafter made by him or at his instance.

Sec. 5. Minnesota Statutes 1971, Section 514.07, is amended to read:

514.07 [PAYMENTS WITHHELD; LIEN WAIVERS.] The owner may withhold from his contractor so much of the contract price as may be necessary to meet the demands of all persons, other than such contractor, having a lien upon the premises for labor, skill, or material furnished for the improvement, and for which the contractor is liable; and he may pay and discharge all such liens and deduct the cost thereof from such contract price. ~~Any~~ such person having a lien under the contractor, may serve upon the owner, at any time, a notice of his claim. *No owner shall be required to pay his contractor until the expiration of 90 days from the completion of the improvement, except to the extent that the contractor shall furnish to the owner waivers of claims for mechanics' liens signed by persons who furnished labor, skill or material for the improvement and who have given the notice required by section 2, subdivision 2.* The owner, within 15 days after the completion of the contract, may require any person having a lien hereunder, by written request therefor, to furnish to him an itemized and verified account of his lien claim, the amount thereof, and his name and address; and no action or other proceeding shall be commenced for the enforcement of such lien until ten days after such statement is so furnished. The word "owner," as used in this section, includes any person interested in the premises otherwise than as a lienor thereunder.

Sec. 6. Minnesota Statutes 1971, Section 514.08, is amended to read:

514.08 [STATEMENT; NOTICE; NECESSITY FOR RECORDING; CONTENTS.] *Subdivision 1.* The lien shall cease at the end of 90 days after doing the last of such work, or furnishing the last item of such skill, material, or machinery, unless within such period :

(1) A statement of the claim therefor, be filed for record with the register of deeds of the county in which the improved premises are situated, or, if the claim be made under section 514.04, with the secretary of state ; *and*

(2) *A copy of such statement be served personally or by certified mail on the owner or his authorized agent.*

Subd. 2. Such statement shall be made by or at the instance of the lien claimant, be verified by the oath of some person shown by such verification to have knowledge of the facts stated, and shall set forth:

(1) A notice of intention to claim and hold a lien, and the amount thereof;

(2) That such amount is due and owing to the claimant for labor performed, or for skill, material, or machinery furnished, and for what improvement the same was done or supplied;

(3) The names of the claimant, and of the person for or to whom performed or furnished;

(4) The dates when the first and last items of the claimant's contribution to the improvement were made;

(5) A description of the premises to be charged, identifying the same with reasonable certainty;

(6) The name of the owner thereof at the time of making such statement, according to the best information then had; ~~and~~

(7) The post-office address of the claimant. (The failure to insert such post-office address shall not invalidate the lien statement);

(8) That a copy of such statement has been served on the owner or his authorized agent as provided herein; and

(9) That notice as required by section 2, subdivision 2, if any, was given.

Sec. 7. Minnesota Statutes 1971, Section 514.11, is amended to read:

514.11 [COMMENCEMENT OF ACTION; PROCEEDINGS.] The action may be commenced by any lienholder who has filed his lien statement for record *and served a copy thereof on the owner pursuant to section 514.08*, and all other such lienholders shall be made defendants therein. The summons shall state that the complaint has been filed with the clerk and shall be of no effect

unless such complaint be in fact so filed. It shall contain a notice that the action is brought to foreclose a lien, giving the amount thereof, and a brief description of the premises affected, and of the improvement out of which the lien arose, and shall require each defendant to file his answer to the complaint with the clerk within 20 days after service on him. Such answer, in addition to all other matters proper to be pleaded, shall set up any lien claimed by the defendant, and demand the enforcement thereof. No copies of such complaint or answer need be served on any party, upon demand or otherwise, and all averments of the answer shall be taken as denied without further pleading.

Sec. 8. This act shall apply to contracts for improvements entered into by the owner after January 1, 1974, at 12:01 A.M."

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred appointments submitted to the Senate by His Excellency, Governor Wendell R. Anderson, for confirmation and to be found in the Journal for the 18th day, reports the same back with the recommendation that said appointments be re-referred to the standing committees of the Senate as follows:

STATE ZOOLOGICAL BOARD

Steven Balach, 317 99th Avenue West, Duluth, St. Louis County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

Dr. U. S. Seal, 9801 Pillsbury Avenue South, Bloomington, Hennepin County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

Mrs. Mary Ann Scroggins, 2015 James Avenue South, Minneapolis, Hennepin County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

Mrs. Norma Hanson, Route 3, Goodridge, Pennington County, appointed effective January 1, 1973, for a term expiring January 1, 1979; to the Committee on Governmental Operations.

WATER RESOURCES BOARD

Dr. Robert Moline, 1306 North Washington, St. Peter, Nicollet County, appointed effective December 11, 1972, for a term expiring October 5, 1978; to the Committee on Natural Resources and Agriculture.

HIGHER EDUCATION COORDINATING COMMISSION

Joe Robison, 7325 Penn Avenue South, Minneapolis, Hennepin County, appointed effective June 26, 1972, for a term expiring February 15, 1975; to the Committee on Education.

Report adopted.

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

S. F. No. 723: A bill for an act relating to the practice of medicine; physicians, surgeons, and osteopaths; licensing thereof; amending Minnesota Statutes 1971, Sections 147.021, Subdivision 1.

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

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

S. F. No. 740: 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.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Governmental Operations. Mr. Davies moved that the foregoing committee report be laid on the table. Which motion prevailed.

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

S. F. No. 788: A bill for an act relating to insurance; providing for a discount in automobile liability insurance for safety inspected vehicles; establishing and regulating official inspection stations; prescribing penalties; amending Minnesota Statutes 1971, Chapter 65B, by adding a section.

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

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

S. F. No. 793: 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.

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

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

S. F. No. 759: 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 82.16.

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

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

S. F. No. 791: A bill for 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.

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

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

H. F. Nos. 430, 555, 562, 558, 564, 561 and 567 for comparison to companion Senate Files, reports the following House Files were found identical and recommends the House Files be given their Second Reading and substituted for their companion Senate Files as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
430	400				
555	519				
562	600				
558	599				
564	611				
561	554				
567	619				

and that the above Senate Files be indefinitely postponed.

House Files found not identical with their companion Senate Files are as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
552	601				

Pursuant to Rule 49 the Committee recommends that H. F. No. 552 be amended as follows:

Page 1, after line 19, add a section to read:

“Sec. 2. The provisions of this act shall be effective for taxable years beginning after December 31, 1972.”

And when so amended, H. F. No. 552 will be identical to S. F. No. 601 and further recommends that H. F. No. 552 be given its second reading and substituted for S. F. No. 601 and S. F. No. 601 be indefinitely postponed. Amendment adopted.

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

SECOND READING OF SENATE BILLS

S. F. Nos. 544, 545, 546, 151, 606, 277, 179, 149, 213, 758, 763, 391, 93, 614, 553, 623, 586, 244, 401, 538, 258, 507, 350 and 6 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 34, 56, 430, 555, 562, 558, 564, 561, 567 and 552 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Gearty moved that the report from the Committee on Governmental Operations reported February 26, 1973 pertaining to appointments be taken from the table. Which motion prevailed.

Mr. Gearty moved that the foregoing report be now adopted. Which motion prevailed.

CONFIRMATION

Mr. Gearty moved that in accordance with the report from the Committee on Governmental Operations reported February 26, 1973, the Senate having advised with, do now consent to and confirm the appointment of:

STATE BOARD OF HUMAN RIGHTS

Douglas Heidenreich, 1237 Lakeview Avenue South, Minneapolis, Hennepin County, appointed effective January 3, 1972, for a term expiring the first Monday of January, 1975.

Vince Kubiak, 966 Hawthorne Avenue East, St. Paul, Ramsey County, appointed effective January 3, 1972, for a term expiring the first Monday of January, 1975.

MINNESOTA MUNICIPAL COMMISSION

Thomas J. Simmons, 412 South 11th, Olivia, Renville County, appointed effective January 5, 1973, for a term expiring June 30, 1975.

POLLUTION CONTROL AGENCY

Mrs. Marion Watson, 2140 West Hoyt Avenue, St. Paul, Ramsey

County, appointed effective February 15, 1972, for a term expiring February 15, 1976.

MINNESOTA HOUSING FINANCE AGENCY

Charles Krussell, 1123 St. Paul Avenue, St. Paul, Ramsey County, appointed effective January 26, 1973, for a term expiring January 1, 1977.

CIVIL SERVICE BOARD

Cornell L. Moore, 2727 Dean Boulevard, Minneapolis, Hennepin County, appointed effective February 1, 1973, for a term expiring February 1, 1979.

MINNESOTA-WISCONSIN BOUNDARY AREA COMMISSION

Robert Nybo, Jr., 619 Maple Street, Red Wing, Goodhue County, appointed effective January 5, 1972, for a term expiring June 30, 1973.

Which motion prevailed. Which appointments were confirmed.

MOTIONS AND RESOLUTIONS—CONTINUED

Messrs. Purfeerst and Patton introduced—

Senate Concurrent Resolution No. 7: A Senate concurrent resolution commending winners of the Minnesota Jaycee Outstanding Young Farmer Contest.

WHEREAS, Richard Langeslag, winner, and William Stevermer, Jr., first runner-up, and all 1973 contestants in the Outstanding Young Farmer Contest, have proved their valuable achievement and contribution to the field of agriculture; and

WHEREAS, these young men have attained high success in their efforts in the latest methods of farming, soil conservation practices, farm management, and other related fields; and

WHEREAS, new and efficient methods of farming in this state will benefit all people in the state and, ultimately, all people in the United States; and

WHEREAS, the qualities of leadership and good citizenship, and the progress in the fields of farming made by these young men are to be highly commended; now, therefore,

BE IT RESOLVED, by the Senate of the State of Minnesota, the House of Representatives concurring therein, that special tribute be paid and sincere congratulations expressed to Richard Langeslag, winner, and William Stevermer, Jr., first runner-up, of the Outstanding Young Farmer Award.

BE IT FURTHER RESOLVED, that the Secretary of the Senate forward a formal copy of this resolution to Richard Langeslag and to William Stevermer, Jr.

Mr. Purfeerst moved the adoption of the foregoing resolution. Which motion prevailed. So the resolution was adopted.

Mr. Knutson moved that the name of Mr. Stassen be added as co-author of S. F. No. 894. Which motion prevailed.

Mr. Conzemius moved that the name of Mr. Lord be added as co-author of S. F. No. 901. Which motion prevailed.

Mr. Spear moved that the name of Mr. Milton be stricken as co-author of S. F. No. 350 and the name of Mr. Brown be added as co-author of S. F. No. 350. Which motion prevailed.

Mr. Fitzsimons moved that the name of Mr. Stassen be added as co-author of S. F. No. 877. Which motion prevailed.

Mr. Ashbach moved that the name of Mr. North be added as co-author of S. F. No. 607. Which motion prevailed.

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

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

Joseph G. Beaton transferred from Researcher II classification to Administrative Assistant on an 85% time basis, effective February 26, 1973.

Wilma Edhlund substituted for Dorothe Jensen in Stenographer II classification, effective February 26, 1973.

Rhoda Parker, Stenographer I, effective February 26, 1973.

Joyce Bartl, Stenographer I, effective March 16, 1973.

Susan Bortz, Clerk Typist II, effective March 5, 1973.

Isabel Levinson, Researcher II, on a half-time basis, effective February 26, 1973.

Kenneth Dalluge, Researcher II, on a half-time basis, effective February 26, 1973.

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

ANNOUNCEMENT TO THE SENATE

Mr. Coleman offered the following and requested that it be printed in the Journal:

The clients of Coleman/Goff, Inc. are:

Blue Shield of California

Congressman Bob Bergland

Congressman Joseph E. Karth

Industrial Credit Company

Medical Education Research Foundation

National Electrical Contractors Association, St. Paul

Northwestern National Bank/St. Paul

Mr. Coleman moved that the foregoing announcement be printed in the Journal. Which motion prevailed.

Mr. Coleman moved that the rules be so far suspended that the General Orders Calendar be taken up at this time remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS

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

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

S. F. No. 186 which the committee recommends to pass with the following amendment, offered by Mr. Purfeerst:

Page 1, line 27, strike "owner" and insert in lieu thereof, "*commissioner of highways*"

Page 1, line 28, before the period, insert:

“; provided, that the commissioner of highways may assess the owner for the costs of such inspection.”

S. F. Nos. 337, 338 and 19 which the committee recommends to pass.

S. F. No. 118 which the committee recommends to pass with the following amendment, offered by Mr. Lewis:

On page 1, line 16, after "sale," insert "and"

On page 1, line 18, strike "and,"

On page 1, line 19, strike ", including those in response to or"

On page 1, line 20, strike "following an invitation of the buyer"

On page 2, line 22, strike "a" and insert "the"

On page 2, line 22, after "service" and before the period, insert "requested"

On page 2, line 26, strike "It shall not apply to any sale for a purchase price"

On page 2, strike lines 27 and 28

On page 6, line 25, strike "a reasonable time" and insert "20 days"

On page 6, line 26, strike ", not to exceed 20 days"

The question being taken on the committee recommendation,

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

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Olson, A. G.	Sillers
Ashbach	Fitzsimons	Knutson	Olson, H. D.	Solon
Bang	Frederick	Kowalczyk	Olson, J. L.	Spear
Berg	Gearly	Krieger	O'Neill	Stokowski
Blatz	Hansen, Mel	Lewis	Patton	Tennessee
Borden	Hanson, R.	Lord	Perpich, A. J.	Thorup
Chenoweth	Hughes	Milton	Perpich, G.	Ueland
Chmielewski	Humphrey	Nelson	Pillsbury	Wegener
Coleman	Josefson	North	Purfeerst	Willet
Conzemius	Keefe, J.	Novak	Renneke	
Davies	Keefe, S.	Ogdahl	Schaaf	
Doty	Kirchner	Olhoft	Schrom	

Which motion prevailed.

So the committee recommends S. F. No. 118 to pass as amended.

H. F. No. 20 which the committee recommends to pass.

Mr. Keefe, S. moved to amend H. F. No. 20, the printed bill, as follows:

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

"Section 1. Minnesota Statutes 1971, Section 171.02, is amended by adding a subdivision to read:

Subd. 3. The commissioner shall issue to any volunteer fireman holding a valid Class "C" license, a Class "D" license valid for the operation of all fire trucks and emergency fire equipment regardless of type of vehicle without additional fees. Examination for such licenses shall be administered at the place of training of such volunteer fireman."

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

"A bill for an act relating to drivers licenses; classification thereof; providing that a Class "D" license shall be issued for operation of all fire trucks by volunteer fireman; amending Minnesota Statutes 1971, Section 171.02, by adding a subdivision."

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 18 and nays 46, as follows:

Those who voted in the affirmative were:

Borden	Hansen, Baldy	McCutcheon	Purfeerst	Stokowski
Brown	Hughes	North	Schaaf	Tennessee
Chenoweth	Keefe, S.	Novak	Solon	
Coleman	Kirchner	Perpich, A. J.	Spear	

Those who voted in the negative were:

Anderson	Dunn	Kleinbaum	Ogdahl	Schrom
Arnold	Fitzsimons	Knutson	Olhoft	Sillers
Ashbach	Frederick	Kowalczyk	Olson, A. G.	Thorup
Bang	Gearty	Krieger	Olson, H. D.	Ueland
Berg	Hansen, Mel	Larson	Olson, J. L.	Wegener
Bernhagen	Hanson, R.	Laufenburger	O'Neill	Willet
Blatz	Humphrey	Lewis	Patton	
Conzemius	Jensen	Lord	Perpich, G.	
Davies	Josefson	Milton	Pillsbury	
Doty	Keefe, J.	Nelson	Renneke	

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

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

RECESS

Mr. Coleman moved that the Senate do now recess until 4:00 o'clock p.m. Which motion prevailed.

The hour of 4:00 o'clock p.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

Mr. Conzemius imposed a call of the Senate.

The following Senators answered to their names:

Anderson	Conzemius	Humphrey	North	Schrom
Arnold	Davies	Jensen	Novak	Spear
Bang	Doty	Josefson	Olhoft	Stassen
Berg	Dunn	Keefe, S.	Olson, A. G.	Stokowski
Bernhagen	Fitzsimons	Kirchner	Olson, J. L.	Tennessee
Borden	Frederick	Kleinbaum	Patton	Thorup
Brown	Gearty	Knutson	Perpich, A. J.	Wegener
Chenoweth	Hansen, Baldy	Lewis	Perpich, G.	Willet
Chmielewski	Hansen, Mel	Lord	Pillsbury	
Coleman	Hughes	McCutcheon	Renneke	

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the rules be so far suspended that the General Orders Calendar be taken up at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS

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

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Chmielewski reported that the committee had considered

S. F. Nos. 215, 438, 347, 470, 442 and 137, also H. F. Nos. 112, 430, 552, 562 and 555 which the committee recommends to pass.

S. F. No. 331, which the committee recommends to pass with the following amendment, offered by Mr. Spear:

Page 1, line 16, after "report" insert "*including five copies of Minnesota Statutes and Minnesota Session Laws*"

Page 1, line 20, strike "*This includes*"

Page 1, strike line 21

Page 1, strike line 22

Page 2, line 22, after "*term*" and before "*records*" insert "*public*" and after "*means*" insert "*state records, local records,*"

Page 4, line 1, after "*in*" strike "*archival custody*" and insert in lieu thereof "*the collections of the Minnesota Historical Society*"

S. F. No. 471 which the committee recommends to pass with the following amendments offered by Messrs. Conzemius and Schaaf:

Mr. Conzemius moved to amend S. F. No. 471 as follows:

Page 1, line 11, strike "*immediately upon*" and insert in lieu thereof "*the day next following*"

Which motion prevailed. So the amendment was adopted.

Mr. Schaaf moved to amend S. F. No. 471 as follows:

Page 1, line 8, after "*another*" insert "*, whether or not for a fee,*"

Which motion prevailed. So the amendment was adopted.

S. F. No. 267 which the committee recommends to pass with the following amendment offered by Mr. Doty:

Page 2, strike all of lines 11 through 16 and insert:

"Any individual age 65 or over who furnishes satisfactory proof of age shall pay on Monday through Thursday one half of the fees set pursuant to paragraphs 1 through 4 of this subdivision."

S. F. No. 324 which the committee recommends to pass with the following amendment offered by Mr. Larson:

Page 1, after line 18, add a section to read:

"Sec. 2. This act takes effect after final enactment."

S. F. No. 285 which the committee recommends to pass with the following amendment offered by Mr. Anderson:

Page 1, line 18, strike "*be unable*" and insert in lieu thereof "*decide not*"

And then, on motion of Mr. Chmielewski, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon Monday, March 5, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

TWENTIETH DAY

St. Paul, Minnesota, Monday, March 5, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Dunn	Kleinbaum	Ogdahl	Sillers
Arnold	Fitzsimons	Knutson	Olhoft	Solon
Ashbach	Frederick	Kowalczyk	Olson, A. G.	Spear
Bang	Gearty	Krieger	Olson, H. D.	Stassen
Berg	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Bernhagen	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Blatz	Hanson, R.	Lewis	Patton	Thorup
Borden	Hughes	Lord	Perpich, A. J.	Ueland
Brown	Humphrey	McCutcheon	Perpich, G.	Wegener
Chenoweth	Jensen	Milton	Pillsbury	Willet
Chmielewski	Josefson	Moe	Purfeerst	
Coleman	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	
Doty	Kirchner	Novak	Schrom	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Mr. Conzemius was excused from the Session of today. Mr. Knutson was excused from the Session of today, beginning at 1:00 p.m.

INTRODUCTION OF BILLS

Messrs. Anderson, Hughes and Brown introduced—

S. F. No. 902: 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 85, by adding a section.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Schaaf, Hughes and Lord introduced—

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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Willet, Chmielewski and Perpich, G. introduced—

S. F. No. 904: A bill for an act relating to game and fish; authorizing a season on fishers; amending Minnesota Statutes 1971, Section 100.27, Subdivisions 1 and 4.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Brown introduced—

S. F. No. 905: A bill for an act relating to adding a new route to the trunk highway system.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Anderson, McCutcheon and Doty introduced—

S. F. No. 906: A bill for an act relating to disabled persons, enacting the uniform duties to disabled persons act; providing a penalty.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Tennesen, Brown and Laufenburger introduced—

S. F. No. 907: A bill for an act relating to traffic regulations; requiring the wearing of seat belts under certain conditions; prescribing penalties; amending Minnesota Statutes 1971, Section 169.685, by adding a subdivision; repealing Minnesota Statutes 1971, Section 169.685, Subdivision 4.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Willet and Chmielewski introduced—

S. F. No. 908: A bill for an act authorizing the commissioner of natural resources to convey the interests of the state in certain lands in Cass and Carlton counties.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Novak, Ogdahl and Solon introduced—

S. F. No. 909: A bill for an act relating to port authorities; limit-

ing the authority of port authorities to certain areas of the city in which it is established; amending Minnesota Statutes 1971, Sections 458.09, Subdivision 2; and 458.13.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Tennesen, Ogdahl and Lewis introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Tennesen questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Josefson, Gearty and Hansen, Mel introduced—

S. F. No. 911: A bill for an act relating to courts; parental responsibility for injuries or damages caused by minors; amending Minnesota Statutes 1971, Section 540.18, Subdivision 1.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Chenoweth; Hansen, Mel and Stokowski introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Kowalczyk, Knutson and Thorup introduced—

S. F. No. 913: A bill for an act relating to taxation; regulating the taking of the census for certain tax distributions; amending Minnesota Statutes 1971, Sections 297.13, Subdivision 7; 340.60 Subdivision 7; and 477A.01, Subdivision 17, and by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, A. J.; Conzemius and McCutcheon introduced—

S. F. No. 914: A bill for an act relating to game and fish; reaf

firming hunting and fishing rights of Indians in certain ceded territory.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Doty, Kirchner and Conzemius introduced—

S. F. No. 915: 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, Subdivision 1; repealing Minnesota Statutes 1971, Sections 116.15; 116.18, Subdivisions 2 and 3, and cancelling an appropriation.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Hansen, Baldy; McCutcheon and Olson, A. G. introduced—

S. F. No. 916: A bill for an act relating to state government; annual leave and sick leave of state employees; amending Minnesota Statutes 1971, Section 351.12.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Hansen, Mel; Hughes and Nelson introduced—

S. F. No. 917: A bill for an act relating to health; regulating smoking in public areas.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Tennessen questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Doty, Lewis and Solon introduced—

S. F. No. 918: A bill for an act relating to human rights; prohibiting discrimination because of physical or mental handicap; amending Minnesota Statutes 1971, Sections 363.01, by adding a subdivision; 363.03, Subdivisions 1, 2, 3, 4, and 5; 363.05, Subdivision 1; 363.115; 363.12, Subdivisions 1 and 2.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Wegener; Hanson, R. and Thorup introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Davies, Fitzsimons and Novak introduced—

S. F. No. 920: A bill for an act relating to the operation of state government; abolishing certain funds and substituting therefor the general fund in the state treasury; requiring payments from general appropriations; requiring certain adjustments by the commissioner of agriculture; requiring the commissioner of securities to impose a fee to pay the cost of travel expense; changing the source of certain funds; amending Minnesota Statutes 1971, Sections 21.115; 21.54, Subdivision 3; 21.55; 27.07; 29.22, Subdivision 5; 31.39; 32.394, Subdivisions 8 and 9; 32A.05, Subdivision 4; 32A.09, Subdivision 6; 43.31; 83.04; 83.09; 144.61; 149.04; 239.14; 268.14, Subdivision 3; 268.15, Subdivision 3; 268.16, Subdivisions 1 and 2; 308.905; 326.44; 326.52; 326.64; 347.33, Subdivision 3; and 484.54; repealing Minnesota Statutes 1971, Sections 16.20, Subdivisions 5 and 6; 21.116; 33.17; 82.14; 82.15; and 88.063, Subdivision 2.

Which was read the first time and referred to the Committee on Finance.

Messrs. Purfeerst, Bang and Conzemius introduced—

S. F. No. 921: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Gearty questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Arnold introduced—

S. F. No. 922: A bill for an act relating to Itasca county; providing for organization of county welfare board and county hospital board in accordance with Minnesota Statutes.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Frederick, Hansen, Baldy and Ueland introduced—

S. F. No. 923: A bill for an act relating to motor vehicles; authorizing the issuance of personalized license plates; prescribing additional changes therefor; amending Minnesota Statutes 1971, Section 168.12, by adding a subdivision.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Ueland introduced—

S. F. No. 924: A bill for an act relating to the city of North Mankato; authorizing the common council of the city of North Mankato to annually appropriate money as a contingent fund for use by the common council for incidental and promotional expenses.

Which was read the first time and referred to the Committee on Local Government.

Mr. Perpich, G. introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Borden, Dunn and Lord introduced—

S. F. No. 926: A bill for an act establishing the Minnesota environmental education council; and describing the powers and duties thereof.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Bang, Gearty and Lewis introduced—

S. F. No. 927: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Kleinbaum introduced—

S. F. No. 928: A bill for an act relating to the claim of Mrs. Marjorie Hinz; arising from negligence by the department of corrections; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Olson, H. D.; Anderson and Purfeerst introduced—

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; appropriating money; amending Minnesota Statutes 1971, Chapter 105, by adding a section.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Arnold introduced—

S. F. No. 930: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Tennesen, Gearty and Ogdahl introduced—

S. F. No. 931: A bill for an act relating to intoxicating liquor; authorizing the issuance of certain licenses; amending Minnesota Statutes 1971, Section 340.11, by adding a subdivision.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Brown, Chmielewski and Bang introduced—

S. F. No. 932: A bill for an act relating to motor vehicles; registration thereof; prohibiting the registration of certain motorcycles; amending Minnesota Statutes 1971, Section 168.10, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. North, Kirchner and Milton introduced—

S. F. No. 933: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Solon, Lord and Schaaf introduced—

S. F. No. 934: A bill for an act relating to manpower services; unemployment compensation; defining wage credits; deleting therefrom wage credit reduction for seasonal employment; amending Minnesota Statutes 1971, Section 268.04, Subdivision 26; and repealing Minnesota Statutes 1971, Section 268.07, Subdivision 5.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Hughes, Ogdahl and Solon introduced—

S. F. No. 935: A bill for an act relating to education; authorizing retention of retired teachers as substitutes in cities of the first class; amending Minnesota Statutes 1971, Section 354.19.

Which was read the first time and referred to the Committee on Education.

Messrs. Kleinbaum, Larson and Willet introduced—

S. F. No. 936: A bill for an act relating to game and fish; fishing by certain institutional inmates or patients; amending Minnesota Statutes 1971, Section 98.47, Subdivision 12.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Hughes, Coleman and Larson introduced—

S. F. No. 937: A bill for an act relating to inheritance taxes; providing for certain deductions; amending Minnesota Statutes 1971, Section 291.08.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Tennesen introduced—

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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Hughes; Hanson, R. and Conzemius introduced—

S. F. No. 939: A bill for an act relating to taxation; providing an income tax credit for certain pollution control equipment installed by a taxpayer on his principal place of residence; amending Minnesota Statutes 1971, Section 290.06, by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Brown, Schrom and Patton introduced—

S. F. No. 940: A bill for an act relating to highway traffic regulations; littering; providing a penalty; amending Minnesota Statutes 1971, Section 169.42.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Wegener, Jensen and Hansen, Baldy introduced—

S. F. No. 941: A bill for an act relating to tort liability of political subdivisions; extending governmental immunity from tort liability for certain towns; amending Minnesota Statutes 1971, Section 466.12, Subdivision 4.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Renneke, Chmielewski and Patton introduced—

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 chairman of the board for incidental costs and expenses.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Solon, Spear and Keefe, S., introduced—

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.

Which was read the first time and referred to the Committee on Education.

Messrs. Solon, Spear and Keefe, S. introduced—

S. F. No. 944: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Solon, Lord and Doty introduced—

S. F. No. 945: A bill for an act relating to manpower services; unemployment compensation; experience record transfer; amending Minnesota Statutes 1971, Section 268.06, Subdivision 22.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Perpich, G.; Schaaf and McCutcheon introduced—

S. F. No. 946: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Tennesen, Spear and McCutcheon introduced—

S. F. No. 947: A bill for an act proposing an amendment to the Minnesota Constitution, repealing Article XV, Section 5; removing the requirement that a state prison be maintained at Stillwater.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Tennesen questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Tennesen, Milton and Kirchner introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Spear; Keefe, J. and Stokowski introduced—

S. F. No. 949: A bill for an act relating to wild animals; prohibiting the use of leg hold traps; amending Minnesota Statutes 1971, Section 100.29, by adding a subdivision.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Milton; Keefe, J. and Solon introduced—

S. F. No. 950: 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Olson, H. D.; Bernhagen and Spear introduced—

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, Sections 31.01, Subdivisions 5 and 19; 31.10; 31.11; and 31.12.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Larson, Chmielewski and Kleinbaum introduced—

S. F. No. 952: A bill for an act relating to public transit; prohibiting public transit authorities from transporting school children on a regular contract basis.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Tennesen, Brown and Coleman introduced—

S. F. No. 953: A bill for an act relating to transportation; providing for the distribution of motor fuel and vehicle taxes.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Keefe, S.; Milton and North introduced—

S. F. No. 954: A bill for an act proposing an amendment to the Minnesota Constitution, by adding an article; providing for public policy and private rights relating to environment.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Gearty questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Doty, Schaaf and Keefe, S. introduced—

S. F. No. 955: A bill for an act relating to pollution control; describing the burden of proof in civil actions; amending Minnesota Statutes 1971, Section 116B.04.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Knutson, Kirchner and Tennesen introduced—

S. F. No. 956: A bill for an act relating to public welfare; defining certain recipients of assistance; amending Minnesota Statutes 1971, Section 256.73, by adding a subdivision.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Fitzsimons introduced—

S. F. No. 957: A bill for an act relating to the city of Thief River Falls; payment of firemen's service pensions.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. McCutcheon and Schaaf introduced—

S. F. No. 958: 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, Subdivision 1.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Keefe, S.; Arnold and Hansen, Baldy introduced—

S. F. No. 959: A bill for an act relating to elections; removing limitations on the transportation of voters to the polls; repealing Minnesota Statutes 1971, Section 211.14, Subdivision 4.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Fitzsimons introduced—

S. F. No. 960: A bill for an act relating to the city of Thief River Falls; payment of firemen's service pensions.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Tennessen, O'Neill and Perpich, G. introduced—

S. F. No. 961: 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 566.01; 566.02; 566.05; 566.06; 566.09; 566.15; 566.16; and Chapter 566, by adding sections.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Willet, Larson and Chmielewski introduced—

S. F. No. 962: A bill for an act relating to taxation; real estate taxes upon state owned residential property.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Schaaf, O'Neill and Spear introduced—

S. F. No. 963: A bill for an act relating to education; courses

and training in human relations; providing reimbursement for such courses and training; amending Minnesota Statutes 1971, Section 126.022, by adding subdivisions.

Which was read the first time and referred to the Committee on Education.

Messrs. Keefe, S.; Doty and Bang introduced—

S. F. No. 964: A bill for an act relating to insurance; non-resident insurance agents; requiring a license to do business; amending Minnesota Statutes 1971, Section 60A.17, Subdivision 3.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Tennesen, O'Neill and Perpich, G. introduced—

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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Willet, Bernhagen and Hughes introduced--

S. F. No. 966: 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; appropriating money; amending Minnesota Statutes 1971, Chapter 85, by adding a section; and Section 176.011, Subdivision 9.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Hansen, Baldy; Patton and Perpich, A. J. introduced—

S. F. No. 967: A bill for an act relating to taxation; reducing the tax on oleomargarine; amending Minnesota Statutes 1971, Section 33.10, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Hughes, Pillsbury and Schaaf introduced—

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; amending Minnesota Statutes 1971, Section 609.53.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Hughes, Coleman and Sillers introduced—

S. F. No. 969: A bill for an act relating to education; establishing an early childhood educational program; appropriating money therefor.

Which was read the first time and referred to the Committee on Education.

Messrs. Conzemius, Blatz and Thorup introduced—

S. F. No. 970: A bill for an act relating to taxation; metropolitan revenue distribution; repealing Minnesota Statutes 1971, Chapter 473F.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Hansen, Baldy, Olson, J. L. and Schrom introduced—

S. F. No. 971: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Borden, Brown and Keefe, S. introduced—

S. F. No. 972: 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Borden, Brown and Keefe, S. introduced—

S. F. No. 973: A bill for an act relating to peace officer training; removal of peace training exemption for communities of less than a population of 1,000; amending Minnesota Statutes 1971, Sections 626.846; 626.847; and 626.852; repealing Minnesota Statutes 1971, Section 626.853.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Hanson, R. introduced—

S. F. No. 974: A bill for an act relating to the claim of LeRoy Ebersviller; arising from negligence of inmates at Minnesota state prison; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Hanson, R. introduced—

S. F. No. 975: A bill for an act relating to the claim of Clarence Dorff; arising from overflow of beaver dam; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. North, Pillsbury and Milton introduced—

S. F. No. 976: A bill for an act relating to property taxes: limiting religious exemption for residential property; amending Minnesota Statutes 1971, Section 272.02, by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Hansen, Baldy; Brown and Solon introduced—

S. F. No. 977: A bill for an act relating to public health and conservation; prohibiting the sale of beverages in containers made of aluminum in certain cases; providing penalties.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Olson, A. G. and Perpich, A. J. introduced—

S. F. No. 978: A bill for an act proposing an amendment to the Minnesota Constitution by adding an article; permitting the sale of additional bonds for mass transportation and highway purposes.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Tennesen questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Lewis, Schrom and Ashbach introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Keefe, S.; Solon and Lord introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Perpich, A. J. introduced—

S. F. No. 981: A bill for an act relating to the town of Breitung in Saint Louis county; conferring certain village powers.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Laufenburger, Bang and Frederick introduced—

S. F. No. 982: A bill for an act relating to insurance, motor vehicles; requiring certain minimum liability coverage; providing for basic medical, disability and survivors' benefits; providing for the arbitration of certain claims; providing an assigned claims plan; limiting the recovery of general tort damages; prohibiting fraudulent claims and providing penalties.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Dunn introduced—

S. F. No. 983: A bill for an act relating to the claim of John D. Becklin; arising from negligence of Cambridge state hospital; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Borden, Conzemius and Ogdahl introduced—

S. F. No. 984: A bill for an act relating to the environment; establishing a state environmental policy, an environmental council and an environmental quality commission; appropriating money; amending Minnesota Statutes 1971, Sections 4.12, Subdivision 2; 40.02; 104.01, Subdivision 3; 115.03, Subdivision 1; and 116.07, Subdivision 2.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Gearty questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Conzemius, Kowalczyk and Olson, A. G. introduced—

S. F. No. 985: 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Gearty questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Perpich, A. J.; Lord and Schrom introduced—

S. F. No. 986: A bill for an act relating to taxation; due date of returns; extension of time; amending Minnesota Statutes 1971, Chapter 270, by adding a section.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Knutson and Tennesen introduced—

S. F. No. 987: A bill for an act relating to public welfare; providing for rendering of services on an area basis.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Schrom; Perpich, G. and Wegener introduced—

S. F. No. 988: A bill for an act relating to inheritance taxes; providing for notification of certain transfers resulting in inheritance tax liability or potential inheritance tax liability; amending Minnesota Statutes 1971, Section 291.20, by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Humphrey, Kirchner and Tennesen introduced—

S. F. No. 989: A bill for an act relating to the legislature; establishing a commission to study education of handicapped children; appropriating money.

Which was read the first time and referred to the Committee on Education.

Messrs. Olson, A. G.; Kirchner and Perpich, A. J. introduced—

S. F. No. 990: A bill for an act relating to taxation; providing penalties and interest for nonpayment of tax on petroleum products; amending Minnesota Statutes 1971, Section 296.15, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, A. J.; Kirchner and Schrom introduced—

S. F. No. 991: A bill for an act relating to taxation; providing

for confiscation of vehicles, trailers and airplanes used to transport illegally untaxed cigarettes; amending Minnesota Statutes 1971, Section 297.08, Subdivisions 1 and 2, and by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, A. J.; Kirchner and Schrom introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Olson, A. G.; Kirchner and Perpich, A. J. introduced—

S. F. No. 993: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Perpich, A. J. introduced—

S. F. No. 994: A bill for an act relating to courts; increasing salary of judge of Tower municipal court; amending Minnesota Statutes 1971, Section 488.21, Subdivision 2.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Chenoweth, Coleman and McCutcheon introduced—

S. F. No. 995: A bill for an act relating to the city of St. Paul; establishing the city council as the commissioners of the St. Paul port authority.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Anderson introduced—

S. F. No. 996: 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.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Larson and Berg introduced—

S. F. No. 997: A bill for an act relating to livestock; information

required upon sale; amending Minnesota Statutes 1971, Chapter 35, by adding a section.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Larson introduced—

S. F. No. 998: A bill for an act relating to the regulation of the practice of farrier science; and appropriating money therefor.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Larson introduced—

S. F. No. 999: A bill for an act relating to livestock; inspection, transportation, and sale thereof; providing penalties; repealing Minnesota Statutes 1971, Section 35.830.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Humphrey, Pillsbury and Anderson introduced—

S. F. No. 1000: A bill for an act relating to education; reimbursements for education of handicapped in residential facilities; amending Minnesota Statutes 1971, Section 124.32, Subdivision 5.

Which was read the first time and referred to the Committee on Education.

Messrs. Lord and Renneke introduced—

S. F. No. 1001: A bill for an act relating to Scott county; authorizing that county to establish a housing and redevelopment authority.

Which was read the first time and referred to the Committee on Local Government.

Mr. Chenoweth questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Hughes, Renneke and Milton introduced—

S. F. No. 1002: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Solon, Spear and Keefe, S. introduced—

S. F. No. 1003: A bill for an act relating to manpower services; authorizing the summer employment of young persons for state service; appropriating money.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Brown, Coleman and Novak introduced—

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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. North, O'Neill and Keefe, S. introduced—

S. F. No. 1005: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Olson, A. G.; Perpich, G. and Perpich, A. J. introduced—

S. F. No. 1006: A bill for an act relating to taxation; providing for use of certain meters by certain users of special fuels; providing a penalty for violation; amending Minnesota Statutes 1971, Section 296.12, by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, A. J.; Wegener and Schrom introduced—

S. F. No. 1007: A bill for an act relating to taxation; providing for powers to enforce provisions relating to petroleum products tax; amending Minnesota Statutes 1971, Section 296.17, Subdivision 20.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Olson, A. G.; Lord and Perpich, A. J. introduced—

S. F. No. 1008: A bill for an act relating to taxation; providing for a method of testing fuel oil; amending Minnesota Statutes 1971, Sections 296.01, Subdivision 4; and 296.05, Subdivision 2.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned:

S. F. No. 5: A bill for an act relating to public safety; exits and fire drills in educational institutions; fire marshal's duties; amending Minnesota Statutes 1971, Section 299F.30, Subdivision 1.

S. F. No. 115: A bill for an act relating to the registration of title to real estate; providing for forms of certificates of title; certification of the examiner for issuance of certificates of title pursuant to judgments and decrees and trustee's deeds; issuance of certificates to new trustees and trustees in voluntary dissolution of corporations; directives of examiner and production of duplicate certificates of title; amending Minnesota Statutes 1971, Sections 508.35, 508.59, 508.61, 508.62 and 508.71.

S. F. No. 169: A bill for an act relating to counties; appointment of county highway engineer; amending Minnesota Statutes 1971, Section 163.07, Subdivision 2a.

S. F. No. 178: A bill for an act relating to motor vehicles; establishing a monthly series system of registration for certain motor vehicles; amending Minnesota Statutes 1971, Sections 168.014; 168.16; 168.31, Subdivisions 1 and 3; 168.37 by adding a subdivision; and Chapter 168 by adding a section; repealing Minnesota Statutes 1971, Sections 168.31, Subdivision 2; and 168.37, Subdivisions 1 and 2.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned March 1, 1973.

Mr. President:

I have the honor to announce the adoption by the House of the following Senate Concurrent Resolution, herewith returned:

Senate Concurrent Resolution No. 7: A Concurrent Resolution commending winners of the Minnesota Jaycee Outstanding Young Farmer Contest.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned March 1, 1973.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 190, 224, 228, 270, 271, 296, 314, 315, 492, 227, 378, 442, 572, 622, 211, 335, 345, 461, 508, 510, 563, 248, 399 and 506.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted March 1, 1973.

FIRST READING OF HOUSE BILLS

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.

H. F. No. 224: A bill for an act relating to witnesses; prohibiting disclosure by chiropractors of certain information obtained in a professional capacity; amending Minnesota Statutes 1971, Section 595.02.

H. F. No. 228: A bill for an act relating to counties; appropriations for incidental expenses; amending Minnesota Statutes 1971, Section 375.16.

H. F. No. 270: A bill for an act relating to towns; eliminating the association dues limitation; amending Minnesota Statutes 1971, Section 366.01, Subdivision 3.

H. F. No. 271: A bill for an act relating to towns; legal counsel; increasing allowable fees for legal services; amending Minnesota Statutes 1971, Section 368.121.

H. F. No. 296: A bill for an act relating to Blue Earth county; authorizing county to enter into rental purchase agreements or conditional sales agreements for acquisition of road equipment subject to limitations.

H. F. No. 314: A bill for an act relating to the village of Grand Marais; authorizing the issuance of on-sale liquor licenses.

H. F. No. 315: A bill for an act relating to Blue Earth county; authorizing use of county funds for county extension committee.

H. F. No. 492: A bill for 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. 227: A bill for an act relating to towns; authorizing certain towns to have and possess certain powers; amending Minnesota Statutes 1971, Section 368.01.

H. F. No. 378: A bill for an act relating to the formation of professional corporations; repealing Minnesota Statutes 1971, Chapter 319.

H. F. No. 442: A bill for an act relating to the revisor of statutes; appropriating money for bill drafting and related activities.

H. F. No. 572: A bill for an act relating to highway traffic regulations; projecting loads; lights and flags; amending Minnesota Statutes 1971, Section 169.52.

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. 211: A bill for an act relating to game and fish; disposal of ice cores or blocks; providing a penalty.

H. F. No. 335: A bill for an act relating to municipalities; requiring municipalities to install ramps at crosswalks under certain conditions.

H. F. No. 345: A bill for 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. 461: A bill for an act relating to wild animals; requiring permits of certain persons exporting minnows from the state; amending Minnesota Statutes 1971, Section 101.42, Subdivision 6.

H. F. No. 508: A bill for an act relating to the powers of the commissioner of highways; lump sum reimbursement for relocation of utilities; amending Minnesota Statutes 1971, Section 161.46, Subdivision 3.

H. F. No. 510: A bill for an act relating to motor vehicle registration and taxation; amending Minnesota Statutes 1971, Section 168.013, Subdivision 12.

H. F. No. 563: A bill for an act relating to taxation; increasing the homestead credit; amending Minnesota Statutes 1971, Section 273.13, Subdivisions 6 and 7.

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.

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.

H. F. No. 506: A bill for an act relating to highway bridges; inventory and inspection thereof; directing the commissioner of highways to prescribe standards therefor by rule and regulation; amending Minnesota Statutes 1971, Section 165.03, Subdivision 2.

Which were read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk, with the exception of the Report from the Committee on Education pertaining to confirmation of appointments be now adopted. Which motion prevailed.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 674: A bill for an act relating to towns; authorizing certain towns to have and possess certain powers; amending Minnesota Statutes 1971, Section 368.01.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 745: A bill for an act authorizing the city of Mankato to establish and maintain a downtown mall.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 28, after "mall" insert a comma

Page 1, line 28, strike "maintenance and regulation thereof" and insert in lieu thereof " , to maintain and to regulate the same"

Page 2, line 6, after "mall" and before "for" insert "primarily"

Page 2, line 7, strike "primary"

Page 5, line 7, strike the period and insert a semicolon

Page 5, after line 7, add:

"(q) Require private developers to construct buildings so as to accommodate and support such mall structures which are part of the downtown mall."

Page 5, line 14, strike "development" and insert in lieu thereof "redevelopment"

Page 5, line 24, after "property" and before "included" insert "abutting as well as"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 20: A bill for an act relating to taxation; allowing disabled persons an income tax credit for taxes or rent on their places of residence; amending Minnesota Statutes 1971, Section 290.0601, Subdivision 6.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, strike "*or was totally disabled as*"

Page 1, line 13, strike "*defined in section 176.101, subdivision 5*" and insert "*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)*"

Page 2, line 5, after "*taxes*" insert "*and rent constituting property taxes*"

Amend the title, page 1, line 2, after "allowing" and before "disabled" by inserting "blind and"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 756: A bill for an act relating to the sales and use tax; defining use; imposing the use tax; amending Minnesota Statutes 1971, Sections 297A.01, Subdivision 6; and 297A.14.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 17, strike "*upon*" and insert "*the day following its final*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 817: A bill for an act relating to the sales and use tax; exemptions; road building materials; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 816: A bill for an act relating to taxes on and measured by net income; operating loss deduction; amending Minnesota Statutes 1971, Section 290.095, Subdivisions 1, 2, 3 and 4.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hughes from the Committee on Education, to which were re-referred the following appointments:

STATE BOARD OF EDUCATION

Mrs. Dorothea Chelgren, 89 West Hawthorne Avenue, St. Paul, Ramsey County, appointed effective January, 1972, for a term expiring July 1, 1973.

Henry Tweten, East Grand Forks, Polk County, appointed effective January, 1973, for a term expiring July 1, 1973.

Reports the same back with the recommendation that the appointments be confirmed.

Mr. Coleman moved that the foregoing Committee report be laid on the table. Which motion prevailed.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 245: A bill for an act relating to elections; requiring statement of last prior residence of applicant for registration; pro-

viding for list of electors who have registered in other registration jurisdictions; providing procedure to verify that applicant is not registered elsewhere; amending Minnesota Statutes 1971, Sections 201.07, Subdivision 1; and 201.07, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, strike lines 21 and 22 and insert in lieu thereof: "*If the clerk or comparable officer has reason to believe that the applicant has not resided at the address shown, he shall so notify the inquiring commissioner.*"

Line 23, strike "*The Commissioner*" and insert "*In each district in which there is no registration of voters, the clerk or comparable officer*"

Line 23, strike "*that*" and insert "*for each polling place*"

Line 23, strike "*of*"

Strike lines 24 through 28, and insert: "*which contains the names and former address of each person who has been reported by a commissioner of registration to have moved from the precinct since the last general election.*"

Page 3, strike lines 1 through 6.

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 485: A bill for an act relating to elections; regulating the location of polling places; requiring that they be accessible to persons in wheelchairs; amending Minnesota Statutes 1971, Section 203.08.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 4, after "*to*" and before "*persons*" insert "*physically disabled*"

Line 4, strike "*in wheelchairs*"

Line 8, after "*curbs.*" add "*Where such reasonable efforts have failed, election officials shall bring proper paper ballots to the entry area of the polling place and the physically disabled elector may there, in the presence of the election officials, vote.*"

Amend the title as follows:

Page 1, line 4, strike "*in*"; after "*to*" and before "*persons*" insert "*physically disabled*"

Line 5, strike "*wheelchairs*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 688: A bill for an act relating to highway traffic regulations; prescribing tuition fees for driver improvement clinics; amending Minnesota Statutes 1971, Section 169.972, Subdivision 2.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 386: A bill for an act relating to courts; witness fees; amending Minnesota Statutes 1971, Section 357.22.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. Minnesota Statutes 1971, Section 357.24, is amended to read:

357.24 [CRIMINAL CASES.] Witnesses for the state in criminal cases shall receive the same fees for travel and attendance as provided in section 357.22, and judges of the district court may, in their discretion, allow like fees to witnesses attending in behalf of any defendant. *In addition these witnesses shall receive reasonable expenses actually incurred for meals, loss of wages and child care, not to exceed \$25 per day.* In courts of record these witness fees shall be certified and paid in the same manner as jurors, and in justice courts such fees shall be a county charge, and paid in the same manner as other county charges.”

Amend the title in line 4 by striking “357.22” and inserting “357.24”.

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 191: A bill for an act relating to crimes and criminals; prohibiting the sale, use and possession of fireworks except under certain circumstances; amending Minnesota Statutes 1971, Section 624.21.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 17, following “state,” strike “or”

Page 1, line 18, at the end thereof strike the period and insert in lieu thereof “, or to prohibit possession with intent to sell in a lawful manner.”

Page 1, following line 18, add a section to read as follows:

“Sec. 2. Minnesota Statutes 1971, Section 624.23 is amended to read:

624.23 [CONSTRUCTION OF SECTIONS 624.20 to 624.25.] Nothing in Sections 624.20 to 624.25 shall be construed to prohibit any resident wholesaler, dealer, or jobber, from *possessing* or selling at wholesale such fireworks as are not herein prohibited; or the *possession* or sale of any fireworks for shipment directly out of the state; or the *possession* or use of fireworks by airplanes and railroads, or other transportation agencies for signal purposes or illumination; or the *possession*, sale or use of blank cartridges for a show or theater, or for signal or ceremonial purposes in athletics or sports, or for use by military organizations or for use as a bird or animal repelling device.”

Amend the title in line 6 by striking the period at the end thereof and inserting in lieu thereof “and 624.23.”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 366: A bill for an act relating to corporations; regulating the organization of certain nonprofit corporations; amending Minnesota Statutes 1971, Sections 317.04, Subdivisions 3 and 7; 317.06; 317.15, Subdivision 2; 317.16, Subdivision 2; 317.20, Subdivision 5; 317.22, Subdivision 7; 317.27, Subdivisions 1, 5 and by adding a subdivision; 317.35; 317.37; and Chapter 317, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 26, strike the new language and insert in lieu thereof “(a)”

Page 1, line 27, strike the new language;

Page 1, line 29, strike “*required by any other incorporation law*” and insert in lieu thereof “*with the secretary of state, and (b) of the*”

Page 1, strike line 30

Page 1, line 31, strike “*state, which*”

Page 1, line 32, strike the new language

Page 6, strike line 10 and insert in lieu thereof the following:

“(14) *subject to the provisions of section 317.165, indemnify certain persons against certain expenses and liabilities as provided in section 300.082. In applying section 300.082 for this purpose, the term “members” shall be substituted for the terms “shareholders” and “stockholders”.*”

Page 7, strike lines 20 to 27 and insert in lieu thereof the following paragraph:

“Notwithstanding the other provisions of this subdivision, if the articles or bylaws authorize voting by mail and do not preclude cumulative voting, there may be cumulative voting by mail for the election of directors only if either (a) the notice of the meeting at which the election of directors is to occur expressly informs the members that cumulative voting will be permitted at the election, or (b) the articles or bylaws permit cumulative voting by mail only if a member gives written notice to the president or secretary at least 48 hours before the time when the meeting is actually held for the election of directors by the members of his intention to vote cumulatively by mail in that election.”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

H. F. No. 171: A bill for an act relating to corporations; contents of restated articles, and powers of directors; amending Minnesota Statutes 1971, Sections 301.09; 301.28, Subdivision 4; and 301.37, Subdivision 3.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 632: A bill for an act relating to courts; establishing a uniform jurisdictional amount for conciliation courts; amending Minnesota Statutes 1971, Sections 487.30; 491.03, Subdivision 4; and 491.04, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred:

H. F. Nos. 224, 622, 228, 270, 314, 492, 211, 345, 442, 248, 335 and 563 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. No. 224 and 622 to the Committee on Judiciary.

H. F. No. 228 and 270 to the Committee on Local Government.

H. F. No. 314 to the Committee on Labor and Commerce.

H. F. No. 492, 211 and 345 to the Committee on Natural Resources and Agriculture.

H. F. No. 442 and 248 to the Committee on Finance.

H. F. No. 335 to the Committee on Transportation and General Legislation.

H. F. No. 563 to the Committee on Taxes and Tax Laws.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 674, 745, 20, 756, 817, 816, 245, 485, 688, 386, 191, 366, 632 and 488 were read the second time.

SECOND READING OF HOUSE BILL

H. F. No. 171 was read the second time.

MOTIONS AND RESOLUTIONS

Mr. Arnold moved that the report from the Committee on Natural Resources and Agriculture reported March 1, 1973 pertaining to appointments be taken from the table. Which motion prevailed.

Mr. Arnold moved that the foregoing report be now adopted. Which motion prevailed.

CONFIRMATION

Mr. Arnold moved that in accordance with the report from the Committee on Natural Resources and Agriculture, reported March 1, 1973, the Senate having advised with, do now consent to and confirm the appointment of:

WATER RESOURCES BOARD

Mrs. Shirley K. Hunt, 5600 Hillside Court, Edina, Hennepin County, appointed effective January 14, 1972, for a term expiring October 5, 1977.

Which motion prevailed. Which appointment was confirmed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Milton moved that the name of Mr. Keefe, J. be added as co-author to S. F. No. 766. Which motion prevailed.

Mr. Milton moved that the name of Mr. Keefe, J. be added as co-author to S. F. No. 767. Which motion prevailed.

Mr. Milton moved that the name of Mr. Brown be added as co-author to S. F. No. 769. Which motion prevailed.

Mr. Perpich, A. J. moved that the name of Mr. Schrom be added as co-author to S. F. No. 863. Which motion prevailed.

Mr. Keefe, J. moved that the name of Mr. Thorup be stricken and the name of Mr. Olhoft be added as co-author to S. F. No. 707. Which motion prevailed.

Mr. Anderson moved that S. F. No. 996 be withdrawn from the Committee on Local Government. Which motion prevailed.

Mr. Anderson moved that S. F. No. 996 be re-referred to the Committee on Metropolitan and Urban Affairs. Which motion prevailed.

Mr. Larson moved that the name of Mr. Bang be added as co-author to S. F. No. 998. Which motion prevailed.

THIRD READING OF SENATE BILLS

S. F. No. 67: A bill for an act relating to natural resources; authorizing the commissioner of administration to acquire by eminent domain, under certain conditions, land or interests in land being acquired for natural resource purposes; amending Minnesota Statutes 1971, Sections 85.012, Subdivision 1; 85.013, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 37 and nays 29, as follows:

Those who voted in the affirmative were:

Arnold	Gerty	Knutson	Nelson	Solon
Bang	Hansen, Baldy	Kowalczyk	North	Stassen
Borden	Hansen, Mel	Krieger	Novak	Stokowski
Chenoweth	Hanson, R.	Larson	Ogdahl	Tennessee
Coleman	Hughes	Laufenburger	Olson, J. L.	Wegener
Davies	Josefson	Lewis	Perpich, A. J.	
Dunn	Keefe, J.	McCutcheon	Schaaf	
Fitzsimons	Kirchner	Milton	Sillers	

Those who voted in the negative were:

Anderson	Chmielewski	Kleinbaum	O'Neill	Schrom
Ashbach	Doty	Lord	Patton	Spear
Berg	Frederick	Moe	Perpich, G.	Thorup
Bernhagen	Humphrey	Olhoft	Pillsbury	Ueland
Blatz	Jensen	Olson, A. G.	Purfeerst	Willet
Brown	Keefe, S.	Olson, H. D.	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 19: A bill for an act relating to taxes on and measured by net income; defining claimant for rent credit; amending Minnesota Statutes 1971, Section 290.982.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Ogdahl	Sillers
Arnold	Fitzsimons	Knutson	Olhoff	Solon
Ashbach	Frederick	Kowalczyk	Olson, A. G.	Spear
Bang	Gearty	Krieger	Olson, H. D.	Stassen
Berg	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Bernhagen	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Blatz	Hanson, R.	Lewis	Patton	Thorup
Borden	Hughes	Lord	Perpich, A. J.	Ueland
Brown	Humphrey	McCutcheon	Perpich, G.	Wegener
Chenoweth	Jensen	Milton	Pillsbury	Willet
Chmielewski	Josefson	Moe	Purfeerst	
Coleman	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	
Doty	Kirchner	Novak	Schrom	

So the bill passed and its title was agreed 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kirchner	North	Renneke
Arnold	Fitzsimons	Kleinbaum	Novak	Schaaf
Ashbach	Frederick	Knutson	Ogdahl	Schrom
Bang	Gearty	Kowalczyk	Olhoff	Sillers
Berg	Hansen, Baldy	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Mel	Larson	Olson, H. D.	Spear
Blatz	Hanson, R.	Laufenburger	Olson, J. L.	Stassen
Brown	Hughes	Lewis	O'Neill	Stokowski
Chenoweth	Humphrey	Lord	Patton	Tennessee
Chmielewski	Jensen	McCutcheon	Perpich, A. J.	Thorup
Coleman	Josefson	Milton	Perpich, G.	Ueland
Davies	Keefe, J.	Moe	Pillsbury	Wegener
Doty	Keefe, S.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

S. F. No. 331: A bill for an act relating to the Minnesota Historical Society; custody and preservation of records; classification of the state archivist; administration of national historic records act; amending Minnesota Statutes 1971, Sections 138.03, Subdivision 1; 138.17, Subdivisions 1 and 6; and Chapter 138, by adding a section.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Ogdahl	Sillers
Arnold	Fitzsimons	Knutson	Olhoff	Solon
Ashbach	Frederick	Kowalczyk	Olson, A. G.	Spear
Bang	Gearty	Krieger	Olson, H. D.	Stassen
Berg	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Bernhagen	Hansen, Mel	Laufenburger	O'Neill	Tennessen
Blatz	Hanson, R.	Lewis	Patton	Thorup
Borden	Hughes	Lord	Perpich, A. J.	Ueland
Brown	Humphrey	McCutcheon	Perpich, G.	Wegener
Chenoweth	Jensen	Milton	Pillsbury	Willet
Chmielewski	Josefson	Moe	Purfeerst	
Coleman	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	
Doty	Kirchner	Novak	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 267: 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Novak	Sillers
Arnold	Dunn	Knutson	Ogdahl	Solon
Ashbach	Fitzsimons	Kowalczyk	Olhoff	Spear
Bang	Gearty	Krieger	Olson, A. G.	Stassen
Berg	Hansen, Baldy	Larson	Olson, H. D.	Stokowski
Bernhagen	Hansen, Mel	Laufenburger	O'Neill	Tennessen
Blatz	Hanson, R.	Lewis	Patton	Thorup
Borden	Hughes	Lord	Perpich, A. J.	Ueland
Brown	Humphrey	McCutcheon	Perpich, G.	Wegener
Chenoweth	Josefson	Milton	Pillsbury	Willet
Chmielewski	Keefe, J.	Moe	Purfeerst	
Coleman	Keefe, S.	Nelson	Schaaf	
Davies	Kirchner	North	Schrom	

Messrs. Frederick; Olson, J. L. and Renneke voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 324: A bill for an act relating to highway traffic regulations; seasonal load restrictions; prescribing axle weight limitations on certain vehicles; amending Minnesota Statutes 1971, Section 169.87, by adding a subdivision.

Was read the third time.

With the unanimous consent of the Senate, Mr. Larson moved to amend S. F. No. 324, the printed bill, as follows:

Page 1, line 19, strike "after" and insert in lieu thereof "the day following its"

Which motion prevailed. So the amendment was adopted.

S. F. No. 324 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 64 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Novak	Schaaf
Arnold	Dunn	Knutson	Ogdahl	Schrom
Ashbach	Fitzsimons	Kowalczyk	Olhoft	Sillers
Bang	Frederick	Krieger	Olson, A. G.	Solon
Berg	Gearty	Larson	Olson, H. D.	Spear
Bernhagen	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Blatz	Hanson, R.	Lewis	O'Neill	Stokowski
Borden	Hughes	Lord	Patton	Tennessee
Brown	Humphrey	McCutcheon	Perpich, A. J.	Thorup
Chenoweth	Jensen	Milton	Perpich, G.	Ueland
Chmielewski	Josefson	Moe	Pillsbury	Wegener
Coleman	Keefe, J.	Nelson	Purfeerst	Willet
Davies	Kirchner	North	Renneke	

Messrs. Hansen, Baldy and Keefe, S. voted in the negative.

So the bill, as amended, passed and its title was agreed to.

S. F. No. 285: A bill for an act relating to motor vehicles; providing for the manufacture of motor vehicle license number plates; amending Minnesota Statutes 1971, Section 168.381.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	North	Renneke
Arnold	Fitzsimons	Kleinbaum	Novak	Schaaf
Ashbach	Frederick	Knutson	Ogdahl	Schrom
Bang	Gearty	Kowalczyk	Olhoft	Sillers
Berg	Hansen, Baldy	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Mel	Larson	Olson, H. D.	Spear
Blatz	Hanson, R.	Laufenburger	Olson, J. L.	Stassen
Borden	Hughes	Lewis	O'Neill	Stokowski
Brown	Humphrey	Lord	Patton	Tennessee
Chenoweth	Jensen	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Josefson	Milton	Perpich, G.	Ueland
Coleman	Keefe, J.	Moe	Pillsbury	Wegener
Davies	Keefe, S.	Nelson	Purfeerst	Willet

Mr. Dunn voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 438: A bill for an act relating to the abolition of the office of village constable; amending Minnesota Statutes 1971, Sections 412.02, Subdivision 1; 412.021, Subdivision 2; 412.022, Sub-

division 2; 412.101 and 412.861, Subdivision 1; and repealing Minnesota Statutes 1971, Sections 412.02, Subdivision 4, and 412.161.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Novak	Schaaf
Arnold	Fitzsimons	Knutson	Ogdahl	Schrom
Ashbach	Frederick	Kowalczyk	Olhoft	Sillers
Bang	Gearty	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Mel	Larson	Olson, H. D.	Spear
Blatz	Hanson, R.	Laufenburger	Olson, J. L.	Stassen
Borden	Hughes	Lewis	O'Neill	Stokowski
Brown	Humphrey	Lord	Patton	Tennessee
Chenoweth	Jensen	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Josefson	Milton	Perpich, G.	Ueland
Coleman	Keefe, J.	Moe	Pillsbury	Wegener
Davies	Keefe, S.	Nelson	Purfeerst	Willet
Doty	Kirchner	North	Renneke	

Mr. Hansen, Baldy voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 442: A bill for an act relating to intoxicating liquor; restrictions upon places of sale; amending Minnesota Statutes 1971, Section 340.14, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Schaaf
Arnold	Dunn	Kleinbaum	Novak	Schrom
Ashbach	Fitzsimons	Knutson	Ogdahl	Sillers
Bang	Frederick	Kowalczyk	Olson, A. G.	Solon
Berg	Gearty	Krieger	Olson, H. D.	Spear
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Blatz	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Borden	Hanson, R.	Lewis	Patton	Tennessee
Brown	Hughes	Lord	Perpich, A. J.	Thorup
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Ueland
Chmielewski	Jensen	Milton	Pillsbury	Wegener
Coleman	Josefson	Moe	Purfeerst	Willet
Davies	Keefe, J.	Nelson	Renneke	

Messrs. Kirchner and Olhoft voted in the negative.

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Ogdahl	Sillers
Arnold	Fitzsimons	Knutson	Olhoft	Solon
Ashbach	Frederick	Kowalczyk	Olson, A. G.	Spear
Bang	Gearty	Krieger	Olson, H. D.	Stassen
Berg	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Bernhagen	Hansen, Mel	Laufenburger	O'Neill	Tennessen
Blatz	Hanson, R.	Lewis	Patton	Thorup
Borden	Hughes	Lord	Perpich, A. J.	Ueland
Brown	Humphrey	McCutcheon	Perpich, G.	Wegener
Chenoweth	Jensen	Milton	Pillsbury	Willet
Chmielewski	Josefson	Moe	Purfeerst	
Coleman	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	
Doty	Kirchner	Novak	Schrom	

So the bill passed and its title was agreed to.

THIRD READING OF HOUSE BILLS

H. F. No. 20: A bill for an act relating to driver's licenses; classifications thereof; providing that a Class C license is valid for the operation of fire trucks and emergency fire equipment by volunteer firemen; amending Minnesota Statutes 1971, Section 171.02, Subdivision 2.

Was read the third time.

With the unanimous consent of the Senate, Mr. Nelson moved to amend H. F. No. 20, the printed bill, as follows:

Page 1, after line 16, add a section to read:

"Sec 2. This act shall be effective upon the day next following enactment."

Which motion prevailed. So the amendment was adopted.

H. F. No. 20 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 58 and nays 8, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Knutson	Olhoft	Schrom
Arnold	Frederick	Kowalczyk	Olson, A. G.	Sillers
Ashbach	Gearty	Krieger	Olson, H. D.	Solon
Bang	Hansen, Mel	Larson	Olson, J. L.	Stassen
Berg	Hanson, R.	Laufenburger	O'Neill	Stokowski
Bernhagen	Hughes	Lewis	Patton	Tennessen
Blatz	Humphrey	Lord	Perpich, A. J.	Thorup
Borden	Jensen	McCutcheon	Perpich, G.	Ueland
Brown	Josefson	Milton	Pillsbury	Wegener
Chmielewski	Keefe, J.	Moe	Purfeerst	Willet
Doty	Kirchner	Nelson	Renneke	
Dunn	Kleinbaum	Ogdahl	Schaaf	

Those who voted in the negative were:

Chenoweth	Davies	Keefe, S.	Novak	Spear
Coleman	Hansen, Baldy	North		

So the bill, as amended, passed and its title was agreed to.

H. F. No. 112: A bill for an act relating to highway traffic regulations; authorizing increased combinations of vehicles transporting milk; amending Minnesota Statutes 1971, Section 169.81, Subdivision 3.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 53 and nays 12, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kirchner	Olhoff	Schrom
Arnold	Fitzsimons	Kleinbaum	Olson, A. G.	Sillers
Ashbach	Frederick	Kowalczyk	Olson, H. D.	Solon
Bang	Gearly	Krieger	Olson, J. L.	Stassen
Berg	Hansen, Mel	Larson	O'Neill	Stokowski
Bernhagen	Hanson, R.	Laufenburger	Patton	Thorup
Blatz	Hughes	Lewis	Perpich, A. J.	Ueland
Borden	Humphrey	Lord	Pillsbury	Wegener
Brown	Jensen	Milton	Purfeerst	Willet
Chmielewski	Josefson	Moe	Renneke	
Doty	Keefe, S.	Nelson	Schaaf	

Those who voted in the negative were:

Chenoweth	Hansen, Baldy	North	Ogdahl	Spear
Coleman	Keefe, J.	Novak	Perpich, G.	Tennessen
Davies	McCutcheon			

So the bill passed and its title was agreed to.

H. F. No. 430: A bill for an act relating to the supreme court; providing for temporary assignment of district judges and justices of the supreme court; amending Minnesota Statutes 1971, Section 2.724, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Chmielewski	Hanson, R.	Krieger	Novak
Arnold	Coleman	Hughes	Larson	Ogdahl
Ashbach	Davies	Humphrey	Laufenburger	Olhoff
Bang	Doty	Jensen	Lewis	Olson, A. G.
Berg	Dunn	Josefson	Lord	Olson, H. D.
Bernhagen	Fitzsimons	Keefe, J.	McCutcheon	Olson, J. L.
Blatz	Frederick	Keefe, S.	Milton	O'Neill
Borden	Gearly	Kirchner	Moe	Patton
Brown	Hansen, Baldy	Kleinbaum	Nelson	Perpich, A. J.
Chenoweth	Hansen, Mel	Kowalczyk	North	Perpich, G.

Pillsbury	Schaaf	Solon	Stokowski	Ueland
Purfeerst	Schrom	Spear	Tennessee	Wegener
Renneke	Sillers	Stassen	Thorup	Willet

So the bill passed and its title was agreed to.

H. F. No. 552: A bill for an act relating to taxes on and measured by net income; estimated tax defined; amending Minnesota Statutes 1971, Section 290.93, Subdivision 3.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Renneke
Arnold	Dunn	Kirchner	Novak	Schaaf
Ashbach	Fitzsimons	Kleinbaum	Ogdahl	Schrom
Bang	Frederick	Kowalczyk	Olhoff	Sillers
Berg	Gearty	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Borden	Hanson, R.	Lewis	O'Neill	Stokowski
Brown	Hughes	Lord	Patton	Tennessee
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Jensen	Milton	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Davies	Keefe, J.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

H. F. No. 555: A bill for an act relating to taxes on and measured by net income; refund claims; amending Minnesota Statutes 1971, Section 290.50, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Renneke
Arnold	Dunn	Kirchner	Novak	Schaaf
Ashbach	Fitzsimons	Kleinbaum	Ogdahl	Schrom
Bang	Frederick	Kowalczyk	Olhoff	Sillers
Berg	Gearty	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Borden	Hanson, R.	Lewis	O'Neill	Stokowski
Brown	Hughes	Lord	Patton	Tennessee
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Jensen	Milton	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Davies	Keefe, J.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

SUSPENSION OF RULES

Mr. Gearty moved that the Rules of the Senate be so far suspended as to revert to the Order of business of Motions and Resolutions. Which motion prevailed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Gearty moved that S. F. No. 926 be withdrawn from the Committee on Governmental Operations. Which motion prevailed.

Mr. Gearty moved that S. F. No. 926 be re-referred to the Committee on Natural Resources and Agriculture. Which motion prevailed.

Mr. Gearty moved that S. F. No. 984 be withdrawn from the Committee on Rules and Administration. Which motion prevailed.

Mr. Gearty moved that S. F. No. 984 be re-referred to the Committee on Natural Resources and Agriculture. Which motion prevailed.

Mr. Larson moved that the name of Mr. Lewis be added as co-author to S. F. No. 998. Which motion prevailed.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Davies in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Davies reported that the committee had considered

S. F. No. 371 which the committee recommends to pass with the following amendment, offered by Mr. Nelson:

Page 1, line 15, strike everything after the word "so" and insert in lieu thereof a period

Page 1, strike lines 16 and 17 and insert in lieu thereof: "The governor shall make every reasonable effort, including consultation and cooperation with Minnesota's senators and representatives in Congress working to amend the present requirements of the Atomic Energy Act of 1954, to obtain concurrent regulation or an agreement that will:

(a) allow the state to set stricter emission regulations than set by the United States Atomic Energy commission, and

(b) apply to production and utilization facilities."

The question being taken on adoption of the amendment.

And the roll being called, there were yeas 60 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Keefe, S.	Novak	Schaaf
Arnold	Fitzsimons	Kirchner	Ogdahl	Schrom
Ashbach	Frederick	Kleinbaum	Olhoff	Sillers
Bang	Gearty	Kowalczyk	Olson, A. G.	Solon
Berg	Hansen, Baldy	Larson	Olson, H. D.	Spear
Blatz	Hansen, Mel	Lewis	Olson, J. L.	Stassen
Brown	Hansen, R.	Lord	O'Neill	Stokowski
Chenoweth	Hughes	McCutcheon	Patton	Tennessee
Chmielewski	Humphrey	Milton	Perpich, A. J.	Thorup
Coleman	Jensen	Moe	Perpich, G.	Ueland
Davies	Josefson	Nelson	Purfeerst	Wegener
Doty	Keefe, J.	North	Renneke	Willet

Mr. Bernhagen voted in the negative.

Which motion prevailed. So the amendment was adopted.

The question being taken on the committee recommendation,

And the roll being called, there were yeas 35 and nays 29, as follows:

Those who voted in the affirmative were:

Arnold	Davies	Hansen, R.	McCutcheon	Patton
Ashbach	Dunn	Josefson	Nelson	Pillsbury
Bang	Fitzsimons	Keefe, J.	Ogdahl	Renneke
Berg	Frederick	Kirchner	Olson, A. G.	Sillers
Blatz	Gearty	Kowalczyk	Olson, H. D.	Stassen
Brown	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Chmielewski	Hansen, Mel	Lewis	O'Neill	Ueland

Those who voted in the negative were:

Anderson	Hughes	Lord	Perpich, A. J.	Spear
Bernhagen	Humphrey	Milton	Perpich, G.	Tennessee
Borden	Jensen	Moe	Purfeerst	Thorup
Chenoweth	Keefe, S.	North	Schaaf	Wegener
Coleman	Kleinbaum	Novak	Schrom	Willet
Doty	Laufenburger	Olhoff	Solon	

Which motion prevailed. So the committee recommends S. F. No. 371 to pass.

H. F. No. 198 which the committee recommends to pass with the following amendment, offered by Mr. Chmielewski:

Page 1, line 2, after "purposes" strike "; provided, that no" and insert ". No"

Page 1, line 6, strike "; provided further, that" and insert in lieu thereof a period

S. F. No. 296 which the committee recommends to pass.

And then, on motion of Mr. Davies, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 11:30 o'clock a.m., Thursday, March 8, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

TWENTY-FIRST DAY

St. Paul, Minnesota, Thursday, March 8, 1973.

The Senate met at 11:30 o'clock a.m. and was called to order by the President.

CALL OF THE SENATE

Mr. Tennessen imposed a call of the Senate.

The following Senators answered to their names:

Anderson	Doty	Kleinbaum	Olson, H. D.	Solon
Arnold	Dunn	Krieger	Olson, J. L.	Spear
Ashbach	Fitzsimons	Laufenburger	Patton	Stassen
Bang	Frederick	Lord	Perpich, A. J.	Tennessen
Berg	Hansen, Baldy	Moe	Purfeerst	Thorup
Chmielewski	Hughes	North	Renneke	Ueland
Coleman	Humphrey	Novak	Schaaf	Wegener
Conzemius	Josefson	Ogdahl	Schrom	Willet
Davies	Keefe, S.	Olhoft	Sillers	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kirchner	Novak	Sillers
Arnold	Dunn	Kleinbaum	Ogdahl	Solon
Ashbach	Fitzsimons	Knutson	Olhoft	Spear
Bang	Frederick	Kowalczyk	Olson, A. G.	Stassen
Berg	Gearly	Krieger	Olson, H. D.	Stokowski
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Tennessen
Blatz	Hansen, Mel	Laufenburger	O'Neill	Thorup
Borden	Hanson, R.	Lewis	Patton	Ueland
Brown	Hughes	Lord	Perpich, A. J.	Wegener
Chenoweth	Humphrey	McCutcheon	Pillsbury	Willet
Chmielewski	Jensen	Milton	Purfeerst	
Coleman	Josefson	Moe	Renneke	
Conzemius	Keefe, J.	Nelson	Schaaf	
Davies	Keefe, S.	North	Schrom	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Mr. Perpich, G. was excused from the Session of today. Mr. Hanson, R. was excused from the Session of today beginning at

2:00 o'clock p.m. Messrs. Novak, Lewis, Nelson and Frederick were excused from the Session of today, beginning at 6:00 o'clock p.m.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

March 6, 1973

The Honorable Alec G. Olson
President of the Senate

Sir:

I have the honor to inform you that I have received, approved, signed and deposited in the office of the Secretary of State the following Senate File:

S. F. No. 178: An act relating to motor vehicles; establishing a monthly series system of registration for certain motor vehicles; amending Minnesota Statutes 1971, Sections 168.014; 168.16; 168.31, Subdivisions 1 and 3; 168.37 by adding a subdivision; and Chapter 168 by adding a section; repealing Minnesota Statutes 1971, Sections 168.31, Subdivision 2; and 168.37, Subdivisions 1 and 2.

Sincerely,

Wendell R. Anderson, Governor

March 7, 1973

The Honorable Alec G. Olson
President of the Senate

Sir:

I have the honor to inform you that I have received, approved, signed and deposited in the office of the Secretary of State the following Senate File:

S. F. No. 169: An act relating to counties; appointment of county highway engineer; amending Minnesota Statutes 1971, Section 163.07, Subdivision 2a.

Sincerely,

Wendell R. Anderson, Governor

March 7, 1973

The Honorable Alec G. Olson
President of the Senate

Sir:

I have the honor to inform you that I have received, approved, signed and deposited in the office of the Secretary of State the following Senate Files:

S. F. No. 5: An act relating to public safety; exits and fire

drills in educational institutions; fire marshal's duties; amending Minnesota Statutes 1971, Section 299F.30, Subdivision 1.

S. F. No. 63: An act relating to real property; time limits upon certain actions relating to; amending Minnesota Statutes 1971, Sections 519.09 and 519.101.

S. F. No. 74: An act relating to Steele county; authorizing tax anticipation certificates for certain purposes; amending Laws 1963, Chapter 572, Section 2.

S. F. No. 115: An act relating to the registration of title to real estate; providing for forms of certificates of title; certification of the examiner for issuance of certificates of title pursuant to judgments and decrees and trustee's deeds; issuance of certificates to new trustees and trustees in voluntary dissolution of corporations; directives of examiner and production of duplicate certificates of title; amending Minnesota Statutes 1971, Sections 508.35, 508.59, 508.61, 508.62 and 508.71.

Sincerely,

Wendell R. Anderson, Governor

March 7, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

Leo Adams, 3657 Maryland Avenue North, New Hope, Hennepin County, has been appointed by me to the State Board of Human Rights, effective January, 1973, for a term expiring the first Monday of January, 1976.

Mary Lou Hill, 432 Oliver Avenue South, Minneapolis, Hennepin County, has been appointed by me to the State Board of Human Rights, effective January, 1973, for a term expiring the first Monday of January, 1976.

Jose Trejo, 841 Delaware Avenue, St. Paul, Ramsey County, has been appointed by me to the State Board of Human Rights, effective January, 1973, for a term expiring the first Monday of January, 1976.

Robert Bolle, 205 East Viking Drive, St. Paul, Ramsey County, has been appointed by me to the State Board of Human Rights, effective January, 1973, for a term expiring the first Monday of January, 1976.

Duane Korbel, 3961 Zarthan Avenue South, Bloomington, Hennepin County, has been appointed by me to the State Board of Human Rights, effective January, 1973, for a term expiring the first Monday of January, 1976.

Maria Martinez, 28-3rd Avenue North, Madelia, Watonwan County, has been appointed by me to the State Board of Human Rights, effective January, 1973, for a term expiring the first Monday of January, 1976.

Sincerely,
Wendell R. Anderson, Governor

Which appointments were referred to the Committee on Rules and Administration.

INTRODUCTION OF BILLS

Messrs. Laufenburger, Krieger and Larson introduced—

S. F. No. 1009: A bill for an act relating to the municipalities of Dover, Eyota and St. Charles; providing for the creation of a sanitary sewer board; prescribing its duties and powers; and providing for the collection, treatment and disposal of sewage for the municipalities and areas adjacent thereto.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Solon and Stokowski introduced—

S. F. No. 1010: A bill for an act relating to public welfare; extending the period during which a medical assistance lien may be filed; amending Minnesota Statutes 1971, Section 393.10, Subdivision 2.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Solon, Lord and Willet introduced—

S. F. No. 1011: A bill for an act relating to railroads; regulations; requiring certain equipment on locomotives; amending Minnesota Statutes 1971, Section 219.551, Subdivisions 5 and 6; and by adding a subdivision.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Perpich, A. J. introduced—

S. F. No. 1012: A bill for an act relating to the town of Breitung in the county of St. Louis; conferring certain village powers on said town.

Which was read the first time and referred to the Committee on Local Government.

Mr. Perpich, G. introduced—

S. F. No. 1013: A bill for an act relating to the city of Fraser

in St. Louis county; providing for the dissolution of the city of Fraser.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Chmielewski and Willet introduced—

S. F. No. 1014: A bill for an act adding a new route to the state trunk highway system.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Chmielewski and Willet introduced—

S. F. No. 1015: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Chmielewski and Willet introduced—

S. F. No. 1016: A bill for an act relating to highways; access; approaches; repealing Minnesota Statutes 1971, Section 160.18.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Chmielewski and Willet introduced—

S. F. No. 1017: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Chmielewski and Willet introduced—

S. F. No. 1018: A bill for an act relating to highway traffic regulations; requiring certain equipment on motor vehicles sold after a certain date; amending Minnesota Statutes 1971, Sections 169.57, Subdivision 1; and 169.64, Subdivision 3.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Moe introduced—

S. F. No. 1019: A bill for an act relating to the county of Polk;

authorizing appropriations for incidental expenses; amending Laws 1969, Chapter 628, Section 1.

Which was read the first time and referred to the Committee on Local Government.

Mr. Ashbach, by request, introduced—

S. F. No. 1020: A bill for an act relating to the claim of Kirsten H. Krinke; arising from negligence of Mankato state college; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Perpich, G. introduced—

S. F. No. 1021: A bill for an act relating to the claim of Edward Tekautz; arising from negligence by Moorhead state college; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Perpich, G. introduced—

S. F. No. 1022: A bill for an act relating to the claim of Ernest Chouinard; arising from gunshot wounds inflicted by a person under the supervision of a state parole officer; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Josefson introduced—

S. F. No. 1023: A bill for an act relating to the claim of Lincoln county; arising from cost of the maintenance and medical expenses of Evelyn Marie Bradtke; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Josefson introduced—

S. F. No. 1024: A bill for an act relating to the claim of Robert Boulton; arising from negligence of state veterinarian; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Ashbach, Blatz and Stassen introduced—

S. F. No. 1025: A bill for an act relating to taxation; real prop-

erty; providing for taxation of townhouse property; amending Minnesota Statutes 1971, Section 273.13, by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Renneke, Josefson and Olson, A. G. introduced—

S. F. No. 1026: A bill for an act relating to drainage; clarifying the power of county boards to construct flood control projects under the drainage laws; transferring the administration of judicial ditches to county boards; improving the power of county boards to repair, assess benefits and damages and construct laterals on county ditches; providing for appeal of decisions by a joint county ditch authority to the district court; providing a better procedure for abandonment of ditches in urban areas; providing for the termination of activities of conservancy districts; amending Minnesota Statutes 1971, Sections 106.011, Subdivisions 4 and 17; 106.015, Subdivision 5; 106.471, Subdivisions 1 and 7; 106.521; 106.631, Subdivision 5; 106.661; 112.76; repealing Minnesota Statutes 1971, Sections 111.01 to 111.42.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Perpich, G.; Perpich, A. J. and Doty introduced—

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.

Which was read the first time and referred to the Committee on Local Government.

Mr. Chmielewski introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Dunn, Anderson and Hanson, R. introduced—

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 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 115.37; 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 Chapters 116A and 445.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Coleman, Krieger and Moe introduced—

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.

Which was read the first time and referred to the Committee on Finance.

Mr. Patton introduced—

S. F. No. 1031: A bill for an act relating to the claim of Wayne W. Dallman; arising from being struck in the face by barbed wire from a fence lying in a ditch alongside highway 22; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Thorup, Ogdahl and Spear introduced—

S. F. No. 1032: A bill for an act relating to workmen's compensation; providing certain exemptions from liability; 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 176.031; 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Olson, J. L.; Olson, H. D. and Larson introduced—

S. F. No. 1033: A bill for an act relating to highway traffic regulations; authorizing certain vehicles and combinations of vehicles under certain conditions to draw one additional two-wheel trailer for the sole purpose of transporting a livestock loading chute.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Stokowski; Hansen, Mel and Spear introduced—

S. F. No. 1034: A bill for an act relating to certain persons in the unclassified service of the city of Minneapolis; amending Laws 1969, Chapter 937, Section 1, Subdivision 1.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. McCutcheon, Milton and Schaaf introduced—

S. F. No. 1035: A bill for an act relating to courts; setting compensation of jurors; amending Minnesota Statutes 1971, Section 357.26, Subdivision 1.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Purfeest, Moe and Doty introduced—

S. F. No. 1036: A resolution memorializing the President to release funds appropriated for sewage treatment facilities, and Congress to prevent further impoundments of similar funds.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Stokowski, Schrom and Purfeerst introduced—

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; 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Purfeerst, Milton and Moe introduced—

S. F. No. 1038: A bill for an act relating to highway traffic regulations; brakes on vehicles; prohibiting the sale or distribution of brake linings unless of a type approved by the commissioner of public safety; amending Minnesota Statutes 1971, Section 169.67, by adding a subdivision.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Humphrey introduced—

S. F. No. 1039: A bill for an act relating to the claim of Mr.

Peter J. Perusse; arising from damages by a runaway from the state training school; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Frederick and Patton introduced—

S. F. No. 1040: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Conzemius introduced—

S. F. No. 1041: A bill for an act relating to the claim of the town of Florence; arising from loss of tax revenue from state owned property in the Frontenac state park and hardwood forest; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Fitzsimons and Moe introduced—

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.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Moe introduced—

S. F. No. 1043: A bill for an act relating to the county of Clearwater; authorizing that county to use certain surplus appropriated funds for a feasibility study of a recreation area at First and Second lakes; appropriating money.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Moe questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Bang, Gearty and Brown introduced—

S. F. No. 1044: A bill for an act relating to motor vehicles;

wheel flaps or protective devices on trucks and trailers; amending Minnesota Statutes 1971, Section 169.733.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Nelson, Stokowski and Josefson introduced—

S. F. No. 1045: A bill for an act creating an interim commission to study governmental information and privacy; appropriating money therefor.

Which was read the first time and referred to the Committee on Rules and Administration.

Messrs. Schrom, Blatz and Hansen, Baldy introduced—

S. F. No. 1046: A bill for an act relating to taxation; exemptions from the sales tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Olhoft; Hanson, R. and Willet introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Olhoft, McCutcheon and Milton introduced—

S. F. No. 1048: A bill for an act creating the office of ombudsman and prescribing the powers and duties thereof; prescribing the duties of other state agencies in connection with the office of ombudsman; appropriating money.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Brown, Pillsbury and Schaaf introduced—

S. F. No. 1049: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 25; limiting the consecutive terms a person may serve in the legislature.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Tennessen questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Kowalczyk; Perpich, G. and Milton introduced—

S. F. No. 1050: A bill for an act relating to pharmacists; requiring posting of prescription drug prices.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Chenoweth, Ogdahl and Laufenburger introduced—

S. F. No. 1051: A bill for an act relating to safety; requiring the safety glazing of certain glass or plastic panels for doors and enclosures; providing a penalty.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Thorup, Anderson and McCutcheon introduced—

S. F. No. 1052: A bill for an act relating to motor vehicles; authorizing the issuance of personalized license plates; prescribing additional charges therefor; amending Minnesota Statutes 1971, Section 168.12, by adding a subdivision.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Conzemius, Kleinbaum and Pillsbury introduced—

S. F. No. 1053: A bill for an act relating to the library board of the city of Minneapolis; appropriating money for the operation of the center for environmental information; amending Laws 1971, Chapter 864, Section 3.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Thorup, Stassen and Anderson introduced—

S. F. No. 1054: A bill for an act relating to crimes and criminals; gun regulations; prohibiting exconvicts, aliens and narcotic drug addicts from owning or possessing any concealable firearm; providing a penalty.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Davies, Gearty and Keefe, J. introduced—

S. F. No. 1055: A bill for an act relating to property; providing for the disposition of certain interests at death; enacting the uniform disposition of community property rights at death act.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Stokowski, Ogdahl and Keefe, S. introduced—

S. F. No. 1056: A bill for an act relating to Minneapolis board of estimate and taxation; membership.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Davies, Blatz and Olson, A. G. introduced—

S. F. No. 1057: A bill for an act relating to special acts passed in accordance with the Constitution, Article XI, Section 2; requiring local approval in certain cases; amending Minnesota Statutes 1971, Sections 645.021 and 645.023, Subdivisions 1 and 3.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Chmielewski, Larson and Kleinbaum introduced—

S. F. No. 1058: A bill for an act relating to state aids; providing for an additional three percent in state aids to counties, cities, villages, towns, boroughs and school districts which do not exceed their annual budget; appropriating money.

Which was read the first time and referred to the Committee on Finance.

Messrs. Thorup, Krieger and Schaaf introduced—

S. F. No. 1059: 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Purfeerst, Brown and Solon introduced—

S. F. No. 1060: A bill for an act relating to highway traffic regulations; bicycle regulations; pedestrian rules; prohibiting certain soliciting; requiring certain precautions when opening certain vehicle doors; amending Minnesota Statutes 1971, Sections 169.01, Subdivision 51; 169.21, Subdivisions 3 and 5; 169.22; 169.221, Subdivisions 1, 2, 5, and 6, and by adding a subdivision; and Chapter 169, by adding sections.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Krieger, Arnold and Hanson, R. introduced—

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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Anderson, Blatz and Keefe, J. introduced—

S. F. No. 1062: 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 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.

[REVISOR'S BILL]

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Purfeerst, Berg and Perpich, A. J. introduced—

S. F. No. 1063: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Hansen, Mel; Gearty and Ogdahl introduced—

S. F. No. 1064: A bill for an act relating to Hennepin county; retirement of county employees; amending Laws 1965, Chapter 855, Section 15, Subdivision 1.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Arnold introduced—

S. F. No. 1065: A bill for an act relating to the claim of Boise Cascade Corporation, Woodlands Department; arising from negligence of department of natural resources; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. O'Neill, Gearty and Lewis introduced—

S. F. No. 1066: A resolution memorializing the President and Congress to make efforts to relieve the situation of Soviet Jewry.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Laufenburger; Olson, J. L. and Davies introduced—

S. F. No. 1067: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Brown, Bang and Chmielewski introduced—

S. F. No. 1068: A bill for an act relating to income taxation; deduction from gross income; authorizing a resource preservation allowance; amending Minnesota Statutes 1971, Section 290.09, Subdivision 9, and by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Purfeerst; Hansen, Baldy and McCutcheon introduced—

S. F. No. 1069: A bill for an act relating to traffic regulations; motorcycle license requirements; amending Minnesota Statutes 1971, Section 169.974, Subdivision 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Hansen, Mel; Chmielewski and McCutcheon introduced—

S. F. No. 1070: A bill for an act relating to highway traffic regulations; pedestrian right of way; amending Minnesota Statutes 1971, Section 169.21, Subdivision 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Chmielewski and Willet introduced—

S. F. No. 1071: A bill for an act relating to appropriations; appropriating funds to the department of agriculture for the study of wood resource utilization.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Chmielewski and Willet introduced—

S. F. No. 1072: A bill for an act relating to wild animals; alter-

ing certain requirements for private shooting preserves; amending Minnesota Statutes 1971, Section 100.34, Subdivisions 3 and 4; repealing Minnesota Statutes 1971, Section 100.34, Subdivisions 1 and 2.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Chmielewski and Willet introduced—

S. F. No. 1073: A bill for an act relating to state forest boundaries; amending Minnesota Statutes 1971, Section 89.021, Subdivision 54.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Chmielewski and Willet introduced—

S. F. No. 1074: A bill for an act relating to highways; approaches to certain highways; furnishing of culverts; repealing Minnesota Statutes 1971, Section 160.18, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Kleinbaum introduced—

S. F. No. 1075: A bill for an act relating to state surplus property; offer of sale to municipalities or political subdivisions prior to public sale.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Kleinbaum and Ogdahl introduced—

S. F. No. 1076: A bill for an act relating to taxation; stating exemptions from the general sales tax; making carbonated beverages subject to the sales tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Fitzsimons introduced—

S. F. No. 1077: A bill for an act relating to wild animals; authorizing certain restrictions on limits of fish taken, possessed, or transported from Minnesota-Canada boundary waters; amending Minnesota Statutes 1971, Section 97.48, Subdivision 3.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Moe, Fitzsimons and Berg introduced—

S. F. No. 1078: A bill for an act relating to the claims of Apple-

ton independent school district No. 784; Crookston independent school district No. 593; East Grand Forks independent school district No. 595; Hallock independent school district No. 351; Oslo independent school district No. 442; Warren independent school district No. 446; and Hector independent school district No. 651 arising from the operation of a migrant education program under the guidance of the department of education; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. North, Hughes and Hanson, R. introduced—

S. F. No. 1079: A bill for an act relating to local improvements; assessment procedures; notice of assessment; amending Minnesota Statutes 1971, Section 429.061, Subdivision 1.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Kirchner, Berg and Lord introduced—

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; appropriating money therefor; amending Minnesota Statutes 1971, Section 138.025, Subdivision 2, and by adding subdivisions.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Milton and Ueland introduced—

S. F. No. 1081: A bill for an act creating a commission on Minnesota's future; describing its duties and functions; and appropriating funds for its operation.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Ogdahl introduced—

S. F. No. 1082: A bill for an act relating to the claim of Braniff Airways, Inc.; for an aviation fuel tax refund; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Frederick, Wegener and Berg introduced—

S. F. No. 1083: A bill for an act relating to charitable organizations; imposing tort liability in certain cases; requiring certain annual reports; prescribing filing fees; and providing a penalty for violation.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Brown and Hughes introduced—

S. F. No. 1084: A bill for an act creating a housing and redevelopment authority in Washington county; applying the provisions of the municipal housing and redevelopment act to Washington county.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Wegener introduced—

S. F. No. 1085: A bill for an act relating to the claim of Don Bain; arising from negligence of highway department; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Olson, A. G.; Renneke and Lord introduced—

S. F. No. 1086: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Anderson, Laufenburger and Thorup introduced—

S. F. No. 1087: A bill for an act relating to accident and health insurance; providing that references in a policy to "physicians" shall include dentists performing consultation or surgical procedure; amending Minnesota Statutes 1971, Section 62A.03, Subdivision 1.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Keefe, J. introduced—

S. F. No. 1088: A bill for an act relating to municipalities; providing local government aid to certain municipalities; amending Minnesota Statutes 1971, Section 477A.01, Subdivisions 11 and 14.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Chenoweth, McCutcheon and Doty introduced—

S. F. No. 1089: A bill for an act relating to crimes and criminals;

indemnification of victims of violent crimes for medical expenses; imposition of fines; appropriating money.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Lewis and Humphrey introduced—

S. F. No. 1090: A bill for an act relating to railroad crossings; requiring railroads to pay the costs of relocating or adjusting crossing signals.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Milton, Olson, J. L. and Conzemius introduced—

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; directing the commissioner of public welfare to establish an advisory board on community residential facilities for the mentally retarded; appropriating money.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Borden, Willet and Olhoft introduced—

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.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Gearty, O'Neill and Borden introduced—

S. F. No. 1093: 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.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Conzemius introduced—

S. F. No. 1094: A bill for an act relating to Goodhue county; authorizing use of county funds for county extension committee.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Chmielewski, North and Ogdahl introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Josefson introduced—

S. F. No. 1096: A bill for an act relating to the claim of the Kerkvliet Brothers; arising from negligence of the highway department; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Blatz, Davies and Borden introduced—

S. F. No. 1097: A bill for an act relating to probate procedure; right of surviving spouse to elect to take elective share of augmented estate of decedent; repealing Minnesota Statutes 1971, Sections 525.212, 525.213, 525.214, 525.215 and 525.216.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Milton, Brown and Perpich, G. introduced—

S. F. No. 1098: 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Borden, Anderson and Bang introduced—

S. F. No. 1099: A bill for an act relating to taxation; sales and use tax; exempting purchases by certain senior citizen organizations; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Gearty, Bang and Humphrey introduced—

S. F. No. 1100: A bill for an act relating to retirement; participation in a retirement fund by certain persons in a city of the first class; amending Minnesota Statutes 1971, Section 422.05, Subdivision 4.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Gearty, O'Neill and Wegener introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Hanson, R.; Willet and Kleinbaum introduced—

S. F. No. 1102: A bill for an act relating to teachers retirement; failure to file notice requesting deductions; amending Minnesota Statutes 1971, Section 354.41, Subdivision 3.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Perpich, A. J. introduced—

S. F. No. 1103: A bill for an act relating to the claim of Robert F. Engel and Mary Lou Engel Lillehaug; arising from overpayment of tax to the state of Minnesota; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. North, Ueland and Borden introduced—

S. F. No. 1104: A bill for an act relating to public indebtedness; removing interest rate limitations on public obligations; amending Minnesota Statutes 1971, Sections 462.555; and 475.55.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Laufenburger, O'Neill and Sillers introduced—

S. F. No. 1105: A bill for an act relating to motor vehicles; maximum length of motor vehicle transport vehicles; amending Minnesota Statutes 1971, Section 169.81, by adding a subdivision.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Frederick introduced—

S. F. No. 1106: A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of Rice Lake state park.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Perpich, A. J.; Spear and Ogdahl introduced—

S. F. No. 1107: A bill for an act relating to taxation; providing for the regulation of valuation of improvements to homesteads and

for an income tax credit for improvements to homesteads; appropriating money annually; providing penalties; amending Minnesota Statutes 1971, Chapter 290, by adding a section.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Wegener, Willet and Perpich, A. J. introduced—

S. F. No. 1108: A bill for an act relating to taxation; increasing amount of senior citizens' property tax relief and setting time limit for filing claims in respect thereto; amending Minnesota Statutes 1971, Section 290.0604; Chapter 290, by adding a section; and repealing Minnesota Statutes 1971, Sections 290.0607 and 290.0617.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

MESSAGE FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H. F. No. 307.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted March 5, 1973.

FIRST READING OF HOUSE BILL

H. F. No. 307: A bill for an act relating to elections; forbidding denial of access to multiple unit dwellings for the purpose of campaigning; providing a penalty.

Which was read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. Which motion prevailed.

Mr Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 246: A bill for an act relating to elections; securing the right of citizens to place and display political signs; providing for the protection, removal, and limitations on the placement of such signs; providing penalties.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 8, insert:

“Section 1. Minnesota Statutes 1971, Chapter 211, is amended by adding a section to read:”

Line 9, strike “Section 1.” and insert “[211.085] [POLITICAL SIGNS.]”

Line 11, after "candidate" insert "*or an issue to be voted upon*"

Line 24, before the period insert "*or an issue to be voted upon*"

Strike lines 25 through 31 and insert:

"Subd. 3. For purposes of this section, when the property is a single or multiple dwelling with no more than 4 dwelling units and the property has been leased or rented, the tenant shall be deemed the owner.

Subd. 4. For purposes of this section, a sign placed on a motor vehicle shall be considered to be on the property of the owner of the motor vehicle and not on the property on which the motor vehicle is located."

Page 2: Line 9, after "owner" insert "*on the person or committee whose name is on the sign pursuant to Minnesota Statutes, Section 211.08.*"

Line 11, strike "any peace officer" and insert "*a police officer, sheriff, deputy, or constable in whose jurisdiction the sign is located*"

Strike lines 25 through 28

Page 3: Line 12, after "owner" strike the period and insert "*provided that removal of such signs after the general election is not a violation of this section.*"

Strike lines 13 through 28

Page 4: Strike lines 1 through 5

Line 10, strike "minor" and insert in lieu thereof "*person over 12 years of age and*"

Line 17, after "signs" insert "*located on real property*"

Line 18, strike "first" and insert in lieu thereof "*third*"

Line 21, after "signs" insert "*constructed or erected by individuals on their own property, or*"

Line 24, after "signs." insert "*A violation of this subdivision is a petty misdemeanor.*"

After line 24 insert:

"Subd. 9. Nothing in this act shall be construed to prohibit any political subdivision from enacting and enforcing reasonable land use controls regulating, but not prohibiting, political signs."

Renumber the subdivisions in order.

Underline all the new language in the bill.

Amend the title as follows:

Page 1, line 7, before the period insert "*;* amending Minnesota Statutes 1971, Chapter 211, by adding a section"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 613: A bill for an act relating to the counties of Lake and St. Louis; requiring the counties to provide toilet facilities along the north shore of Lake Superior during the time when the smelt season is open; and appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. Laws 1971, Chapter 121, is amended to read:

Section 1. [LAKE AND ST. LOUIS COUNTIES: TOILET FACILITIES DURING SMELT SEASON.] The county boards of Lake and St. Louis counties acting separately or jointly shall provide temporary toilet facilities *and other environmental protection measures* in the most practical locations as they determine along the north shore of Lake Superior during the time when the smelt season is open. The counties in providing such toilet facilities shall contract for or lease such facilities for the period of time required.

Sec. 2. [APPROPRIATION.] There is *annually* appropriated from the ~~general game and fish~~ fund the sum of ~~\$500~~ \$2,500 to the county of St. Louis and ~~\$500~~ \$2,500 to the county of Lake to carry out the provisions of this act. ~~Payment shall be made upon the effective date of this act.~~

Sec. 2. *This act is effective upon final enactment.*”

Strike the title and insert in lieu thereof:

“ A bill for an act relating to the counties of Lake and St. Louis; requiring the counties to provide toilet facilities and other environmental protection measures along the north shore of Lake Superior during the time when the smelt season is open; annually appropriating money; amending Laws 1971, Chapter 121.”

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 103: A bill for an act relating to the trunk highway system; discontinuing and removing a route from the trunk highway system.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 781: A bill for an act relating to highway traffic regulations; application thereof; providing certain exemptions; amending Minnesota Statutes 1971, Section 169.03.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 207: A bill for an act relating to certain municipalities, authorizing issuance of certificates of indebtedness.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, after "town" strike ", or if" and insert "by reason of"

Page 1, line 10, strike "should require" and insert "requiring"

Page 1, line 22, after "revenue." insert "Certificates of indebtedness issued under the provisions of this section shall not be considered bonded indebtedness for the purposes of section 273.13, subdivisions 6 and 7, and section 275.50, subdivision 5 (h)."

Page 1, after line 24, add a section to read:

"Sec. 2. This act is effective the day following its final enactment."

Amend the title as follows:

Line 4, after "indebtedness" insert "in certain situations"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 26, after "have" insert "the"

Page 1, line 26, strike "power" and insert "powers"

Page 2, line 2, after "administrator" insert "or the auditor-administrator"

Page 2, line 3, strike ", but" and insert "; and a county may not adopt the auditor-administrator plan while it is operating under the at-large chairman plan. A county"

Page 4, line 24, strike "Preside at all" and insert "Attend any"

Page 4, line 25, strike everything after "commissioners" and insert "with the right to take part in any discussion, but not to vote; and may recommend to the board such action as he deems advisable; and"

Page 4, strike lines 26 through 28

Page 5, strike lines 1 and 2

Page 5, after line 21, insert the following:

“Subd. 5. [CHAIRMAN ELECTED BY THE BOARD] The county board shall elect from its members a chairman of the board who shall preside at all meetings of the board.”

Page 10, line 28, strike “Any” and insert “Subject to the exclusions cited in section 1, subdivision 2, any”

Page 11, line 1, strike “to be a distinct and separate office”

Page 11, line 7, after the period insert “Upon the adoption of the at-large chairman plan, the county shall be redistricted to reflect the change in number of commissioners on the board.”

Page 11, line 19, after “board” insert “including the at-large chairman”

Page 11, line 22, after “number” and before “including” insert a comma

Page 11, line 22, after “chairman” insert “as before the adoption of an option,”

Page 11, line 23, after “seven” strike “in which case the board,” and insert: “. If the board is less than five, it shall be increased to five; and if greater than seven, it shall be reduced to seven.”

Page 11, strike lines 24 and 25

Page 12, line 22, strike “or” and insert a comma

Page 12, line 23, after “plan,” insert “or the auditor-administrator plan,”

Page 15, line 26, after “section” strike “11” and insert “12”

Page 16, line 10, after the period insert “Subject to the exclusions recited in section 1, subdivision 2, any county which has not provided for the appointment of the county auditor and has not combined the offices of auditor and treasurer may adopt the auditor-administrator plan.”

Page 16, strike all of line 12 and insert in lieu thereof “serve also as county administrator pursuant to section 6 and shall continue to perform all the duties of a county auditor as provided by law,”

Page 16, line 13, strike “administrator under section 6,”

Page 16, line 13, strike “upon adoption of”

Page 16, strike all of line 14 and insert “the”

Page 16, line 18, strike “The county”

Page 16, strike lines 19, 20 and 21

Page 16, line 22, strike “The county auditor”

Page 16, line 23, after “plan” insert “, the office of county auditor shall become the office of auditor-administrator and the auditor-administrator”

Page 17, line 19, strike "candidates" and insert "commissioners"

Page 17, line 20, strike "commissioners" and insert in lieu thereof "the population of the county"

Page 17, line 21, after "the" insert "several"

Page 18, line 21, before the colon insert " ; except that a county which has adopted the auditor-administrator plan may not provide for the appointment of the auditor or the consolidation of the offices of auditor and treasurer while the auditor-administrator plan is in force"

Page 21, line 23, after "paid" and before the comma, strike "as provided by law" and insert in lieu thereof " , and provided that the office of county auditor, county treasurer, clerk of district court, county attorney, sheriff or register of deeds may not be consolidated with another elective office listed in this subdivision except pursuant to the provisions of section 10"

Page 22, line 2, strike "and provided that the office of county" and insert a period.

Page 22, strike lines 3, 4, 5, and 6

Page 22, after line 19, add a subdivision to read:

"Subd. 3. [VACANCIES IN CERTAIN ELECTIVE OFFICES.]

(a) If any of the offices of county auditor, treasurer or register of deeds shall become vacant before the expiration of the term for the office, a county board may appoint either of the holders of the other two offices to fill the vacancy for the unexpired term. The board may provide additional compensation for the added duties imposed on the appointee by virtue of his holding two offices for that period.

(b) The authority granted by clause (a) of this subdivision shall be in addition to the authorities granted by existing law or statute and by the provisions of this act relating to consolidation and appointment of county offices; the authority granted by this subdivision may be exercised notwithstanding any prohibitions against the holding of two offices that may exist in the laws or statutes of this state."

Page 22, strike lines 25, 26, 27 and 28

Page 23, strike lines 1, 2, and 3

Page 23, line 4, strike "auditor and treasurer" and insert "provided in sections 1 through 10"

Page 23, line 4, after "adopted" insert "in any county"

Page 23, line 5, after "vote" insert "of the voters in the county"

Page 23, line 10, strike "optional plan" and insert in lieu thereof "option"

Page 23, line 11, strike "ordering a referendum to be held on the adoption of an" and insert a comma

Page 23, strike all of line 12

Page 23, line 13, strike "filing of"

Page 23, line 16, strike "governor" and insert in lieu thereof "Governor"

Page 23, line 17, after "one" insert "or more"

Page 23, line 18, after the period insert "Unless the referendum is a recommendation of the study commission,"

Page 23, line 21, strike "unless the referendum is" and insert in lieu thereof "provided for in section 13, subdivision 3."

Page 23, strike all of line 22

Page 24, line 27, strike "DISTRICT COURT" and insert "COUNTY JUDGE"

Page 25, line 8, strike "district court on its own motion, if it" and insert "appointing judge on his own motion, if he"

Page 25, line 16, strike "district" and insert in lieu thereof "senior county"

Page 25, line 20, strike "district court" and insert "appointing judge"

Page 25, line 28, strike "court" and insert "appointing judge"

Page 25, line 28, strike "district" and insert "appointing"

Page 26, line 1, strike "court" and insert "judge"

Page 26, strike line 18 and insert "appointing judge but the appointing"

Page 26, line 19, strike "court" and insert "judge"

Page 26, line 20, strike "it" and insert "he"

Page 26, line 25, strike "district court" and insert "appointing judge"

Page 26, line 27, strike "The"

Page 26, strike all of line 28

Page 27, line 1, strike "on a particular option."

Page 27, line 15, strike "district court" and insert "appointing judge"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

H. F. No. 442: A bill for an act relating to the revisor of statutes; appropriating money for bill drafting and related activities.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

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; 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; 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 22, strike "*Such*" and insert "*All*"

Page 1, line 22, after "*boards*" and before "*are*" insert "*affected by this act*"

Page 1, line 26, strike "*such*" and insert "*the*"

Page 1, line 26, strike "*,* together with *the*" and insert a period.

Page 1, strike lines 27 through 35

Page 2, strike lines 1 through 4

Page 3, line 9, strike "*such*" and insert "*transferred*"

Page 3, line 17, strike "*below the level in effect on February 1,*" and insert "*as a result of the transfer.*"

Page 3, strike line 18

Page 3, line 19, strike "*such*" and insert "*transferred*"

Page 3, line 19, after "*employees*" and before "*shall*" insert "*in the amount of 60 days or less*"

Page 3, line 21 strike "*such accumulated sick leave*"

Page 3, line 22, after the period, insert "*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.*"

Page 4, line 2, strike "*such*"

Page 4, line 2, strike the comma

Page 4, line 5, strike "*such employees*" and insert "*them*"

Page 4, line 6, strike "*and such*"

Page 4, line 7, strike "*payment shall be made*"

Page 4, line 7, strike "*their*"

Page 4, line 8, strike "*such*" and insert "*the*"

Page 4, line 8, after "*payment*" and before "*the*" insert a comma

Page 4, line 8, strike "*may*" and insert "*shall, at the option of the employee concerned,*"

Page 4, line 9, strike "*such*"

Page 4, line 10, strike "*such*" and insert "*the*"

Page 4, line 17, strike "*such*" and insert "*that*"

Page 4, line 20, strike "*such*" and insert "*his*"

Page 4, line 24, strike "*such*"

Page 4, line 26, strike "*such*" and insert "*its*"

Page 5, line 1, strike "*such*"

Page 5, line 3, after "*by*" and before "*county*" strike "*such*" and insert "*the*"

Page 5, line 7, strike "*such*" and insert "*the*"

Page 5, line 9, after "*of*" strike "*such*" and insert "*the*"

Page 5, line 12, after "*of*" and before "*certification*" strike "*such*"

Page 5, line 12, after "*from*" and before "*retirement*" strike "*such*" and insert "*the*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 570: A bill for an act relating to public safety; authorizing the commissioner of public safety to establish in-service and pre-service training programs for employees of the department of public safety; amending Minnesota Statutes 1971, Section 299A.01, by adding a subdivision.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 385: A bill for an act relating to the organization and operation of the state government; creating a department of finance; appropriating moneys; amending Minnesota Statutes 1971, Section 6.21; repealing Minnesota Statutes 1971, Section 16.02, Subdivisions 11, 12, 20 and 22.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 18, after "*senate*" strike the balance of the line; strike line 19 in its entirety, and in line 20, strike "*qualifies*"

Page 1, line 22, after "*in*" insert "*an organization or*"

Page 1, line 23, strike "*size and*"

Page 1, lines 24 and 25, strike "*The governor may remove the commissioner only for cause, and after a public hearing*" and insert in lieu thereof: "*The commissioner shall serve at the pleasure of the governor*"

Page 1, line 27, strike "*appointing authority for the unexpired term*" and insert in lieu thereof "*governor, with the advice and consent of the senate*"

Page 1, line 29, strike "*such additional deputy commissioners as*"

Page 1, line 30, strike "*the compensation review board shall authorize*" and insert in lieu thereof "*a confidential secretary*"

Page 4, line 17, after "*budget*" insert "*in consultation with the commissioner of administration*"

Page 4, strike lines 21 through 28

Page 5, strike lines 1 through 5

Page 5, line 6, before "*All*" insert "*Subd. 2.*"

Page 5, line 10, after "*16.14,*" strike "*16.141, 16.15, 16.155,*" and strike lines 11, 12 and 13, and insert "*16.15, and 16.155 relating to budgets and the budget, are transferred to, vested in and imposed upon the department of finance.*"

Page 5, line 22, before the "." insert "*are hereby transferred to, vested in, and imposed upon the department of finance*"

Page 5, line 23, strike Subd. 6 in its entirety, ending on page 6, line 2

Page 6, line 9, strike "*in the computer services revolving fund and*"

Page 6, line 11, strike "*are*" and insert "*is*"

Page 6, line 14, strike "*funds*" and insert "*fund*"

Page 6, line 15, strike "*are*" and insert "*is*"

Page 6, line 21, strike "*a*" at the end of the line and insert "*administrative and legislative*"

Page 6, line 22, strike "*comparison*" and insert "*comparisons*"

Page 7, line 3, after "*amount and time*" insert "*and for a period including the current and the following biennium*"

Page 7, line 11, strike "*Make*" and insert "*Shall make*"

Page 7, line 12, after "*governor*" insert "*or the commissioner of administration*"

Page 7, after line 14, add a clause to read:

"(6) *May 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.*"

Page 7, after line 14, add new section to read:

"Sec. 7. [TRANSFER OF POWERS FROM PUBLIC EXAMINER.] *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 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.*"

Page 7 and 8, strike all of Sec. 7, and on page 8 and 9, strike all of Sec. 8 and insert in lieu thereof the following:

"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) 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 commis-*

sioner 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 or purchase, and the commercial paper of any one corporation 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.

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 or conversion into cash of securities of the amount so certified."

Page 9, line 11, strike "review board authorizes" and insert "a confidential secretary"

Page 9, line 21, after "in" and before "state" strike "the" and insert in lieu thereof "a"

Page 9, after line 25, add a section to read:

"Sec. 11. [AUDIT POLICY.] *Subdivision 1. The public interest requires continuous legislative review of the spending of public funds at all levels of government.*

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 chairman of the senate finance committee or his designee, who shall be a member of the senate finance committee; a member of the senate appointed by the leader of the majority; two members of the senate appointed by the leader of the minority; the chairman of the house appropriations committee or his designee, who shall be a member of the house appropriations committee; a member of the house appointed by the speaker; and two members of the house appointed by the 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. All meetings of the commission shall be open to the public and to the press except that the commission may hold an executive session when requested by any six of its members on a roll call vote.

Subd. 3. The department of public examiner is transferred from the executive to the legislative 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. He shall serve in the unclassified service. He shall be skilled in financial management and professionally qualified in the field of accounting. He shall not at any time while in office hold any other public office.

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 au-

thorized 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.

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."

Page 10, lines 2 and 3, strike "*the state treasurer*" and in lines 9 and 10, strike "*the state treasurer*" and in line 20, strike "*the state treasurer*"

Page 11, lines 10, 16 and 25, strike "*the state treasurer*"

Page 11, lines 21 and 22, strike "*, the state treasurer*"

Page 12, strike all of *Subd. 6.*, renumber *Subd. 7.* as *Subd. 6.*

Page 12, line 8, strike "*, the state treasurer*"

Page 12, line 12, strike "*The position of a person in the*" and strike lines 13 through 22.

Page 12, after line 22, add the following subdivisions:

"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 person 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."

Pages 12 and 13, strike all of Sec. 11, and in lieu thereof insert the following:

"Sec. 12. [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.*"

Page 13, line 21, strike "therefore" and insert "therefor"

Page 13, after line 24, add new sections as follows:

"Sec. 14. Minnesota Statutes 1971, Sections 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 object 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. 15. 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. 16. Minnesota Statutes 1971, Section 16.16, Subdivision 1, is amended to read:

Sec. 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 quarterly allotment 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. —. 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. —. 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. —. Minnesota Statutes 1971, Section 16.16, Subdivision 5, is amended to read:

Subd. 5. [MODIFICATION.] The commissioner of administra-

tion 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. —. 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. —. 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. —. 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. —. 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. —. Minnesota Statutes 1971, Section 215.04, is amended to read:

215.04 [POWERS AND DUTIES OF PUBLIC EXAMINER 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 instruction 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~~ *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.

Sec. —. 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 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. —. 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 special 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. —. 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. —. 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 other such 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 examiner, 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. —. 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.*

Page 13, line 25, strike "Section" and insert in lieu thereof "Sections"

Page 13, line 26, strike the comma after "11", insert in lieu thereof "and"; after "12" strike ", 20 and 22" and insert in lieu thereof "; 215.02 and 215.18"

Page 13, line 27, before "This act" insert "Except as otherwise provided herein,"

Page 14, line 10, after "finance." add a sentence to read: "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."

Renumber the subdivisions and sections accordingly.

Further amend the title by deleting all of lines 5, 6, 7, and 8 and inserting in lieu thereof the following: "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."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, strike "southwest" and insert in lieu thereof "southeast"

Page 1, line 12, strike "(SW 1/4)" and insert in lieu thereof "(SE 1/4)"; strike "southwest" and insert in lieu thereof "southeast"; strike "(SW 1/4)" and insert in lieu thereof "(SE 1/4)"

Page 2, line 19, strike "rsources" and insert in lieu thereof "resources"

Page 3, line 9, strike "quarter (SW 1/4)"

Page 3, line 10, strike "41 minutes" and insert in lieu thereof "33 minutes 37 seconds"

Page 3, line 11, before "to" insert "on and along the south line of said section thirty-four"; strike "the parcel over which"

Page 3, line 12, strike "easement is retained" and insert in lieu thereof "exception"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 769: 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 361.03, by adding a subdivision; 361.055; 361.22, Subdivision 2; and Chapter 361, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 12 to 16.

Re-number the remaining sections accordingly.

Page 2, line 13, strike "*fix and*"

Page 2, line 14, strike "*not to exceed \$5 for*" and insert in lieu thereof "*\$3 for an initial operator's permit and \$2 for the renewal of*"

Page 2, line 14, after "*permit.*" insert "*All money received by the commissioner shall be deposited with the state treasurer and shall be expended as provided in section 361.03, subdivision 5.*"

Amend the title in lines 7 and 8 by striking "*361.03, by adding a subdivision;*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 700: A bill for an act relating to the public examiner; examination of school district records pursuant to petition by freeholders; amending Minnesota Statutes 1971, Section 215.19.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 716: A bill for an act relating to education; prohibiting interest in school supplies; amending Minnesota Statutes 1971, Section 127.15; repealing Minnesota Statutes 1971, Section 127.24.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 829: A bill for an act relating to education; authorizing payment of certain surplus school funds in county treasuries

to certain school districts; amending Minnesota Statutes 1971, Chapter 124, by adding a section.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 873: A bill for an act relating to education; providing for state aid to school districts based upon average daily membership; amending Minnesota Statutes 1971, Sections 124.25 and 124.30, Subdivisions 1 and 2.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 933: 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.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 943: A bill for an act relating to education; interest on installment purchase of buses; amending Minnesota Statutes 1971, Section 123.39, Subdivision 3.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

H. F. No. 335: A bill for an act relating to municipalities; requiring municipalities to install ramps at crosswalks under certain conditions.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 489: A bill for an act relating to highway traffic regulations; pedestrians rights in absence of signals; amending Minnesota Statutes 1971, Section 169.21, Subdivision 2.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 481: A bill for an act relating to highway traffic regulations; accidents; reporting of accidents; driver's license suspension under certain circumstance by reason of accident; amending Minnesota Statutes 1971, Sections 169.09, Subdivisions 3, 7, 8 and 13; and 170.25, Subdivision 1; repealing Minnesota Statutes 1971, Section 170.33, Subdivision 5.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 28, reinstate the stricken language.

Page 3, lines 1 through 9, reinstate the stricken language.

Line 10, reinstate the stricken language.

Line 10, following "parties" insert "or".

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 660: A bill for an act relating to railroads; requiring certain equipment on motor vehicles used by railroad companies in transporting employees, tools and supplies; and providing penalties.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. Any motor vehicle designed for highway use and used by any railroad company operating in this state for transporting employees, tools and supplies shall be equipped so as to provide:

- (a) Adequate heating in all kinds of inclement weather;
- (b) Adequate safe seating facilities so that each employee so transported may be seated;
- (c) A communication system between the cab and the rear compartment;
- (d) Suitable and adequate containers or boxes to hold tools, equipment and supplies, so located and attached to the vehicle that the containers or boxes and the tools, equipment or supplies will not shift, topple or roll.

Sec. 2. This act shall not apply to motor vehicles when such vehicles are used within 3 miles of their regular crew assembly point or in case of bona fide emergency.

Sec. 3. Should any dispute arise as to the adequacy of the facilities provided for in section 1, it may be submitted for

final determination to the public service commission after notice of the hearing to affected parties.

Sec. 4. Any railroad company, or officer or agent thereof, violating the provisions of this act is guilty of a misdemeanor.

Sec. 5. This act is effective January 1, 1974."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 531: A bill for an act relating to deceptive trade practices; making the law relating thereto uniform with that of certain other states.

Reports the same back with the recommendation that the bill be amended as follows:

Pages 1 and 2, strike subdivision 6 of Section 1 and renumber subsequent subdivisions accordingly.

Page 3, line 25, after "unfair" and before "trade" insert, ", deceptive, or misleading"

Page 4, line 27, strike "without knowledge of its"

Page 4, line 28, strike "deceptive character"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

H. F. No. 4: A bill for an act relating to unemployment compensation benefits; disqualification from benefits; exceptions from disqualification; amending Minnesota Statutes 1971, Section 268.09, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 4, line 24, strike "this" and insert "such"

Page 4, line 24, strike everything after "shall" and strike lines 25 through 28.

Page 5, strike lines 1 through 4.

Page 5, line 5, strike "considered an employee of such employer." and insert, "*be for one week following commencement of the strike or other labor dispute for any employee who is not participating in or directly interested in the labor dispute which caused such individual to leave or partially or totally lose such employment. Failure or refusal of an individual to accept and perform available and customary work in the establishment constitutes participation.*"

Page 5, line 10, strike "or"

Page 5, strike lines 14 through 16 and insert "(c) *who is not unemployed because of a jurisdictional dispute between two or more unions.*"

Page 5, line 20, strike "*individuals*" and insert "*individual's*"

Page 5, after line 22, insert the following paragraph:

"Benefits paid to an employee who has left or partially or totally lost his employment because of a strike or other labor dispute shall not be charged to his employer's account unless the employer was a party to the particular strike or labor dispute."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 883: A bill for an act relating to employment; employment agencies; regulating employment practices; providing penalties; amending Minnesota Statutes 1971, Sections 184.21, Subdivision 2; 184.30, Subdivision 1; 184.31; 184.32; 184.33; 184.34, by adding a subdivision; 184.38, Subdivisions 3, 13, 14, and by adding subdivisions; and 325.905.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Labor and Commerce. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 921: 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.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Labor and Commerce. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 1001: A bill for an act relating to Scott county; authorizing that county to establish a housing and redevelopment authority.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Metropolitan and Urban Affairs. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 917: A bill for an act relating to health; regulating smoking in public areas.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Health, Welfare and Corrections. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 832: A bill for an act relating to public health; regulating and certifying x-ray machine operators and prescribing fees; appropriating money; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Health, Welfare and Corrections. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 985: 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.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Health, Welfare and Corrections. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 510, 190, 271, 572, 227, 506, 296, 315, 378 and 508 for comparison to companion Senate Files, reports the following House Files were found identical and recommends the House Files be given their Second Reading and substituted for its companion Senate File as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
510	478			506	186
190	108			296	337
271	391			315	338
572	258			378	215
227	674			508	347

and that the above Senate Files be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 461 and 399 for comparison to companion Senate

Files, reports the following House Files were found not identical with their companion Senate Files as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
461	545			399	470

Pursuant to Rule 49 the Committee recommends that H. F. No. 461 be amended as follows:

Page 1, line 29, after the word "for" insert "*minnows possessed by*"

Page 2, line 5, after the word "than" strike "24" and insert in lieu thereof "12"

And when so amended, H. F. No. 461 will be identical to S. F. No. 545 and further recommends that H. F. No. 461 be given its second reading and substituted for S. F. No. 545 and S. F. No. 545 be indefinitely postponed.

Pursuant to Rule 49 the Committee recommends that H. F. No. 399 be amended as follows:

Page 3, after line 29, insert a subdivision to read:

"Subd. 12. A. J. Penner Heating and Plumbing, Inc., 1050 Third Avenue, Mountain Lake, Minnesota. For error in bid for contract covering construction and equipment of building at Southwest state college 43,525.00"

Page 5, after line 17, insert a subdivision to read:

"Subd. 21. Braniff Airways Incorporated, P. O. Box 35001, Mail Station A123A, Dallas, Texas. For refund of money paid to state of Minnesota for aviation fuel taxes 32,285.47"

The commission notes that this award is 75 percent of the amount claimed and is based on Minnesota Statutes, Section 296.18, Subdivision 1, as amended by Laws 1971, Chapter 765, to permit a refund of that percent."

Renumber subdivisions in Section 2 in sequence.

Page 12, after line 22, insert a subdivision to read:

"Subd. 4. Marshall A. Peterson, 6704 West River Road, Brooklyn Center, Minnesota. For damage to trees destroyed by salt spray from state highway 1,000.00"

Renumber subdivisions in Section 3 in sequence.

And when so amended, H. F. No. 399 will be identical to S. F. No. 470 and further recommends that H. F. No. 399 be given its second reading and substituted for S. F. No. 470 and S. F. No. 470 be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

**REPORT FROM THE COMMITTEE ON RULES
AND ADMINISTRATION**

Pursuant to Rule 10, Mr. Coleman, for the Committee on Rules and Administration, designates all of the bills on the General Orders Calendar for Thursday, March 8, 1973, as a Special Order for today, to be acted upon immediately after third reading of House bills.

Mr. Coleman moved the adoption of the foregoing committee report.

The question being taken on adoption of the motion,

And the roll being called, there were yeas 37 and nays 27, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Lewis	Olson, A. G.	Stokowski
Arnold	Gearly	Lord	Olson, H. D.	Tennessee
Borden	Hansen, Baldy	McCutcheon	Perpich, A. J.	Thorup
Chenoweth	Hughes	Milton	Purfeerst	Wegener
Chmielewski	Humphrey	Moe	Schaaf	Willett
Coleman	Keefe, S.	North	Schrom	
Conzemius	Kleinbaum	Novak	Solon	
Davies	Laufenburger	Olhoff	Spear	

Those who voted in the negative were:

Bang	Frederick	Kirchner	Ogdahl	Sillers
Berg	Hansen, Mel	Knutson	Olson, J. L.	Stassen
Bernhagen	Hanson, R.	Kowalczyk	O'Neill	Ueland
Blatz	Jensen	Krieger	Patton	
Dunn	Josefson	Larson	Pillsbury	
Fitzsimons	Keefe, J.	Nelson	Renneke	

Which motion prevailed. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 246, 103, 781, 207, 211, 410, 765, 625, 769, 700, 716, 829, 873, 943, 489, 481, 660 and 531 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 442, 335, 4, 510, 190, 271, 572, 227, 506, 296, 315, 378, 508, 461 and 399 were read the second time.

MOTIONS AND RESOLUTIONS

NOTICE OF SPECIAL ORDER

Mr. Coleman gave notice that on Monday, March 12, 1973 he would bring up for immediate consideration, pursuant to Rule 10, H. F. No. 4 on General Orders.

Mr. Kirchner moved that S. F. No. 56 be withdrawn from the Committee on Finance. Which motion prevailed.

Mr. Kirchner moved that S. F. No. 56 be re-referred to the Committee on Governmental Operations. Which motion prevailed.

Messrs. Ueland, Renneke and Patton introduced Senate Resolution No. 23: A Senate resolution congratulating Agricultural Promotions on the success of the 1972 Farmfest and World Ploughing Contest.

WHEREAS, by the vigorous efforts of Agricultural Promotions, Incorporated of Mankato, Minnesota's Farmfest U.S.A. of 1972 with its internationally famous World Ploughing Contest was an impressive success with all costs originally underwritten by the state fully discharged; now, therefore,

BE IT RESOLVED by the Senate of the State of Minnesota, that its congratulations and thanks be extended to Agricultural Promotions, Incorporated.

BE IT FURTHER RESOLVED, that the Secretary of the Senate present a formal copy of this resolution to Agricultural Promotions, Incorporated.

Mr. Ueland moved the adoption of the foregoing resolution. Which motion prevailed. So the resolution was adopted.

Mr. Davies moved that the Committee Report from the Committee on Rules and Administration reported Thursday, March 1, 1973 pertaining to S. F. No. 740 be taken from the table. Which motion prevailed.

Mr. Thorup moved that S. F. No. 740 be re-referred to the Committee on Labor and Commerce. Which motion prevailed.

Mr. Davies moved that the remainder of the foregoing committee report be laid on the table. Which motion prevailed.

Mr. Chmielewski moved that the name of Mr. Bang be added as co-author to S. F. No. 1072. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended that the Senate Calendar be taken up at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

THIRD READING OF SENATE BILLS

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Moe	Renneke
Arnold	Doty	Keefe, S.	Nelson	Schaaf
Ashbach	Dunn	Kirchner	North	Schrom
Bang	Fitzsimons	Kleinbaum	Novak	Sillers
Berg	Frederick	Knutson	Ogdahl	Solon
Bernhagen	Gearty	Kowalczyk	Olhoft	Spear
Blatz	Hansen, Baldy	Krieger	Olson, A. G.	Stassen
Borden	Hansen, Mel	Larson	Olson, J. L.	Stokowski
Brown	Hanson, R.	Laufenburger	O'Neill	Tennessee
Chenoweth	Hughes	Lewis	Patton	Thorup
Chmielewski	Humphrey	Lord	Perpich, A. J.	Ueland
Coleman	Jensen	McCutcheon	Pillsbury	Wegener
Conzemius	Josefson	Milton	Purfeerst	Willet

So the bill, as amended, passed and its title was agreed to.

S. F. No. 371: A bill for an act relating to health; providing that the state may take responsibility for regulation of radiation sources.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 33 and nays 32, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Josefson	Lewis	Pillsbury
Ashbach	Fitzsimons	Keefe, J.	McCutcheon	Renneke
Bang	Frederick	Kirchner	Nelson	Sillers
Berg	Gearty	Knutson	Ogdahl	Stassen
Blatz	Hansen, Baldy	Kowalczyk	Olson, J. L.	Ueland
Brown	Hansen, Mel	Krieger	O'Neill	
Chmielewski	Hanson, R.	Larson	Patton	

Those who voted in the negative were:

Anderson	Doty	Milton	Perpich, A. J.	Tennessee
Bernhagen	Hughes	Moe	Purfeerst	Thorup
Borden	Humphrey	North	Schaaf	Wegener
Chenoweth	Keefe, S.	Novak	Schrom	Willet
Coleman	Kleinbaum	Olhoft	Solon	
Conzemius	Laufenburger	Olson, A. G.	Spear	
Davies	Lord	Olson, H. D.	Stokowski	

So the bill failed to pass.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Sillers
Arnold	Dunn	Kleinbaum	Ogdahl	Solon
Ashbach	Fitzsimons	Knutson	Olhoff	Spear
Bang	Frederick	Kowalczyk	Olson, A. G.	Stassen
Berg	Gearty	Krieger	Olson, H. D.	Stokowski
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Tennessee
Blatz	Hansen, Mel	Laufenburger	O'Neill	Thorup
Borden	Hanson, R.	Lewis	Patton	Ueland
Brown	Hughes	Lord	Perpich, A. J.	Wegener
Chenoweth	Humphrey	McCutcheon	Pillsbury	Willet
Chmielewski	Jensen	Milton	Purfeerst	
Coleman	Josefson	Moe	Renneke	
Conzemius	Keefe, J.	Nelson	Schaaf	
Davies	Keefe, S.	North	Schrom	

So the bill passed and its title was agreed to.

THIRD READING OF HOUSE BILLS

H. F. No. 562: A bill for an act relating to taxes on and measured by net income; assessment against fiduciary; form; amending Minnesota Statutes 1971, Section 290.49, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Schaaf
Arnold	Doty	Kirchner	Novak	Schrom
Ashbach	Dunn	Kleinbaum	Ogdahl	Sillers
Bang	Fitzsimons	Knutson	Olhoff	Solon
Berg	Frederick	Kowalczyk	Olson, A. G.	Spear
Bernhagen	Gearty	Larson	Olson, H. D.	Stassen
Blatz	Hansen, Baldy	Laufenburger	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Lewis	O'Neill	Tennessee
Brown	Hanson, R.	Lord	Patton	Thorup
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Ueland
Chmielewski	Humphrey	Milton	Pillsbury	Wegener
Coleman	Jensen	Moe	Purfeerst	Willet
Conzemius	Josefson	Nelson	Renneke	

So the bill passed and its title was agreed to.

H. F. No. 198: A bill for an act relating to the department of administration; authorizing the commissioner to rent private property for a period up to five years for certain purposes; amending Minnesota Statutes 1971, Section 16.02, Subdivision 10.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Nelson	Renneke
Arnold	Doty	Kirchner	North	Schaaf
Ashbach	Dunn	Kleinbaum	Novak	Schrom
Bang	Fitzsimons	Knutson	Ogdahl	Sillers
Berg	Frederick	Kowalczyk	Olhoff	Solon
Bernhagen	Gearty	Krieger	Olson, A. G.	Spear
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Brown	Hanson, R.	Lewis	O'Neill	Tennessee
Chenoweth	Hughes	Lord	Patton	Thorup
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Ueland
Coleman	Jensen	Milton	Pillsbury	Wegener
Conzemius	Josefson	Moe	Purfeerst	Willet

So the bill, as amended, passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that, pursuant to the Report of the Committee on Rules and Administration adopted today, the General Orders Calendar for today will be now taken up as Special Orders, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

SPECIAL ORDER

S. F. No. 516: A bill for an act relating to the sales and use tax; exemptions; educational or charitable purchases; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 55 and nays 9, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Keefe, S.	Moe	Renneke
Arnold	Fitzsimons	Kirchner	Nelson	Schaaf
Berg	Frederick	Kleinbaum	North	Schrom
Bernhagen	Gearty	Knutson	Olhoff	Sillers
Borden	Hansen, Mel	Kowalczyk	Olson, A. G.	Solon
Brown	Hanson, R.	Krieger	Olson, H. D.	Spear
Chenoweth	Hughes	Larson	Olson, J. L.	Stassen
Coleman	Humphrey	Laufenburger	O'Neill	Stokowski
Conzemius	Jensen	Lewis	Patton	Tennessee
Davies	Josefson	Lord	Perpich, A. J.	Thorup
Doty	Keefe, J.	McCutcheon	Purfeerst	Wegener

Those who voted in the negative were:

Ashbach	Blatz	Hansen, Baldy	Pillsbury	Willet
Bang	Chmielewski	Ogdahl	Ueland	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 558: A bill for an act relating to taxes on and measured

by net income; income; credits against tax; amending Minnesota Statutes 1971, Sections 290.06, Subdivision 9; and 290.0607.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 6, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Novak	Schrom
Arnold	Davies	Keefe, J.	Ogdahl	Sillers
Ashbach	Doty	Keefe, S.	Olhoft	Solon
Bang	Dunn	Kleinbaum	Olson, A. G.	Spear
Berg	Fitzsimons	Laufenburger	Olson, H. D.	Stassen
Bernhagen	Frederick	Lewis	O'Neill	Stokowski
Blatz	Gearty	Lord	Patton	Tennessee
Borden	Hansen, Mel	McCutcheon	Perpich, A. J.	Thorup
Brown	Hanson, R.	Milton	Pillsbury	Ueland
Chenoweth	Hughes	Moe	Purfeerst	Wegener
Chmielewski	Humphrey	Nelson	Renneke	Willet
Coleman	Jensen	North	Schaaf	

Those who voted in the negative were:

Hansen, Baldy	Knutson	Kowalczyk	Krieger	Olson, J. L.
Kirchner				

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 45 and nays 17, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Keefe, S.	North	Sillers
Arnold	Fitzsimons	Kleinbaum	Novak	Solon
Borden	Gearty	Larson	Olhoft	Spear
Chenoweth	Hansen, Baldy	Lewis	Olson, A. G.	Stassen
Chmielewski	Hanson, R.	Lord	Olson, H. D.	Stokowski
Coleman	Hughes	McCutcheon	Perpich, A. J.	Tennessee
Conzemius	Humphrey	Milton	Purfeerst	Thorup
Davies	Jensen	Moe	Schaaf	Wegener
Doty	Keefe, J.	Nelson	Schrom	Willet

Those who voted in the negative were:

Ashbach	Blatz	Knutson	O'Neill	Ueland
Bang	Brown	Kowalczyk	Patton	
Berg	Frederick	Ogdahl	Pillsbury	
Bernhagen	Kirchner	Olson, J. L.	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 270: A bill for an act relating to food; certain meat and poultry and meat and poultry products; requiring inspections for the sale thereof; amending Minnesota Statutes 1971, Section 31.56, Subdivisions 1 and 5, and by adding a subdivision.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 6, as follows:

Those who voted in the affirmative were:

Arnold	Davies	Kirchner	Ogdahl	Sillers
Ashbach	Doty	Kleinbaum	Olhoft	Solon
Bang	Dunn	Knutson	Olson, A. G.	Spear
Berg	Frederick	Kowalczyk	Olson, H. D.	Stassen
Bernhagen	Gearty	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Lewis	O'Neill	Tennessee
Borden	Hanson, R.	Lord	Patton	Thorup
Brown	Hughes	McCutcheon	Perpich, A. J.	Ueland
Chenoweth	Humphrey	Moe	Pillsbury	Wegener
Chmielewski	Jensen	Nelson	Purfeerst	Willet
Coleman	Keefe, J.	North	Renneke	
Conzemius	Keefe, S.	Novak	Schaaf	

Those who voted in the negative were:

Fitzsimons	Josefson	Krieger	Laufenburger	Schrom
Hansen, Baldy				

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 616: A bill for an act relating to weights and measures; standard weights for certain commodities; amending Minnesota Statutes 1971, Section 239.34.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Nelson	Renneke
Arnold	Doty	Kirchner	North	Schaaf
Ashbach	Dunn	Kleinbaum	Novak	Schrom
Bang	Fitzsimons	Knutson	Ogdahl	Sillers
Berg	Frederick	Kowalczyk	Olhoft	Solon
Bernhagen	Gearty	Krieger	Olson, A. G.	Spear
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Borden	Hanson, R.	Laufenburger	Olson, J. L.	Stokowski
Brown	Hughes	Lewis	O'Neill	Thorup
Chenoweth	Humphrey	Lord	Patton	Ueland
Chmielewski	Jensen	McCutcheon	Perpich, A. J.	Wegener
Coleman	Josefson	Milton	Pillsbury	Willet
Conzemius	Keefe, J.	Moe	Purfeerst	

Messrs. Hansen, Mel and Tennessen voted in the negative.

So the bill passed and its title was agreed to.

RECESS

Mr. Coleman moved that the Senate do now recess until 4:00 o'clock p.m. Which motion prevailed.

The hour of 4:00 o'clock p.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Anderson	Coleman	Kirchner	Olson, A. G.	Schrom
Arnold	Conzemius	Knutson	Olson, H. D.	Solon
Ashbach	Davies	Kowalczyk	Olson, J. L.	Spear
Berg	Doty	Laufenburger	O'Neill	Tennessen
Blatz	Fitzsimons	McCutcheon	Patton	Thorup
Borden	Hansen, Baldy	Milton	Perpich, A. J.	Ueland
Brown	Hughes	Moe	Renneke	Wegener
Chmielewski	Humphrey	Novak	Schaaf	Willet

The Sergeant-at-Arms was instructed to bring in the absent members.

MEMBERS EXCUSED

Mr. Jensen was excused from the remainder of today's Session.

SPECIAL ORDER

S. F. No. 666: A bill for an act relating to taxes on and measured by net income; confidentiality of returns; amending Minnesota Statutes 1971, Section 290.611.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	North	Sillers
Arnold	Davies	Keefe, S.	Novak	Solon
Ashbach	Doty	Kirchner	Ogdahl	Spear
Bang	Dunn	Kleinbaum	Olhoft	Stassen
Berg	Fitzsimons	Knutson	Olson, A. G.	Stokowski
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Tennessen
Blatz	Gearty	Larson	Patton	Thorup
Borden	Hansen, Baldy	Laufenburger	Perpich, A. J.	Ueland
Brown	Hansen, Mel	Lewis	Purfeerst	Wegener
Chenoweth	Hughes	McCutcheon	Renneke	Willet
Chmielewski	Humphrey	Milton	Schaaf	
Coleman	Josefson	Moe	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 499: A bill for an act relating to corporations, agriculture; defining "family farming corporations" and imposing certain reporting requirements on those corporations and others; amending Minnesota Statutes 1971, Section 500.23.

Was read the third time.

With the unanimous consent of the Senate Mr. Conzemius moved to amend S. F. No. 499, as follows:

Page 2, line 6, strike "*an indication*" and insert "*a statement*"

Page 2, line 17, after "corporation," insert "*and the shareholders in the corporation if the total number thereof be ten or less*"

Which motion prevailed. So the amendment was adopted.

S. F. No. 499 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 60 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	Moe	Renneke
Arnold	Doty	Kirchner	North	Schaaf
Ashbach	Dunn	Kleinbaum	Novak	Schrom
Bang	Fitzsimons	Knutson	Ogdahl	Solon
Berg	Frederick	Kowalczyk	Olhoft	Spear
Bernhagen	Gearty	Krieger	Olson, A. G.	Stassen
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Stokowski
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Tennessen
Brown	Hughes	Lewis	Patton	Thorup
Chenoweth	Humphrey	Lord	Perpich, A. J.	Ueland
Chmielewski	Josefson	McCutcheon	Pillsbury	Wegener
Coleman	Keefe, J.	Milton	Purfeerst	Willet

Messrs. Davies and Sillers voted in the negative.

So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 561: A bill for an act relating to taxes on and measured by net income; estimated tax; overpayment; amending Minnesota Statutes 1971, Sections 290.93, Subdivision 9; and 290.936.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	Moe	Renneke
Arnold	Davies	Keefe, S.	North	Schaaf
Ashbach	Doty	Kirchner	Novak	Schrom
Bang	Dunn	Kleinbaum	Ogdahl	Sillers
Berg	Fitzsimons	Knutson	Olhoff	Solon
Bernhagen	Frederick	Kowalczyk	Olson, A. G.	Spear
Blatz	Gearty	Krieger	Olson, H. D.	Stassen
Borden	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Brown	Hansen, Mel	Lewis	Patton	Tennessee
Chenoweth	Hughes	Lord	Perpich, A. J.	Thorup
Chmielewski	Humphrey	McCutcheon	Pillsbury	Ueland
Coleman	Josefson	Milton	Purfeerst	Willet

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 567: A bill for an act relating to taxes on and measured by net income; permitting credits against the state income tax for education costs for pupils in nonpublic elementary and secondary schools; amending Minnesota Statutes 1971, Sections 290.086, Subdivision 6; and 290.983, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Kirchner	Nelson	Renneke
Arnold	Doty	Kleinbaum	North	Schaaf
Ashbach	Dunn	Knutson	Novak	Schrom
Bang	Fitzsimons	Kowalczyk	Ogdahl	Sillers
Berg	Gearty	Krieger	Olhoff	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, A. G.	Spear
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Borden	Hughes	Lewis	O'Neill	Stokowski
Brown	Humphrey	Lord	Patton	Tennessee
Chenoweth	Josefson	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Keefe, J.	Milton	Pillsbury	Ueland
Coleman	Keefe, S.	Moe	Purfeerst	Willet

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 395: A bill for an act relating to assessments; boards of review and boards of equalization; amending Minnesota Statutes 1971, Section 274.01.

Was read the third time.

With the unanimous consent of the Senate Mr. Spear moved to amend S. F. No. 395 as follows:

Page 3, after line 4, insert the following:

"Sec. 2. *This act is effective the day following its final enactment.*"

Which motion prevailed. So the amendment was adopted.

S. F. No. 395 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Novak	Sillers
Arnold	Doty	Kleinbaum	Olhoft	Solon
Ashbach	Dunn	Knutson	Olson, A. G.	Spear
Bang	Fitzsimons	Kowalczyk	Olson, H. D.	Stassen
Berg	Frederick	Krieger	Olson, J. L.	Stokowski
Bernhagen	Gearty	Larson	O'Neill	Tennessee
Blatz	Hansen, Baldy	Lewis	Patton	Thorup
Borden	Hansen, Mel	Lord	Perpich, A. J.	Ueland
Brown	Hughes	McCutcheon	Pillsbury	Wegener
Chenoweth	Humphrey	Milton	Purfeerst	Willet
Chmielewski	Josefson	Moe	Renneke	
Coleman	Keefe, J.	Nelson	Schaaf	
Conzemius	Keefe, S.	North	Schrom	

So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 403: A bill for an act relating to manpower services; unemployment compensation; defining employment; exceptions; amending Minnesota Statutes 1971, Section 268.04, Subdivision 12.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Olhoft	Solon
Arnold	Doty	Kleinbaum	Olson, A. G.	Spear
Ashbach	Dunn	Knutson	Olson, H. D.	Stassen
Bang	Fitzsimons	Kowalczyk	Olson, J. L.	Stokowski
Berg	Frederick	Krieger	O'Neill	Tennessee
Bernhagen	Gearty	Laufenburger	Patton	Thorup
Blatz	Hansen, Baldy	Lewis	Perpich, A. J.	Ueland
Borden	Hansen, Mel	McCutcheon	Pillsbury	Wegener
Brown	Hughes	Milton	Purfeerst	Willet
Chenoweth	Humphrey	Moe	Renneke	
Chmielewski	Josefson	Nelson	Schaaf	
Coleman	Keefe, J.	North	Schrom	
Conzemius	Keefe, S.	Novak	Sillers	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time.

With the unanimous consent of the Senate Mr. Lewis moved to amend S. F. No. 697, the printed bill, as follows:

Page 1, lines 18 and 19, strike "*as the commissioner determines, a copy of such textbook or a description of such textbook together with*"

Page 1, line 26, restore the stricken semicolon, and delete "."

Page 1, strike all of lines 27 through 31

Page 2, strike all of lines 1 through 4

Page 2, line 14, after "all" strike "textbooks" and insert "*copies of a textbook*"

Page 2, line 15, after "quality" strike "to", and after the stricken "those" delete "*the sample*"

Page 2, strike all of line 16

Page 2, line 17, strike "office of the commissioner"

Page 2, line 19, after "textbooks" and before the semicolon insert "*to any sample copy provided a school district*"

Page 2, line 22, after "commissioner," insert "*conditioned upon the faithful performance of all contracts, agreements, and guaranties with the state of Minnesota and any school district within the state of Minnesota made by the person, company, or corporation.*"

Page 2, line 22, before "shall" strike "which" and insert "*The bond*"

Page 2, line 23, after "Minnesota" strike the comma and insert "*and to any school district which may have a cause of action against the person, company, or corporation arising at any time after the bond is filed and before it is cancelled for breach of any contract, agreement, or guaranty made by the person, company, or corporation with the state or any school district.*"

Page 2, line 23, before "be" strike "and" and insert "*The bond shall*"

Page 2, strike all of lines 27 and 28

Page 3, strike all of lines 1 through 21

Page 3, line 22, renumber "Sec 3." as "Sec. 2."

Page 3, lines 24 and 25, strike "PLACE SAMPLES OR DESCRIPTIONS ON FILE" and insert in lieu thereof before the semicolon "OBTAIN LICENSE"

Page 3, line 25, after "Any" strike "publisher" and insert "*person, company, or corporation*"

Page 3, line 27, after "first" strike "placing" and delete "*as the commissioner determines,*"

Page 3, strike all of line 28

Page 4, line 3, after "thereof," insert "*shall be*"

Page 4, after line 4, insert:

"Sec. 3. *Minnesota Statutes 1971, Section 126.17, is repealed.*"

Further, amend the title beginning in line 4 by striking "place samples or descriptions on file" and inserting in lieu thereof "obtain a license", and on line 7 by striking "126.17;" and on line 8, before the period by inserting "; repealing Minnesota Statutes 1971, Section 126.17"

Which motion prevailed. So the amendment was adopted.

S. F. No. 697 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	North	Schaaf
Arnold	Doty	Kleinbaum	Novak	Schrom
Ashbach	Dunn	Knutson	Ogdahl	Sillers
Bang	Fitzsimons	Kowalczyk	Olhoff	Solon
Berg	Frederick	Krieger	Olson, A. G.	Spear
Bernhagen	Gearty	Larson	Olson, H. D.	Stassen
Blatz	Hansen, Baldy	Laufenburger	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Lewis	O'Neill	Tennessee
Brown	Hughes	Lord	Patton	Thorup
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Ueland
Chmielewski	Josefson	Milton	Pillsbury	Wegener
Coleman	Keefe, J.	Moe	Purfeerst	Willet
Conzemius	Keefe, S.	Nelson	Renneke	

So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Brown	Fitzsimons	Keefe, J.	Laufenburger
Arnold	Chenoweth	Frederick	Keefe, S.	Lewis
Ashbach	Chmielewski	Gearty	Kirchner	Lord
Bang	Coleman	Hansen, Baldy	Kleinbaum	McCutcheon
Berg	Conzemius	Hansen, Mel	Knutson	Milton
Bernhagen	Davies	Hughes	Kowalczyk	Moe
Blatz	Doty	Humphrey	Krieger	Nelson
Borden	Dunn	Josefson	Larson	North

Novak	Olson, J. L.	Purfeerst	Solon	Thorup
Ogdahl	O'Neill	Renneke	Spear	Ueland
Olhoff	Patton	Schaaf	Stassen	Willet
Olson, A. G.	Perpich, A. J.	Schrom	Stokowski	
Olson, H. D.	Pillsbury	Sillers	Tennessee	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 228: A bill for an act relating to the firemen's relief association in the village of Golden Valley; amending Laws 1971, Chapter 140, Sections 1, 2, 3 and 4.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kleinbaum	Ogdahl	Sillers
Arnold	Doty	Knutson	Olhoff	Solon
Ashbach	Dunn	Kowalczyk	Olson, A. G.	Spear
Bang	Fitzsimons	Krieger	Olson, H. D.	Stassen
Berg	Frederick	Larson	Olson, J. L.	Stokowski
Bernhagen	Gearty	Laufenburger	O'Neill	Tennessee
Blatz	Hansen, Baldy	Lewis	Patton	Thorup
Borden	Hansen, Mel	McCutcheon	Perpich, A. J.	Ueland
Brown	Hughes	Milton	Pillsbury	Wegener
Chenoweth	Humphrey	Moe	Purfeerst	Willet
Chmielewski	Josefson	Nelson	Renneke	
Coleman	Keefe, J.	North	Schaaf	
Conzemius	Kirchner	Novak	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 368: A bill for an act relating to retirement; firemen's service pensions in the village of Hoyt Lakes.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	North	Schaaf
Arnold	Doty	Kleinbaum	Novak	Schrom
Ashbach	Dunn	Knutson	Ogdahl	Sillers
Bang	Fitzsimons	Kowalczyk	Olhoff	Solon
Berg	Frederick	Krieger	Olson, A. G.	Spear
Bernhagen	Gearty	Larson	Olson, H. D.	Stassen
Blatz	Hansen, Baldy	Laufenburger	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Lewis	O'Neill	Tennessee
Brown	Hughes	Lord	Patton	Thorup
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Ueland
Chmielewski	Josefson	Milton	Pillsbury	Wegener
Coleman	Keefe, J.	Moe	Purfeerst	Willet
Conzemius	Keefe, S.	Nelson	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 421: A bill for an act relating to the Western Lake Superior Sanitary District; territory included therein; amending Laws 1971, Chapter 478, Section 2, Subdivision 2.

Mr. Doty moved to amend S. F. No. 421 as follows:

Page 1, line 22, after "*Twin Lakes*" insert "*and upon approval of the sanitary sewer board of the Western Lake Superior Sanitary District,*"

Which motion prevailed. So the amendment was adopted.

S. F. No. 421 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	North	Schaaf
Arnold	Doty	Kleinbaum	Novak	Schrom
Ashbach	Dunn	Knutson	Ogdahl	Sillers
Bang	Fitzsimons	Kowalczyk	Olhoft	Solon
Berg	Frederick	Krieger	Olson, A. G.	Spear
Bernhagen	Gearty	Larson	Olson, H. D.	Stassen
Blatz	Hansen, Baldy	Laufenburger	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Lewis	O'Neill	Tennessee
Brown	Hughes	Lord	Patton	Thorup
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Ueland
Chmielewski	Josefson	Milton	Pillsbury	Wegener
Coleman	Keefe, J.	Moe	Purfeerst	Willet
Conzemius	Keefe, S.	Nelson	Renneke	

So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 306: A bill for an act relating to education; providing for apportionment of certain school aids; amending Minnesota Statutes 1971, Sections 124.09 and 124.10.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Bang	Blatz	Chenoweth	Conzemius
Arnold	Berg	Borden	Chmielewski	Davies
Ashbach	Bernhagen	Brown	Coleman	Doty

Dunn	Keefe, S.	McCutcheon	Olson, J. L.	Solon
Fitzsimons	Kirchner	Milton	O'Neill	Spear
Frederick	Kleinbaum	Moe	Patton	Stassen
Gearty	Knutson	Nelson	Perpich, A. J.	Stokowski
Hansen, Baldy	Kowalczyk	North	Pillsbury	Tennessee
Hansen, Mel	Krieger	Novak	Purfeerst	Thorup
Hughes	Larson	Ogdahl	Renneke	Ueland
Humphrey	Laufenburger	Olhoff	Schaaf	Wegener
Josefson	Lewis	Olson, A. G.	Schrom	Willet
Keefe, J.	Lord	Olson, H. D.	Sillers	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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, Subdivision 4, 7, 9, 11, and 12.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	North	Schrom
Arnold	Doty	Kleinbaum	Ogdahl	Sillers
Ashbach	Dunn	Knutson	Olhoff	Solon
Bang	Fitzsimons	Kowalczyk	Olson, A. G.	Spear
Berg	Frederick	Krieger	Olson, H. D.	Stassen
Bernhagen	Gearty	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Baldy	Laufenburger	O'Neill	Tennessee
Borden	Hansen, Mel	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Pillsbury	Wegener
Chmielewski	Josefson	Milton	Purfeerst	Willet
Coleman	Keefe, J.	Moe	Renneke	
Conzemius	Keefe, S.	Nelson	Schaaf	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 151: A bill for an act relating to highway traffic regulations; application of laws; operation of authorized emergency vehicles; amending Minnesota Statutes 1971, Section 169.03.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Berg	Brown	Conzemius	Fitzsimons
Arnold	Bernhagen	Chenoweth	Davies	Frederick
Ashbach	Blatz	Chmielewski	Doty	Gearty
Bang	Borden	Coleman	Dunn	Hansen, Baldy

Hansen, Mel	Kowalczyk	Nelson	Patton	Stassen
Hughes	Krieger	North	Perpich, A. J.	Stokowski
Humphrey	Larson	Novak	Pillsbury	Tennessee
Josefson	Laufenburger	Ogdahl	Purfeerst	Thorup
Keefe, J.	Lewis	Olhoff	Renneke	Ueland
Keefe, S.	Lord	Olson, A. G.	Schaaf	Wegener
Kirchner	McCutcheon	Olson, H. D.	Schrom	Willet
Kleinbaum	Milton	Olson, J. L.	Sillers	
Knutson	Moe	O'Neill	Spear	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 606: A bill for an act relating to safety responsibility; the fee for certified abstract of operating record; amending Minnesota Statutes 1971, Section 170.23; repealing Minnesota Statutes 1971, Section 170.231.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	North	Renneke
Arnold	Doty	Kleinbaum	Novak	Schaaf
Ashbach	Dunn	Knutson	Ogdahl	Schrom
Bang	Fitzsimons	Kowalczyk	Olhoff	Sillers
Berg	Frederick	Larson	Olson, A. G.	Spear
Bernhagen	Gearty	Laufenburger	Olson, H. D.	Stassen
Blatz	Hansen, Baldy	Lewis	Olson, J. L.	Stokowski
Brown	Hansen, Mel	Lord	O'Neill	Tennessee
Chenoweth	Hughes	McCutcheon	Patton	Thorup
Chmielewski	Humphrey	Milton	Perpich, A. J.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, S.	Nelson	Purfeerst	Willet

Mr. Keefe, J. voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 277: A bill for an act relating to highway traffic regulations; size, weight and load limitations; amending Minnesota Statutes 1971, Section 169.80, Subdivision 1.

Was read the third time.

With the unanimous consent of the Senate Mr. Chmielewski moves to amend S. F. No. 277, as follows:

Page 2, line 18, strike "35" and insert "50"

Which motion prevailed. So the amendment was adopted.

S. F. No. 277 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 59 and nays 5, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Nelson	Renneke
Arnold	Doty	Kleinbaum	North	Schrom
Ashbach	Dunn	Knutson	Ogdahl	Sillers
Bang	Fitzsimons	Kowalczyk	Olhoff	Solon
Berg	Frederick	Krieger	Olson, A. G.	Spear
Bernhagen	Gearty	Larson	Olson, H. D.	Stassen
Blatz	Hansen, Baldy	Laufenburger	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Lewis	O'Neill	Thorup
Brown	Hughes	Lord	Patton	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Wegener
Chmielewski	Josefson	Milton	Pillsbury	Willet
Conzemius	Keefe, J.	Moe	Purfeerst	

Those who voted in the negative were:

Coleman	Keefe, S.	Novak	Schaaf	Tennessen
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So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 149: A bill for an act relating to traffic regulations; defining authorized emergency vehicle; amending Minnesota Statutes 1971, Section 169.01, Subdivision 5.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	North	Schaaf
Arnold	Doty	Kleinbaum	Novak	Sillers
Ashbach	Dunn	Knutson	Ogdahl	Solon
Bang	Fitzsimons	Kowalczyk	Olhoff	Spear
Berg	Frederick	Krieger	Olson, A. G.	Stassen
Bernhagen	Gearty	Larson	Olson, H. D.	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Olson, J. L.	Tennessen
Borden	Hansen, Mel	Lewis	O'Neill	Thorup
Brown	Hughes	Lord	Patton	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Wegener
Chmielewski	Josefson	Milton	Pillsbury	Willet
Coleman	Keefe, J.	Moe	Purfeerst	
Conzemius	Keefe, S.	Nelson		

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 763: A bill for an act relating to taxation; the sales and use tax; sales price; amending Minnesota Statutes 1971, Section 297A.01, Subdivision 8.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	North	Schaaf
Arnold	Doty	Kleinbaum	Novak	Sillers
Ashbach	Dunn	Knutson	Ogdahl	Solon
Bang	Fitzsimons	Kowalczyk	Olhoft	Spear
Berg	Frederick	Krieger	Olson, A. G.	Stassen
Bernhagen	Gearty	Larson	Olson, H. D.	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Olson, J. L.	Tennessee
Borden	Hansen, Mel	Lewis	O'Neill	Thorup
Brown	Hughes	Lord	Patton	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Wegener
Chmielewski	Josefson	Milton	Pillsbury	Willet
Coleman	Keefe, J.	Moe	Purfeerst	
Conzemius	Keefe, S.	Nelson	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 614: A bill for an act relating to the county of Olmsted, joint districts for public water and sewer improvements; amending Laws 1971, Chapter 916, Section 26.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Davies	Kirchner	North	Schaaf
Ashbach	Doty	Kleinbaum	Novak	Schrom
Bang	Dunn	Knutson	Ogdahl	Sillers
Berg	Frederick	Kowalczyk	Olhoft	Solon
Bernhagen	Gearty	Krieger	Olson, A. G.	Spear
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Brown	Hughes	Lewis	O'Neill	Tennessee
Chenoweth	Humphrey	McCutcheon	Patton	Thorup
Chmielewski	Josefson	Milton	Pillsbury	Ueland
Coleman	Keefe, J.	Moe	Purfeerst	Wegener
Conzemius	Keefe, S.	Nelson	Renneke	Willet

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 553: A bill for an act relating to state government operations; repealing the rural credit law and disposing of rural credit records; amending Minnesota Statutes 1971, Section 9.071; and Chapter 46, by adding a section; repealing Minnesota Statutes 1971, Chapter 41.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Novak	Schrom
Arnold	Dunn	Knutson	Ogdahl	Sillers
Ashbach	Fitzsimons	Kowalczyk	Olhoff	Solon
Berg	Frederick	Krieger	Olson, A. G.	Spear
Bernhagen	Gearty	Larson	Olson, H. D.	Stassen
Blatz	Hansen, Baldy	Laufenburger	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Lewis	O'Neill	Tennessee
Brown	Hughes	Lord	Patton	Thorup
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Ueland
Chmielewski	Josefson	Milton	Pillsbury	Wegener
Coleman	Keefe, J.	Moe	Purfeerst	Willet
Conzemius	Keefe, S.	Nelson	Renneke	
Davies	Kirchner	North	Schaaf	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 623: A bill for an act relating to the attorney general; appearance of the attorney general in court proceedings; amending Minnesota Statutes 1971, Section 8.01.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	North	Schaaf
Arnold	Doty	Kleinbaum	Novak	Schrom
Ashbach	Dunn	Knutson	Ogdahl	Sillers
Bang	Fitzsimons	Kowalczyk	Olhoff	Solon
Berg	Frederick	Krieger	Olson, A. G.	Spear
Bernhagen	Gearty	Larson	Olson, H. D.	Stassen
Blatz	Hansen, Baldy	Laufenburger	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Lewis	O'Neill	Tennessee
Brown	Hughes	Lord	Patton	Thorup
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Ueland
Chmielewski	Josefson	Milton	Pillsbury	Wegener
Coleman	Keefe, J.	Moe	Purfeerst	Willet
Conzemius	Keefe, S.	Nelson	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 244: A bill for an act relating to a uniform act for recognition of acknowledgments; repealing Minnesota Statutes 1971, Sections 358.12, 358.13, 358.22, 358.23, 358.24, 358.26, and 358.27.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	North	Schaaf
Arnold	Doty	Kleinbaum	Novak	Schrom
Ashbach	Dunn	Knutson	Ogdahl	Sillers
Bang	Fitzsimons	Kowalczyk	Olhoft	Solon
Berg	Frederick	Krieger	Olson, A. G.	Spear
Bernhagen	Gearty	Larson	Olson, H. D.	Stassen
Blatz	Hansen, Baldy	Laufenburger	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Lewis	O'Neill	Tennessee
Brown	Hughes	Lord	Patton	Thorup
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Ueland
Chmielewski	Josefson	Milton	Pillsbury	Wegener
Coleman	Keefe, J.	Moe	Purfeerst	Willet
Conzemius	Keefe, S.	Nelson	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 401: A bill for an act relating to motor vehicles; special license number plates; authorizing special license plates for citizens band radio operators; amending Minnesota Statutes 1971, Section 168.12, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kleinbaum	Novak	Sillers
Arnold	Doty	Knutson	Ogdahl	Solon
Ashbach	Dunn	Kowalczyk	Olhoft	Spear
Bang	Fitzsimons	Krieger	Olson, A. G.	Stassen
Berg	Frederick	Larson	Olson, H. D.	Stokowski
Bernhagen	Gearty	Laufenburger	O'Neill	Tennessee
Blatz	Hansen, Baldy	Lewis	Patton	Thorup
Borden	Hansen, Mel	Lord	Perpich, A. J.	Ueland
Brown	Hughes	McCutcheon	Pillsbury	Wegener
Chenoweth	Humphrey	Milton	Purfeerst	Willet
Chmielewski	Josefson	Moe	Renneke	
Coleman	Keefe, S.	Nelson	Schaaf	
Conzemius	Kirchner	North	Schrom	

Mr. Keefe, J. voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 586: A bill for an act relating to Minnesota Statutes; providing for the correction of erroneous, ambiguous and obsolete statutory references and terminology; eliminating certain duplicious and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1971, Sections 6.34, Subdivision 3; 10.09; 10.39, Subdivision 1; 15A.15;

16.15, Subdivision 1; 16.871; 21.53, Subdivision 1; 24.25, Subdivision 4; 30.472; 30.473; 32.10; 32.101; 32.102; 32.645, Subdivision 1; 38.162; 40.03, Subdivision 2; 43.12, Subdivision 2; 48.24, Subdivision 6; 51A.51, Subdivision 2; 60C.03, Subdivision 6; 65B.22, Subdivision 8; 84.033; 93.38; 97.48, Subdivisions 12 and 13; 112.69, Subdivision 3; 116.02, Subdivision 3; 116.03, Subdivision 2; 116.06, Subdivision 1; 116.08, Subdivisions 1 and 2; 116A.24, Subdivision 2; 160.285, Subdivision 2; 161.1419, Subdivision 2; 161.242, Subdivision 2; 169.123, Subdivision 2; 170.23; 171.07, Subdivision 1; 179.73, Subdivision 2; 182.177, Subdivision 1; 182.179; 216A.04, Subdivision 3; 221.191; 246.51; 299D.03, Subdivisions 10 and 11; 325.907, Subdivision 1; 340.14, Subdivision 3; 352.03, Subdivision 4; 352.115, Subdivision 10; 352D.03; 353.27, Subdivision 4; 353.32, Subdivision 4; 353.36, Subdivision 6; 353.71, Subdivision 2; 354.60; 354.62, Subdivision 4; 355.71, Subdivision 1; 355.76; 357.18, Subdivision 2; 361.23; 362A.02; 371.07; 384.154; 394.16, Subdivision 1; 412.221, Subdivision 26; 416.10; 440.09; 422.15, Subdivision 5; 423.36; 462A.04, Subdivision 5; 462A.06, Subdivision 4; 462A.17, Subdivision 1; 471.74, Subdivision 2; 473A.06, Subdivision 4; 473A.111, Subdivision 1; 473C.15, Subdivision 9; 473F.02, Subdivisions 11 and 12; 648.41, Subdivision 1; and 648.42; repealing Minnesota Statutes 1971, Sections 170.231; and 306.30; and Laws 1971, Section 2, Lines 16 to 18.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Novak	Schrom
Arnold	Doty	Kleinbaum	Ogdahl	Solon
Ashbach	Dunn	Knutson	Olhoff	Spear
Bang	Fitzsimons	Kowalczyk	Olson, A. G.	Stassen
Berg	Frederick	Krieger	Olson, H. D.	Stokowski
Bernhagen	Gearty	Larson	Olson, J. L.	Tennessee
Blatz	Hansen, Baldy	Laufenburger	O'Neill	Thorup
Borden	Hansen, Mel	Lewis	Patton	Ueland
Brown	Hughes	Lord	Perpich, A. J.	Wegener
Chenoweth	Humphrey	Milton	Pillsbury	Willet
Chmielewski	Josefson	Moe	Purfeerst	
Coleman	Keefe, J.	Nelson	Renneke	
Cenzemius	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 538: A bill for an act relating to health; establishing a symbol to indicate facilities accessible to the wheelchair user.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Ogdahl	Sillers
Arnold	Dunn	Knutson	Olhoff	Solon
Bang	Fitzsimons	Kowalczyk	Olson, A. G.	Spear
Berg	Frederick	Krieger	Olson, H. D.	Stassen
Bernhagen	Gearty	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Baldy	Laufenburger	O'Neill	Tennessee
Borden	Hansen, Mel	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Pillsbury	Wegener
Chmielewski	Josefson	Milton	Purfeerst	Willet
Coleman	Keefe, J.	Moe	Renneke	
Conzemius	Keefe, S.	Nelson	Schaaf	
Davies	Kirchner	North	Schrom	

So the bill passed and its title was agreed to.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended as to revert to Messages from the House, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

MESSAGE FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. Nos. 31, 133 and 268.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted March 8, 1973.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended as to revert to First Reading of House Bills, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

FIRST READING OF HOUSE BILLS

H. F. No. 31: A bill for an act relating to judicial remedies; providing for execution of certain small judgments; amending Minnesota Statutes 1971, Chapter 550, by adding a section.

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. 268: A bill for an act relating to courts; initiation of paternity proceedings; amending Minnesota Statutes 1971, Section 257.253.

Which were read the first time and referred to the Committee on Rules and Administration.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended as to revert to Reports of Committees, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 31, 133 and 268 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. No. 31 and 268 to the Committee on Judiciary.

H. F. No. 133 to the Committee on Labor and Commerce.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration.

Mr. Coleman moved the adoption of the foregoing Committee report. Which motion prevailed. Report adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Borden moved that the name of Mr. Lord be stricken as co-author to S. F. No. 604. Which motion prevailed.

Mr. North moved that the name of Mr. Renneke be stricken and that the name of Mr. Nelson be added as co-author to S. F. No. 525. Which motion prevailed.

Mr. Frederick moved that the name of Mr. Laufenburger be added as co-author to S. F. No. 1040. Which motion prevailed.

Mr. Chmielewski moved that the name of Mr. Hanson, R. be added as co-author to S. F. No. 1014. Which motion prevailed.

Mr. Knutson moved that the name of Mr. Renneke be added as co-author to S. F. No. 987. Which motion prevailed.

NOTICE OF RECONSIDERATION

Mr. Chmielewski gave notice of intention to move for reconsideration of S. F. No. 421 on Monday, March 12, 1973.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Keefe, J. moved that the name of Mr. Milton be added as co-author to S. F. No. 682. Which motion prevailed.

Messrs. Keefe, J. and O'Neill introduced Senate Resolution No. 24: A senate resolution congratulating the Blake School Hockey Team, the 1972 Minnesota State Independent High School Hockey Champions.

WHEREAS, competitive sports in our high schools teach the principles of sportsmanship and fair play to our high school students, thereby contributing to better citizenship; and

WHEREAS, high school hockey teaches not only principles of sportsmanship and fair play, but promotes vigorous good health of the participants; and

WHEREAS, the Blake School Hockey Team, the Independent High School State Champion Hockey Team, exemplify the ideals of sportsmanship and fair play; and

WHEREAS, the Blake Team won the State Independent High School Hockey championship by a series of hard fought and challenging competitions; now, therefore,

BE IT RESOLVED by the Senate that an expression of its respect and admiration be extended to this outstanding team, and that Athletic Director Lee Mesna, Head Coach Rod Anderson, Assistant Coach Chuck Ritchie, and the following team members be congratulated for their outstanding accomplishment in winning the State Independent High School Hockey Championship.

1972 Championship Team

Don Ankeny	Bob Owens
Doug Coleman	Tom Plant
John Crawford	Todd Reynolds
George Fraser	Gordon "Cracker" Ritz
Joe Hurley	Tim Ryan
Bill Laidlaw	John Sheldon
Bill MacMillan	Peter Vaughan
David MacMillan	Steve Warden
Rick Mellum	Ted Wingate
Clint Morrison	Steve Wyman
Jim Norton	Mike Denny (Manager)

BE IT FURTHER RESOLVED by the Senate that an expression of its admiration and respect be extended to the other teams that were participants in the 1971 State Independent High School hockey tournament: Benilde High School (St. Louis Park) Breck (Minneapolis), Cretin (St. Paul), Crookston Cathedral (Crookston), Duluth Cathedral (Duluth), Hill Murray High School (St. Paul), and St. Paul Academy (St. Paul).

BE IT FURTHER RESOLVED, that the Secretary of the Senate be instructed to prepare formal copies of this resolution for presentation to the Head Coach of Benilde High School (St. Louis Park), Breck (Minneapolis), Cretin (St. Paul), Crookston Cathedral (Crookston), Duluth Cathedral (Duluth), Hill Murray High School (St. Paul), and St. Paul Academy (St. Paul) State Independent High School teams.

Mr. Keefe, J. moved the adoption of the foregoing resolution. Which motion prevailed. So the resolution was adopted.

Mr. Humphrey moved that the name of Mr. Milton be added as co-author to S. F. No. 744. Which motion prevailed.

Mr. Schaaf introduced—

Senate Resolution No. 25: A Senate resolution congratulating the Fridley "Tigers" for winning the state wrestling tournament.

WHEREAS, the Minnesota state high school wrestling tournament is an important annual test of the mental and physical skill and conditioning of the finest wrestlers in the high schools of this state; and

WHEREAS, the team championship and prize of First Place in this tournament is earned and won only by that wrestling team whose individual members and coaches display the highest degree of competitiveness and dedication to the sport of wrestling; and

WHEREAS, such skill, conditioning, competitiveness and dedication reflect honorably upon the State of Minnesota; the wrestling champions and their coaches, both individually and as a team; and upon the school and community which assisted and cheered the team and coaches to victory; now, therefore,

BE IT RESOLVED, by the Senate of the State of Minnesota, that the congratulations of this body be given to the 1973 State Wrestling Championship Team, the "Tigers" of School District Number 14, Fridley, Minnesota, and to the coaches and individual state wrestling champions of that team, as follows:

Joe Frank, Coach

Walt Wenholz, Assistant Coach

Dennis Bolkcom (105 pound weight division)

Doug Thayer (112 pound weight division)

Ron Backstrom (119 pound weight division)

Kent Lungstrom (145 pound weight division)

Jeff Blixt (180 pound weight division).

BE IT FURTHER RESOLVED, that the Secretary of the Senate forthwith present the aforementioned coaches and team with a formal copy of this resolution.

Mr. Schaaf moved the adoption of the foregoing resolution. Which motion prevailed. So the resolution was adopted.

Mr. Coleman moved that the bills not considered under Special Orders today be returned to the General Orders Calendar. Which motion prevailed.

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon Monday, March 12, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

TWENTY-SECOND DAY

St. Paul, Minnesota, Monday, March 12, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Messrs. Gearty and Kirchner were excused from the Session of Thursday, March 15, 1973.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The Honorable Martin O. Sabo, Speaker
of the House of Representatives
The Honorable Alec G. Olson, President
of the Senate

Sir:

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:

S. F. No.	H. F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
159		Chapter 5	February 26, 1973	February 26, 1973

Sincerely,
Arlen Erdahl
Secretary of State

The Honorable Martin O. Sabo, Speaker
of the House of Representatives
The Honorable Alec G. Olson, President
of the Senate

Sir:

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:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
178		Chapter 6	March 6, 1973	March 6, 1973

Sincerely,
Arlen Erdahl
Secretary of State

The Honorable Martin O. Sabo, Speaker
of the House of Representatives
The Honorable Alec G. Olson, President
of the Senate

Sir:

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:

S. F. No.	H. F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
	46	Res. No. 3	March 7, 1973	March 7, 1973
	97	Chapter 7	March 7, 1973	March 7, 1973
	113	Chapter 8	March 7, 1973	March 7, 1973
	121	Chapter 9	March 7, 1973	March 7, 1973
	197	Chapter 10	March 7, 1973	March 7, 1973
5		Chapter 11	March 7, 1973	March 7, 1973
63		Chapter 12	March 7, 1973	March 7, 1973
74		Chapter 13	March 7, 1973	March 7, 1973
115		Chapter 14	March 7, 1973	March 7, 1973
169		Chapter 15	March 7, 1973	March 7, 1973

Sincerely,
Arlen Erdahl
Secretary of State

The Honorable Martin O. Sabo, Speaker
of the House of Representatives
The Honorable Alec G. Olson, President
of the Senate

Sir:

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:

S. F. No.	H. F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
	20	Chapter 16	March 9, 1973	March 9, 1973
	112	Chapter 17	March 9, 1973	March 9, 1973
	430	Chapter 18	March 9, 1973	March 9, 1973
	552	Chapter 19	March 9, 1973	March 9, 1973
	555	Chapter 20	March 9, 1973	March 9, 1973

Sincerely,
Arlen Erdahl
Secretary of State

INTRODUCTION OF BILLS

Mr. Nelson introduced—

S. F. No. 1109: A bill for an act relating to villages; authorizing village contributions to village chamber of commerce.

Which was read the first time and referred to the Committee on Local Government.

Mr. Conzemius introduced—

S. F. No. 1110: A bill for an act relating to retirement; volunteer firemen's service pensions; amending Minnesota Statutes 1971, Section 69.06.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Dunn; Olson, A. G. and Hanson, R. introduced—

S. F. No. 1111: A bill for an act relating to counties; authorizing county boards to establish lake improvement districts; granting county boards certain powers with respect to lake improvement, use and conservation; permitting certain tax levies.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Hansen, Baldy; Perpich, G. and Keefe, S. introduced—

S. F. No. 1112: A bill for an act relating to education; school districts; requiring certain payments of interest by county auditors.

Which was read the first time and referred to the Committee on Education.

Messrs. Solon; Keefe, S. and Chmielewski introduced—

S. F. No. 1113: A bill for an act relating to taxation of property; providing for the valuation of property for ad valorem tax purposes in certain cases and further providing for reimbursement of increased taxes paid by certain persons; appropriating money; amending Minnesota Statutes 1971, Chapters 273, by adding sections; and 290, by adding a section.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Dunn, Willet and Ueland introduced—

S. F. No. 1114: A bill for an act relating to counties; authorizing

counties to enter into rental purchase agreements and conditional sales agreements for acquisition of road equipment subject to limitations; amending Minnesota Statutes 1971, Section 373.01.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Frederick and Patton introduced—

S. F. No. 1115: A bill for an act relating to the city of Owatonna; firemen's relief benefits; amending Laws 1971, Chapter 200, Sections 1 and 2.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Renneke introduced—

S. F. No. 1116: A bill for an act relating to the claim of Theo. U. Larson; arising from negligence by highway department; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Solon, Purfeerst and Schaaf introduced—

S. F. No. 1117: A bill for an act relating to game and fish; permanent fishing licenses for dependents of certain veterans; amending Minnesota Statutes 1971, Section 98.47, Subdivision 16.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Doty, Solon and Chmielewski introduced—

S. F. No. 1118: A bill for an act relating to volunteer fire departments; rates for telephone service.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Keefe, S.; Hansen, R. and Coleman introduced—

S. F. No. 1119: A bill for an act relating to employment and employment opportunities of youths; directing the department of manpower services to research programs providing employment opportunities for youth and to initiate additional programs therefor; and appropriating money.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Solon introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Solon and Keefe, S. introduced—

S. F. No. 1121: A bill for an act relating to labor and industry; boiler and pressure vessel fees to be paid to the state of Minne-

sota; amending Minnesota Statutes 1971, Sections 183.545, Subdivisions 3 and 4; and 183.57, Subdivision 2.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Nelson, Gearty and North introduced—

S. F. No. 1122: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Hansen, Baldy; Hansen, Mel and Laufenburger introduced—

S. F. No. 1123: A bill for an act relating to taxation; requiring the payment of a two percent gross premium tax by all nonprofit health service plan corporations; amending Minnesota Statutes 1971, Section 60A.15, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Hansen, Baldy questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Lord; Hansen, Baldy and North introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Olhoft; Olson, J. L. and Wegener introduced—

S. F. No. 1125: A bill for an act relating to peace officer training courses; eligibility; amending Minnesota Statutes 1971, Section 626.851.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Tennesen, Lewis and Novak introduced—

S. F. No. 1126: A bill for an act relating to highways; providing for a two year moratorium on freeway construction in the seven county metropolitan area with certain exceptions.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Coleman, Brown and North introduced—

S. F. No. 1127: A bill for an act relating to the removal or suspension of attorneys at law; prescribing the composition of groups advisory to the supreme court for the removal or suspension of attorneys at law; amending Minnesota Statutes 1971, Section 481.15, by adding a subdivision.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Conzemius introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Ashbach introduced—

S. F. No. 1129: A bill for an act relating to the claim of Harris E. and Mary E. Nordquist; arising from an unnecessary payment of a gift tax; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. North, Hughes and Dunn introduced—

S. F. No. 1130: A bill for an act relating to education; private business; trade and correspondence schools; amending Minnesota Statutes 1971, Sections 141.21, Subdivision 3; 141.25, Subdivisions 3 and 10; 141.28, Subdivision 3; 141.29, Subdivision 1; and 141.30.

Which was read the first time and referred to the Committee on Education.

Messrs. Chenoweth, Bang and Perpich, A. J. introduced—

S. F. No. 1131: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Spear, Gearty and Ogdahl introduced—

S. F. No. 1132: A bill for an act relating to retirement; regulat-

ing the administration of private pension funds and directing a study thereof; appropriating money.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Josefson introduced—

S. F. No. 1133: A bill for an act relating to the claim of Mary J. D'Allesantro; arising from tuition payments for Mary Louise D'Allesantro for years of 1970 and 1971 as provided by Minnesota Statutes 1971, Section 197.75, Subdivision 1; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Hanson, R. introduced—

S. F. No. 1134: A bill for an act relating to the immunity of the state; waiving the immunity of the state as to the claim of Doris E. Shaw; appropriating money.

Which was read the first time and referred to the Committee on Finance.

Messrs. Borden, Dunn and Olhoft introduced—

S. F. No. 1135: A bill for an act relating to water resources; providing for the regulation of shoreland use and development in certain incorporated areas; amending Minnesota Statutes 1971, Section 105.485, Subdivision 2, and by adding a subdivision.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Olhoft introduced—

S. F. No. 1136: A bill for an act relating to the claim of Marvin Jensen; arising from loss of cows due to wild animals; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Borden, Kirchner and Perpich, A. J. introduced—

S. F. No. 1137: A bill for an act relating to taxation; providing for the disposition of seized untaxed cigarettes; amending Minnesota Statutes 1971, Section 297.08, Subdivision 3.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Borden, Kirchner and Konzemius introduced—

S. F. No. 1138: A bill for an act relating to taxation; providing that county auditors shall furnish abstract of tax list to certain state officials; amending Minnesota Statutes 1971, Section 275.29.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Willet introduced—

S. F. No. 1139: A bill for an act relating to the fire department relief association and firemen's service pensions in the city of Bemidji.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Krieger, Laufenburger and Conzemius introduced—

S. F. No. 1140: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Gearty, Lewis and Keefe, J. introduced—

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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Keefe, S.; Brown and Olhoft introduced—

S. F. No. 1142: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Solon, Doty and Perpich, A. J. introduced—

S. F. No. 1143: A bill for an act relating to the university of Minnesota, Duluth; appropriating money thereto for the construction of a social sciences building.

Which was read the first time and referred to the Committee on Finance.

Mr. Laufenburger introduced—

S. F. No. 1144: A bill for an act relating to the port authority of Winona; amending Laws 1967, Chapter 541, Section 1, as amended.

Which was read the first time and referred to the Committee on Local Government.

Mr. Moe introduced—

S. F. No. 1145: A bill for an act relating to the city of East Grand Forks; assessment of and taxation of improvements to structures.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Moe; Hansen, Baldy and McCutcheon introduced—

S. F. No. 1146: A bill for an act relating to banks and other financial institutions; prohibiting the use of gifts as inducements to depositors and others; providing penalties; repealing Minnesota Statutes 1971, Section 51A.23, Subdivision 5.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Purfeerst, Fitzsimons and Laufenburger introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Moe, Renneke and Hughes introduced—

S. F. No. 1148: A bill for an act relating to wild animals; providing an additional alternative for payments in lieu of taxes on certain wildlife lands; amending Minnesota Statutes 1971, Section 97.49, Subdivision 3.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Lord, Ueland and Solon introduced—

S. F. No. 1149: A bill for an act relating to state government; permitting use of duplicating machines for police training in the bureau of criminal apprehension; amending Minnesota Statutes 1971, Section 16.02, Subdivision 16.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Frederick, Patton and Kleinbaum introduced—

S. F. No. 1150: A bill for an act relating to drivers licenses; providing for the suspension thereof for certain offenses; amending Minnesota Statutes 1971, Chapter 171, by adding a section.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Purfeerst; Olson, H. D. and Conzemius introduced—

S. F. No. 1151: A bill for an act relating to sales and use tax; exempting the federal excise tax paid on certain tires from the sales tax; amending Minnesota Statutes 1971, Sections 297A.01, Subdivision 8; and 297A.25, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Gearty introduced—

S. F. No. 1152: A bill for an act relating to obscene materials; increasing penalty; amending Minnesota Statutes 1971, Section 617.241.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Keefe, J.; and Nelson introduced—

S. F. No. 1153: A bill for an act relating to motor vehicles; requiring motor vehicle no-fault reparation insurance and liability insurance up to certain limits; providing penalties; providing for tort exemptions and limitation on damages, and for certain deductibles; prescribing rights of insurers and insured; providing that insurers shall make certain rate reductions; amending Minnesota Statutes 1971, Section 65B.26.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Stokowski; Keefe, J. and Keefe, S. introduced—

S. F. No. 1154: A bill for an act relating to wild animals; removing fox from the unprotected list of animals and prescribing powers and duties of the commissioner of natural resources in relation thereto; amending Minnesota Statutes 1971, Section 100.26, Subdivision 1; and 100.27, Subdivision 9.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Gearty, Krieger and Willet introduced—

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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. McCutcheon, North and Milton introduced—

S. F. No. 1156: A bill for an act relating to the interpretation of Minnesota Statutes, definitions; defining "layman"; amending Minnesota Statutes 1971, Section 645.44, by adding a subdivision.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. North, Dunn and Milton introduced—

S. F. No. 1157: A bill for an act relating to pollution control; prohibiting the dumping of taconite tailings and other waste material resulting from the mining of iron ore or taconite in Lake Superior; providing penalty.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Hanson, R.; Berg and Hansen, Baldy introduced—

S. F. No. 1158: A bill for an act relating to elections; requiring questionnaires completed by candidates to be filed in the office of the secretary of state; and prescribing penalties.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Lord introduced—

S. F. No. 1159: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Moe, Ogdahl and Lord introduced—

S. F. No. 1160: A bill for an act relating to natural resources and the environment; establishing the environmental quality council; stating the powers and duties of the council; providing a penalty; appropriating money therefor.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Stassen, Thorup and Ueland introduced—

S. F. No. 1161: A bill for an act relating to labor and employment; requiring transfer of benefit fund contributions on behalf of certain temporary employees.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Stassen; Hansen, Baldy and Ueland introduced—

S. F. No. 1162: A bill for an act relating to insurance, group hospital and medical coverage; providing for the continuation of coverage for certain persons after termination of employment.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Arnold and Perpich, A. J. introduced—

S. F. No. 1163: A bill for an act relating to intoxicating liquor;

county licenses in unorganized or unincorporated areas; amending Minnesota Statutes 1971, Section 340.11, Subdivision 10.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Arnold and Perpich, A. J. introduced—

S. F. No. 1164: A bill for an act relating to intoxicating liquor; county licenses in unorganized or unincorporated areas of certain counties.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Arnold; Perpich, A. J. and Borden introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Humphrey, Gearty and O'Neill introduced—

S. F. No. 1166: A bill for an act relating to cities; prohibiting resigning member of city council from voting on his successor.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Kleinbaum, McCutcheon and Milton introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Hanson, R. introduced—

S. F. No. 1168: A bill for an act relating to the claim of Elmer Fechtner; arising from loss of corn due to wild animals; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Josefson introduced—

S. F. No. 1169: A bill for an act relating to the claim of Gary L. Van Meveren; arising from negligence of department of corrections; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Coleman, O'Neill and Perpich, G. introduced—

S. F. No. 1170: A bill for an act relating to public welfare; providing for state payment of 50 percent of costs incurred by counties, and not paid by United States, in administering welfare programs; appropriating money.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Coleman; Hansen, Baldy and Keefe, J. introduced—

S. F. No. 1171: A bill for an act relating to the savings and loan associations; prohibiting issuance of proxies to directors, officers, or other employees in the determination of questions requiring action by members; amending Minnesota Statutes 1971, Section 51A.53.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Coleman; Hansen, Baldy and Keefe, J. introduced—

S. F. No. 1172: A bill for an act relating to the savings association act; prohibiting issuance of proxies to directors, officers, and other employees of an association; amending Minnesota Statutes 1971, Section 51A.09, Subdivision 4.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Schrom, Brown and Stokowski introduced—

S. F. No. 1173: A bill for an act relating to state parks; providing free admission to such parks for certain senior and handicapped persons.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Hughes, Renneke and Conzemius introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Coleman, Krieger and Conzemius introduced—

S. F. No. 1175: A bill for an act creating a citizens commission on the Minnesota legislature; appropriating moneys therefor.

Which was read the first time and referred to the Committee on Rules and Administration.

Mr. Conzemius introduced—

S. F. No. 1176: A bill for an act relating to the claim of the town of Featherstone; arising from the loss of tax revenue due to the purchase by the state of 900 acres and cost of maintaining a road for the memorial hardwood forest; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Pillsbury; Keefe, J. and Lord introduced—

S. F. No. 1177: A bill for an act relating to taxation; school district levy; amending Minnesota Statutes 1971, Section 275.125, Subdivision 2.

Which was read the first time and referred to the Committee on Education.

Mr. Olson, A. G. introduced—

S. F. No. 1178: A bill for an act relating to the claim of Steel Products Inc.; arising from erroneous payment of sales tax to the state of Minnesota; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Ueland introduced—

S. F. No. 1179: A bill for an act relating to the city of Mankato; authorizing the issuance of one additional on-sale liquor license.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Tennesen, Knutson and Doty introduced—

S. F. No. 1180: A bill for an act relating to public welfare; payment for legal assistance; amending Minnesota Statutes 1971, Section 393.07, by adding a subdivision.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Tennesen introduced—

S. F. No. 1181: A bill for an act relating to taxation; credits against the income tax; allowing a credit for rent paid for any six months of occupancy; amending Minnesota Statutes 1971, Section 290.982.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Larson introduced—

S. F. No. 1182: A bill for an act relating to Houston county; providing for a county licensing bureau.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Hansen, Baldy; and Larson introduced—

S. F. No. 1183: A bill for an act relating to the claim of the county of Mower; arising from the furnishing of probation services; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Humphrey introduced—

S. F. No. 1184: A bill for an act relating to the claim of James L. Elsen; arising from explosion in chemistry laboratory at North Hennepin state junior college; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Milton introduced—

S. F. No. 1185: A bill for an act relating to Ramsey county; establishing procedure and districts for election of county commissioners; repealing Special Laws 1871, Chapter 73, Section 4; and Special Laws 1891, Chapter 438.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Perpich, A. J.; Larson and Lord introduced—

S. F. No. 1186: A bill for 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Davies, Kirchner and Spear introduced—

S. F. No. 1187: A bill for an act relating to handicapped persons; authorizing the use of rubber stamps as the legal signatures of such persons; amending Minnesota Statutes 1971, Section 645.44, Subdivision 14.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Davies, O'Neill and Stokowski introduced—

S. F. No. 1188: A bill for an act relating to commerce; limiting deficiency judgments in consumer transactions.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Coleman introduced—

S. F. No. 1189: A bill for an act relating to the claim of Robert A. Smolik; arising from negligence of highway department; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Coleman introduced—

S. F. No. 1190: A bill for an act relating to the claim of George Picka; arising from negligence of highway department; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Olson, A. G.; Bang and Conzemius introduced—

S. F. No. 1191: A bill for an act relating to taxation; eliminating the requirement of publishing the personal property tax list; repealing Minnesota Statutes 1971, Section 275.30.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, A. J.; Larson and Conzemius introduced—

S. F. No. 1192: A bill for an act relating to taxation; providing for a tax on certain deeds; amending Minnesota Statutes 1971, Section 287.21.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Borden, Sillers and Conzemius introduced—

S. F. No. 1193: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Borden, Sillers and Perpich, A. J. introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Conzemius, Sillers and Hughes introduced—

S. F. No. 1195: A bill for an act relating to taxation; providing

for refundment of inheritance tax overpayments and interest thereon; amending Minnesota Statutes 1971, Section 291.18.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Conzemius, Sillers and Hughes introduced—

S. F. No. 1196: A bill for 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Keefe, S.; Laufenburger and Conzemius introduced—

S. F. No. 1197: A bill for an act relating to elections; regulating the conduct of campaigns; regulating disclosure of campaign expenditures; limiting certain contributions and expenditures; appropriating money; providing penalties; repealing Minnesota Statutes 1971, Sections 211.02; 211.06; 211.16; 211.17; 211.18; 211.19; 211.20; 211.21; 211.22; 211.23; 211.25; 211.26; and 211.32.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. McCutcheon introduced—

S. F. No. 1198: A bill for an act relating to crimes and criminals; regulating the possession of pistols; prohibiting the carrying of concealed pistols without a permit or license therefor and prohibiting the possession of concealed pistols in certain circumstances; providing penalties; amending Minnesota Statutes 1971, Section 609.66, Subdivision 1.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Arnold; Perpich, A. J. and Borden introduced—

S. F. No. 1199: A bill for an act relating to counties; publicly owned and tax forfeited lands; providing payments in lieu of taxes to counties in which such lands are located; appropriating money.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Davies, Ashbach and Chenoweth introduced—

S. F. No. 1200: A bill for an act relating to the university of Minnesota; appropriating money for certain equipment.

Which was read the first time and referred to the Committee on Finance.

Messrs. Borden, Ogdahl and Milton introduced—

S. F. No. 1201: A bill for an act relating to state employees;

regulating pay pensions and personnel practices; providing penalties; appropriating money; repealing Minnesota Statutes 1971, Sections 15A.01; 15A.021; 15A.031; 15A.041; 15A.071; 15A.081; 15A.083; 15A.084; 15A.085; 15A.101; 15A.12; 15A.13; 15A.14; 15A.15; 16.027, Subdivision 8; 43.01 to 43.50; and 299D.03, Subdivision 2.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Olson, A. G.; Ogdahl and Conzemius introduced—

S. F. No. 1202: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Davies; Keefe, S. and Gearty introduced—

S. F. No. 1203: A bill for an act relating to charter limitations on the location of on and off sale liquor licenses in cities of the first class.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Perpich, A. J.; Kirchner and Schrom introduced—

S. F. No. 1204: A bill for 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Olson, A. G.; Ashbach and Perpich, A. J. introduced—

S. F. No. 1205: A bill for an act regulating public utilities furnishing at retail natural, manufactured or mixed gas, or electric service; prescribing the duties of the public service commission in relation thereto; prescribing penalties.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Olson, A. G.; Blatz and Hansen, Baldy introduced—

S. F. No. 1206: A bill for an act relating to taxation; providing that inheritance tax exemptions and rates for widowers shall be the same as for widows; amending Minnesota Statutes 1971, Sections 291.03 and 291.05.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exception of reports pertaining to appointments. Which motion prevailed.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

H. F. No. 559: A bill for an act relating to taxes on and measured by net income; underpayment; intentional disregard of rules and regulations; providing a penalty; amending Minnesota Statutes 1971, Section 290.53, Subdivision 3, and by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, lines 28 through 31, strike all the new language and insert:

"If any part of any additional assessment, as determined under section 290.46, is due to negligence or intentional disregard of rules and regulations (but without intent to defraud), there shall be added to the tax an amount equal to five percent of such additional assessment."

Page 2, lines 1 through 8, strike all the new language.

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 880: A bill for an act relating to taxation; sales and use tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 10, strike "*tansported*" and insert "*transported*"

Page 7, after line 19, add a section to read:

"Sec. 2. This act is effective the day following its final enactment."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 986: A bill for an act relating to taxation; due date of returns; extension of time; amending Minnesota Statutes 1971, Chapter 270, by adding a section.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 988: A bill for an act relating to inheritance taxes; providing for notification of certain transfers resulting in inheritance tax liability or potential inheritance tax liability; amending Minnesota Statutes 1971, Section 291.20, by adding a subdivision.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1007: A bill for an act relating to taxation; providing for powers to enforce provisions relating to petroleum products tax; amending Minnesota Statutes 1971, Section 296.17, Subdivision 20.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 991: A bill for an act relating to taxation; providing for confiscation of vehicles, trailers and airplanes used to transport illegally untaxed cigarettes; amending Minnesota Statutes 1971, Section 297.08, Subdivisions 1 and 2, and by adding a subdivision.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Judiciary. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 565: A bill for an act relating to certain cities and villages; per diem of members of governing bodies; amending Minnesota Statutes 1971, Section 415.10.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 823: A bill for an act relating to county sheriffs; collection of fees and per diems required by law; amending Minnesota Statutes 1971, Section 387.20, Subdivision 5.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, strike "*must hold*" and insert in lieu thereof "*after August 1, 1973, and not holding*"

Page 1, line 12, after "*board,*" insert "*shall, within one year after assuming office obtain such certificate,*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 685: A bill for an act relating to Yellow Medicine county; appropriating money to the county commissioners of Yellow Medicine county to restore county ditch number 9.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 7 thru 14 and insert in lieu thereof:

"Section 1. Notwithstanding the provisions of Minnesota Statutes 1971, Section 106.471, Subdivision 2, the county board of Yellow Medicine County may spend up to \$50,000 each year to cut trees, clean, and otherwise repair county ditch number 9, Yellow Medicine County, by hired labor and equipment without advertising for bids or entering into a contract therefor."

Amend the title in lines 3 and 4 by striking "appropriating money to the county commissioners" and inserting in lieu thereof "setting limits for the expenditure of money by the county board"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 349: A bill for an act relating to the government of villages, boroughs and cities without home rule charters; providing for the conversion of villages and boroughs into cities; providing for a code of statutes relating to cities without home rule charters; amending Minnesota Statutes 1971, Chapter 205, by adding sections; Chapter 412, by adding sections; and Sections 200.02, Subdivision 8; 205.07; 205.09, Subdivision 2; 340.11, Subdivisions 7 and 8; 412.02, Subdivision 1; 413.02; 414.02; 426.04; 447.04; 447.045; 465.56; 465.57; 465.69 and 645.44; repealing Sections 200.02, Subdivision 9; 412.031; 412.181; 426.056; General Statutes 1894, Sections 1045 to 1195; Laws 1895, Chapter 8; Special Laws 1868, Chapter 36; Special Laws 1891, Chapters 2, 3, 4, 5, 45 and

46; Special Laws 1879, Chapter 57; and Minnesota Statutes 1971, Chapter 411.

Reports the same back with the recommendation that the bill be amended as follows:

Page 4, line 38, under the first word "*Four*" insert "*Councilmen*"

Page 5, line 11, strike "*7*" and insert in lieu thereof "*5*"

Page 5, line 15, strike "*In*"

Page 5, strike lines 16, 17, 18, 19, 20

Page 5, line 21, strike "*accordance with section 2 of Article II of this act.*"

Page 8, line 22, strike "*and 205.06*" and insert in lieu thereof "*to 205.09*"

Page 25, line 14, before "*No*" insert "*Subdivision 1. Except as provided in subdivision 2 of this section,*"

Page 25, after line 18 insert the following: "*Subd. 2. The provisions of Minnesota statutes, section 415.11 shall apply to any statutory city which was a village on December 31, 1973.*"

Page 26, line 9, strike "*Jordan, Special Laws 1891, Chapter 4;*"

Page 26, line 11, after the semicolon and before "*and*" insert "*Shakopee, Special Laws 1875, Chapter 6;*"

Page 27, line 12, after "*3;*" strike "*Special Laws*"

Page 27, line 13, strike "*1891, Chapter 4;*"

Page 27, line 15, after the semicolon and before "*and*" insert "*Special Laws 1875, Chapter 6;*"

Amend the title as follows:

Line 20, after the semicolon and before "*Special*" insert "*Special Laws 1875, Chapter 6;*"

Line 21, strike "*4,*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 297: A bill for an act relating to the interstate compact for the supervision of parolees and probationers; providing for parole and probation revocation hearings; amending Minnesota Statutes 1971, Section 243.16, by adding a subdivision.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 839: A bill for an act relating to public health; measles

immunization of school children; amending Minnesota Statutes 1971, Section 123.70, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, following line 26, insert the following:

“Sec. 2. Minnesota Statutes 1971, Section 123.70, is amended by adding a subdivision to read:

Subd. 3. The phrase “any school” means any public, private or parochial elementary school, day care center or nursery school.

Sec. 3. Minnesota Statutes 1971, Section 123.70, is amended by adding a subdivision to read:

Subd. 4. The immunizations required by this section should be completed prior to the second birthday of the child.”

Amend the title in line 5, before the period by inserting “, and by adding subdivisions”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 663: A bill for an act relating to public welfare; changing the agency designated to receive withheld support money; amending Minnesota Statutes 1971, Section 256.873.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 566: A bill for an act relating to public welfare; transferring authority relating to county nursing homes to the state board of health; repealing Minnesota Statutes 1971, Section 144.583.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, 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.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Taxes and Tax Laws. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 837: A bill for an act relating to public welfare; raising the age limitation on licensure of foster care facilities;

amending Minnesota Statutes 1971, Section 257.081, Subdivision 6.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, after "initiate" and before "civil" insert "a"

Amend the title as follows:

Page 1, line 3, after "initiate" insert "a"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 197: A bill for an act relating to corrections; regulating prison industries; authorizing the establishment of private industry within the state prison.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, strike "legislative advisory committee" and insert in lieu thereof "standing committees of the senate and house of representatives dealing with corrections, and the senate finance committee and the house appropriations committee"

Page 1, line 18, strike "and" and insert ", services, or"

Page 1, line 18, strike "Failure of the legislative"

Page 1, strike lines 19, 20 and 21

Page 1, line 23, strike "all supervisory"

Page 2, at the end of line 2, insert "Any lease entered into under the authority of this act shall contain a provision providing for its cancellation, without cost to the state, in event of closing of the correctional facility concerned."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 675: A bill for an act relating to public welfare, Foster Grandparents Pilot Program; appropriating funds; amending Minnesota Statutes 1971, Section 256.976, Subdivisions 1 and 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, after "a" and before "foster" strike "pilot"

Page 1, line 17, strike "preschool"

Page 1, line 26, strike "preschool"

Amend the title in line 3 by striking "Pilot"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 773: 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.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 801: A bill for an act relating to commerce; securities; limitations on actions; amending Minnesota Statutes 1971, Section 80.26.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 18, strike "*commenced*" and insert in lieu thereof "*maintained*"

Page 2, after line 22, add a section to read:

"Sec. 2. [EFFECTIVE DATE.] *This act is effective the day following its final enactment.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 573: A bill for an act relating to judgments; providing for enforcement of foreign judgments in courts of this state.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 28, strike everything after the comma and insert in lieu thereof the following: "the judgment creditor shall serve notice of the filing of the foreign judgment upon the judgment debtor. Proof of service of the notice shall be filed with the clerk of court at least 20 days before execution or other process for enforcement of a foreign judgment is issued."

Page 1, strike line 29

Page 2, strike lines 1 to 12

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

H. F. No. 80: A bill for an act relating to juries; abolishing excuse from grand or petit jury service for women; amending Minnesota Statutes 1971, Section 628.49.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

H. F. No. 30: A bill for an act relating to public service corporations and pipeline companies; regulating and limiting the easements over private property acquired by such corporations and companies.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 819: A bill for an act relating to commerce; providing remedies for unlawful practices in business, commerce or trade; amending Minnesota Statutes 1971, Section 325.907, Subdivision 3; and by adding subdivisions.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 325.907, Subdivision 1, is amended to read:

325.907 [ADDITIONAL DUTIES OF THE ATTORNEY GENERAL.] Subdivision 1. [INVESTIGATE OFFENSES AGAINST THE PROVISIONS OF CERTAIN DESIGNATED SECTIONS; ASSIST IN ENFORCEMENT.] The attorney general shall investigate violations of the law of this state respecting unfair, discriminatory and other unlawful practices in business, commerce, or trade, and specifically, but not exclusively, the act against unfair discrimination and competition (sections 325.02 to 325.075), the fair trade act (sections 325.08 to 325.14), the unlawful trade practices act (sections 325.141 to 325.148), the automobile dealer's anticoercion act, (sections 325.15 to 325.24), section 325.905 and other laws against false or fraudulent advertising, the antidiscrimination acts contained in section 325.82, the antitrust act (~~section 325.81, subdivision 1~~), the act against monopolization of food products (section 325.83), and the prevention of consumer fraud act (sections 325.78 to 325.80) and

assist in the enforcement of those laws as in this section provided.

Sec. 2. Minnesota Statutes 1971, Section 325.907, Subdivision 2, is amended to read:

Subd. 2. [ATTORNEY GENERAL TO ASSIST IN DISCOVERY AND PUNISHMENT OF ILLEGAL PRACTICES.] When the attorney general, from information in his possession, has reasonable ground to believe that any person, ~~partnership, association, or corporation~~ has within one year violated, or is about to violate, any of the laws of this state referred to in subdivision 1, he shall have power to investigate those violations, or suspected violations, and to take such steps as are necessary to cause the arrest and prosecution of all persons, ~~partnerships, associations, or corporations~~ violating any of the statutes specifically mentioned in subdivision 1 or any other laws respecting unfair, discriminatory, or other unlawful practices in business, commerce, or trade.

Sec. 3. Minnesota Statutes 1971, Section 325.907, Subdivision 3, is amended to read:

Subd. 3. [INJUNCTIVE RELIEF.] In addition to the penalties provided by law for violation of the laws referred to in subdivision 1, specifically and generally, ~~where~~ *whether or not* injunctive relief is ~~not~~ otherwise provided by law, the courts of this state are vested with jurisdiction to prevent and restrain violations of those laws *and to require the payment of civil penalties.* Whenever it shall appear to the satisfaction of the attorney general that any of those laws *has been or is being violated, or is about to be violated,* he shall be entitled, on behalf of the state; (a) to sue for and have injunctive relief in any court of competent jurisdiction against any such violation or threatened violation without abridging the penalties provided by law; and (b) *to sue for and recover for the state, from any person who is found to have violated any of the laws referred to in subdivision 1, a civil penalty, in an amount to be determined by the court, not in excess of \$25,000. All sums recovered under this subdivision shall be deposited in the general fund of the state treasury.*

Sec. 4. Minnesota Statutes 1971, Section 325.907, is amended by adding a subdivision to read:

Subd. 3a. [DAMAGES.] *In addition to the remedies otherwise provided by law, any person injured by a violation of any of the laws specified in subdivision 1 may bring a civil action and recover damages, together with costs and disbursements, including reasonable attorney's fees and receive other equitable relief as determined by the court.*

Sec. 5. Minnesota Statutes 1971, Section 325.907, is amended by adding a subdivision to read:

Subd. 3b. [ORDERS AND JUDGMENTS PRIMA FACIE EVIDENCE.] *Any permanent injunction, judgment or order of the court made pursuant to subdivision 3 shall be prima facie evidence in an action brought under subdivision 3a that the defendant used or employed an act or practice in violation of the laws referred*

to in subdivision 1, provided that this subdivision shall not apply to consent judgments or decrees where the court makes no finding of illegality."

Further, amend the title as follows:

On line 6, strike "Subdivision 3" and insert in lieu thereof "Subdivisions 1, 2, and 3"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was re-referred the following appointment:

HIGHER EDUCATION COORDINATING COMMISSION

Joe Robison, 7325 Penn Avenue, South, Minneapolis, Hennepin County, appointed effective June 26, 1972, for a term expiring February 15, 1975.

Reports the same back with the recommendation that the appointment be confirmed.

Mr. Hughes moved that the foregoing Committee report be laid on the table. Which motion prevailed.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 83: A bill for an act relating to education; general powers of independent school districts; amending Minnesota Statutes 1971, Section 123.35, Subdivision 9.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, delete all of the new language on line 12;

Page 1, line 13, delete "*the state board of education*"

Page 1, line 23, after the period insert "*Any school board with evidence that providing kindergarten will cause an extraordinary hardship on the school district may apply to the commissioner of education for an exception.*"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred the following appointment:

COMMISSIONER OF CORRECTIONS

Ken Schoen, 911 Southwest 11th Street, Rochester, Olmstead County, appointed effective January 29, 1973, for a term expiring the first Monday of January, 1975.

Reports the same back with the recommendation that the appointment be confirmed.

Mr. Conzemius moved that the foregoing committee report be laid on the table. Which motion prevailed.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

H. F. No. 341: A bill for an act relating to highway traffic regulations; school bus inspections; amending Minnesota Statutes 1971, Section 169.451.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 18, after "13" strike "six" and insert "seven"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was re-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.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 458: A bill for an act relating to the practice of optometry; providing procedures for the licensing of optometrists; amending Minnesota Statutes 1971, Sections 148.57, Subdivisions 1, 2, and 3; 148.58; and 148.59.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 8, the enacting clause, insert the following:

"Section 1. Minnesota Statutes 1971, Section 148.52, is amended to read:

148.52 [STATE BOARD OF OPTOMETRY.] The state board of optometry shall consist of five qualified optometrists *and one member of the lay public* appointed by the governor, each for a term of three years and until his successor qualifies. Vacancies in the board shall be filled by like appointments for unexpired terms."

Page 4, line 28, delete "*in its discretion*" and insert in lieu thereof "*for good cause*"

Page 7, line 6, delete "*promulgate*" and insert in lieu thereof "*, after promulgation of rules relating thereto and the issuance of an initial list of approved courses, require*"

Page 7, line 7, delete "*rules providing*"

Page 7, line 9, after the period, insert: "*Courses conducted within the state of Minnesota to be eligible for approval by the board must be open to all optometrists licensed in this state. The board shall consider both curriculum and fees in approving courses.*"

Renumber the sections accordingly

Further, amend the title on page 1 by inserting after line 2, "*providing for the appointment of a lay person to the state board of optometry;*" and on line 5, after "*Sections*" by inserting "*148.52;*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 272: A bill for an act relating to the department of corrections, amending Minnesota Statutes 1971, Section 241.01, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 241.01, Subdivision 2, is amended to read:

Subd. 2. [DIVISIONS; DEPUTIES.] The commissioner of corrections shall ~~may establish appoint and employ a division of youth conservation under the control and supervision of a deputy commissioner of corrections who shall be appointed by the commissioner, and who shall serve at the pleasure of the commissioner in the unclassified service of the state. The commissioner of corrections shall also establish a division of adult corrections which shall include probation, parole, and institutions, under the control and supervision of a deputy commissioner of corrections who shall be appointed by the commissioner, and who shall serve at the pleasure of the commissioner in the unclassified service of the state. no more than four deputy commissioners who shall serve at the pleasure of the commissioner in the unclassified service.~~ Each deputy may perform and exercise every duty, power, and responsibility imposed by law upon the commissioner when authorized so to do by the commissioner. *Appointments to exercise delegated power shall be by written order filed with the secretary of state.* The commissioner may also appoint a personal secretary, who shall serve at his pleasure in the unclassified service of the state, and fix the salary of said secretary commensurate with salaries for similar services in the classified service.

Sec. 2. Minnesota Statutes 1971, Section 241.01, Subdivision 3, is amended to read:

Subd. 3. [OFFICERS, EMPLOYEES AND AGENTS.] Subject to the provisions of this chapter, and to other applicable laws, the commissioner of corrections is authorized to organize the department and to employ such 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.

The commissioner shall also appoint a chief executive officer for each institution under his exclusive control and may, under the provisions of section 43.24, remove him for cause. Every such executive officer shall have the qualifications and perform the duties now or hereafter required by law, or by rules prescribed by the commissioner. He may appoint an acting chief executive officer during such interim period as is necessary to select and appoint a chief executive officer. In case of an apparent conflict between the powers conferred by law upon any executive officer of a state correctional institution and those conferred by this chapter upon the commissioner of corrections, it shall be conclusively presumed that the power belongs to the latter. The commissioner may require that a chief executive officer reside upon the institution grounds.

~~The chief executive officers of the state training school for boys, the Minnesota home school, and the reception and diagnostic center shall be in the classified service of the state, and the salaries of such chief executive officers shall be in the same personnel classification and salary range.~~

When not prohibited by law, and when special circumstances warrant, the commissioner of corrections may direct that personnel, agents and facilities, of one division shall be utilized in carrying out the duties of the other division. The commissioner may assign correctional officers to transport inmates among the several state correctional institutions, apprehend escapees from such institutions, and to assist corrections agents in the apprehension of parole and probation violators. Such correctional officers may, upon the written order of the youth conservation commission or the adult corrections commission, retake and place in actual custody persons who have violated the terms and conditions of their parole or probation. He may obtain institutional consultant services from the commissioner of public welfare by agreement with the said commissioner. Appointments to exercise delegated power shall be by written order filed with the secretary of state.

Sec. 3. Minnesota Statutes 1971, Section 241.03, Subdivision 1, is amended to read:

241.03 [ADULT CORRECTIONS COMMISSION.] Subdivision 1. [BOARD OF PAROLE AND PROBATION, SUBSTITUTION.] The name of the board of parole and probation is hereby changed to the adult corrections commission. The duties of chair-

man of the adult corrections commission are hereby imposed upon the deputy commissioner of corrections controlling and supervising the division of adult corrections in the department of corrections. When special circumstances warrant The deputy commissioner of corrections may, shall with the approval of the commissioner, designate one other appoint an officer of the division of adult corrections department to serve as chairman; and delegate to such officer his powers and duties as chairman of the adult corrections commission. Subject to the other provisions of Laws 1959, Chapter 263, and to other applicable law, the adult corrections commission shall continue to exercise all powers and duties vested in or imposed upon the state board of parole and probation as heretofore constituted but in the department of corrections.

Sec. 4. 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 corrections in control of and supervising the division of youth conservation chairman and director who shall be appointed by the commissioner of corrections from among the several officers of the department of corrections, 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 chairman and director as deputy commissioner of corrections in control of and supervising the division of youth conservation shall be responsible for the administration and enforcement of sections 242.01 to 242.54 with the policy matters and decisions pertaining to the care, treatment, and disposition of persons committed to it determined by the commission. The deputy commissioner of corrections chairman and director shall serve without additional compensation. All other members shall serve on a per diem basis.

Sec. 5. Minnesota Statutes 1971, Section 243.02, is amended to read:

243.02 [ADULT CORRECTIONS COMMISSION; CHAIRMAN.] A commission having power to parole and discharge prisoners confined in the state prison, the state reformatory for men, and the Minnesota correctional institution for women or any other adult correctional facility as may be established is hereby created, to be known and designated as the adult corrections commission. This commission shall be composed of a chairman, who is the deputy commissioner of corrections controlling and supervising the division of adult corrections in shall be appointed by the commissioner of corrections from among the several officers of the de-

partment of corrections, and four other members, who shall be appointed by the governor, with the advice and consent of the senate, and who, except as hereinafter provided, shall hold office for a term of six years from the first Monday in January next after such appointments are made and until their successors be appointed and have qualified. Except as provided in section 243.05, the commission may sit in units of three, as designated by the chairman, and three members shall constitute a quorum. No more than two members appointed by the governor to the commission shall belong to the same political party. In the case of a vacancy it shall be filled for the unexpired term in which the vacancy occurs as herein provided for original appointments. The commission shall keep a record of all its proceedings.

Sec. 6. Minnesota Statutes 1971, Section 243.04, is amended to read:

243.04 [COMMISSION; COMPENSATION, EXPENSES, ESTIMATES OF EXPENSES.] Each of the members of the commission other than the chairman shall receive as compensation the sum of \$35 per day for each day actually spent in the discharge of his official duties but for not to exceed 15 working days in any calendar month. The chairman of the commission shall receive as compensation his salary as ~~deputy commissioner of corrections an~~ *officer of the department of corrections*. In addition to the compensation so provided, each of the members of the commission shall be reimbursed for all expenses paid or incurred by him in the performance of his official duties. This compensation and these expenses shall be paid out of the revenue fund in the same manner as the salaries and expenses of other state officers are paid. All of the other expenses of the adult corrections commission shall be audited and allowed by the commissioner of corrections and paid out of the funds appropriated for the maintenance of the department in such proportions as the commissioner of corrections shall determine. The adult corrections commission shall furnish such estimates of anticipated expenses and requirements as the commissioner of corrections may, from time to time, require.

Sec. 7. *This act shall be effective the day next following its enactment.*"

Amend the title by striking line 4 and inserting "1971, Sections 241.01, Subdivisions 2 and 3; 241.03, Subdivision 1; 242.03; 243.02; and 243.04."

And when so amended the bill do pass. Amendments adopted. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 880, 986, 988, 992, 1007, 565, 823, 685, 681, 349, 297, 839, 663, 566, 837, 582, 197, 801, 573, 819, 551, 458 and 272 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 559, 80, 30 and 341 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Gearty moved that the report from the Committee on Governmental Operations reported March 1, 1973 pertaining to appointments be taken from the table. Which motion prevailed.

Mr. Gearty moved that the foregoing report be now adopted. Which motion prevailed.

CONFIRMATION

Mr. Gearty moved that in accordance with the report from the Committee on Governmental Operations reported March 1, 1973, the Senate having advised with, do now consent to and confirm the appointment of:

STATE BOARD OF HUMAN RIGHTS

Mrs. Stella Jensen, Elkton, Mower County, appointed effective January 3, 1972, for a term expiring the first Monday of January, 1975.

Which motion prevailed. Which appointment was confirmed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Hughes moved that the report from the Committee on Education reported March 5, 1973 pertaining to appointments be taken from the table. Which motion prevailed.

Mr. Hughes moved that the foregoing report be now adopted. Which motion prevailed.

CONFIRMATION

Mr. Hughes moved that in accordance with the report from the Committee on Education reported March 5, 1973, the Senate having advised with, do now consent to and confirm the appointments of:

STATE BOARD OF EDUCATION

Mrs. Dorothea Chelgren, 89 West Hawthorne Avenue, St. Paul, Ramsey County, appointed effective January, 1972, for a term expiring July 1, 1973.

Henry Tweten, East Grand Forks, Polk County, appointed effective January, 1973, for a term expiring July 1, 1973.

Which motion prevailed. Which appointments were confirmed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Bernhagen moved that the vote whereby S. F. No. 371 failed to pass on March 8, 1973 be now reconsidered. Which motion did not prevail. So the vote was not reconsidered.

RECONSIDERATION

Mr. Chmielewski moved that the vote whereby S. F. No. 421 was passed by the Senate on March 8, 1973 be now reconsidered.

The question being taken on the adoption of the motion of Mr. Chmielewski,

And the roll being called, there were yeas 43 and nays 22, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kirchner	Olhoff	Schrom
Ashbach	Fitzsimons	Kleinbaum	Olson, A. G.	Sillers
Bang	Frederick	Knutson	Olson, H. D.	Stassen
Berg	Hansen, Mel	Kowalczyk	Olson, J. L.	Stokowski
Bernhagen	Hanson, R.	Krieger	O'Neill	Ueland
Blatz	Jensen	Larson	Patton	Wegener
Brown	Josefson	Laufenburger	Perpich, A. J.	Willet
Chmielewski	Keefe, J.	McCutcheon	Pillsbury	
Conzemius	Keefe, S.	Nelson	Renneke	

Those who voted in the negative were:

Arnold	Doty	Lord	Ogdahl	Spear
Borden	Gearty	Milton	Perpich, G.	Thorup
Chenoweth	Hansen, Baldy	Moe	Purfeerst	
Coleman	Humphrey	North	Schaaf	
Davies	Lewis	Novak	Solon	

Which motion prevailed. So the vote was reconsidered.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Chmielewski moved that S. F. No. 421 be returned to the head of General Orders. Which motion prevailed.

Mr. Moe moved that S. F. No. 507, No. 21 on the General Orders be stricken and re-referred to the Committee on Finance. Which motion prevailed.

Mr. Jensen moved to amend the Permanent Rules of the Senate as they appear in the Journal for Thursday, February 8, 1973, Rule 78, by adding after the first paragraph the following:

Each Senator shall also provide the following information:

The total amount of campaign or other contributions of money or property made to himself or any committee organized on his behalf during the period from January 1, 1972 to November 7, 1972, and between November 7, 1972 and the date of filing.

In addition, any such contributions of \$50.00 or more shall be listed showing the contributor and the amount contributed. Contributions shall be deemed to include purchase of tickets for any kind of event.

Which amendment was referred to the Committee on Rules and Administration.

Mr. Coleman, from the Committee on Rules and Administration offered the following resolution:

BE IT RESOLVED, by the Senate, that the following named person be and is hereby appointed to the position hereinafter stated and at the salary heretofore fixed.

Father John J. O'Neill, Chaplain effective March 1, 1973

Mr. Coleman moved the adoption of the foregoing resolution. Which motion prevailed. So the resolution was adopted.

CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate.

The following Senators answered to their names:

Anderson	Doty	Kirchner	Novak	Sillers
Arnold	Dunn	Kleinbaum	Ogdahl	Solon
Ashbach	Fitzsimons	Kowalczyk	Olhoff	Spear
Bang	Frederick	Krieger	Olson, A. G.	Stassen
Berg	Hansen, Baldy	Larson	Olson, H. D.	Stokowski
Bernhagen	Hansen, Mel	Laufenburger	Olson, J. L.	Tennessee
Blatz	Hanson, R.	Lewis	Patton	Thorup
Borden	Hughes	Lord	Perpich, A. J.	Ueland
Brown	Humphrey	McCutcheon	Perpich, G.	Wegener
Chenoweth	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schrom	

The Sergeant-at-Arms was instructed to bring in the absent members.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Coleman moved that H. F. No. 4, No. 59 on the General Orders calendar, be designated as a special order to be heard immediately. Which motion prevailed.

H. F. No. 4: A bill for an act relating to unemployment compensation benefits; disqualification from benefits; exceptions from disqualification; amending Minnesota Statutes 1971, Section 268.09, Subdivision 1.

Mr. Ashbach moved to amend H. F. No. 4, the typewritten bill, as amended, as follows:

Page 3, following line 32, insert the following:

Sec. 2. The union representing the employees in a labor dispute shall submit the items in dispute to binding arbitration. Only in the event that the employer refuses to accept binding arbitration shall unemployment compensation benefits be paid to an employee unemployed by a strike or labor dispute."

The question being taken on adoption of the amendment

And the roll being called, there were yeas 22 and nays 44, as follows:

Those who voted in the affirmative were:

Ashbach	Brown	Jensen	Larson	Sillers
Bang	Dunn	Josefson	McCutcheon	Ueland
Berg	Fitzsimons	Knutson	Olson, H. D.	
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	
Blatz	Hanson, R.	Krieger	Pillsbury	

Those who voted in the negative were:

Anderson	Gearty	Laufenburger	Olhoff	Schrom
Arnold	Hansen, Baldy	Lewis	Olson, A. G.	Solon
Borden	Hansen, Mel	Lord	O'Neill	Spear
Chenoweth	Hughes	Milton	Patton	Stassen
Chmielewski	Humphrey	Moe	Perpich, A. J.	Stokowski
Coleman	Keefe, J.	Nelson	Perpich, G.	Thorup
Conzemius	Keefe, S.	North	Purfeerst	Wegener
Davies	Kirchner	Novak	Renneke	Willet
Doty	Kleinbaum	Ogdahl	Schaaf	

Which motion did not prevail. So the amendment was not adopted.

Mr. O'Neill moved to amend H. F. No. 4, as amended by the Committee on Labor and Commerce, as follows:

Strike the amendment to the typewritten bill, page 5, lines 14 through 16, and insert in lieu thereof the following amendment:

Page 5, strike lines 14 through 16 and insert "(c) unless he is unemployed because of a jurisdictional dispute between two or more unions."

Which motion prevailed. So the amendment was adopted.

H. F. No. 4 was read the third time, as amended.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 60 and nays 6, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Moe	Pillsbury
Arnold	Dunn	Kirchner	Nelson	Purfeerst
Ashbach	Fitzsimons	Kleinbaum	North	Schaaf
Bang	Gearty	Knutson	Novak	Schrom
Blatz	Hansen, Baldy	Kowalczyk	Ogdahl	Solon
Borden	Hansen, Mel	Krieger	Olhoff	Spear
Brown	Hanson, R.	Larson	Olson, A. G.	Stassen
Chenoweth	Hughes	Laufenburger	Olson, H. D.	Stokowski
Chmielewski	Humphrey	Lewis	Olson, J. L.	Thorup
Coleman	Jensen	Lord	O'Neill	Ueland
Conzemius	Josefson	McCutcheon	Perpich, A. J.	Wegener
Davies	Keefe, J.	Milton	Perpich, G.	Willet

Those who voted in the negative were:

Berg	Frederick	Patton	Renneke	Sillers
Bernhagen				

So the bill, as amended, passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Solon moved that the names of Messrs. McCutcheon and Gearty be added as co-authors to S. F. No. 1120. Which motion prevailed.

Mr. Borden moved that the name of Mr. Krieger be added as co-author to S. F. No. 624. Which motion prevailed.

Mr. Borden moved that S. F. No. 309 be withdrawn from the Committee on Governmental Operations. Which motion prevailed.

Mr. Borden moved that S. F. No. 309 be re-referred to the Committee on Labor and Commerce. Which motion prevailed.

THIRD READING OF HOUSE BILLS

H. F. No. 506: A bill for an act relating to highway bridges; inventory and inspection thereof; directing the commissioner of highways to prescribe standards therefor by rule and regulation; amending Minnesota Statutes 1971, Section 165.03, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

H. F. No. 296: A bill for an act relating to Blue Earth county; authorizing county to enter into rental purchase agreements or conditional sales agreements for acquisition of road equipment subject to limitations.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Hughes	Larson	Olson, J. L.
Arnold	Conzemius	Humphrey	Laufenburger	O'Neill
Ashbach	Davies	Jensen	Lord	Patton
Bang	Doty	Josefson	McCutcheon	Perpich, A. J.
Berg	Dunn	Keefe, J.	Moe	Perpich, G.
Bernhagen	Fitzsimons	Keefe, S.	Nelson	Pillsbury
Blatz	Frederick	Kirchner	North	Purfeerst
Borden	Gearty	Kleinbaum	Ogdahl	Renneke
Brown	Hansen, Baldy	Knutson	Olhoft	Schaaf
Chenoweth	Hansen, Mel	Kowalczyk	Olson, A. G.	Schrom
Chmielewski	Hanson, R.	Krieger	Olson, H. D.	Sillers

Solon Spear	Stassen Stokowski	Tennessee Thorup	Ueland Wegener	Willet
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So the bill passed and its title was agreed to.

H. F. No. 315: A bill for an act relating to Blue Earth county; authorizing use of county funds for county extension committee.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

H. F. No. 378: A bill for an act relating to the formation of professional corporations; repealing Minnesota Statutes 1971, Chapter 319.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

H. F. No. 508: A bill for an act relating to the powers of the commissioner of highways; lump sum reimbursement for relocation

of utilities; amending Minnesota Statutes 1971, Section 161.46, Subdivision 3.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	
Doty	Kirchner	Novak	Schrom	

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Thursday, March 15, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

TWENTY-THIRD DAY

St. Paul, Minnesota, Thursday, March 15, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kleinbaum	Novak	Schaaf
Arnold	Dunn	Knutson	Ogdahl	Schrom
Ashbach	Fitzsimons	Kowalczyk	Olhoft	Sillers
Bang	Frederick	Krieger	Olson, A. G.	Solon
Berg	Hansen, Baldy	Larson	Olson, H. D.	Spears
Bernhagen	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Blatz	Hanson, R.	Lewis	O'Neill	Stokowski
Borden	Hughes	Lord	Patton	Tennessee
Brown	Humphrey	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Jensen	Milton	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Conzernius	Keefe, J.	Nelson	Purfeerst	Willet
Davies	Keefe, S.	North	Renneke	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Messrs. Gearty and Kirchner were excused from the Session of today.

Messrs. Blatz and Milton were excused from the Session of today, beginning at 4:00 o'clock p.m. Messrs. Frederick and Pillsbury were excused from the Session of today, beginning at 5:00 o'clock p.m.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

March 12, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

Ilene Jean Atwood, 5413 London Road, Duluth, St. Louis County, has been appointed by me to the State Board of Human Rights, effective the first Monday of January, 1973, for a term expiring the first Monday of January, 1976.

Sincerely,

Wendell R. Anderson, Governor

Which appointment was referred to the Committee on Rules and Administration.

INTRODUCTION OF BILLS

Messrs. Willet, Kleinbaum and Olson, A. G. introduced—

S. F. No. 1207: A bill for an act relating to railroads; regulations; requiring certain equipment on caboose cars; amending Minnesota Statutes 1971, Section 219.56.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Perpich, G. introduced—

S. F. No. 1208: A bill for an act relating to education; variations in assessed valuations; amending Minnesota Statutes 1971, Section 124.802, Subdivision 1.

Which was read the first time and referred to the Committee on Education.

Mr. Ashbach, by request, introduced—

S. F. No. 1209: A bill for an act relating to the claim of Grossman corporation; arising from mutual mistake between the state and Grossman corporation; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Brown introduced—

S. F. No. 1210: A bill for an act relating to the city of Stillwater; firemen's service pensions.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Fitzsimons introduced—

S. F. No. 1211: A bill for an act relating to independent school district No. 447 in Roseau, Marshall and Beltrami counties; providing certain statutory exemptions.

Which was read the first time and referred to the Committee on Education.

Mr. Fitzsimons introduced—

S. F. No. 1212: A bill for an act relating to the claim of Arnold Holte; arising from destruction of livestock by wolves; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Gearty, Pillsbury and Keefe, S. introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Arnold introduced—

S. F. No. 1214: A bill for an act relating to the claim of Richard Pears; arising from negligence of a state veterinarian; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Hughes; Olson, J. L. and Arnold introduced—

S. F. No. 1215: A bill for an act relating to the Minnesota higher education coordinating commission; appropriating money for community service and continuing education projects.

Which was read the first time and referred to the Committee on Education.

Mr. Lord introduced—

S. F. No. 1216: A bill for an act relating to the claim of county of Scott; arising from inadequate appropriations by legislature to reimburse Scott county for probation services rendered to the youth conservation commission; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Lord introduced—

S. F. No. 1217: A bill for an act relating to the claim of county of Carver; arising from inadequate appropriations by legislature to reimburse Carver county for probation services rendered to the youth conservation commission; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Spear introduced—

S. F. No. 1218: A bill for an act relating to the claim of Gladys Davis; arising from negligence of department of natural resources; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. North introduced—

S. F. No. 1219: A bill for an act relating to the claim of R. A. Schoonmaker; arising from accident; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Willet, Lord and Bernhagen introduced—

S. F. No. 1220: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. North introduced—

S. F. No. 1221: A bill for an act relating to the claim of Jose A. Encinas; arising from injuries suffered in athletic activities at the University of Minnesota; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Hughes, Moe and Dunn introduced—

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 community college board; amending Minnesota Statutes 1971, Chapter 136, by adding a section.

Which was read the first time and referred to the Committee on Education.

Messrs. Hughes, Lewis and Knutson introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Spear, Kirchner and Lewis introduced—

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; 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Spear, Conzemius and Tennesen introduced—

S. F. No. 1225: A bill for an act relating to corrections; regulating communication between prisoners and the news media.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Purfeerst and Lewis introduced—

S. F. No. 1226: A bill for an act relating to highway traffic regulations; requiring motor vehicle inspection in the metropolitan area; providing penalties; amending Minnesota Statutes 1971, Section 169.78; repealing Minnesota Statutes 1971, Sections 169.691 and 169.692.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Hansen, Mel; Chenoweth and Stassen introduced—

S. F. No. 1227: A bill for an act relating to the creation of the Minnesota commission on crime prevention and control; establishing its powers and duties.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Hughes, Stassen and Kleinbaum introduced—

S. F. No. 1228: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Kirchner, Blatz and Gearty introduced—

S. F. No. 1229: A bill for an act relating to natural resources; state parks and recreational areas; permits and fees; exempting Fort Snelling Memorial Chapel island from permit and fee requirements; amending Minnesota Statutes 1971, Section 85.05, Subdivision 2.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. North introduced—

S. F. No. 1230: A bill for an act relating to the claim of Robert Whitchurch; arising from assault by a patient at Willmar state hospital; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. North, Knutson and Milton introduced—

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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Hughes, Anderson and O'Neill introduced—

S. F. No. 1232: A bill for an act relating to education; defining gifted pupil; permitting school districts to provide services for gifted pupils.

Which was read the first time and referred to the Committee on Education.

Messrs. Schrom; Hansen, Baldy and Ogdahl introduced—

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.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Ogdahl, Stokowski and Hansen, Mel introduced—

S. F. No. 1234: A bill for 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Kleinbaum, McCutcheon and Hansen, Baldy introduced—

S. F. No. 1235: A bill for an act establishing a Minnesota state racing commission; providing duties and authority; appropriating money; amending Minnesota Statutes 1971, Section 609.75, Subdivision 3.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Borden, Willet and Bernhagen introduced—

S. F. No. 1236: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Laufenburger; Hanson, R. and Thorup introduced—

S. F. No. 1237: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Perpich, G.; Sillers and Anderson introduced—

S. F. No. 1238: A bill for an act relating to inheritance taxes; de-

fining 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Borden, Bang and Hansen, Baldy introduced—

S. F. No. 1239: A bill for an act relating to money; maximum interest rates; exempting certain loans therefrom; amending Minnesota Statutes 1971, Section 334.01.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Hansen, Mel; Frederick and Ashbach introduced—

S. F. No. 1240: A bill for an act relating to elections; providing that names of candidates be rotated on ballots; amending Minnesota Statutes 1971, Section 203.34, Subdivision 1; repealing Minnesota Statutes 1971, Section 203.33, Subdivision 3.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Bernhagen, Patton and Laufenburger introduced—

S. F. No. 1241: A bill for an act relating to taxation; assessment of real property; requiring a petition by voters for reassessment; amending Minnesota Statutes 1971, Section 270.16.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Laufenburger, Larson and Hansen, Baldy introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Borden, Pillsbury and Conzemius introduced—

S. F. No. 1243: A bill for an act relating to education; providing for waiver of tuition for foreign students.

Which was read the first time and referred to the Committee on Education.

Mr. Jensen introduced—

S. F. No. 1244: A bill for an act relating to the city of New Ulm; volunteer firemens pensions.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Tennesen, Kirchner and Perpich, G. introduced—

S. F. No. 1245: A bill for an act relating to public welfare; boarding home care for handicapped children; amending Minnesota Statutes 1971, Section 252.27, Subdivision 1.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Keefe, S.; Brown and Olson, A. G. introduced—

S. F. No. 1246: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Keefe, S. and Laufenburger introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Keefe, S. and Chmielewski introduced—

S. F. No. 1248: A bill for an act relating to taxation; taxes upon real property; establishing a tax credit against the property tax for improvements to certain homesteads to meet building code standards; reimbursement to local governmental units; appropriating money.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Larson introduced—

S. F. No. 1249: A bill for an act authorizing the village of Rush-

ford to establish cartways in the manner prescribed for establishing town roads.

Which was read the first time and referred to the Committee on Local Government.

Mr. Larson introduced—

S. F. No. 1250: A bill for an act relating to courts; providing for retirement benefits for county court judges not learned in the law.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Tennesen, Sillers and Olson, A. G. introduced—

S. F. No. 1251: A bill for an act relating to taxation; credits against income tax; providing for a credit for home maintenance; appropriating money; amending Minnesota Statutes 1971, Chapter 290, by adding sections.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Anderson, Krieger and Doty introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Gearty, Ogdahl and Laufenburger introduced—

S. F. No. 1253: A bill for an act relating to port authorities; authorizing segregation of tax increments in industrial development districts to pay the cost of redevelopment of marginal land therein; amending Minnesota Statutes 1971, Section 458.192, Subdivision 1, and by adding a subdivision.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Hansen, Mel; Olhoft and Brown introduced—

S. F. No. 1254: A bill for an act relating to elections; charging the secretary of state with general supervision of the election laws; appropriating money.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Olhofft introduced—

S. F. No. 1255: A bill for an act relating to state lands; directing conveyance of a certain parcel of land in Otter Tail county.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Milton and Sillers introduced—

S. F. No. 1256: A bill for an act proposing an amendment to the Minnesota Constitution; Article IV, Sections 1, 2, 3, 4, 5, 7, 8, 9, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, and 29; Article V, Section 4; Article IX, Section 6, Subdivision 2; Article XIV, Sections 1 and 2; and repealing Article IV, Sections 6 and 10; providing for a unicameral legislature.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Hansen, Mel; O'Neill and Stassen introduced—

S. F. No. 1257: A bill for an act relating to elections; providing for statewide registration of voters; amending Minnesota Statutes 1971, Sections 201.02; 201.03; 201.04; 201.05; 201.06; 201.07, Subdivisions 1 and 2; 201.11; 201.13; 201.14; 201.15; 201.17, Subdivision 2; 201.20, Subdivision 2; 201.21; 201.22; 201.23; 201.24; 201.25; and 201.33; repealing Minnesota Statutes 1971, Sections 201.261; 201.28; 201.29; 201.30; 201.31; 201.32; and 204.07.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Perpich, A. J. introduced—

S. F. No. 1258: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Borden, Anderson and Willet introduced—

S. F. No. 1259: A bill for an act relating to taxation; providing payments by the state in lieu of taxes with respect to certain publicly held lands; appropriating such payments to certain counties and for forest and park management.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Conzemius, Milton and Kowalczyk introduced—

S. F. No. 1260: A bill for an act relating to public health; chem-

ical dependency and abuse; creating a chemical abuse section and a chemical abuse advisory committee within the department of public welfare; amending Minnesota Statutes 1971, Sections 245.693, Subdivisions 1, 2 and 5; and 245.694, Subdivision 1; repealing Minnesota Statutes 1971, Sections 144.81; 144.82; 144.831; 144.832; 144.833; 144.834; 144.84; 145.699; and 245.695.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Hughes, Jensen and Borden introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Kleinbaum introduced—

S. F. No. 1262: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Kleinbaum and Chenoweth introduced—

S. F. No. 1263: A bill for an act relating to the Minnesota highway patrolmen's retirement association; amending Minnesota Statutes 1971, Section 352B.08, Subdivision 2.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Conzemius introduced—

S. F. No. 1264: 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.

Which was read the first time and referred to the Committee on Local Government.

Mr. Olson, H. D. introduced—

S. F. No. 1265: A bill for an act relating to the claim of Mrs. Beverly Boell; arising from injuries caused by an inmate of St. Peter state hospital; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Stassen introduced—

S. F. No. 1266: A bill for an act relating to the claim of Patrick L. Kelsh; arising from theft of his automobile by an escapee of the state training school for boys; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Coleman introduced—

S. F. No. 1267: A bill for an act relating to the claim of Miss Marie Murphy; arising from wrongful dismissal from employment by University of Minnesota; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Nelson, Spear and Kowalczyk introduced—

S. F. No. 1268: A bill for an act relating to Hennepin county; medical care for the poor; amending Laws 1963, Chapter 738, Section 1, Subdivision 2.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Milton questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Pillsbury introduced—

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, Subdivision 1 and by adding a subdivision; 291.05; and 292.04.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Pillsbury introduced—

S. F. No. 1270: A bill for an act relating to taxation; levying taxes on certain property.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Pillsbury introduced—

S. F. No. 1271: A bill for an act relating to taxation; tax upon open spaces, agricultural and timber lands; repealing Minnesota Statutes 1971, Sections 273.111 and 273.112.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Dunn, Lord and Hansen, Mel introduced—

S. F. No. 1272: A bill for an act relating to commerce; trade regulation; prohibiting the retail sale of certain metal beverage containers; providing penalties.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned:

S. F. Nos. 62, 192, 327, 331 and 438.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned March 12, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. Nos. 370, 9, 11, 160, 241 and 471.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted March 12, 1973

Mr. President:

I hereby announce the adoption by the House of the Joint Rules of the Senate and House of Representatives for the Sixty-Eighth Session, herewith transmitted:

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 12, 1973

Mr. Coleman moved that the Joint Rules of the Senate and House be laid on the table and printed in the Journal. Which motion prevailed.

**JOINT RULES OF THE SENATE
AND HOUSE**

JOINT CONVENTIONS—HOW GOVERNED

Rule 1. The Speaker of the House shall preside at all Conventions of the two branches of the Legislature, and shall call the members to order. The Chief Clerk of the House shall be the Secretary, and the Sergeant at Arms of the House shall be the Sergeant at Arms at the Convention.

DUTIES OF THE PRESIDENT

Rule 2. The President of the Convention shall preserve order and decorum, may speak on all points of order in preference to other members; shall decide questions of order, subject to an appeal to the Convention by any member. He shall rise to put a question, but may state it sitting.

QUESTIONS—HOW STATED

Rule 3. Questions shall be distinctly put in this form, to-wit: "As many as are of the opinion that (as the question may be), say 'Aye'", and after an affirmative vote is expressed, "As many as are of the contrary opinion, say 'No'". If the President doubts, or a division be called, the Convention shall decide—those in the affirmative of the question shall first rise and afterwards those in the negative.

PRESIDENT'S RIGHT TO VOTE

Rule 4. The President shall have the right of voting in all cases except on an appeal from the decisions, and on all questions he shall vote last.

ORDER OF DEBATE

Rule 5. When any member is about to speak or deliver any matter to the Convention, he shall rise and respectfully address himself to "Mr. President," and confine himself to the question under debate and avoid personalities.

Rule 6. Whenever any member is called to order, he shall be seated until the point of order is determined; and if called to order for words spoken in debate the exceptional words shall be reduced in writing immediately.

Rule 7. When two or more members rise at the same time, the President shall name the member who is in order.

Rule 8. No member shall speak more than twice on the same question, without permission of the Convention.

CALL OF THE CONVENTION

Rule 9. Any five members may move a call of the Convention, and require absent members to be sent for, but a call cannot be

made after voting is commenced; and a call being ordered and the absentees noted, the door shall be closed and no member permitted to leave the hall until the report of the Sergeant at Arms be received and acted upon, or further proceedings under the call are suspended by a vote of the majority of all the members of the Convention.

EITHER HOUSE MAY AMEND, ETC.

Rule 10. It shall be in the power of either house to amend any amendment made by the other to any bill or resolution.

BILLS—HOW ENROLLED AND SIGNED

Rule 11. After a bill, memorial, or resolution shall have passed both houses, it shall be duly and carefully enrolled by the enrolling clerk of the house in which it originated. The enrolling clerk of that house shall then obtain the signatures and certificates of the proper officers to the enrolled copies, present the same to the Governor for his approval, and report the date of such presentation to the respective houses.

ELECTIONS BY JOINT CONVENTIONS

Rule 12. Whenever there shall be an election of any officer in Joint Convention, the result shall be certified by the President of the Senate and the Speaker of the House, and by them announced to their respective houses, and shall be entered on the Journal of each and communicated to the Governor by the Secretary of the Convention.

CONFERENCE COMMITTEES

Rule 13. In all cases of disagreement between the Senate and House on amendments, adopted by either house to a bill, memorial, or resolution passed by the other house, a Conference Committee, consisting of not less than three members, nor more than five members from each house, may be requested by either house, and the other house shall appoint a similar committee. The manner of procedure shall be as follows: The Senate, for instance, passes a bill and it is duly transmitted to the House, which body adopts an amendment to the bill and passes the bill as amended, returning the same with the record of the actions of the House, to the Senate; the Senate refuses to concur in the House amendment, asks for a Conference Committee, appoints such a committee on the part of the Senate, and with a record of the action of the Senate, returns the bill to the House; if the House adheres to its amendment, a like committee is appointed on the part of the House. The joint committee shall, at a convenient hour agreed upon, meet and state to each other, verbally or in writing, the reason of their respective houses for or against the disagreement, and confer thereon, and shall report to both houses such agreement as they may arrive at, if any—and if not, the fact of a disagreement. Within seven calendar days after the appointment of

such committee and every seven calendar days thereafter until such time as such committee is discharged, the committee shall report its progress to both houses. The house last having possession of the bill before the conference commences shall first act upon such report, if an agreement is reported, and duly transmit the same with the record of its action thereon to the other house together with the bill. All Conference Committees shall be open to the public. Meetings of Conference Committees shall be announced as far in advance as practicable. Except on the last day during which a bill may be passed in any year, a copy of a report of a Conference Committee shall be placed on the desk of each member of a house in written form twelve hours in advance of action on the report by that house unless the report has been reprinted in the Journal of either house for a preceding day and is available to the members.

EITHER HOUSE MAY RECEDE, ETC.

Rule 14. It shall be in order for either house to recede from any subject or matter of difference existing between the two houses at any time previous to a conference, whether the papers upon which the difference has arisen are before it or not, and a majority shall govern, except in cases otherwise provided in the Constitution; and the question having been put and lost, shall not be again put upon the same day, and a reconsideration thereof shall in all respects be regulated by the rules of the respective houses.

APPROPRIATIONS OF MONEY—HOW MADE

Rule 15. The same bill shall not appropriate public money or property to more than one local or private purpose.

No cause appropriating money for a local or private purpose shall be contained in a bill appropriating money for the State government or public institutions, and all resolutions authorizing the issuing of certificates by the Secretary of the Senate or the Chief Clerk of the House for the payment of money shall be upon the call of "yeas" and "nays."

At least twenty calendar days prior to the adjournment of the Legislature, the Committee on Finance of the Senate and the Committee on Appropriations of the House shall report to their respective houses eight separate appropriation bills as follows:

1. A bill appropriating money for the general administrative and judicial expenses of the State government for the succeeding two fiscal years including salaries, office expenses and supplies and other necessary expenses connected therewith.

2. A bill covering all appropriations relating to public welfare, health and corrections for the support and maintenance of all State penal and charitable institutions, and other institutions of the State except educational for the two succeeding fiscal years.

3. A bill appropriating money for the support and maintenance of all State educational institutions for the two succeeding fiscal years.

4. A bill covering all appropriations providing for the payment of claims against the State of Minnesota which may have been allowed by the Finance Committee of the Senate or the Appropriations Committee of the House.

5. A bill covering all appropriations made to aid in the maintenance of the state or county fairs and other semi-state activities.

6. A bill covering all appropriations for construction and major rehabilitation of public buildings to be financed by issuance of bonds.

7. A bill covering all appropriations for maintenance, repair, and minor rehabilitation and construction of public buildings.

8. A bill covering appropriations for the highway department.

No other appropriations shall be contained in any of said bills but all other appropriations shall be contained in separate bills.

RULES OF JOINT CONVENTION

Rule 16. The Rules of the House shall be the Rules of the Joint Convention of both houses in all cases where the foregoing rules are not applicable.

TITLE OF BILLS SHALL EXPRESS THEIR SUBJECT

Rule 17. The subject of each bill shall be clearly expressed in the title and when a bill is amendatory of an existing act, it shall not be sufficient to refer to the chapter, section or page, but the subject thereof shall be clearly stated.

REPORTS OF INTERIM COMMITTEES AND COMMISSIONS

Rule 18. Except where otherwise specifically provided by law, all reports of interim committees or commissions, to the Legislature, except the permanent Legislative Building Commission, shall be submitted on paper $8\frac{1}{2}''\times 11''$ in size, bound on the left side with three binder holes to fit a standard-size binder for $8\frac{1}{2}''\times 11''$ paper. The forepart of each report shall contain a brief summary of the recommendations of the commission or committee distinct from its findings, discussions, and other portions of its report. Wherever possible, and if the report contains legislative recommendations, copies of any proposed legislation, particularly if extensive in character, shall be attached as an exhibit at the end of each report.

BILLS, MEMORIALS, OR RESOLUTIONS—FORM

Rule 19. Bills, memorials, or resolutions enrolled pursuant to Joint Rule 11, may be prepared for presentation to the Governor on good quality paper, approximately $8\frac{1}{2}''\times 13''$ in size, and may be produced by the use of a copying machine. The enrolled bill shall be labeled "An Act" and otherwise shall contain the same material as the bill passed by the Legislature. Where the enrolled

bill is amendatory of any existing law or constitutional provision, the parts therein shown with a line drawn through them shall be understood as being deleted from the old law or the constitutional provision and the underlined material shall be understood as being added to the old law or the constitutional provision.

DEADLINES

Rule 20. Except for reports from the Senate Committees on Finance and Taxes and Tax Laws, and the House Committees on Appropriations and Taxes, committee reports on bills in the house of origin received after April 28, 1973, for the first year of the biennium, and committee reports on bills originating in the other house received after May 12, 1973, for the first year of the biennium, shall be referred in the Senate to the Committee on Rules and Administration and in the House of Representatives to the Committee on Rules and Legislative Administration for disposition.

SUSPENSION OF JOINT RULES

Rule 21. Either house may suspend the Joint Rules of the Senate and House by a vote of two-thirds of its members.

NO SMOKING

Rule 22. No member of the Joint Convention, or officer of the Joint Convention, or other person, shall be permitted to smoke in the Chamber of the Joint Convention. There shall be no smoking in the visitors section of the gallery during the Joint Convention.

FIRST READING OF HOUSE BILLS

H. F. No. 370: A bill for an act relating to corporations; regulating the organization of certain nonprofit corporations; amending Minnesota Statutes 1971, Sections 317.04, Subdivisions 3 and 7; 317.06; 317.15, Subdivision 2; 317.16, Subdivision 2; 317.20, Subdivision 5; 317.22, Subdivision 7; 317.27, Subdivisions 1, 5 and by adding a subdivision; 317.35; 317.37; and Chapter 317, by adding a section.

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.

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. 160: A bill for an act relating to parks; application of certain laws to the acquisition, establishment, and maintenance of parks by counties; amending Minnesota Statutes 1971, Section 398.31.

H. F. No. 241: A resolution memorializing the Interstate Commerce Commission to review transportation rates for recycled material.

H. F. No. 471: A bill for an act relating to the practice of optometry; providing for the appointment of a lay person to the state board of optometry; providing procedures for the licensing of optometrists; amending Minnesota Statutes 1971, Sections 148.52; 148.57, Subdivisions 1, 2, and 3; 148.58; and 148.59.

Which were read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. Which motion prevailed.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 602: A bill for an act relating to natural resources; Christmas tree dealers permits; repealing Minnesota Statutes 1971, Section 88.649.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. Minnesota Statutes 1971, Section 88.648, is amended to read:

88.648 [FALSE STATEMENT; GROSS MISDEMEANOR; MISDEMEANOR.] Any person who makes any false statement in any application, form, or other statement for the purpose of obtaining any written consent or ~~transportation permit~~ as described in sections 88.641 to 88.644 is guilty of a gross misdemeanor.

Except as otherwise provided in this subdivision, any person who violates any provision of sections 88.641 to 88.647, is guilty of a misdemeanor.

Sec. 2. Minnesota Statutes 1971, Sections 88.643, 88.644, 88.646, and 88.649, are repealed.

Sec. 3. This act is effective January 1, 1974.”

Strike the title and insert in lieu thereof the following:

“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.”

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 626: A resolution memorializing the President and Congress to restore 90 percent of parity price supports for agricultural commodities.

Reports the same back with the recommendation that the resolution do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 655: A bill for an act relating to natural resources; ratifying and affirming the settlement agreement arising from litigation concerning certain rights of the Chippewa Indians which are protected by treaty; prescribing the powers and duties of the commissioner of natural resources in relation to the settlement agreement; amending Minnesota Statutes 1971, Chapter 97, by adding a section.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 702: A bill for an act relating to agriculture; membership of state agricultural society; amending Minnesota Statutes 1971, Section 37.03.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 727: A bill for an act relating to wild animals; authorizing certain restrictions on limits of fish taken, possessed, or transported from Minnesota-Canada boundary waters; amending Minnesota Statutes 1971, Section 97.48, Subdivision 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, after "*but*" and before "*not*" insert "*need*"

Page 1, line 23, strike "*January 1, 1974*" and insert in lieu thereof "*the day following its final enactment*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 807: A bill for an act relating to game and fish; fishing license exemption for senior citizens; amending Minnesota Statutes 1971, Section 98.47, Subdivision 1; repealing Minnesota Statutes 1971, Section 98.47, Subdivision 14.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, after line 14, add a Section to read:

"Sec. 3. This act is effective the day following its final enactment."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 129: A bill for an act relating to actions; litigation costs and fees; authorizing proceedings in forma pauperis.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [PROCEEDINGS IN FORMA PAUPERIS.] Subdivision 1. As used in this section, "proper governing body" means the state of Minnesota or the political subdivision thereof to which the court hearing an in forma pauperis action pays the fees and costs it collects.

Subd. 2. Whenever pursuant to this section the court directs expenses to be paid, the expenses shall be paid by the proper governing body in the same manner as other claims are paid.

Subd. 3. Any court of the state of Minnesota or any political subdivision thereof may authorize the commencement or defense of any civil action, or appeal therein, without prepayment of fees, costs and security for costs by a natural person who makes affidavit stating (i) the nature of the action, defense or appeal, (ii) his belief that he is entitled to redress and (iii) that he is unable to pay the fees, costs and security for costs. If the affidavit is substantially in the language required by this subdivision, the court shall allow the person to proceed in forma pauperis unless the affidavit is found by the court to be untrue.

Subd. 4. Upon order of the court, the clerk and sheriff shall perform their duties without charge to the person proceeding in forma pauperis. The court shall direct payment of the reasonable expense of service of process whether served by a sheriff, private process server or publication.

Subd. 5. If the court finds that a witness, including an expert witness, has evidence material and necessary to the case and is within the state of Minnesota, the court shall direct payment of the reasonable expenses incurred in subpoenaing the witness, if necessary, and in paying the fees and costs of the witness.

Subd. 6. If the court finds that a deposition and transcript thereof is necessary to adequately prepare, present or decide an issue presented by the action, the court shall direct payment of the reasonable expenses incurred in taking the deposition and in obtaining the transcript thereof.

Subd. 7. If the court finds that a transcript of any part or all of the action is necessary to adequately prepare, present or decide an issue presented by the action, the court shall direct the payment of the reasonable expenses incurred in obtaining the transcript.

Subd. 8. In any case on appeal the appellate court shall, upon granting permission to proceed in forma pauperis following application in the manner provided in subdivision 3, direct payment of the reasonable expenses incurred in obtaining the record and reproducing the appellate briefs.

Subd. 9. Upon motion, the court may rescind its permission to proceed in forma pauperis if it finds the allegations of poverty contained in the affidavit are untrue, or if, following commencement of the action, the party becomes able to pay the fees, costs and security for the costs. In such cases, the court may direct the party to pay to the clerk any costs deferred or directed to be paid by the court under this section before allowing the action to proceed.

Subd. 10. Judgment may be rendered for costs at the conclusion of the action as in other cases. In the event any person recovers monies by either settlement or judgment as a result of commencing or defending an action in forma pauperis, the costs deferred and the expenses directed by the court to be paid under this section shall be included in such monies and shall be paid directly to the clerk by the opposing party.

Subd. 11. A person who fraudulently invokes the privilege of this act shall be guilty of perjury and shall, upon conviction thereof, be punished as provided in Minnesota Statutes, Section 609.48.

Subd. 12. The provisions of this section do not replace or supersede remedies otherwise provided by law."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 993: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike all of section 2 and insert:

"Sec. 2. This act is effective the day following its final enactment."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 25, after *"units"* insert *"owned by the mobile home dealer,"*

Page 3, line 26, strike *"an affidavit"* and insert *"a statement"*

Page 3, line 27, strike *"assessor"* and insert *"auditor and treasurer"*

Page 3, line 28, strike *"for the"* and insert *"."*

Page 4, line 1, strike *"present tax year."*

Page 4, after line 2, add a section to read:

"Sec. 4. This act is effective the day following its final enactment."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, after *"any"* insert *"delinquent"*

Page 1, line 18, strike *"upon"* and insert *"the day following its"*

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 990: A bill for an act relating to taxation; providing penalties and interest for nonpayment of tax on petroleum products; amending Minnesota Statutes 1971, Section 296.15, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1006: A bill for an act relating to taxation; providing for use of certain meters by certain users of special fuels; providing a penalty for violation; amending Minnesota Statutes 1971, Section 296.12, by adding a subdivision.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1008: A bill for an act relating to taxation; providing for a method of testing fuel oil; amending Minnesota Statutes 1971, Sections 296.01, Subdivision 4; and 296.05, Subdivision 2.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 405: A bill for an act relating to banks; installment loans; interest; amending Minnesota Statutes 1971, Section 48.153.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, strike "six" and insert "*seven*"

Page 1, strike all of line 28

Page 1, line 29, restore the word "principal"

Page 2, line 2, after "installments." strike "*Provided, however, that*" and strike all of lines 3, 4 and 5.

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 416: A bill for an act relating to intoxicating liquor; fees for licensing sale; amending Minnesota Statutes 1971, Section 340.11, Subdivisions 11 and 14.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 831: A bill for an act relating to public welfare; providing for financial responsibility of nonresident parents of state hospital patients; amending Minnesota Statutes 1971, Section 246.51.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 778: A bill for an act relating to public welfare; extending the duration of foster care and day care licenses; amending Minnesota Statutes 1971, Section 257.101, Subdivision 2.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, after "children" strike the comma and insert "or"

Page 1, line 13, after "parents" strike the comma

Page 1, strike lines 14-19 and insert in lieu thereof "*having sufficient ability to do so, in the above named.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 525: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 18, strike "*all*" and insert "*for travel*"

Page 1, line 20, following the period insert:

"It is the purpose of this act to provide travel expenses only to those volunteers who would otherwise be unable to afford to perform volunteer services. The commissioner shall, in accordance with the administrative procedures act, promulgate rules governing reimbursement of travel expenses."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was re-referred

S. F. No. 160: A bill for an act relating to consumer protection; dating of perishable foods; providing a penalty.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [FINDINGS.] The legislature finds that the public health and safety are threatened and endangered by the sale of stale, aged, and spoiled perishable foods to the public. It further finds that to protect the public health and safety it is necessary to require the dating of certain perishable food as specified in this act.

Sec. 2. [DEFINITIONS.] Subdivision 1. As used in this act, the following terms shall have the meanings ascribed to them.

Subd. 2. "Perishable food" means any food intended for human consumption (other than frozen food or fresh fruit or vegetables), which has a pull date less than 365 calendar days from the date of packaging, or, if unpackaged, from the original display date.

Subd. 3. "Pull date" means any date after which the manufacturer or processor reasonably determines that the product life has expired.

Subd. 4. "Date of packaging" means the date a product is first packaged for retail sale.

Subd. 5. "Original display date" means the date a product is first offered for retail sale.

Subd. 6. "Pre-packaged product" means a product packaged on premises other than the retail store where it is offered for sale.

Subd. 7. "Commissioner" means the commissioner of agriculture or designee.

Sec. 3. [PERISHABLE FOOD REGULATION.] Subdivision 1. No person shall offer for retail sale any perishable food unless the information required by this section is provided. When any date is required, it shall include the month, day, and year. All required dates shall be prominently and legibly displayed. In the case of any pre-packaged or packaged product, any required date shall be labeled on the package. In the case of other products, any required date shall be posted at the place of display.

Subd. 2. [PERISHABLE FOOD GENERALLY.] Unless another date is required pursuant to this section, the required date for all perishable food is the pull date. The labeling or posting of a pull date shall state "use before _____".

Subd. 3. [MEAT, POULTRY, AND FISH.] The required date for fresh meat, poultry, and fish, which is not pre-packaged, is the date of packaging, or the original display date, whichever occurs first.

Subd. 4. The commissioner shall administer and enforce the provisions of this act by regulations adopted pursuant to the administrative procedure act.

Sec. 4. Nothing in this act shall prohibit the sale of perishable foods whose pull date has passed, so long as it is fit for human consumption, is separated from perishable foods whose pull date has not passed, and has been marked in a manner to clearly indicate that it is outdated.

Sec. 5. [PRIMARY RESPONSIBILITY TO LABEL.] Without limiting the effect of section 2, in the case of pre-packaged perishable foods, it shall be the primary responsibility of the packager to affix the labels required by this act.

Sec. 6. [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. 7. [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. 8. [ENFORCEMENT.] In enforcing the provisions of this act, the commissioner may receive complaints and investigate possible violations. The commissioner and his employees shall have 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. 9. [PENALTIES.] Any person injured by a violation of this act may bring a civil action and recover damages, together with costs and disbursements, including reasonable attorney's fees, and receive other equitable relief as determined by the court.

Sec. 10. Nothing in this act shall apply to any sale exempt from a license by the Minnesota Constitution, Article I, Section 18.

Sec. 11. [EFFECTIVE DATE.] This act shall be effective as to all perishable food manufactured or processed on or after October 1, 1973."

Further, amend the title as follows:

On line 2, strike "consumer protection" and insert "public health"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. Minnesota Statutes 1971, Section 98.48, Subdivision 9, is amended to read:

Subd. 9. (a) The commissioner may issue special permits, ~~without~~ *with* fee, to gather or harvest any aquatic plants, or plant parts, other than wild rice from public waters of the state, to transplant any aquatic plants into other public waters, or to destroy any harmful or undesirable aquatic vegetation or organisms in public waters by such means and under such conditions as he may prescribe for protection of such waters and desirable species of fish, vegetation, and other forms of aquatic life therein and for the protection of the public.

(b) *Each application for a permit shall be accompanied by a permit fee when required by a fee schedule established by the commissioner pursuant to rules and regulations adopted after public hearing and published in the manner provided by Minnesota Statutes, Section 97.53. The schedule may provide exemptions from fees, maximum fees not to exceed \$50 per permit based upon the cost of receiving, processing, analyzing and issuing the permit and additional costs which may be imposed subsequent to the application for inspecting and monitoring the activities authorized by the permit. No fee may be imposed on any state or federal governmental agency applying for a permit. All money received pursuant to this subdivision shall be deposited in the general fund.*

(c) *The commissioner shall promulgate, by January 1, 1974, after public hearing and shall publish in the manner provided by Minnesota Statutes, Section 97.53, rules and regulations containing standards and criteria governing the issuance and denial of permits for activities affecting aquatic plants including, but not limited to, provisions to insure that aquatic plant control is consistent with shoreland conservation ordinances and lake management plans and programs, penalties for failure to comply with permit regulations and enforcement procedures.*

Sec. 2. *This act is effective January 1, 1974."*

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, 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.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 908: A bill for an act authorizing the commissioner of natural resources to convey the interests of the state in certain lands in Cass and Carlton counties.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 966: 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; appropriating money; amending Minnesota Statutes 1971, Chapter 85, by adding a section; and Section 176.011, Subdivision 9.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1073: A bill for an act relating to state forest boundaries; amending Minnesota Statutes 1971, Section 89.021, Subdivision 54.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 26, strike "*upon*" and insert in lieu thereof "*the day following its*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 777: A bill for an act relating to education; vocational rehabilitation; contract with federal government; amending Minnesota Statutes 1971, Section 121.30, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, strike "act" and insert "*acts*"

Page 1, line 13, restore the stricken language and delete the new language.

Page 1, line 14, restore the stricken language and delete the new language

Page 1, line 15, restore the stricken language, and before "*92-603*" insert "*and approved October 30, 1972, known as the social security amendments of 1972, being Public Law*"

Page 1, line 17, strike "Public Law" and insert "*those public laws*"

Page 1, line 18, delete "*92-603*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 482: A bill for an act relating to appropriations; providing an annual appropriation for the council on quality education; amending Extra Session Laws 1971, Chapter 31, Article XV, Section 5.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike all the new language in lines 14, 15 and 16.

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 4, line 8, after "yards" and before the period, insert: "*or for the purpose of providing continuity of route*"

Page 4, after line 13, insert:

Sec. 5. "*This act is effective the day following its final enactment.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 932: A bill for an act relating to motor vehicles; registration thereof; prohibiting the registration of certain motorcycles; amending Minnesota Statutes 1971, Section 168.10, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 28, after "*instance*" strike "*unless the*" and insert in lieu thereof: "*except upon proof of transfer from a registered motorcycle dealer or the last registered owner or his lawful assignee of the motor and frame, provided such motor and frame have a manufacturer's original identification or serial number.*"

Page 3, strike all of lines 1 and 2.

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred appointments submitted to the Senate by

His Excellency, Governor Wendell R. Anderson, for confirmation and to be found in the Journal for the 21st day, reports the same back with the recommendation that said appointments be re-referred to the Committee on Governmental Operations.

STATE BOARD OF HUMAN RIGHTS

Leo Adams, 3657 Maryland Avenue North, New Hope, Hennepin County, appointed effective January, 1973, for a term expiring the first Monday of January, 1976.

Mary Lou Hill, 432 Oliver Avenue South, Minneapolis, Hennepin County, appointed effective January, 1973, for a term expiring the first Monday of January, 1976.

Jose Trejo, 841 Delaware Avenue, St. Paul, Ramsey County, appointed effective January, 1973, for a term expiring the first Monday of January, 1976.

Robert Bolle, 205 East Viking Drive, St. Paul, Ramsey County, appointed effective January, 1973, for a term expiring the first Monday of January, 1976.

Duane Korb, 3961 Zarthan Avenue South, Bloomington, Hennepin County, appointed effective January, 1973, for a term expiring the first Monday of January, 1976.

Maria Martinez, 28-3rd Avenue North, Madelia, Watonwan County, appointed effective January, 1973, for a term expiring the first Monday of January, 1976.

Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 836: A bill for an act proposing an amendment to the Minnesota Constitution, Article V, Sections 1, 4 and 5; providing that the secretary of state, auditor and treasurer be appointed.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Governmental Operations. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 856: 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.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Transportation and General Legislation. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

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.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Judiciary. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 947: A bill for an act proposing an amendment to the Minnesota Constitution, repealing Article XV, Section 5; removing the requirement that a state prison be maintained at Stillwater.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Judiciary. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 954: A bill for an act proposing an amendment to the Minnesota Constitution, by adding an article; providing for public policy and private rights relating to environment.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Natural Resources and Agriculture. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 978: A bill for an act proposing an amendment to the Minnesota Constitution by adding an article; permitting the sale of additional bonds for mass transportation and highway purposes.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Transportation and General Legislation. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 1043: A bill for an act relating to the county of Clearwater; authorizing that county to use certain surplus appropriated funds for a feasibility study of a recreation area at First and Second lakes; appropriating money.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Natural Resources and Agriculture. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 1049: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 25; limiting the consecutive terms a person may serve in the legislature.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Transportation and General Legislation. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 1123: A bill for an act relating to taxation; requiring the payment of a two percent gross premium tax by all nonprofit health service plan corporations; amending Minnesota Statutes 1971, Section 60A.15, Subdivision 1.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Labor and Commerce. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 9, 11 and 241 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows: _____

H. F. No. 9 to the Committee on Labor and Commerce.

H. F. No. 11 to the Committee on Judiciary.

H. F. No. 241 to the Committee on Transportation and General Legislation.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred amendment to Rule 78 offered by Mr. Hansen, Baldy, and to be found in the Journal for the 17th day, page 369, reports the same back with the recommendation that the amendment be amended by striking "lines" and inserting "line" and by striking "and 12" and when so amended that the amendment be adopted.

Mr. Coleman moved that the foregoing committee report be laid on the table and printed in the Journal. Which motion prevailed.

Mr. Coleman from the Committee on Rules and Administration, to which was referred amendment to Rule 25 offered by Mr. Hansen, Baldy, and to be found in the Journal for the 17th day, page 369,

Reports the same back with the recommendation that the amendment be adopted.

Mr. Coleman moved that the foregoing committee report be laid on the table and printed in the Journal. Which motion prevailed.

SECOND READING OF SENATE BILLS

S. F. Nos. 626, 655, 702, 727, 877, 993, 501, 1101, 990, 1006, 1008, 405, 415, 416, 831, 778, 721, 160, 475, 476, 908, 1073, 777, 342 and 932 were read the second time.

MOTIONS AND RESOLUTIONS

RECONSIDERATION

Mr. Coleman moved that the vote whereby H. F. No. 4 was passed by the Senate on March 12, 1973, be now reconsidered. Which motion prevailed. So the vote was reconsidered.

With the unanimous consent of the Senate Mr. Coleman moved to amend H. F. No. 4, the printed bill, as follows:

Page 3, after line 32, add the following:

"Sec. 2. This act is effective the day following its final enactment."

Which motion prevailed. So the amendment was adopted.

H. F. No. 4 was read the third time, as amended, and placed on its repassage.

H. F. No. 4: A bill for an act relating to unemployment compensation benefits; disqualification from benefits; exceptions from disqualification; amending Minnesota Statutes 1971, Section 268.09, Subdivision 1.

The question being taken on the repassage of the bill, as amended,

And the roll being called, there were yeas 58 and nays 5, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Knutson	Novak	Schrom
Arnold	Fitzsimons	Kowalczyk	Ogdahl	Sillers
Ashbach	Hansen, Baldy	Krieger	Olhoff	Solon
Bang	Hansen, Mel	Larson	Olson, A. G.	Spear
Blatz	Hanson, R.	Laufenburger	Olson, H. D.	Stassen
Borden	Hughes	Lewis	Olson, J. L.	Stokowski
Brown	Humphrey	Lord	O'Neill	Thorup
Chmielewski	Jensen	McCutcheon	Perpich, A. J.	Ueland
Coleman	Josefson	Milton	Perpich, G.	Wegener
Conzemius	Keefe, J.	Moe	Pillsbury	Willet
Davies	Keefe, S.	Nelson	Purfeerst	
Doty	Kleinbaum	North	Schaaf	

Those who voted in the negative were:

Berg	Bernhagen	Frederick	Patton	Renneke
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So the bill, as amended, was repassed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. McCutcheon moved that the name of Mr. Spear be added as co-author to S. F. No. 958. Which motion prevailed.

Mr. Pillsbury moved that the name of Mr. Renneke be added as co-author to S. F. No. 1269. Which motion prevailed.

Mr. Dunn moved that S. F. No. 82 be taken from the table. Which motion prevailed.

Mr. Dunn moved that the Senate do not concur in the amendments by the House to S. F. No. 82 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate to act with a like Conference Committee to be appointed on the part of the House. Which motion prevailed.

Mr. Milton moved that S. F. No. 767 be withdrawn from the Committee on Governmental Operations. Which motion prevailed.

Mr. Milton moved that S. F. No. 767 be re-referred to the Committee on Health, Welfare and Corrections. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended as to take up General Orders, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Fitzsimons in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Fitzsimons reported that the committee had considered

S. F. No. 421, which the committee recommends to pass with the following amendment offered by Mr. Chmielewski:

Page 1, following line 20, insert:

“Sec. 2. Nothing contained in this act shall be construed as relieving property within the town of Twin Lakes from liability for the payment of taxes spread prior to the effective date of this act. No taxes shall however be spread against such property in years subsequent to the effective date of this act unless a levy is required by a default in the payment of principal or interest on bonds; the payment of which is secured by the full faith and credit of the district as constituted in 1971.”

Page 1, line 21, strike “Sec. 2.” and insert in lieu thereof “Sec. 3.”

Page 1, line 22, strike “and upon”

Page 1, strike line 23

Page 1, line 24, strike "Superior Sanitary District"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 39 and nays 22, as follows:

Those who voted in the affirmative were:

Ashbach	Frederick	Knutson	Olson, H. D.	Schrom
Bang	Hansen, Baldy	Kowalczyk	Olson, J. L.	Sillers
Berg	Hansen, Mel	Krieger	O'Neill	Stokowski
Bernhagen	Hanson, R.	Larson	Patton	Thorup
Blatz	Jensen	Lewis	Perpich, A. J.	Ueland
Brown	Josefson	Nelson	Pillsbury	Wegener
Chmielewski	Keefe, S.	Olhoft	Purfeerst	Willet
Fitzsimons	Kleinbaum	Olson, A. G.	Renneke	

Those who voted in the negative were:

Arnold	Doty	Lord	Ogdahl	Stassen
Borden	Dunn	McCutcheon	Perpich, G.	Tennessee
Coleman	Hughes	Milton	Schaaf	
Conzemius	Humphrey	North	Solon	
Davies	Keefe, J.	Novak	Spear	

Which motion prevailed. So the amendment was adopted.

H. F. Nos. 510 and 564 which the committee recommends to pass.

S. F. No. 597, which the committee recommends to pass with the following amendment offered by Mr. North:

Page 1, line 26, after "colleges," strike "or"

Page 1, line 27, before the semicolon insert ", or meals and lunches served by non-profit organizations to those over 65 years of age or those who are physically disabled"

Mr. Brown moved that S. F. No. 597 be re-referred to the Committee on Taxes and Tax Laws.

The question being taken on adoption of the motion,

And the roll being called, there were yeas 29 and nays 35, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Josefson	McCutcheon	Pillsbury
Bang	Fitzsimons	Keefe, J.	Nelson	Renneke
Berg	Frederick	Knutson	Ogdahl	Sillers
Bernhagen	Hansen, Mel	Kowalczyk	Olson, J. L.	Stassen
Blatz	Hanson, R.	Krieger	O'Neill	Ueland
Brown	Jensen	Larson	Patton	

Those who voted in the negative were:

Anderson	Coleman	Hansen, Baldy	Kleinbaum	Milton
Arnold	Conzemius	Hughes	Laufenburger	Moe
Borden	Davies	Humphrey	Lewis	North
Chmielewski	Doty	Keefe, S.	Lord	Novak

Olhoff	Perpich, A. J.	Schaaf	Spear	Thorup
Olson, A. G.	Perpich, G.	Schrom	Stokowski	Wegener
Olson, H. D.	Purfeerst	Solon	Tennessee	Willett

Which motion did not prevail.

Mr. Nelson moved to amend S. F. No. 597 as follows:

Page 1, line 26, after "universities", insert "*except the university-run restaurants primarily serving professors and teachers,*"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 28 and nays 35, as follows:

Those who voted in the affirmative were:

Bang	Fitzsimons	Keefe, J.	Nelson	Renneke
Berg	Frederick	Knutson	Ogdahl	Sillers
Bernhagen	Hansen, Mel	Kowalczyk	Olson, J. L.	Stassen
Blatz	Hanson, R.	Krieger	O'Neill	Ueland
Brown	Jensen	Larson	Patton	
Dunn	Josefson	McCutcheon	Pillsbury	

Those who voted in the negative were:

Anderson	Doty	Lewis	Olson, A. G.	Solon
Arnold	Hansen, Baldy	Lord	Olson, H. D.	Spear
Borden	Hughes	Milton	Perpich, A. J.	Stokowski
Chmielewski	Humphrey	Moe	Perpich, G.	Tennessee
Coleman	Keefe, S.	North	Purfeerst	Thorup
Conzemius	Kleinbaum	Novak	Schaaf	Wegener
Davies	Laufenburger	Olhoff	Schrom	Willett

Which motion did not prevail. So the amendment was not adopted.

Mr. Ashbach moved to amend S. F. No. 597 as follows:

Page 1, line 23 after "*drinks*" insert "*over \$1 in cost*"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 28 and nays 35, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Josefson	Nelson	Renneke
Bang	Fitzsimons	Keefe, J.	Ogdahl	Sillers
Berg	Frederick	Knutson	Olson, J. L.	Stassen
Bernhagen	Hansen, Mel	Kowalczyk	O'Neill	Ueland
Blatz	Hanson, R.	Krieger	Patton	
Brown	Jensen	Larson	Pillsbury	

Those who voted in the negative were:

Anderson	Doty	Lewis	Olson, A. G.	Solon
Arnold	Hansen, Baldy	McCutcheon	Olson, H. D.	Spear
Borden	Hughes	Milton	Perpich, A. J.	Stokowski
Chmielewski	Humphrey	Moe	Perpich, G.	Tennessee
Coleman	Keefe, S.	North	Purfeerst	Thorup
Conzemius	Kleinbaum	Novak	Schaaf	Wegener
Davies	Laufenburger	Olhoff	Schrom	Willett

Which motion did not prevail. So the amendment was not adopted.

The question being taken on the committee recommendation,

And the roll being called, there were yeas 35 and nays 29, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Lord	Olson, A. G.	Solon
Arnold	Hughes	McCutcheon	Olson, H. D.	Spear
Borden	Humphrey	Milton	Perpich, A. J.	Stokowski
Chmielewski	Keefe, S.	Moe	Perpich, G.	Tennessee
Coleman	Kleinbaum	North	Purfeerst	Thorup
Conzemius	Laufenburger	Novak	Schaaf	Wegener
Davies	Lewis	Olhoff	Schrom	Willet

Those who voted in the negative were:

Ashbach	Dunn	Jensen	Larson	Pillsbury
Bang	Fitzsimons	Josefson	Nelson	Renneke
Berg	Frederick	Keefe, J.	Ogdahl	Sillers
Bernhagen	Hansen, Baldy	Knutson	Olson, J. L.	Stassen
Blatz	Hansen, Mel	Kowalczyk	O'Neill	Ueland
Brown	Hanson, R.	Krieger	Patton	

Which motion prevailed. So the Committee recommends S. F. No. 597 to pass.

And then, on motion of Mr. Fitzsimons, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

RECESS

Mr. Coleman moved that the Senate do now recess subject to the call of the President. Which motion prevailed.

After a brief recess, the President called the Senate to order.

APPOINTMENTS

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 82, pursuant to the request of the Senate.

Messrs. Milton, Dunn, O'Neill.

Mr. Davies moved that the foregoing appointments be approved. Which motion prevailed.

RECESS

Mr. Coleman moved that the Senate do now recess until 4:00 o'clock p.m. Which motion prevailed.

The hour of 4:00 o'clock p.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

Mr. Hansen, Baldy imposed a Call of the Senate. The following Senators answered to their names:

Anderson	Fitzsimons	Kowalczyk	Olson, A. G.	Solon
Arnold	Frederick	Krieger	Olson, J. L.	Spear
Berg	Hansen, Baldy	Lewis	O'Neill	Stokowski
Bernhagen	Hansen, Mel	Lord	Patton	Tennessee
Brown	Hanson, R.	McCutcheon	Perpich, A. J.	Thorup
Coleman	Hughes	Moe	Perpich, G.	Ueland
Conzemius	Humphrey	North	Pillsbury	Wegener
Davies	Josefson	Novak	Purfeerst	Willet
Doty	Keefe, J.	Ogdahl	Renneke	
Dunn	Kleinbaum	Olhoff	Schrom	

The Sergeant-at-Arms was instructed to bring in the absent members.

MEMBERS EXCUSED

Mr. North was excused from the balance of today's Session. Mr. O'Neill was excused at 4:15 o'clock p.m. Mr. Bang was excused at 5:00 o'clock p.m.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended as to revert to Messages from the House, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

MESSAGE FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House Files herewith transmitted: H. F. Nos. 548, 657, 730, and 901.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted March 15, 1973

MESSAGE FROM THE HOUSE

Mr. President:

I have the honor to announce the adoption by the House of the following House Concurrent Resolution, herewith transmitted:

House Concurrent Resolution No. 8: A house concurrent resolution expressing congratulations to the athletic staff and football team of Minneapolis Washburn High School.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted March 15, 1973

Which was referred to the Committee on Rules and Administration.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended as to revert to First Reading of House Bills, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

FIRST READING OF HOUSE BILLS

H. F. No. 548: A bill for 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. 657: A bill for an act relating to certain cities and villages; per diem of members of governing bodies; amending Minnesota Statutes 1971, Section 415.10.

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.

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 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.

Which were read the first time and referred to the Committee on Rules and Administration.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended as to revert to Reports of Committees, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 548, 730 and 901 for comparison to companion Senate Files, reports the following House Files were found to have no com-

panion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. Nos. 548 and 901 to the Committee on Judiciary.

H. F. No. 730 to the Committee on Metropolitan and Urban Affairs.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Keefe, S. moved that the name of Mr. Keefe, J. be added as co-author to S. F. No. 1248. Which motion prevailed.

Mr. Pillsbury moved that the name of Mr. Moe be added as co-author to S. F. No. 1269. Which motion prevailed.

Mr. Kleinbaum moved that the name of Mr. Dunn be added as co-author to S. F. No. 233. Which motion prevailed.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Fitzsimons in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Fitzsimons reported that the committee had considered S. F. Nos. 436, 544, 20, 756, 817, 816, 485, 213, and 758 which the committee recommends to pass also H. F. Nos. 271, 56, 572 which the committee recommends to pass.

S. F. No. 233, which the committee recommends to pass with the following amendment offered by Mr. Kleinbaum:

Page 2, line 24, after "children." add "*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.*"

H. F. No. 65, which the committee recommends to pass with the following amendment offered by Mr. Ogdahl:

Page 1, line 8, after "indirectly," insert "*during his hours of employment solicit or receive funds, or at any time*"

S. F. No. 745, which the committee recommends to pass with the following amendment offered by Mr. Ueland:

Strike all of Section 1 and renumber the sections accordingly.

H. F. No. 461 which the committee recommends to pass, subject to the following motion:

Mr. Willet moved that the amendment made to H. F. No. 461 by the Committee on Rules and Administration in the report adopted

March 8, 1973 pursuant to Rule 49 be stricken. Which motion prevailed. So the amendment was stricken.

And then, on motion of Mr. Fitzsimons, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Monday, March 19, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

TWENTY-FOURTH DAY

St. Paul, Minnesota, Monday, March 19, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

CALL OF THE SENATE

Mr. Olson, J. L. imposed a Call of the Senate. The following Senators answered to their names:

Anderson	Fitzsimons	Kleinbaum	Ogdahl	Schrom
Bang	Frederick	Knutson	Olson, A. G.	Sillers
Berg	Gearty	Kowalczyk	Olson, J. L.	Spear
Blatz	Hansen, Baldy	Krieger	O'Neill	Tennessee
Borden	Hansen, Mel	Laufenburger	Patton	Thorup
Coleman	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Conzemius	Humphrey	Lord	Perpich, G.	Wegener
Davies	Josefson	Milton	Pillsbury	Willet
Doty	Keefe, S.	Moe	Renneke	
Dunn	Kirchner	Novak	Schaaf	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kirchner	North	Renneke
Arnold	Dunn	Kleinbaum	Novak	Schaaf
Bang	Fitzsimons	Knutson	Ogdahl	Schrom
Berg	Frederick	Kowalczyk	Olhoft	Sillers
Bernhagen	Gearty	Krieger	Olson, A. G.	Solon
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Spear
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Brown	Hanson, R.	Lewis	O'Neill	Stokowski
Chenoweth	Humphrey	Lord	Patton	Tennessee
Chmielewski	Jensen	McCutcheon	Perpich, A. J.	Thorup
Coleman	Josefson	Milton	Perpich, G.	Ueland
Conzemius	Keefe, J.	Moe	Pillsbury	Wegener
Davies	Keefe, S.	Nelson	Purfeerst	Willet

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Messrs. Ashbach and Hughes were excused from the Session of today. Mr. McCutcheon was excused from the Session of today, beginning at 1:00 o'clock p.m. Mr. Knutson was excused from the Session of today, beginning at 1:30 o'clock p.m.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

March 15, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

Earl B. Gustafson, 1818 East Third Street, Duluth, St. Louis County, has been appointed by me to the Tax Court, effective March 14, 1973, for a term expiring March 1, 1979.

Sincerely,

Wendell R. Anderson, Governor

Which appointment was referred to the Committee on Rules and Administration.

The Honorable Alec Olson
President of the Senate
State of Minnesota

March 15, 1973

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

James R. Heltzer, 3857 Brookview Drive, St. Louis Park, Hennepin County, has been appointed by me as Commissioner of Economic Development, effective March 14, 1973, for a term expiring January 1, 1975.

Sincerely,

Wendell R. Anderson, Governor

Which appointment was referred to the Committee on Rules and Administration.

The Honorable Martin O. Sabo, Speaker
of the House of Representatives

The Honorable Alec G. Olson, President
of the Senate

Sir:

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:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
	562	Chapter 21	March 15, 1973	March 15, 1973
	558	Chapter 22	March 15, 1973	March 15, 1973

Sincerely,
Arlen Erdahl
Secretary of State

INTRODUCTION OF BILLS

Messrs. Laufenburger, Larson and Schrom introduced—

S. F. No. 1273: A bill for an act relating to sales and use tax; exemption for privately owned school buses used exclusively for the transportation of public or private school students from the sales tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Nelson; Olson, A. G. and Perpich, G. introduced—

S. F. No. 1274: A bill for an act relating to credit life insurance; regulating its use; providing a penalty; amending Minnesota Statutes 1971, Sections 62B.08, Subdivision 2, and by adding a subdivision; and 62B.11.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Nelson, Davies and Anderson introduced—

S. F. No. 1275: A bill for an act relating to commerce; requiring creditors to furnish an annual statement of credit charges paid; providing penalties.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Nelson, Lewis and Schaaf introduced—

S. F. No. 1276: A bill for an act relating to weights and measures; creating a Minnesota metric conversion commission; appropriating money.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Humphrey, Ogdahl and Tennessen introduced—

S. F. No. 1277: A bill for an act relating to child welfare; powers and duties of county welfare boards; authorizing all county wel-

fare boards to compel certain persons to pay child support; amending Minnesota Statutes 1971, Section 393.07, Subdivision 9.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Conzemius introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Schaaf, McCutcheon and Anderson introduced—

S. F. No. 1279: A bill for an act relating to highway traffic regulations; consumption or possession of certain liquor in vehicles using public highways; prescribing penalties; amending Minnesota Statutes 1971, Section 169.122, Subdivision 4.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Sillers introduced—

S. F. No. 1280: A bill for an act relating to the claim of Bill Ulman; arising from payment of interest on taxes mistakenly paid to the state of North Dakota; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Olhoft; Hanson, R. and Wegener introduced—

S. F. No. 1281: A bill for an act relating to natural resources; authorizing conveyance or release of rights of way or easements.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Perpich, A. J.; Bang and Conzemius introduced—

S. F. No. 1282: A bill for an act relating to taxation; exempt property; providing that property exempt from taxation shall be taxed in full for the year in which it is sold or otherwise loses its exempt status; amending Minnesota Statutes 1971, Section 272.02, by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Borden, Dunn and Milton introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Borden introduced—

S. F. No. 1284: A bill for an act relating to the claim of March Hyatt; arising from loss of crop to deer; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Schaaf; Hansen, Mel and McCutcheon introduced—

S. F. No. 1285: A bill for an act relating to highway traffic regulations; chemical tests for intoxication; prescribing penalties for persons operating a motor vehicle under the influence of drugs or alcoholic beverages and requiring the revocation of the driver's license under certain circumstances; amending Minnesota Statutes 1971, Sections 169.121, Subdivisions 1, 3 and 4; 169.123, Subdivisions 2, 4 and 6; and 171.17.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Schrom introduced—

S. F. No. 1286: A bill for an act relating to the claim of Byron Huston; arising from theft of automobile by escapee of Minnesota home school; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Willet, Josefson and Borden introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Conzemius, Coleman and Krieger introduced—

S. F. No. 1288: A bill for an act relating to educational television broadcast; appropriating money.

Which was read the first time and referred to the Committee on Finance.

Mr. Davies questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Willet, Fitzsimons and Lord introduced—

S. F. No. 1289: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Schaaf; Hansen, Mel and Humphrey introduced—

S. F. No. 1290: A bill for an act relating to highway traffic regulation; driving under the influence of alcoholic beverages and drugs; preliminary testing; medical treatment; chemical testing; procedures; hearing; conditions upon issuance of limited license; impounding of registration plates; special registration plates; and providing penalties; amending Minnesota Statutes 1971, Sections 169.121; 169.123, Subdivisions 2, 4 and 6; 168.041, Subdivisions 3 and 6; and 171.30, Subdivision 2.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Hansen, Mel; Schaaf and Dunn introduced—

S. F. No. 1291: A bill for an act relating to highway traffic regulations; driving under the influence of narcotic drugs or alcoholic beverages; prescribing penalties; amending Minnesota Statutes 1971, Section 169.121, Subdivisions 1, 3 and 4.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Knutson, Kowalczyk and Kleinbaum introduced—

S. F. No. 1292: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Kleinbaum, Ueland and Schaaf introduced—

S. F. No. 1293: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Coleman; Keefe, J. and Olson, H. D. introduced—

S. F. No. 1294: A bill for an act relating to radioactive pollution and energy generation; establishing a moratorium on certain new fission nuclear fuel production, fabrication, enrichment, reprocessing, utilization or disposal facilities.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Conzemius and Milton introduced—

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 a section; repealing Minnesota Statutes 1971, Section 309.176; and Laws 1971, Chapter 680, Section 2.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Bang; Olson, A. G. and Hansen, Baldy introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Willet, Pillsbury and Lord introduced—

S. F. No. 1297: A bill for an act relating to probate proceedings; basis for attorneys fees; amending Minnesota Statutes 1971, Section 525.515.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Berg; Olson, J. L. and Purfeerst introduced—

S. F. No. 1298: A bill for an act relating to agriculture; appropriating funds to the department of agriculture for agricultural products promotion.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Coleman, Doty and Thorup introduced—

S. F. No. 1299: A bill for an act relating to workmen's compensation for farm laborers; amending Minnesota Statutes 1971, Sections 176.011, by adding subdivisions; 176.041, Subdivision 1, and 176.051.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Lewis; Keefe, J. and Tennesen introduced—

S. F. No. 1300: A bill for an act relating to taxation; relieving municipalities from delinquent tax and penalty liability on property acquired for open space purposes; amending Minnesota Statutes 1971, Section 272.68, by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Lewis, Lord and Ueland introduced—

S. F. No. 1301: A bill for an act relating to education, teachers; termination of a teaching contract after probationary period; amending Minnesota Statutes 1971, Section 125.12, Subdivision 4.

Which was read the first time and referred to the Committee on Education.

Messrs. Borden; Olson, J. L. and Conzemius introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Conzemius, Solon and Stassen introduced—

S. F. No. 1303: A bill for an act relating to education; the function of the principal in the public schools in the state of Minnesota; amending Minnesota Statutes 1971, Section 123.34, by adding a subdivision.

Which was read the first time and referred to the Committee on Education.

Messrs. Blatz; Perpich, A. J. and Larson introduced—

S. F. No. 1304: A bill for an act relating to branch banking; providing for exemption of cash dispensing machines; amending Minnesota Statutes 1971, Section 48.34.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Conzemius, Stassen and Lewis introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Knutson, Conzemius and Stassen introduced—

S. F. No. 1306: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Pillsbury introduced—

S. F. No. 1307: A bill for an act proposing an amendment to the Minnesota Constitution; Article IV, Sections 1, 2, 3, 4, 5, 7, 8, 9, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, and 29; Article V, Section 4; Article IX, Section 6, Subdivision 2; Article XIV, Sections 1 and 2; and repealing Article IV, Sections 6 and 10; providing for a unicameral legislature.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Moe; Olson, J. L. and Perpich, A. J. introduced—

S. F. No. 1308: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Brown, Coleman and Keefe, S. introduced—

S. F. No. 1309: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Conzemius, Larson and Laufenburger introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Hansen, Baldy; Ogdahl and Coleman introduced—

S. F. No. 1311: A bill for an act relating to retirement; establishing a department of retirement under a commissioner appointed by the governor; providing for the administration of various retirement systems, funds, and associations by the department; amending Minnesota Statutes 1971, Sections 352.03, Subdivisions 1, 4, 6, 7, 10, 11, and 12; 352A.04, Subdivisions 1, 2, and 3; 352B.03, Subdivision 1; 353.03, Subdivision 1; and 354.06, Subdivisions 1, and 3; repealing Minnesota Statutes 1971, Sections 352.03, Subdivisions 2, 3, and 5; 352A.04, Subdivision 4; 353.03, Subdivisions 2, 3, and 4; 354.05, Subdivision 6; and 354.06, Subdivisions 2, 4, 5, and 7.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Lord, Ogdahl and Borden introduced—

S. F. No. 1312: A bill for an act establishing a state environmental policy.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Ashbach and Milton introduced—

S. F. No. 1313: A bill for an act relating to the construction, maintenance and repair of county ditches in Ramsey county; repealing Laws 1957, Chapter 682.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Blatz, Kirchner and Bang introduced—

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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Blatz, Kirchner and Bang introduced—

S. F. No. 1315: A bill for an act relating to the city of Bloomington; providing reimbursement to the city for the cost of platting land for the Normandale state junior college; and appropriating funds for special assessments levied by the city against property of the college.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Hansen, Baldy; Olson, J. L. and Novak introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Hansen, Baldy; O'Neill and Coleman introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Hansen, Baldy and Thorup introduced—

S. F. No. 1318: A bill for an act relating to insurance; prohibiting the issuance of certain policies purporting to limit or decrease coverage on account of other policies carried by the insured; amending Minnesota Statutes 1971, Sections 62A.03, by adding a subdivision; and 62C.14, by adding a subdivision.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Sillers, Kleinbaum and Ueland introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Kleinbaum and Coleman introduced—

S. F. No. 1320: A bill for an act relating to the state highway patrol; discharge of patrolman; chief assistant supervisor not be removed without cause; amending Minnesota Statutes 1971, Section 299D.03, Subdivision 12.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Milton, Moe and Tennesen introduced—

S. F. No. 1321: A bill for an act relating to welfare; providing for continued funding for day care of children under certain circumstances; appropriating money.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Conzemius; Keefe, J. and Olson, A. G. introduced—

S. F. No. 1322: A bill for an act authorizing municipalities to create development districts within their 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; 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.

Which was read the first time and referred to the Committee on Local Government.

Mr. Chenoweth questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Arnold introduced—

S. F. No. 1323: A bill for an act relating to the claim of Joe Mystic; arising from injury to a cow by veterinarian of the live-stock sanitary board; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Olson, A. G.; Laufenburger and Bang introduced—

S. F. No. 1324: A bill for an act relating to certificates of election in cities; amending Minnesota Statutes 1971, Section 205.14, Subdivision 3.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Hughes introduced—

S. F. No. 1325: A bill for an act relating to the claim of John V. Capaul; arising from legal expense incurred to enforce his legal rights; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Hughes; Olson, J. L. and Chenoweth introduced—

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; appropriating money.

Which was read the first time and referred to the Committee on Education.

Mr. Olson, A. G. introduced—

S. F. No. 1327: A bill for an act relating to natural resources; directing the release of certain easements and conveyance of certain land in Kandiyohi county.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 399:

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.

And the House respectfully requests that a Conference Committee of three members be appointed thereon:

Messrs. Faricy, Munger and Stangeland have been appointed as such committee on the part of the House.

House File No. 399 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted March 15, 1973

Mr. Coleman moved that the foregoing Message From the House be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H. F. No. 656.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted March 15, 1973

FIRST READING OF HOUSE BILLS

H. F. No. 656: A bill for an act relating to the cities of Mankato and North Mankato; authorizing tax levy for musical entertainment.

Which was read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. Which motion prevailed.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

H. F. No. 270: A bill for an act relating to towns; eliminating the association dues limitation; amending Minnesota Statutes 1971, Section 366.01, Subdivision 3.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 922: A bill for an act relating to Itasca county; providing for organization of county welfare board and county hospital board in accordance with Minnesota Statutes.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 994: A bill for an act relating to courts; increasing salary of judge of Tower municipal court; amending Minnesota Statutes 1971, Section 488.21, Subdivision 2.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1012: A bill for an act relating to the town of Breitung in the county of St. Louis; conferring certain village powers on said town.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 787: A bill for an act relating to the city of Hastings; authorizing it to contract with the United States for the control of flood, to acquire property for such purposes, to issue bonds to pay the city's share of the costs, and to assess all or a portion of the city's share of the cost to benefitted property.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, before "The" insert "With the approval of the department of Natural Resources,"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1099: A bill for an act relating to taxation; sales and use tax; exempting purchases by certain senior citizen organizations; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 7, line 15, strike "*upon*" and insert "*the day following its*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1138: A bill for an act relating to taxation; providing that county auditors shall furnish abstract of tax list to certain state officials; amending Minnesota Statutes 1971, Section 275.29.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 21, add a section to read:

"Sec. 2. *This act shall be effective the day following its final enactment.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1137: A bill for an act relating to taxation; providing for the disposition of seized untaxed cigarettes; amending Minnesota Statutes 1971, Section 297.08, Subdivision 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 17, strike "*upon final passage and approval*" and insert "*the day following its final enactment*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1192: A bill for an act relating to taxation; providing for a tax on certain deeds; amending Minnesota Statutes 1971, Section 287.21.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1194: A bill for an act relating to taxation; tax lists; extension of taxes; amending Minnesota Statutes 1971, Section 275.28, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1204: A bill for 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 19, strike "*upon final passage and approval*" and insert "*the day following its final enactment*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

H. F. No. 224: A bill for an act relating to witnesses; prohibiting disclosure by chiropractors of certain information obtained in a

professional capacity; amending Minnesota Statutes 1971, Section 595.02.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, strike the second "a"

Page 1, line 17, strike the first "or", after "technician," insert "*medical technologist, laboratory assistant*"

Page 1, line 25, after "technician" insert "*, medical technologist, laboratory assistant*"

Page 2, line 6, after "technician" insert "*, medical technologist, laboratory assistant*"

Page 2, line 12, strike "and"

Page 2, line 13, strike "interpretation"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1187: A bill for an act relating to handicapped persons; authorizing the use of rubber stamps as the legal signatures of such persons; amending Minnesota Statutes 1971, Section 645.44, Subdivision 14.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, at the end thereof insert "(a)"

Page 1, line 13, after the comma insert "(b)"

Page 1, line 14, after the comma insert "(i)"

Page 1, line 15, after "or" insert "*, (ii)*"

Page 1, line 18, after "person" insert "*and affixed in his presence*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 466: A bill for an act appropriating money annually to the regents of the University of Minnesota for research by the Hormel Institute, a division of the university at Austin, Minnesota.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 725: A bill for an act relating to drivers' licenses; instruction permits valid for one year in certain cases; amending Minnesota Statutes 1971, Section 171.05, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 733: A bill for an act relating to drivers' licenses; application and fees therefor; suspension thereof; amending Minnesota Statutes 1971, Section 171.06, Subdivisions 1, 2 and 4; 171.13, Subdivision 5; and 171.18; repealing Minnesota Statutes 1971, Section 171.16, Subdivision 4.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 10, delete "\$6" and insert in lieu thereof "\$5"; delete "\$11" and insert in lieu thereof "\$10" and delete "\$16" and insert in lieu thereof "\$15"

Line 11, delete "6" and insert in lieu thereof "5"; delete "11" and insert in lieu thereof "10" and delete "16" and insert in lieu thereof "15"

Line 14, strike the entire line.

Page 3, line 2, after "application." insert "*To cover all expenses involved in receiving, accepting or forwarding to the department applications and fees, the state office may charge 50 cents for each application for an instruction permit, duplicate license, driver license or restricted license; such additional fee shall also be forwarded to the department.*"

Line 4, strike "or"

Line 5, strike "state office". Strike "50 cents" and insert in lieu thereof "*a county fee of one dollar*"

Line 7, strike "such 50 cents to" and insert "*the county fee of one dollar shall*"

Line 20, strike "for"

Strike lines 21 through 25, and insert "*that an agent may retain one-half of the one dollar county fee to cover his expenses involved in receiving, accepting or forwarding the applications and fees.*"

Line 26, strike "*application.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred

H. F. No. 307 for comparison to companion Senate Files, reports the following House File was found not identical with its companion Senate File as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
307	350				

Pursuant to Rule 49 the Committee recommends that H. F. No. 307 be amended as follows:

Page 1, line 11, after "any" delete "areas" and insert in lieu thereof "area"

Page 1, line 13, delete "who has filed" and insert in lieu thereof "for public office or to one engaged in campaigning authorized by a"

Page 1, delete line 14

Page 1, line 21, after "room" delete " , mobile home"

Page 2, line 1, after "reasonable" delete "number of" and insert in lieu thereof "hours, reasonable number of persons,"

Page 2, line 2, delete "persons, reasonable hours"

Page 2, line 11, after "violations" insert "or threatened violations"

Page 2, line 16, strike the comma and insert in lieu thereof a period

Page 2, line 16, delete "provided the court shall"

Page 2, delete all of lines 17 through 23

And when so amended, H. F. No. 307 will be identical to S. F. No. 350 and further recommends that H. F. No. 307 be given its second reading and substituted for S. F. No. 350 and S. F. No. 350 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 160, 370, 471, 656 and 657 for comparison to companion Senate Files, reports the following House Files were found

identical and recommends the House Files be given their Second Reading and substituted for their companion Senate Files as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
160	93				
370	366				
471	458				
657	565				

and that the above Senate Files be indefinitely postponed.

H. F. No. 656 was found to have no companion Senate File on Senate Calendars and was recommended to be re-referred to the Committee on Local Government.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 922, 994, 1012, 787, 1099, 1138, 1137, 1192, 1194, 1204, 1042, 690, 1187, 725 and 733 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 270, 224, 307, 160, 370, 471 and 657 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Conzemius moved that the report from the Committee on Health, Welfare and Corrections reported March 8, 1973, pertaining to appointments be taken from the table. Which motion prevailed.

Mr. Conzemius moved that the foregoing report be now adopted. Which motion prevailed.

CONFIRMATION

Mr. Conzemius moved that in accordance with the report from the Committee on Health, Welfare and Corrections, reported March 8, 1973, the Senate having advised with, do now consent to and confirm the appointment of:

COMMISSIONER OF CORRECTIONS

Ken Schoen, 911 Southwest 11th Street, Rochester, Olmstead County, appointed effective January 29, 1973, for a term expiring the first Monday of January, 1975.

Which motion prevailed. Which appointment was confirmed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Schaaf moved that S. F. No. 485, No. 13 on the Calendar be stricken and placed at the head of General Orders. Which motion prevailed.

CALL OF THE SENATE

Mr. Hansen, Baldy imposed a Call of the Senate. The following Senators answered to their names:

Anderson	Fitzsimons	Krieger	Olson, A. G.	Solon
Arnold	Frederick	Larson	Olson, H. D.	Spear
Bang	Gearty	Laufenburger	Olson, J. L.	Stassen
Berg	Hansen, Baldy	Lewis	O'Neill	Stokowski
Bernhagen	Hansen, Mel	Lord	Patton	Tennessee
Blatz	Humphrey	McCutcheon	Perpich, A. J.	Thorup
Borden	Jensen	Milton	Perpich, G.	Ueland
Brown	Josefson	Moe	Pillsbury	Wegener
Chmielewski	Keefe, S.	Nelson	Purfeerst	Willet
Coleman	Kirchner	North	Renneke	
Davies	Kleinbaum	Novak	Schaaf	
Doty	Knutson	Ogdahl	Schrom	
Dunn	Kowalczyk	Oihoft	Sillers	

The Sergeant-at-Arms was instructed to bring in the absent members.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Hansen, Baldy moved that the report from the Committee on Rules and Administration pertaining to an amendment to Rule 25, reported March 15, 1973 be taken from the table. Which motion prevailed.

Mr. Hansen, Baldy moved that the foregoing committee report be adopted. Which motion prevailed.

Mr. Hansen, Baldy moved the adoption of the amendment to Rule 25:

“No member may vote on any question unless he is at his seat in the chamber.”

Which motion prevailed. So the amendment was adopted.

Mr. Hansen, Baldy moved that the report from the Committee on Rules and Administration pertaining to an amendment to Rule 78, reported March 15, 1973 be taken from the table. Which motion prevailed.

Mr. Hansen, Baldy moved that the foregoing committee report be adopted. Which motion prevailed.

Mr. Hansen, Baldy moved the adoption of the amendment to Rule 78:

On line 9 of rule 78, strike “shall” and insert in lieu thereof “may”

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 23 and nays 42, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Larson	Pillsbury	Ueland
Arnold	Davies	Laufenburger	Purfeerst	Wegener
Berg	Hansen, Baldy	Novak	Schrom	Willet
Blatz	Kleinbaum	Olson, H. D.	Sillers	
Chmielewski	Krieger	Olson, J. L.	Thorup	

Those who voted in the negative were:

Bang	Frederick	Kirchner	North	Schaaf
Bernhagen	Gearty	Knutson	Ogdahl	Solon
Borden	Hansen, Mel	Kowalczyk	Olhoft	Spear
Brown	Hanson, R.	Lewis	Olson, A. G.	Stassen
Chenoweth	Humphrey	Lord	O'Neill	Stokowski
Conzemius	Jensen	McCutcheon	Patton	Tennessee
Doty	Josefson	Milton	Perpich, A. J.	
Dunn	Keefe, J.	Moe	Perpich, G.	
Fitzsimons	Keefe, S.	Nelson	Renneke	

Which motion did not prevail. So the amendment was not adopted.

Mr. Dunn moved that the name of Mr. Ashbach be stricken and that the name of Mr. Lord be added as co-author to S. F. No. 504. Which motion prevailed.

Mr. Perpich, G. moved that the name of Mr. Perpich, A. J. be added as co-author to S. F. No. 1208. Which motion prevailed.

THIRD READING OF SENATE BILLS

S. F. No. 421: A bill for an act relating to the Western Lake Superior Sanitary District; territory included therein; amending Laws 1971, Chapter 478, Section 2, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 47 and nays 16, as follows:

Those who voted in the affirmative were:

Anderson	Hansen, Baldy	Kowalczyk	Olson, H. D.	Sillers
Bang	Hansen, Mel	Krieger	Olson, J. L.	Stassen
Berg	Hanson, R.	Larson	O'Neill	Stokowski
Bernhagen	Jensen	Laufenburger	Patton	Thorup
Blatz	Josefson	Lewis	Perpich, A. J.	Ueland
Brown	Keefe, J.	Lord	Perpich, G.	Wegener
Chmielewski	Keefe, S.	Milton	Pillsbury	Willet
Fitzsimons	Kirchner	Nelson	Purfeerst	
Frederick	Kleinbaum	Olhoft	Renneke	
Gearty	Knutson	Olson, A. G.	Schrom	

Those who voted in the negative were:

Arnold	Doty	McCutcheon	Novak	Solon
Borden	Dunn	Moe	Ogdahl	Spear
Chenoweth	Humphrey	North	Schaaf	Tennessee
Davies				

So the bill, as amended, passed and its title was agreed to.

S. F. No. 597: 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 35 and nays 30, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Lewis	Olhoft	Solon
Arnold	Doty	Lord	Olson, A. G.	Spear
Borden	Gearty	McCutcheon	Olson, H. D.	Stokowski
Chenoweth	Humphrey	Milton	Perpich, A. J.	Tennessee
Chmielewski	Keefe, S.	Moe	Perpich, G.	Thorup
Coleman	Kleinbaum	North	Schaaf	Wegener
Conzemius	Laufenburger	Novak	Schrom	Willet

Those who voted in the negative were:

Bang	Fitzsimons	Josefson	Larson	Pillsbury
Berg	Frederick	Keefe, J.	Nelson	Purfeerst
Bernhagen	Hansen, Baldy	Kirchner	Ogdahl	Renneke
Blatz	Hansen, Mel	Knutson	Olson, J. L.	Sillers
Brown	Hanson, R.	Kowalczyk	O'Neill	Stassen
Dunn	Jensen	Krieger	Patton	Ueland

So the bill, as amended, passed and its title was agreed to.

S. F. No. 436: A bill for an act relating to commerce; providing remedies and labeling requirements for the sale or possession for sale of imitation Indian-made goods; amending Minnesota Statutes 1971, Sections 325.41; 325.42; 325.48, Subdivision 2; and Chapter 325, by adding a section.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schaaf
Arnold	Dunn	Kleinbaum	Ogdahl	Schrom
Bang	Fitzsimons	Knutson	Olhoft	Sillers
Berg	Frederick	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Gearty	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Borden	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Brown	Hanson, R.	Lewis	Patton	Tennessee
Chenoweth	Humphrey	Lord	Perpich, A. J.	Thorup
Chmielewski	Jensen	Milton	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet
Davies	Keefe, S.	North	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 233: A bill for an act relating to retirement; pro-

viding for certain benefits under the highway patrolmen's retirement law; amending Minnesota Statutes 1971, Section 352B.11, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schaaf
Arnold	Dunn	Kleinbaum	Ogdahl	Schrom
Bang	Fitzsimons	Knutson	Olhoft	Sillers
Berg	Frederick	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Gearty	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Borden	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Brown	Hanson, R.	Lewis	Patton	Tennessen
Chenoweth	Humphrey	Lord	Perpich, A. J.	Thorup
Chmielewski	Jensen	Milton	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet
Davies	Keefe, S.	North	Renneke	

So the bill, as amended, passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Ogdahl	Schrom
Arnold	Fitzsimons	Knutson	Olhoft	Sillers
Bang	Frederick	Kowalczyk	Olson, A. G.	Solon
Berg	Gearty	Krieger	Olson, H. D.	Spear
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Blatz	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Borden	Hanson, R.	Lewis	Patton	Tennessen
Brown	Humphrey	Lord	Perpich, A. J.	Thorup
Chenoweth	Jensen	Milton	Perpich, G.	Ueland
Chmielewski	Josefson	Moe	Pillsbury	Wegener
Coleman	Keefe, J.	Nelson	Purfeerst	Willet
Conzemius	Keefe, S.	North	Renneke	
Davies	Kirchner	Novak	Schaaf	

Mr. Doty voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 213: A bill for an act relating to taxation; valuation and assessment of certain mobile homes; amending Minnesota Statutes 1971, Section 273.13, Subdivisions 3 and 4.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Fitzsimons	Knutson	Olson, A. G.	Solon
Bang	Frederick	Kowalczyk	Olson, H. D.	Spear
Berg	Gearty	Krieger	Olson, J. L.	Stassen
Bernhagen	Hansen, Baldy	Larson	O'Neill	Stokowski
Blatz	Hansen, Mel	Laufenburger	Patton	Tennessee
Borden	Hanson, R.	Lewis	Perpich, A. J.	Thorup
Brown	Humphrey	Lord	Perpich, G.	Ueland
Chmielewski	Jensen	Milton	Pillsbury	Wegener
Coleman	Josefson	Moe	Purfeerst	Willet
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	
Doty	Kirchner	Ogdahl	Schrom	
Dunn	Kleinbaum	Oihoft	Sillers	

So the bill passed and its title was agreed to.

S. F. No. 758: A bill for an act relating to taxes on and measured by net income; references in withholding requirements; amending Minnesota Statutes 1971, Section 290.92, Subdivisions 6, 7, 8, 9, 11, 12, 13 and 15.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schaaf
Arnold	Dunn	Kleinbaum	Ogdahl	Schrom
Bang	Fitzsimons	Knutson	Oihoft	Sillers
Berg	Frederick	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Gearty	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Borden	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Brown	Hanson, R.	Lewis	Patton	Tennessee
Chenoweth	Humphrey	Lord	Perpich, A. J.	Thorup
Chmielewski	Jensen	Milton	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet
Davies	Keefe, S.	North	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 745: A bill for an act authorizing the city of Mankato to establish and maintain a downtown mall.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Ogdahl	Schrom
Arnold	Dunn	Knutson	Olhoft	Sillers
Bang	Fitzsimons	Kowalczyk	Olson, A. G.	Solon
Berg	Frederick	Krieger	Olson, H. D.	Spear
Bernhagen	Gearty	Larson	Olson, J. L.	Stassen
Blatz	Hansen, Baldy	Laufenburger	O'Neill	Stokowski
Borden	Hanson, R.	Lewis	Patton	Tennessee
Brown	Humphrey	Lord	Perpich, A. J.	Thorup
Chenoweth	Jensen	Milton	Perpich, G.	Ueland
Chmielewski	Josefson	Moe	Pillsbury	Wegener
Coleman	Keefe, J.	Nelson	Purfeerst	Willet
Conzemius	Keefe, S.	North	Renneke	
Davies	Kirchner	Novak	Schaaf	

So the bill, as amended, passed and its title was agreed to.

S. F. No. 20: A bill for an act relating to taxation; allowing blind and disabled persons an income tax credit for taxes or rent on their places of residence; amending Minnesota Statutes 1971, Section 290.0601, Subdivision 6.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schaaf
Arnold	Dunn	Kleinbaum	Ogdahl	Schrom
Bang	Fitzsimons	Knutson	Olhoft	Sillers
Berg	Frederick	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Gearty	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Borden	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Brown	Hanson, R.	Lewis	Patton	Tennessee
Chenoweth	Humphrey	Lord	Perpich, A. J.	Thorup
Chmielewski	Jensen	Milton	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet
Davies	Keefe, S.	North	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 756: A bill for an act relating to the sales and use tax; defining use; imposing the use tax; amending Minnesota Statutes 1971, Sections 297A.01, Subdivision 6; and 297A.14.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 55 and nays 7, as follows:

Those who voted in the affirmative were:

Anderson	Brown	Doty	Hansen, Mel	Keefe, J.
Arnold	Chenoweth	Dunn	Hanson, R.	Keefe, S.
Bang	Coleman	Fitzsimons	Humphrey	Kirchner
Berg	Conzemius	Gearty	Jensen	Kleinbaum
Borden	Davies	Hansen, Baldy	Josefson	Kowalczyk

Larson	North	Olson, J. L.	Purfeerst	Stassen
Laufenburger	Novak	O'Neill	Renneke	Stokowski
Lewis	Ogdahl	Patton	Schaaf	Tennessee
Lord	Olhoff	Perpich, A. J.	Schrom	Thorup
Milton	Olson, A. G.	Perpich, G.	Solon	Ueland
Moe	Olson, H. D.	Pillsbury	Spear	Wegener

Those who voted in the negative were:

Bernhagen	Knutson	Nelson	Sillers	Willett
Chmielewski	Krieger			

So the bill passed and its title was agreed to.

S. F. No. 817: A bill for an act relating to the sales and use tax; exemptions; road building materials; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schaaf
Arnold	Dunn	Kleinbaum	Ogdahl	Schrom
Bang	Fitzsimons	Knutson	Olhoff	Sillers
Berg	Frederick	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Gearty	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Borden	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Brown	Hanson, R.	Lewis	Patton	Tennessee
Chenoweth	Humphrey	Lord	Perpich, A. J.	Thorup
Chmielewski	Jensen	Milton	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willett
Davies	Keefe, S.	North	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 816: A bill for an act relating to taxes on and measured by net income; operating loss deduction; amending Minnesota Statutes 1971, Section 290.095, Subdivisions 1, 2, 3 and 4.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Humphrey	Larson	Olhoff
Arnold	Conzemius	Jensen	Laufenburger	Olson, A. G.
Bang	Davies	Josefson	Lewis	Olson, H. D.
Berg	Doty	Keefe, J.	Lord	Olson, J. L.
Bernhagen	Dunn	Keefe, S.	Milton	O'Neill
Blatz	Fitzsimons	Kirchner	Moe	Patton
Borden	Frederick	Kleinbaum	Nelson	Perpich, A. J.
Brown	Gearty	Knutson	North	Perpich, G.
Chenoweth	Hansen, Mel	Kowalczyk	Novak	Pillsbury
Chmielewski	Hanson, R.	Krieger	Ogdahl	Purfeerst

Renneke	Sillers	Stassen	Thorup	Willet
Schaaf	Solon	Stokowski	Ueland	
Schrom	Spear	Tennessee	Wegener	

Mr. Hansen, Baldy voted in the negative.

So the bill passed and its title was agreed to.

THIRD READING OF HOUSE BILLS

H. F. No. 510: A bill for an act relating to motor vehicle registration and taxation; amending Minnesota Statutes 1971, Section 168.013, Subdivision 12.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schaaf
Arnold	Dunn	Kleinbaum	Ogdahl	Schrom
Bang	Fitzsimons	Knutson	Olhoff	Sillers
Berg	Frederick	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Gearty	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Borden	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Brown	Hanson, R.	Lewis	Patton	Tennessee
Chenoweth	Humphrey	Lord	Perpich, A. J.	Thorup
Chmielewski	Jensen	Milton	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet
Davies	Keefe, S.	North	Renneke	

So the bill passed and its title was agreed to.

H. F. No. 564: A bill for an act relating to taxes on and measured by net income; individual filing requirements; amending Minnesota Statutes 1971, Section 290.37, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Ogdahl	Schrom
Arnold	Dunn	Knutson	Olhoff	Sillers
Bang	Fitzsimons	Kowalczyk	Olson, A. G.	Solon
Berg	Frederick	Krieger	Olson, H. D.	Spear
Bernhagen	Gearty	Larson	Olson, J. L.	Stassen
Blatz	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Borden	Hanson, R.	Lewis	Patton	Tennessee
Brown	Humphrey	Lord	Perpich, A. J.	Thorup
Chenoweth	Jensen	Milton	Perpich, G.	Ueland
Chmielewski	Josefson	Moe	Pillsbury	Wegener
Coleman	Keefe, J.	Nelson	Purfeerst	Willet
Conzemius	Keefe, S.	North	Renneke	
Davies	Kirchner	Novak	Schaaf	

Mr. Hansen, Baldy voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 65: A bill for an act relating to state employees; regulating their political activities including candidacy and service in elected office; amending Minnesota Statutes 1971, Section 43.28.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Ogdahl	Schrom
Arnold	Dunn	Kleinbaum	Olhoft	Sillers
Bang	Fitzsimons	Knutson	Olson, A. G.	Solon
Berg	Frederick	Kowalczyk	Olson, H. D.	Spear
Bernhagen	Gearty	Krieger	Olson, J. L.	Stassen
Blatz	Hansen, Baldy	Larson	O'Neill	Stokowski
Borden	Hansen, Mel	Laufenburger	Patton	Thorup
Brown	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Chenoweth	Humphrey	Lord	Perpich, G.	Wegener
Chmielewski	Jensen	Moe	Pillsbury	Willet
Coleman	Josefson	Nelson	Purfeerst	
Conzemius	Keefe, J.	North	Renneke	
Davies	Keefe, S.	Novak	Schaaf	

So the bill, as amended, passed and its title was agreed to.

H. F. No. 461: A bill for an act relating to wild animals; requiring permits of certain persons exporting minnows from the state; amending Minnesota Statutes 1971, Section 101.42, Subdivision 6.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	North	Purfeerst
Arnold	Dunn	Kleinbaum	Novak	Renneke
Bang	Fitzsimons	Knutson	Ogdahl	Schaaf
Berg	Frederick	Kowalczyk	Olhoft	Sillers
Bernhagen	Gearty	Krieger	Olson, A. G.	Solon
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Spear
Borden	Hanson, R.	Laufenburger	Olson, J. L.	Stassen
Brown	Humphrey	Lewis	O'Neill	Stokowski
Chenoweth	Jensen	Lord	Patton	Thorup
Chmielewski	Josefson	Milton	Perpich, A. J.	Ueland
Conzemius	Keefe, J.	Moe	Perpich, G.	Wegener
Davies	Keefe, S.	Nelson	Pillsbury	Willet

Mr. Schrom voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 271: A bill for an act relating to towns; legal counsel; increasing allowable fees for legal services; amending Minnesota Statutes 1971, Section 368.121.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Bang	Fitzsimons	Knutson	Olhoft	Solon
Berg	Frederick	Kowalczyk	Olson, A. G.	Spear
Bernhagen	Gearty	Krieger	Olson, H. D.	Stassen
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Brown	Hanson, R.	Lewis	Patton	Thorup
Chenoweth	Humphrey	Lord	Perpich, A. J.	Ueland
Chmielewski	Jensen	Milton	Perpich, G.	Wegener
Coleman	Josefson	Moe	Pillsbury	Willet
Conzemius	Keefe, J.	Nelson	Purfeerst	
Davies	Keefe, S.	North	Renneke	

Mr. Schaaf voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 56: A bill for an act relating to the building code standards committee; membership thereon; amending Minnesota Statutes 1971, Section 16.853, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 3, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Kirchner	Novak	Schaaf
Bang	Fitzsimons	Kleinbaum	Olhoft	Schrom
Berg	Frederick	Knutson	Olson, A. G.	Sillers
Bernhagen	Gearty	Kowalczyk	Olson, H. D.	Solon
Blatz	Hansen, Baldy	Krieger	Olson, J. L.	Spear
Borden	Hansen, Mel	Larson	O'Neill	Stassen
Brown	Hanson, R.	Laufenburger	Patton	Stokowski
Chenoweth	Humphrey	Lord	Perpich, A. J.	Thorup
Chmielewski	Jensen	Milton	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet
Davies	Keefe, S.	North	Renneke	

Messrs. Doty, Ogdahl and Tennessee voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 572: A bill for an act relating to highway traffic regulations; projecting loads; lights and flags; amending Minnesota Statutes 1971, Section 169.52.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Ogdahl	Sillers
Arnold	Dunn	Kleinbaum	Olhoff	Solon
Bang	Fitzsimons	Knutson	Olson, A. G.	Spear
Berg	Frederick	Kowalczyk	Olson, H. D.	Stassen
Bernhagen	Gearty	Krieger	Olson, J. L.	Stokowski
Blatz	Hansen, Baldy	Larson	O'Neill	Tennessee
Borden	Hansen, Mel	Laufenburger	Patton	Thorup
Brown	Hanson, R.	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	Milton	Pillsbury	Wegener
Chmielewski	Jensen	Moe	Purfeerst	Willet
Coleman	Josefson	Nelson	Renneke	
Conzemius	Keefe, J.	North	Schaaf	
Davies	Keefe, S.	Novak	Schrom	

Mr. Perpich, G. voted in the negative.

So the bill passed and its title was agreed to.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Doty in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Doty reported that the committee had considered H. F. No. 34 which the committee recommends to pass.

S. F. No. 226, which the committee recommends to pass with the following amendment offered by Mr. Borden:

Strike everything after the enacting clause, and insert in lieu thereof the following:

“Section 1. [CITY OF BRAINERD; RECREATIONAL LEVY.] The city of Brainerd may operate a program of public recreation and playgrounds or other recreational facilities and expend funds for the operation of the program pursuant to Minnesota Statutes, Sections 471.15 to 471.19. In addition to funds otherwise provided for such program, the governing body may levy a tax of not exceeding two mills and not exceeding \$3 per capita and not exceeding \$15,000, in excess of any charter or statutory limitation for the support of the program.

Sec. 2. All taxes levied and expenditures made by the city of Brainerd under authority of Minnesota Statutes, Section 471.192 prior to the effective date of this act are hereby validated for all purposes.

Sec. 3. Minnesota Statutes 1971, Section 471.192, is repealed.

Sec. 4. This act is effective the day following final passage and approval.”

Further, amend the title in line 4, by deleting “amending” and inserting in lieu thereof “repealing”

H. F. No. 160, which the committee recommends to pass with the following amendment offered by Mr. Davies:

Amend the title as follows:

Page 1, first line of title, after "relating to" insert "county"

First line of title, after the semicolon, strike the rest of the line and insert "removing the exclusion of St. Louis County from the provisions of the county parks act;"

Page 1, second line of the title, strike "nance of parks by counties;"

Mr. Spear moved that the amendment made to H. F. No. 307 by the Committee on Rules and Administration in the report adopted March 19, 1973 pursuant to Rule 49 be stricken. Which motion prevailed. Which amendment was stricken.

The committee then progressed H. F. No. 307.

And then, on motion of Mr. Doty, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

Mr. Coleman moved that the Message From the House pertaining to H. F. 399 be taken from the table. Which motion prevailed.

Mr. Purfeerst moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 399 and that a Conference Committee of 3 members be appointed by the Committee on Committees, on the part of the Senate, to act with a like Conference Committee appointed on the part of the House.

RECESS

Mr. Coleman moved that the Senate do now recess subject to the call of the President. Which motion prevailed.

After a brief recess, the President called the Senate to order.

APPOINTMENTS

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 399, pursuant to the request of the House,

Messrs. Purfeerst, O'Neill, Schrom.

Mr. Davies moved that the foregoing appointments be approved. Which motion prevailed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Wednesday, March 21, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

TWENTY-FIFTH DAY

St. Paul, Minnesota, Wednesday, March 21, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Arnold	Doty	Humphrey	North	Renneke
Bang	Dunn	Jensen	Novak	Schaaf
Berg	Fitzsimons	Keefe, S.	Olson, A. G.	Tennessee
Bernhagen	Gearty	Knutson	Olson, J. L.	Thorup
Chmielewski	Hansen, Baldy	Kowalczyk	O'Neill	Ueland
Coleman	Hansen, Mel	Larson	Perpich, A. J.	Wegener
Conzemius	Hanson, R.	McCutcheon	Perpich, G.	Willet
Davies	Hughes	Moe	Pillsbury	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kirchner	Novak	Sillers
Arnold	Dunn	Kleinbaum	Ogdahl	Solon
Ashbach	Fitzsimons	Knutson	Olhoft	Spear
Bang	Frederick	Kowalczyk	Olson, A. G.	Stassen
Berg	Gearty	Krieger	Olson, H. D.	Stokowski
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Tennessee
Blatz	Hansen, Mel	Laufenburger	O'Neill	Thorup
Borden	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Brown	Hughes	Lord	Perpich, G.	Wegener
Chenoweth	Humphrey	McCutcheon	Pillsbury	Willet
Chmielewski	Jensen	Milton	Purfeerst	
Coleman	Josefson	Moe	Renneke	
Conzemius	Keefe, J.	Nelson	Schaaf	
Davies	Keefe, S.	North	Schrom	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Mr. Patton was excused from the Session of today. Mr. Kleinbaum was excused from the Session of today, beginning at 7:30 o'clock p.m.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The Honorable Martin O. Sabo, Speaker
of the House of Representatives

The Honorable Alec G. Olson, President
of the Senate

Sir:

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:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
	4	Chapter 23	March 16, 1973	March 19, 1973

Sincerely,

Arlen Erdahl
Secretary of State

INTRODUCTION OF BILLS

Messrs. Pillsbury, Chenoweth and Hansen, Mel introduced—

S. F. No. 1328: A bill for an act relating to retirement; refunds of contributions to the public employees retirement association; amending Minnesota Statutes 1971, Section 353.34, Subdivision 2.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Lord, Solon and Purfeerst introduced—

S. F. No. 1329: A bill for an act relating to consumer protection; dating of perishable foods; providing a penalty.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Wegener, Purfeerst and Willet introduced—

S. F. No. 1330: A bill for an act relating to drainage; amending Minnesota Statutes 1971, Sections 106.021, Subdivisions 1, 2, 3, 4, and by adding a subdivision; 106.081, Subdivisions 1, 3, and 4; 106.091, Subdivision 2; 106.101, Subdivisions 2, 4, 5, and by adding a subdivision; 106.121, Subdivisions 4 and 5; 106.131; 106.151; 106.201; 106.221, Subdivision 2; and 106.631, by adding a subdivision.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Moe introduced—

S. F. No. 1331: A bill for an act relating to wild animals; authorizing the commissioner of natural resources to fix the duration of otter and beaver trapping seasons, and the limit on beaver; amending Minnesota Statutes 1971, Sections 100.27, Subdivision 4; and 100.28, Subdivision 1.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Wegener and Borden introduced—

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, by adding a subdivision; 104.04, Subdivision 3, and by adding subdivisions; and Chapter 104, by adding a section.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Milton; Perpich, A. J. and Spear introduced—

S. F. No. 1333: A bill for an act relating to public utilities; regulating such utilities as furnish natural manufactured or mixed gas, or electric service at retail; establishing and prescribing the duties of a public utilities commission; prescribing penalties; appropriating money.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Wegener introduced—

S. F. No. 1334: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Stassen introduced—

S. F. No. 1335: A bill for an act relating to the claim of Carl Schaar; arising from unauthorized interference with and damage to the claimant's real property by the department of natural resources; and appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Olhofft, by request, introduced—

S. F. No. 1336: A bill for an act relating to the claim of John S. Thoreson; arising from improper treatment at Fergus Falls state hospital; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Tennesen, Kirchner and Milton introduced—

S. F. No. 1337: A bill for an act relating to nursing homes; providing for the regulation thereof; imposing certain duties on the state board of health; amending Minnesota Statutes 1971, Section 144.53.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Tennesen, Kirchner and Milton introduced—

S. F. No. 1338: A bill for an act relating to nursing homes; providing for the regulation thereof; imposing certain duties on the state board of health; establishing the rights of patients and residents of nursing homes; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Gearty, Nelson and Olson, A. G. introduced—

S. F. No. 1339: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Gearty introduced—

S. F. No. 1340: A bill for an act relating to the claim of Thomas R. Baker; arising from labor and supplies furnished the state; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Lewis, Nelson and Schaaf introduced—

S. F. No. 1341: A bill for an act relating to local improvements; special assessments for certain services, including street and alley maintenance; amending Minnesota Statutes 1971, Section 429.101, Subdivision 1.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Schaaf, Nelson and Lewis introduced—

S. F. No. 1342: A bill for an act relating to health; requiring distribution of birth control information to applicants for marriage licenses.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Purfeerst, Berg and Conzemius introduced—

S. F. No. 1343: A bill for an act relating to public safety and governmental units; authorizing governmental units to hire certain motor vehicles under certain circumstances.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Schaaf, Nelson and Perpich, A. J. introduced—

S. F. No. 1344: 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, 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Kleinbaum, Ogdahl and Chenoweth introduced—

S. F. No. 1345: A bill for an act relating to the Minnesota highway patrolmen's retirement association; amending Minnesota Statutes 1971, Section 352B.11, Subdivision 2.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Schaaf; Hansen, Mel and Borden introduced—

S. F. No. 1346: A bill for an act relating to civil service; employment of service worker; amending Minnesota Statutes 1971, Section 43.17, Subdivision 4.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Schaaf, Stassen and Humphrey introduced—

S. F. No. 1347: A bill for an act relating to the administration of state government; authorizing certain agencies to make direct purchases under certain conditions; amending Minnesota Statutes 1971, Section 16.06, by adding a subdivision.

Which was read the first time and referred to the Committee on Education.

Mr. Perpich, G. introduced—

S. F. No. 1348: A bill for an act relating to game and fish; disposal of ice cores or blocks by ice fishermen; providing a penalty.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Perpich, G.; Jensen and Gearty introduced—

S. F. No. 1349: 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Schaaf, Ogdahl and Gearty introduced—

S. F. No. 1350: 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, Subdi-

visions 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, Subdivisions 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Krieger, Arnold and Hanson, R. introduced—

S. F. No. 1351: A bill for an act relating to the duty of a landowner to warn of dangers; amending Minnesota Statutes 1971, Section 87.022.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Borden, Larson and Olson, A. G. introduced—

S. F. No. 1352: A bill for an act relating to municipalities; authorizing land acquisition and development to promote industry and alleviate unemployment.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Conzemius, Kirchner and Tennessen introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Lewis, Gearty and Spear introduced—

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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Milton, McCutcheon and North introduced—

S. F. No. 1355: A bill for an act relating to county parks and park districts; amending Minnesota Statutes 1971, Sections 398.01; and 398.31; repealing Laws 1971, Chapter 950, Section 7.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Borden, North and Ueland introduced—

S. F. No. 1356: A bill for an act relating to municipalities; authorizing municipalities to levy special assessments for local improvements against benefited property located outside their corporate limits; amending Minnesota Statutes 1971, Chapter 429, by adding a section.

Which was read the first time and referred to the Committee on Local Government.

Mr. Lewis introduced—

S. F. No. 1357: A bill for an act relating to the city of 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Conzemius introduced—

S. F. No. 1358: A bill for an act relating to the claim of Donald R. Gustafson; arising from negligence of department of corrections; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Milton, Ogdahl and Schaaf introduced—

S. F. No. 1359: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Stassen, Pillsbury and Ueland introduced—

S. F. No. 1360: 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; appropriating money.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Spear, Blatz and Gearty introduced—

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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Borden introduced—

S. F. No. 1362: A bill for an act adding a new route to the trunk highway system.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Coleman, Nelson and Lewis introduced—

S. F. No. 1363: A bill for an act relating to health; providing for the establishment and regulation of certain health maintenance organizations; prescribing penalties.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Laufenburger and Krieger introduced—

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.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Hansen, Mel; Patton and Wegener introduced—

S. F. No. 1365: A resolution memorializing the Interstate Commerce Commission to review transportation rates for recycled material.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Doty and Solon introduced—

S. F. No. 1366: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Doty introduced—

S. F. No. 1367: A bill for an act relating to the town of Canosia; authorizing a tax levy for firemen's relief purposes.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Doty, Chmielewski and Solon introduced—

S. F. No. 1368: A bill for an act relating to taxation; defining tax relief area for purposes of taconite and iron ore homestead tax relief; amending Minnesota Statutes 1971, Section 273.134.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Doty introduced—

S. F. No. 1369: A bill for an act relating to the claim of James Paymar; arising from damage to automobile as a result of the dis-repair of a state aid highway; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Hansen, Mel; Olhoft and Stassen introduced—

S. F. No. 1370: A bill for an act relating to elections; providing that voters may be allowed to register at convenient places in municipalities contiguous to their own; amending Minnesota Statutes 1971, Section 201.05.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Perpich, A. J.; Spear and Keefe, J. introduced—

S. F. No. 1371: A bill for an act relating to public health; restricting the sale or use of certain economic poisons and providing penalties; amending Minnesota Statutes 1971, Chapter 24, by adding sections.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Doty introduced—

S. F. No. 1372: A bill for an act relating to health; vital statistics;

authorizing the issuance of birth certificates for children of Minnesota residents born in foreign countries; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Stassen, Knutson and Patton introduced—

S. F. No. 1373: A bill for an act relating to restructuring the membership of the metropolitan airports commission; amending Minnesota Statutes 1971, Chapter 360, by adding a section; Section 360.105, Subdivision 4; repealing Minnesota Statutes 1971, Section 360.104.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Stassen, Knutson and Brown introduced—

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.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Laufenburger questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Stassen and Nelson introduced—

S. F. No. 1375: A bill for an act relating to the University of Minnesota board of regents; providing for student or recent graduate members; amending Minnesota Statutes 1971, Chapter 137, by adding a section.

Which was read the first time and referred to the Committee on Education.

Messrs. Arnold, Willet and Perpich, A. J. introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Gearty, Ogdahl and Novak introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Kleinbaum, Ueland and Chenoweth introduced—

S. F. No. 1378: A bill for an act relating to education; requiring review by the Minnesota higher education coordinating commission of all construction and acquisition of physical facilities by area vocational-technical institutes; amending Minnesota Statutes 1971, Section 121.21, by adding a subdivision.

Which was read the first time and referred to the Committee on Education.

Messrs. Gearty, Davies and Bang introduced—

S. F. No. 1379: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Nelson and Keefe, J. introduced—

S. F. No. 1380: A bill for an act relating to pollution of the air by odors; amending Minnesota Statutes 1971, Section 116B.02, Subdivision 5.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Stassen, Kleinbaum and Ueland introduced—

S. F. No. 1381: A bill for an act relating to elections; providing for the hours that the office of the commissioner of registration must be open; amending Minnesota Statutes 1971, Section 201.05.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Ueland introduced—

S. F. No. 1382: A bill for an act relating to the claim of Mrs. Elmer Goodrich; arising from fall at Mankato state college; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Brown introduced—

S. F. No. 1383: A bill for an act relating to Washington county; appropriating money to reimburse the county for certain expenses.

Which was read the first time and referred to the Committee on Finance.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 65, 149, 151, 763, 135, 228, 368 and 586.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned March 19, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 223, 234, 240, 256, 467, 527, 530, 153, 369, 626, 679, 681, 999, 28, 205, 342, 507, 528, 540, 719, 385, 550, 843, 879, 987, 347, 583 and 917.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted March 19, 1973

FIRST READING OF HOUSE BILLS

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.

H. F. No. 234: A bill for an act relating to taxation; definition of terms in relation to the motor vehicle excise tax; amending Minnesota Statutes 1971, Section 297B.01, Subdivision 7.

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.

H. F. No. 256: A bill for 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. 467: A bill for an act relating to elections; regulating the location of polling places; requiring that they be accessible to persons in wheelchairs; amending Minnesota Statutes 1971, Section 203.08.

H. F. No. 527: A bill for an act relating to education, teachers; termination of a teaching contract after probationary pe-

riod; amending Minnesota Statutes 1971, Section 125.12, Subdivision 4.

H. F. No. 530: A bill for an act relating to wild animals; designating timber wolves as big game animals and prescribing powers and duties of the commissioner of natural resources in relation thereto; amending Minnesota Statutes 1971, Section 97.40, Subdivision 8; 98.46, Subdivisions 2, 4 and 14; 99.25, Subdivision 7; 100.26, Subdivision 1; 100.27, Subdivision 9; and 100.29, Subdivision 14.

H. F. No. 153: A resolution memorializing Congress to restore November 11 as Veterans Day.

H. F. No. 369: A bill for an act relating to intoxicating liquor; authorizing the possession and consumption thereof in connection with certain festivities to be held in the city of St. Cloud.

H. F. No. 626: A bill for an act relating to courts; increasing the limitation on salaries of court reporters in certain districts; providing for court reporters cost-of-living salary increases; increasing the allowable charge for transcripts; amending Minnesota Statutes 1971, Sections 486.05; and 486.06.

H. F. No. 679: A bill for an act relating to wild animals; regulating the public exhibition of wildlife; providing penalties; amending Minnesota Statutes 1971, Chapter 97, by adding a section, and Section 346.21, Subdivision 8.

H. F. No. 681: A bill for 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. 999: A bill for an act relating to wild animals; authorizing certain restrictions on limits of fish taken, possessed, or transported from Minnesota-Canada boundary waters; amending Minnesota Statutes 1971, Section 97.48, Subdivision 3.

H. F. No. 28: A bill for an act relating to labor and employment; requiring transfer of benefit fund contributions on behalf of certain temporary employees.

H. F. No. 205: A bill for an act relating to the supreme court; appropriating money for its facilities.

H. F. No. 342: A bill for an act relating to education; textbooks; license to sell; failure to conform to agreement; failure to place samples or descriptions on file; prescribing penalties; amending Minnesota Statutes 1971, Sections 126.16; 126.17; and 127.22.

H. F. No. 507: A bill for an act relating to drivers' licenses; instruction permits valid for one year in certain cases; amending Minnesota Statutes 1971, Section 171.05, Subdivision 1.

H. F. No. 528: A bill for an act relating to education; providing for state aid to school districts based upon average daily membership; amending Minnesota Statutes 1971, Sections 124.25 and 124.30, Subdivisions 1 and 2.

H. F. No. 540: A bill for 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. 719: A bill for an act relating to railroads; requiring certain equipment on motor vehicles used by railroad companies in transporting employees, tools and supplies; and providing penalties.

H. F. No. 385: A bill for an act relating to certain political subdivisions, authorizing issuance of certificates of indebtedness in certain situations.

H. F. No. 550: A bill for an act relating to Yellow Medicine county; setting limits for the expenditure of money by the county board of Yellow Medicine county to restore county ditch number 9.

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. 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.

H. F. No. 987: A bill for an act relating to Scott county; authorizing that county to establish a housing and redevelopment authority.

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.

H. F. No. 583: A bill for an act authorizing the city of Hastings to enter into contracts with the United States for the control of floods, to acquire property for such purposes, to issue bonds to pay the city's share of the costs, and to assess all or a portion of the city's share of the cost to benefitted property.

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.

Which were read the first time and referred to the committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. Which motion prevailed.

Mr. Gearty 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 624: A bill for an act relating to courts; increasing the limitation on salaries of court reporters in certain districts; providing for court reporters cost-of-living salary increases; increasing the allowable charge for transcripts; amending Minnesota Statutes 1971, Sections 486.05; and 486.06.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 17, strike "\$16,500" and insert "\$16,300"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 629: A bill for an act relating to the office of the attorney general; authorizing a revolving fund for antitrust enforcement; and annually appropriating funds.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 29, strike "its passage" and insert in lieu thereof "the day following its final passage"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 618: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 6, line 3, strike "*and*"

Page 6, line 3, after "*delivery*" insert "*and other expenses*"

Page 8, line 24, strike "*The commissioner*"

Page 8, strike all of lines 25 and 26

Page 8, line 27, strike "*its review.*"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Novak from the Committee on Finance, to which was re-referred

S. F. No. 188: A bill for an act relating to welfare; providing for an exemption for personal property used as an abode in determining eligibility for aid to the disabled and medical assistance; amending Minnesota Statutes 1971, Sections 256.457, Subdivision 3; and 256B.07.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Novak from the Committee on Finance, to which was re-referred

S. F. No. 613: A bill for an act relating to the counties of Lake and St. Louis; requiring the counties to provide toilet facilities and other environmental protection measures along the north shore of Lake Superior during the time when the smelt season is open; annually appropriating money; amending Laws 1971, Chapter 121.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Novak from the Committee on Finance, to which was re-referred

S. F. No. 1200: A bill for an act relating to the university of Minnesota; appropriating money for certain equipment.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 10, add a new section:

"Sec. 2. This act is effective the day following final enactment."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 15, strike “[PRIVATE PRACTICE OF PSYCHOLOGY.]” and insert in lieu thereof “[DEFINITIONS.]”

Page 1, line 15, before “For” insert “Subdivision 1.”

Page 1, line 18, strike “the principles of the science of” and insert “psychological principles in”

Page 1, line 19, strike “psychology to”

Page 1, after line 29, insert:

“Subd. 2. For the purpose of this act the term “collaboration” means consultation between a licensed psychologist and a licensed consultant psychologist on at least an annual basis but shall not necessarily require consultation on each case referred to a licensed psychologist.”

Page 2, line 3, strike “nine” and insert “eleven”

Page 2, line 11, strike “one lay member” and insert “four public members”

Page 2, line 15, strike “within” and insert “among”

Page 2, line 15, strike “nine” and insert “eleven”

Page 2, line 19, after “governor” strike the semicolon, insert a period, and add the following:

“Public members of the board shall broadly represent the public interest and shall not:

(a) be members of health professions licensed by the state of Minnesota;

(b) be a spouse, parent, child, or employee of a practicing psychologist or of a health professional licensed by the state of Minnesota;

(c) be persons who are or were before their retirement persons who were engaged on a full or part time basis in the practice of psychology;”

Page 2, line 26, strike “members and”

Page 3, line 5, strike “At the initial meeting of the board,” and insert “The governor shall appoint”

Page 3, line 6, strike “three” and insert “two”

Page 3, line 6, strike “shall draw lots”

Page 3, line 7, strike “one a one”

Page 3, line 8, at the beginning of the line, strike “year term,”

Page 3, line 10, strike “draw lots” and insert “be appointed”

Page 3, line 10, after "give" strike "one a one year term,"

Page 3, line 12, strike "appointed shall draw lots" and insert "shall be appointed"

Page 3, line 13, strike "The initial lay"

Page 3, strike all of line 14 and insert:

"The governor shall appoint the initial public members of the board so that one member has a one year term, one member has a two year term, one member has a three year term and one member has a four year term."

Page 3, line 23, after "5," strike "and"

Page 3, after line 27, add a new subdivision 5 as follows:

"Subd. 5. The members of the board shall receive the sum of \$35 for each day actually employed in the discharge of his official duties and his necessary expenses incurred incidental thereto in the manner of state employees."

Page 4, line 12, after "fee" insert "of \$50"

Page 4, line 15, strike "such" and strike ", which shall not exceed \$50, shall be set by" and insert "shall be \$25"

Page 4, line 16, strike "the board"

Page 4, line 20, strike "Is at least 21 years of age" and insert "Has attained the age of majority"

Page 4, lines 26 and 27, strike "recognized by a regional accrediting organization; and" and insert "meeting standards which may be prescribed by regulation of the board; and"

Page 5, lines 8 and 9, strike "recognized by a regional accrediting organization" and insert "meeting the standards which may be prescribed by regulation of the board"

Page 5, line 14, strike "subdivisions" and insert "subdivision"

Page 5, line 15, before "4" insert "subdivision"

Page 6, line 14, at the end of the line, strike "a" and insert "at least one"

Page 6, at the end of line 15, strike "or", place a period after "practice" and insert "In addition, a licensed psychologist so collaborating may form any other working relationships with members of his own or other professions insofar as these do not violate other sections of this or other Minnesota Statutes."

Page 6, strike all of line 16 and 17 through "mental illness."

Page 7, line 1, strike "administrative procedures act" and insert in lieu thereof "Statutes, Chapter 15"

Page 7, line 11, strike "Subd. 2." and insert in lieu thereof "(1)"

Page 7, line 23, strike "five" and insert "six"

Page 8, line 10, after "*made.*" strike the balance of the line.

Page 8, strike lines 11 through 23

Renumber the clauses in sequence

Page 9, line 1, after "*or*" insert "*permit himself to*"

Page 9, line 3, strike "*pschology*" and insert "*psychology*"

Page 9, line 8, strike "*or*"

Page 9, line 8, after "*facilities*" insert "*, or agencies providing services on a contracting basis*"

Page 9, line 11, after "*Any*" insert "*psychologically trained*"

Page 9, strike lines 19 through 24 and insert:

"Sec. 10. [PENALTIES.] *Sudivision 1. Any person who shall engage in the private practice of psychology without having obtained a license under this act and any person who shall violate any other provision of this act shall be guilty of a misdemeanor.*"

Page 9, line 25, strike "*unlawful*"

Page 9, line 25, after "*psychology*" insert "*without a license*"

Page 9, line 26, before "*district*" insert "*a*"

Page 10, line 12, after "*workers,*" insert "*alcohol or drug counselors,*"

Page 10, line 21, strike "*employmet*" and insert "*employment*"

Page 12, line 18, strike "[FEES APPROPRIATED TO USE OF BOARD.]" and insert in lieu thereof "[FEES DEPOSITED IN THE GENERAL FUND.]"

Page 12, line 21, strike "*of the board*" and insert in lieu thereof "*of the general fund*"

Page 12, line 21, strike "*All such moneys are hereby appropriated to be*"

Page 12, strike lines 22 through 28

Page 13, strike lines 1 through 5

Page 13, line 9, strike "*and*" at the end of the line insert "*the general fund in the state treasury.*"

Page 13, strike lines 10 and 11

Page 15, line 20, after "*capacity*" strike "*,*", insert "*.*" and strike the balance of the line

Page 15, strike lines 21 through 27

Page 16, after line 2, insert a new section 15 as follows:

"Sec. 15. [APPROPRIATION.] *The sum of \$15,000 is appropriated from the general fund in the state treasury to the board for the purposes of this act for the biennium beginning July 1, 1973.*

This appropriation shall not lapse until July 1, 1975, notwithstanding Minnesota Statutes, Section 16.17 or other law."

Renumber the sections accordingly

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1038: A bill for an act relating to highway traffic regulations; brakes on vehicles; prohibiting the sale or distribution of brake linings unless of a type approved by the commissioner of public safety; amending Minnesota Statutes 1971, Section 169.67, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 15, after "*by the*" insert "*Society of Automotive Engineers or the*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 956: A bill for an act relating to public welfare; defining certain recipients of assistance; amending Minnesota Statutes 1971, Section 256.73, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, strike "1" and insert "5"

Page 1, line 11, after "*children*" and before "*and*" insert "*during the final three months of pregnancy*"

Page 1, line 13, after "*children*" and before the period insert "*during the final three months of pregnancy*"

Page 1, strike lines 14 through 16 and insert "*promulgate, pursuant to the administrative procedures act, regulations to implement this subdivision.*"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1098: 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.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1010: A bill for an act relating to public welfare; extending the period during which a medical assistance lien may be filed; amending Minnesota Statutes 1971, Section 393.10, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, strike "90" and insert "180"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 906: A bill for an act relating to disabled persons, enacting the uniform duties to disabled persons act; providing a penalty.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 148: A bill for an act relating to public welfare; appropriating money for the Duluth United Day Activity Center.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, strike "-night"

Page 1, line 10, strike "bases" and insert "basis"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 678: A bill for an act relating to insurance, motor vehicles; prohibiting certain family policy premium increases for families with a handicapped member.

Reports the same back with the recommendation that the bill be amended as follows:

On page 1, line 8, strike "including a"

On page 1, strike all of line 9

On page 1, line 11, strike "accident liability"

On page 1, line 11, after "insurance" and before "and" insert "as defined by the commissioner,"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 317: A bill for an act relating to labor relations; prohibiting employment of professional strikebreakers during strikes and lockouts; amending Minnesota Statutes 1971, Sections 179.01, by adding a subdivision; and 179.12.

Reports the same back with the recommendation that the bill be amended as follows:

On page 1, line 19, after "for" and before "employment" insert "temporary"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 979: A bill for an act relating to consumer protection; unlawful practices in general; amending Minnesota Statutes 1971, Section 325.79, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

On page 1, line 14, strike "goods or"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 720: A resolution memorializing Congress and the President to stop railroad abandonment.

Reports the same back with the recommendation that the bill be amended as follows:

Strike lines 4 through 16 and insert the following:

"WHEREAS, maintaining adequate, competitive transportation facilities is equally vital to industry, business and all consumers; and

WHEREAS, railroad service is particularly vital to hundreds of Minnesota communities; and

WHEREAS, Minnesota's biggest industry, agriculture, is heavily dependent upon the railroads to move its production equipment and supplies, and its millions of tons of farm grains to market; and

WHEREAS, the loss of rail freight service that has already occurred and the continued loss of freight service that is programmed by the railroads for abandonment of most branch lines and some sections of primary rail arteries has had and will increasingly have a disastrous economic impact upon the State of Minnesota and its citizens; now, therefore,

BE IT RESOLVED, that the appropriate federal agencies declare a moratorium on all further railroad abandonments immediately until a study is completed and it is determined if reasonable transportation alternatives are available to the public,

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the Congressional Delegation of this State, to the President of the United States, to the Interstate Commerce Commission, to the Secretary of Transportation, to the Chairmen of the United States House and Senate Committees on Transportation and Commerce, and to the major farm organizations requesting their support for the enactment of this program."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 28, 153, 205, 223, 234, 240, 256, 342, 347, 369, 467, 527, 530, 540, 583, 679, 681, 843, 879, 917, 987 and 999 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. Nos. 342, 527 and 879 to the Committee on Education.

H. F. No. 205 to the Committee on Finance.

H. F. No. 540 to the Committee on Governmental Operations.

H. F. Nos. 223 and 679 to the Committee on Judiciary.

H. F. Nos. 28 and 369 to the Committee on Labor and Commerce.

H. F. No. 917 to the Committee on Local Government.

H. F. Nos. 583 and 987 to the Committee on Metropolitan and Urban Affairs.

H. F. Nos. 347, 530, 681 and 999 to the Committee on Natural Resources and Agriculture.

H. F. Nos. 234 and 843 to the Committee on Taxes and Tax Laws.

H. F. Nos. 153, 240, 256 and 467 to the Committee on Transportation and General Legislation.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 17, 624, 188, 613, 1200, 1038, 1010, 906, 1124, 678, 317, 979 and 720 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Arnold moved that H. F. No. 304 be withdrawn from the Committee on Natural Resources and Agriculture. Which motion prevailed.

Mr. Arnold moved that H. F. No. 304 be re-referred to the Committee on Finance. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended that the General Orders Calendar be taken up at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Bang in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Bang reported that the committee had considered H. F. No. 54 which the committee recommends to pass. Also H. F. No. 307 which the committee reports progress.

Mr. Hansen, Mel moved to amend H. F. No. 307 as follows:

Page 2, after line 3, insert the following:

“(f) In the case of a multiple dwelling containing common bath and toilet facilities, denial of admission to a floor containing the facilities unless 1) a candidate is escorted by a resident of the dwelling through corridors on a floor containing the facilities and 2) they are solely on route to a resident’s room to which the candidate has been invited or to a common recreational or eating facility within the dwelling.”

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 23 and nays 41, as follows:

Those who voted in the affirmative were:

Ashbach	Chmielewski	Hanson, R.	Larson	Schrom
Bang	Fitzsimons	Jensen	Ogdahl	Ueland
Berg	Frederick	Josefson	Olson, J. L.	Willet
Bernhagen	Hansen, Baldy	Keefe, J.	Pillsbury	
Blatz	Hansen, Mel	Kirchner	Renneke	

Those who voted in the negative were:

Anderson	Dunn	Lewis	Olson, A. G.	Spear
Arnold	Gearty	Lord	Olson, H. D.	Stassen
Borden	Hughes	McCutcheon	O'Neill	Stokowski
Brown	Humphrey	Milton	Perpich, A. J.	Tennessee
Chenoweth	Keefe, S.	Moe	Perpich, G.	Thorup
Coleman	Knutson	Nelson	Purfeerst	
Conzemius	Kowalczyk	North	Schaaf	
Davies	Krieger	Novak	Sillers	
Doty	Laufenburger	Olhoft	Solon	

Which motion did not prevail. So the amendment was not adopted.

Mr. Krieger moved to amend H. F. No. 307, the printed bill, as follows:

Page 2, between lines 13 and 14, insert a new section as follows:

“Sec. 4. Any person who denies access to all political candidates or workers shall not be bound by any of the provisions of this bill.”

Renumber the existing Section 4 to Section 5.

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 28 and nays 36, as follows:

Those who voted in the affirmative were:

Ashbach	Fitzsimons	Josefson	Nelson	Schrom
Bang	Frederick	Keefe, J.	Ogdahl	Sillers
Berg	Hansen, Baldy	Kirchner	Olson, J. L.	Ueland
Bernhagen	Hansen, Mel	Kowalczyk	Perpich, G.	Willet
Blatz	Hanson, R.	Krieger	Pillsbury	
Dunn	Jensen	Larson	Renneke	

Those who voted in the negative were:

Anderson	Davies	Lewis	Olson, A. G.	Stokowski
Arnold	Doty	Lord	O'Neill	Tennessee
Borden	Gearty	McCutcheon	Perpich, A. J.	Thorup
Brown	Hughes	Milton	Purfeerst	Wegener
Chenoweth	Humphrey	Moe	Schaaf	
Chmielewski	Keefe, S.	North	Solon	
Coleman	Knutson	Novak	Spear	
Conzemius	Laufenburger	Olhoft	Stassen	

Which motion did not prevail. So the amendment was not adopted.

Mr. Schrom moved to amend H. F. No. 307, the printed bill, as follows:

Page 1, line 3, after "dormitory," insert "(except for convents and rectories and dormitories of private colleges),"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 19 and nays 38, as follows:

Those who voted in the affirmative were:

Ashbach	Chmielewski	Hansen, Mel	Nelson	Stassen
Berg	Dunn	Hanson, R.	Olson, J. L.	Ueland
Bernhagen	Fitzsimons	Jensen	Renneke	Willet
Blatz	Hansen, Baldy	Josefson	Schrom	

Those who voted in the negative were:

Anderson	Davies	Knutson	Ogdahl	Solon
Arnold	Doty	Kowalczyk	Olhoft	Spear
Bang	Gearty	Krieger	Olson, A. G.	Stokowski
Borden	Hughes	Laufenburger	O'Neill	Tennessee
Brown	Humphrey	Lewis	Perpich, A. J.	Thorup
Chenoweth	Keefe, J.	Milton	Purfeerst	Wegener
Coleman	Keefe, S.	Moe	Schaaf	
Conzemius	Kirchner	North	Sillers	

Which motion did not prevail. So the amendment was not adopted.

Mr. Ashbach moved to amend H. F. No. 307, the printed bill, as follows:

Page 2, after line 14, add a section to read:

"Sec. 5. Every candidate who has filed for election to public office shall have the right to advertise in any newspaper, the circulation of which exceeds 1,000 copies, published within this state."

Amend the title as follows:

First line of title, after "dwellings" insert: ", or to the advertising columns of any newspapers having a distribution of more than 1,000 copies,"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 31 and nays 32, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Josefson	Nelson	Sillers
Ashbach	Fitzsimons	Keefe, J.	North	Stassen
Bang	Frederick	Kirchner	Ogdahl	Ueland
Berg	Hansen, Baldy	Knutson	Olson, J. L.	
Bernhagen	Hansen, Mel	Kowalczyk	O'Neill	
Blatz	Hanson, R.	Krieger	Pillsbury	
Brown	Jensen	McCutcheon	Renneke	

Those who voted in the negative were:

Arnold	Coleman	Doty	Humphrey	Lewis
Borden	Conzemius	Gearty	Larson	Lord
Chenoweth	Davies	Hughes	Laufenburger	Milton

Moe	Olson, H. D.	Schaaf	Stokowski	Willet
Novak	Perpich, A. J.	Schrom	Tennessee	
Olhoff	Perpich, G.	Solon	Thorup	
Olson, A. G.	Purfeerst	Spear	Wegener	

Which motion did not prevail. So the amendment was not adopted.

The question being taken on the committee recommendation to pass,

And the roll being called, there were yeas 26 and nays 35, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Lewis	Olson, H. D.	Thorup
Arnold	Davies	Moe	Perpich, A. J.	Wegener
Borden	Gearty	North	Solon	
Brown	Hughes	Novak	Spear	
Chenoweth	Humphrey	Olhoff	Stokowski	
Coleman	Laufenburger	Olson, A. G.	Tennessee	

Those who voted in the negative were:

Ashbach	Fitzsimons	Keefe, J.	Nelson	Renneke
Bang	Frederick	Kirchner	Ogdahl	Schaaf
Berg	Hansen, Baldy	Knutson	Olson, J. L.	Schrom
Bernhagen	Hansen, Mel	Kowalczyk	O'Neill	Sillers
Blatz	Hanson, R.	Krieger	Perpich, G.	Stassen
Chmielewski	Jensen	Larson	Pillsbury	Ueland
Dunn	Josefson	Lord	Purfeerst	Willet

Which motion did not prevail.

The committee then progressed H. F. No. 307.

And then, on motion of Mr. Bang, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Gearty moved that his name be stricken as author to S. F. No. 477. Which motion prevailed.

Mr. Gearty moved that the names of Messrs. Chenoweth, Gearty and Keefe, J. be added as co-authors to S. F. No. 477. Which motion prevailed.

Mr. Perpich, A. J. moved that the name of Mr. Keefe, J. be added as co-author to S. F. No. 859. Which motion prevailed.

Mr. Doty moved that S. F. No. 179, No. 5 on General Orders be stricken and re-referred to the Committee on Transportation and General Legislation. Which motion prevailed.

RECESS

Mr. Coleman moved that the Senate do now recess until 7:30 o'clock p.m. Which motion prevailed.

The hour of 7:30 o'clock p.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

Mr. Hansen, Baldy imposed a call of the Senate. The following Senators answered to their names:

Arnold	Dunn	Humphrey	Moe	Renneke
Berg	Fitzsimons	Keefe, S.	Novak	Stokowski
Coleman	Gearty	Kirchner	Olson, A. G.	Tenessen
Conzemius	Hansen, Baldy	Laufenburger	Patton	Wegener
Davies	Hanson, R.	McCutcheon	Perpich, A. J.	

The Sergeant-at-Arms was instructed to bring in the absent members.

MEMBERS EXCUSED

Messrs. Olhoft and Solon were excused from the balance of today's Session.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended that the General Orders Calendar be taken up at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS—CONTINUED

The Senate resolved itself into a Committee of the Whole, with Mr. Conzemius in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Conzemius reported that the committee had considered

S. F. No. 6, which the committee recommends to pass with the following amendments offered by Messrs. Tennessen and Jensen:

Mr. Tennessen moved to amend S. F. No. 6, as follows:

On page 5 strike lines 15 to 28 and on page 6, lines 1 to 22 and in lieu thereof substitute the following:

514.03 [EXTENT AND AMOUNT OF LIEN.] *Subdivision 1. With respect to any contract or improvement as to which notice is not required by section 2, the lien shall be as follows:*

(a) *If the contribution be is made under a contract with the owner and for an agreed price, the lien as against him shall be for the sum so agreed upon; otherwise, and*

(b) *In all other cases, as against others than the owner, it shall be for the reasonable value of the work done, and of the skill, material, and machinery furnished.*

Subd. 2. With respect to any contract or improvement as to which notice is required by section 2, the lien shall be as follows:

(a) *If the contribution is made under a contract with the owner and for an agreed price, the lien as against him shall be for the sum agreed upon;*

(b) *In all other cases, it shall be for the reasonable value of the work done, and of the skill, material, and machinery furnished. Provided, however:*

(c) *No lien shall exceed the lien claimant's proportional share of the total amount due between the owner and his contractor; and provided further:*

(d) *The total sum of all liens, whether the contribution is made under a contract with the owner or otherwise, shall not exceed the total of said contract price plus the contract price of any additional contract or contracts between the owner and the contractor, less the total of the following:*

(i) *Payments made by the owner or his agent to the contractor prior to receiving any notice prescribed by section 2, subdivision 2;*

(ii) *Payments made by the owner or his agent to discharge any lien claims as authorized by section 514.07; and*

(iii) *Payments made by the owner or his agent pursuant to presentation of valid lien waivers from persons or companies contributing to the improvement who have previously given the notice required by section 2, subdivision 2.*

On page 6, line 23, renumber subdivision 4 to subdivision 3.

Mr. Jensen moved to amend S. F. No. 6, the printed bill, as follows:

Page 2, strike lines 7 to 28.

Page 3, strike lines 1 to 16.

Page 3, line 17, delete "Subd. 2. [Subcontractor to give notice.]

Renumber the remaining subdivisions of section 2.

Page 5, line 4, strike "notices" and insert in lieu thereof "notice"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 30 and nays 29, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Jensen	Krieger	Pillsbury
Bang	Fitzsimons	Josefson	Larson	Renneke
Berg	Frederick	Keefe, J.	Nelson	Schrom
Bernhagen	Hansen, Baldy	Kirchner	Olson, J. L.	Sillers
Blatz	Hansen, Mel	Knutson	O'Neill	Stassen
Brown	Hanson, R.	Kowalczyk	Patton	Ueland

Those who voted in the negative were:

Arnold	Doty	Lord	Olson, H. D.	Stokowski
Borden	Gearty	Milton	Perpich, A. J.	Tennessee
Chenoweth	Hughes	Moe	Perpich, G.	Thorup
Coleman	Humphrey	North	Purfeerst	Wegener
Conzemius	Keefe, S.	Novak	Schaaf	Willet
Davies	Lewis	Olson, A. G.	Spear	

Which motion prevailed. So the amendment was adopted.

S. F. No. 410, which the committee recommends to pass with the following amendments offered by Messrs. Olson, A. G. and Chenoweth:

Mr. Olson, A. G. moved to amend S. F. No. 410 as follows:

Page 7, line 19, before "county" insert "the"

Page 8, line 23, strike "such one" and insert "that"

Page 9, line 6, strike "or political"

Page 9, line 7, strike "subdivision"

Page 9, line 10, strike "or political"

Page 9, line 11, strike "subdivision"

Mr. Chenoweth moved to amend S. F. No. 410 as follows:

Page 13, after line 9, insert:

"Sec. 16. The county of Ramsey shall after the effective date provided herein be responsible for all welfare programs within the county, the costs of which are not met from federal, state, or private sources.

Sec. 17. 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 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 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 72½ percent by such county and 27½ 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."

Renumber subsequent sections accordingly

Page 13, line 12, strike "and"

Page 13, line 12, after "261.143" insert "; and 393.08, Subdivision 2;"

Further, amend the title as follows:

Line 5, after "county;" insert "fixing responsibility for welfare in the counties;"

Line 12, after "2;" insert "393.08, Subdivision 1;"

Line 15, strike "and"

Line 16, after "261.143" and before the period insert " ; and 393.08, Subdivision 2"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 44 and nays 15, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Larson	Olson, A. G.	Sillers
Borden	Frederick	Lewis	Olson, H. D.	Spear
Brown	Gearty	Lord	Olson, J. L.	Stassen
Chenoweth	Hansen, Mel	McCutcheon	O'Neill	Stokowski
Chmielewski	Hanson, R.	Milton	Patton	Tennessee
Coleman	Jensen	Moe	Perpich, A. J.	Thorup
Conzemius	Keefe, S.	North	Purfeerst	Wegener
Davies	Kirchner	Novak	Schaaf	Willet
Doty	Knutson	Ogdahl	Schrom	

Those who voted in the negative were:

Ashbach	Blatz	Hughes	Kowalczyk	Pillsbury
Bang	Fitzsimons	Humphrey	Krieger	Renneke
Bernhagen	Hansen, Baldy	Keefe, J.	Nelson	Ueland

Which motion prevailed. So the amendment was adopted.

Mr. Keefe, J. moved to amend S. F. No. 410 as follows:

Page 1, after line 21, insert:

"The costs of poor relief within Hennepin County shall be paid in the manner provided in section 5."

Page 5, after line 13, insert the following:

"Sec. 5. [PAYMENT OF COSTS OF POOR RELIEF IN HENNEPIN COUNTY.] The costs of poor relief within Hennepin county 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 city of Minneapolis, and the amount of such costs for relief of the poor who have legal settlement within Hennepin county but outside the city of Minneapolis. 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 city of Minneapolis 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 city of Minneapolis; and on all taxable property within the county but outside the city of Minneapolis 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 county for the following fiscal year."

Renumber subsequent sections accordingly.

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 17 and nays 43, as follows:

Those who voted in the affirmative were:

Ashbach	Blatz	Josefson	Lewis	Ueland
Bang	Frederick	Kirchner	Nelson	
Berg	Hansen, Baldy	Kowalczyk	Olson, J. L.	
Bernhagen	Humphrey	Krieger	Pillsbury	

Those who voted in the negative were:

Arnold	Dunn	Laufenburger	Olson, H. D.	Sillers
Borden	Gearty	Lord	O'Neill	Spear
Brown	Hansen, Mel	McCutcheon	Patton	Stassen
Chenoweth	Hanson, R.	Milton	Perpich, A. J.	Stokowski
Chmielewski	Hughes	Moe	Perpich, G.	Thorup
Coleman	Jensen	North	Purfeerst	Wegener
Conzemius	Keefe, S.	Novak	Renneke	Willet
Davies	Knutson	Ogdahl	Schaaf	
Doty	Larson	Olson, A. G.	Schrom	

Which motion did not prevail. So the amendment was not adopted.

Mr. Brown moved to amend S. F. No. 410, as follows:

Page 5, strike lines 8 through 13

Renumber the sections accordingly.

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 20 and nays 44, as follows:

Those who voted in the affirmative were:

Ashbach	Chmielewski	Hansen, Baldy	Olson, H. D.	Renneke
Berg	Dunn	Hanson, R.	Olson, J. L.	Schrom
Bernhagen	Fitzsimons	Jensen	Patton	Ueland
Brown	Frederick	Josefson	Pillsbury	Willet

Those who voted in the negative were:

Anderson	Gearty	Krieger	North	Sillers
Arnold	Hansen, Mel	Larson	Novak	Solon
Blatz	Hughes	Laufenburger	Ogdahl	Spear
Borden	Humphrey	Lewis	Olson, A. G.	Stassen
Chenoweth	Keefe, J.	Lord	O'Neill	Stokowski
Coleman	Keefe, S.	McCutcheon	Perpich, A. J.	Tennessee
Conzemius	Kirchner	Milton	Perpich, G.	Thorup
Davies	Knutson	Moe	Purfeerst	Wegener
Doty	Kowalczyk	Nelson	Schaaf	

Which motion did not prevail. So the amendment was not adopted.

The question being taken on the committee recommendation,

And the roll being called, there were yeas 38 and nays 26, as follows:

Those who voted in the affirmative were:

Arnold	Gearty	Laufenburger	Olson, H. D.	Stassen
Borden	Hansen, Mel	Lord	O'Neill	Stokowski
Chenoweth	Hanson, R.	McCutcheon	Perpich, A. J.	Tennessee
Chmielewski	Jensen	Moe	Perpich, G.	Thorup
Coleman	Josefson	North	Schaaf	Wegener
Conzemius	Keefe, S.	Novak	Sillers	Willet
Davies	Knutson	Ogdahl	Solon	
Doty	Larson	Olson, A. G.	Spear	

Those who voted in the negative were:

Anderson	Bang	Bernhagen	Brown	Fitzsimons
Ashbach	Berg	Blatz	Dunn	Frederick

Hansen, Baldy	Kirchner	Nelson	Purfeerst	Schrom
Hughes	Kowalczyk	Olson, J. L.	Renneke	Ueland
Humphrey	Krieger	Patton		
Keefe, J.	Lewis	Pillsbury		

Which motion prevailed. So the committee recommends S. F. No. 410 to pass.

And then, on motion of Mr. Conzemius, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman, from the Committee on Rules and Administration, offered the following resolution:

BE IT RESOLVED, by the Senate, that the following named persons be and are hereby appointed to the position hereinafter stated and at the salary heretofore fixed.

Susan Berg, Clerk Typist II, effective March 7, 1973

Deborah Getter, Clerk Typist II, effective March 19, 1973

Ricky Ross, substituted for Belinda Ball in the Page classification, effective March 19, 1973

Joe Rogers, substituted for Joseph Okoneski in the Sergeant classification, effective March 19, 1973

Dale Ulrich, Legislative Fiscal Analyst II, effective March 19, 1973

Carol Brennan, Stenographer I, effective March 26, 1973

Mr. Coleman moved the adoption of the foregoing resolution. Which motion prevailed. So the resolution was adopted.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended as to revert to Reports of Committees, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

REPORT FROM THE COMMITTEE ON RULES AND ADMINISTRATION

Pursuant to Rule 10, Mr. Coleman, for the Committee on Rules and Administration, designates all of the bills on the General Orders Calendar for Wednesday, March 21, 1973, as a Special Order for today, to be considered immediately.

Mr. Coleman moved the adoption of the foregoing committee report. Which motion prevailed. Report adopted.

SPECIAL ORDER

H. F. No. 227: A bill for an act relating to towns; authorizing certain towns to have and possess certain powers; amending Minnesota Statutes 1971, Section 368.01.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Schaaf
Arnold	Dunn	Kirchner	Novak	Schrom
Ashbach	Fitzsimons	Knutson	Ogdahl	Sillers
Bang	Frederick	Kowalczyk	Olson, A. G.	Solon
Berg	Gearty	Krieger	Olson, H. D.	Spear
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Blatz	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Borden	Hanson, R.	Lewis	Patton	Tennessee
Brown	Hughes	Lord	Perpich, A. J.	Thorup
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Ueland
Chmielewski	Jensen	Milton	Pillsbury	Wegener
Conzemius	Josefson	Moe	Purfeerst	Willet
Davies	Keefe, J.	Nelson	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 245: A bill for an act relating to elections; requiring statement of last prior residence of applicant for registration; providing for list of electors who have registered in other registration jurisdictions; providing procedure to verify that applicant is not registered elsewhere; amending Minnesota Statutes 1971, Sections 201.07, Subdivision 1; and 201.07, by adding a subdivision.

Mr. Hansen, Mel moved to amend S. F. No. 245 as follows:

Page 2, line 13, delete "*an inquiry*" and insert in lieu thereof "*a notification of the registration*"

Line 16 delete "*inquiry*" and insert in lieu thereof "*notification*"

Line 19 delete the comma and insert a period. Delete the rest of line 19 and all of line 20.

Line 21 following "*officer*" insert "*in a Minnesota jurisdiction*"

Line 24 following "*each*" insert "*Minnesota election*"

Which motion prevailed. So the amendment was adopted.

S. F. No. 245 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 34 and nays 31, as follows:

Those who voted in the affirmative were:

Arnold	Berg	Brown	Fitzsimons	Hansen, Mel
Ashbach	Bernhagen	Chmielewski	Frederick	Hanson, R.
Bang	Blatz	Dunn	Gearty	Jensen

Josefson	Kowalczyk	Nelson	O'Neill	Sillers
Keefe, J.	Krieger	North	Patton	Stassen
Kirchner	Larson	Ogdahl	Pillsbury	Ueland
Knutson	McCutcheon	Olson, J. L.	Renneke	

Those who voted in the negative were:

Anderson	Hansen, Baldy	Milton	Purfeerst	Thorup
Borden	Hughes	Moe	Schaaf	Wegener
Chenoweth	Humphrey	Novak	Schrom	Willet
Coleman	Keefe, S.	Olson, A. G.	Solon	
Conzemius	Laufenburger	Olson, H. D.	Spear	
Davies	Lewis	Perpich, A. J.	Stokowski	
Doty	Lord	Perpich, G.	Tennessee	

So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 688: A bill for an act relating to highway traffic regulations; prescribing tuition fees for driver improvement clinics; amending Minnesota Statutes 1971, Section 169.972, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Schaaf
Arnold	Doty	Kirchner	Novak	Schrom
Ashbach	Dunn	Knutson	Ogdahl	Sillers
Bang	Fitzsimons	Kowalczyk	Olson, A. G.	Solon
Berg	Frederick	Krieger	Olson, H. D.	Spear
Bernhagen	Gearty	Larson	Olson, J. L.	Stassen
Blatz	Hansen, Baldy	Laufenburger	O'Neill	Stokowski
Borden	Hansen, Mel	Lewis	Patton	Tennessee
Brown	Hanson, R.	Lord	Perpich, A. J.	Thorup
Chenoweth	Hughes	McCutcheon	Perpich, G.	Ueland
Chmielewski	Humphrey	Milton	Pillsbury	Wegener
Coleman	Jensen	Moe	Purfeerst	Willet
Conzemius	Josefson	Nelson	Renneke	

Mr. Keefe, J. voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 386: A bill for an act relating to courts; witness fees; amending Minnesota Statutes 1971, Section 357.24.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Ashbach	Berg	Blatz	Brown
Arnold	Bang	Bernhagen	Borden	Chenoweth

Chmielewski	Hughes	Laufenburger	Olson, H. D.	Sillers
Coleman	Humphrey	Lewis	Olson, J. L.	Solon
Conzemius	Jensen	Lord	O'Neill	Spear
Davies	Josefson	McCutcheon	Patton	Stassen
Doty	Keefe, J.	Milton	Perpich, A. J.	Stokowski
Dunn	Keefe, S.	Moe	Perpich, G.	Tennessen
Fitzsimons	Kirchner	Nelson	Pillsbury	Thorup
Gearty	Knutson	North	Purfeerst	Ueland
Hansen, Baldy	Kowalczyk	Novak	Renneke	Wegener
Hansen, Mel	Krieger	Ogdahl	Schaaf	Willet
Hanson, R.	Larson	Olson, A. G.	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 191: A bill for an act relating to crimes and criminals; prohibiting the sale, use and possession of fireworks except under certain circumstances; amending Minnesota Statutes 1971, Sections 624.21 and 624.23.

Mr. Lewis moved to amend S. F. No. 191, as follows:

Page 2, after Line 4, insert:

"Sec. 3. This act is effective June 1, 1973."

Which motion prevailed. So the amendment was adopted.

S. F. No. 191 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 38 and nays 24, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Krieger	Novak	Stassen
Borden	Gearty	Larson	Ogdahl	Stokowski
Chenoweth	Hughes	Laufenburger	Olson, A. G.	Tennessen
Chmielewski	Humphrey	Lewis	O'Neill	Thorup
Coleman	Jensen	Lord	Perpich, A. J.	Wegener
Conzemius	Keefe, J.	McCutcheon	Perpich, G.	Willet
Davies	Keefe, S.	Milton	Schaaf	
Doty	Kirchner	North	Spear	

Those who voted in the negative were:

Ashbach	Fitzsimons	Josefson	Olson, H. D.	Renneke
Bang	Frederick	Knutson	Olson, J. L.	Schrom
Berg	Hansen, Baldy	Kowalczyk	Patton	Sillers
Bernhagen	Hansen, Mel	Moe	Pillsbury	Ueland
Brown	Hanson, R.	Nelson	Purfeerst	

So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 370: A bill for an act relating to corporations; regulating the organization of certain nonprofit corporations; amend-

ing Minnesota Statutes 1971, Sections 317.04, Subdivisions 3 and 7; 317.06; 317.15, Subdivision 2; 317.16, Subdivision 2; 317.20, Subdivision 5; 317.22, Subdivision 7; 317.27, Subdivisions 1, 5 and by adding a subdivision; 317.35; 317.37; and Chapter 317, by adding a section.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	North	Schaaf
Arnold	Doty	Keefe, S.	Novak	Schrom
Ashbach	Dunn	Kirchner	Ogdahl	Spear
Bang	Fitzsimons	Knutson	Olson, A. G.	Stassen
Berg	Frederick	Kowalczyk	Olson, H. D.	Stokowski
Bernhagen	Gearty	Krieger	Olson, J. L.	Tennessee
Blatz	Hansen, Baldy	Laufenburger	O'Neill	Thorup
Borden	Hansen, Mel	Lewis	Patton	Ueland
Brown	Hanson, R.	Lord	Perpich, A. J.	Wegener
Chenoweth	Hughes	McCutcheon	Perpich, G.	Willet
Chmielewski	Humphrey	Milton	Pillsbury	
Coleman	Jensen	Moe	Purfeerst	
Conzemius	Josefson	Nelson	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 632: A bill for an act relating to courts; establishing a uniform jurisdictional amount for conciliation courts; amending Minnesota Statutes 1971, Sections 487.30; 491.03, Subdivision 4; and 491.04, Subdivision 1.

Was read the third and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	North	Schrom
Arnold	Doty	Keefe, S.	Novak	Spear
Ashbach	Dunn	Kirchner	Ogdahl	Stassen
Bang	Fitzsimons	Knutson	Olson, H. D.	Stokowski
Berg	Frederick	Kowalczyk	Olson, J. L.	Tennessee
Bernhagen	Gearty	Krieger	O'Neill	Thorup
Blatz	Hansen, Baldy	Laufenburger	Patton	Ueland
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Wegener
Brown	Hanson, R.	Lord	Perpich, G.	Willet
Chenoweth	Hughes	McCutcheon	Pillsbury	
Chmielewski	Humphrey	Milton	Purfeerst	
Coleman	Jensen	Moe	Renneke	
Conzemius	Josefson	Nelson	Schaaf	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 781: A bill for an act relating to highway traffic regu-

lations; application thereof; providing certain exemptions; amending Minnesota Statutes 1971, Section 169.03.

Mr. Laufenburger moved to amend S. F. No. 781, as follows:

Page 2, Line 8, strike "*and*" and insert "*operating*"

Which motion prevailed. So the amendment was adopted.

S. F. No. 781 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 61 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Novak	Sillers
Arnold	Doty	Keefe, S.	Ogdahl	Spear
Ashbach	Dunn	Kirchner	Olson, H. D.	Stassen
Bang	Fitzsimons	Knutson	Olson, J. L.	Stokowski
Berg	Frederick	Kowalczyk	O'Neill	Tennessen
Bernhagen	Gearty	Laufenburger	Patton	Thorup
Blatz	Hansen, Baldy	Lewis	Perpich, A. J.	Ueland
Borden	Hansen, Mel	Lord	Perpich, G.	Wegener
Brown	Hanson, R.	McCutcheon	Pillsbury	Willet
Chenoweth	Hughes	Milton	Purfeerst	
Chmielewski	Humphrey	Moe	Renneke	
Coleman	Jensen	Nelson	Schaaf	
Conzemius	Josefson	North	Schrom	

Mr. Krieger voted in the negative.

So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 442: A bill for an act relating to the revisor of statutes; appropriating money for bill drafting and related activities.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Ogdahl	Spear
Arnold	Dunn	Knutson	Olson, H. D.	Stassen
Ashbach	Fitzsimons	Kowalczyk	Olson, J. L.	Stokowski
Bang	Gearty	Krieger	O'Neill	Tennessen
Bernhagen	Hansen, Baldy	Laufenburger	Patton	Thorup
Berg	Hansen, Mel	Lewis	Perpich, A. J.	Ueland
Blatz	Hanson, R.	Lord	Perpich, G.	Wegener
Borden	Hughes	McCutcheon	Pillsbury	Willet
Brown	Humphrey	Milton	Purfeerst	
Chenoweth	Jensen	Moe	Renneke	
Chmielewski	Josefson	Nelson	Schaaf	
Conzemius	Keefe, J.	North	Schrom	
Davies	Keefe, S.	Novak	Sillers	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Jensen	Nelson	Renneke
Arnold	Davies	Josefson	North	Schaaf
Ashbach	Doty	Keefe, J.	Novak	Schrom
Bang	Dunn	Keefe, S.	Ogdahl	Sillers
Berg	Fitzsimons	Kirchner	Olson, H. D.	Spear
Bernhagen	Frederick	Knutson	Olson, J. L.	Stassen
Blatz	Gearty	Kowalczyk	O'Neill	Stokowski
Borden	Hansen, Baldy	Laufenburger	Patton	Tennessee
Brown	Hansen, Mel	Lord	Perpich, A. J.	Thorup
Chenoweth	Hanson, R.	McCutcheon	Perpich, G.	Ueland
Chmielewski	Hughes	Milton	Pillsbury	Wegener
Coleman	Humphrey	Moe	Purfeerst	Willet

Mr. Krieger voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Mr. Anderson moved to amend S. F. No. 625 as follows:

Page 3, after line 21, insert:

“Sec. 5. This act is effective the day following its final enactment.”

Which motion prevailed. So the amendment was adopted.

S. F. No. 625 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Bang	Blatz	Chenoweth	Conzemius
Arnold	Berg	Borden	Chmielewski	Davies
Ashbach	Bernhagen	Brown	Coleman	Doty

Dunn	Josefson	Milton	Patton	Stassen
Fitzsimons	Keefe, J.	Moe	Perpich, A. J.	Stokowski
Frederick	Keefe, S.	Nelson	Perpich, G.	Tennessen
Gearty	Kirchner	North	Pillsbury	Thorup
Hansen, Baldy	Knutson	Novak	Purfeerst	Ueland
Hansen, Mel	Kowalczyk	Ogdahl	Renneke	Wegener
Hanson, R.	Krieger	Olson, A. G.	Schaaf	Willet
Hughes	Laufenburger	Olson, H. D.	Schrom	
Humphrey	Lord	Olson, J. L.	Sillers	
Jensen	McCutcheon	O'Neill	Spear	

So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 769: 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.

Mr. Milton moved to amend S. F. No. 769, as follows:

Page 4, line 7, after "*permit*" insert "*at*"

Page 4, line 8, strike "*after*" and insert "*more than*"

Page 4, line 8, after "*revocation*" insert "*and*"

Which motion prevailed. So the amendment was adopted.

Mr. Milton requested that S. F. No. 769 be progressed. So S. F. No. 769 was progressed.

SPECIAL ORDER

S. F. No. 700: A bill for an act relating to the public examiner; examination of school district records pursuant to petition by freeholders; amending Minnesota Statutes 1971, Section 215.19.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Novak	Schrom
Arnold	Doty	Keefe, S.	Ogdahl	Sillers
Ashbach	Dunn	Kirchner	Olson, A. G.	Spear
Bang	Fitzsimons	Knutson	Olson, H. D.	Stassen
Berg	Frederick	Kowalczyk	Olson, J. L.	Stokowski
Bernhagen	Gearty	Krieger	O'Neill	Tennessen
Blatz	Hansen, Baldy	Laufenburger	Patton	Ueland
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Wegener
Brown	Hanson, R.	McCutcheon	Perpich, G.	Willet
Chenoweth	Hughes	Milton	Pillsbury	
Chmielewski	Humphrey	Moe	Purfeerst	
Coleman	Jensen	Nelson	Renneke	
Conzemius	Josefson	North	Schaaf	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 716: A bill for an act relating to education; prohibiting interest in school supplies; amending Minnesota Statutes 1971, Section 127.15; repealing Minnesota Statutes 1971, Section 127.24.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 54 and nays 5, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schaaf
Arnold	Dunn	Kowalczyk	Olson, A. G.	Schrom
Bang	Fitzsimons	Krieger	Olson, H. D.	Spear
Bernhagen	Gearty	Laufenburger	Olson, J. L.	Stassen
Borden	Hansen, Mel	Lewis	O'Neill	Stokowski
Brown	Hanson, R.	Lord	Patton	Tennessee
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Humphrey	Milton	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet
Davies	Keefe, S.	North	Renneke	

Those who voted in the negative were:

Berg	Hansen, Baldy	Jensen	Knutson	Sillers
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So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 829: A bill for an act relating to education; authorizing payment of certain surplus school funds in county treasuries to certain school districts; amending Minnesota Statutes 1971, Chapter 124, by adding a section.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	North	Schaaf
Arnold	Doty	Keefe, S.	Novak	Schrom
Ashbach	Dunn	Kirchner	Ogdahl	Sillers
Bang	Fitzsimons	Knutson	Olson, A. G.	Spear
Berg	Frederick	Kowalczyk	Olson, H. D.	Stassen
Bernhagen	Gearty	Krieger	Olson, J. L.	Stokowski
Blatz	Hansen, Baldy	Laufenburger	O'Neill	Tennessee
Borden	Hansen, Mel	Lewis	Patton	Thorup
Brown	Hanson, R.	Lord	Perpich, A. J.	Ueland
Chenoweth	Hughes	McCutcheon	Perpich, G.	Wegener
Chmielewski	Humphrey	Milton	Pillsbury	Willet
Coleman	Jensen	Moe	Purfeerst	
Conzemius	Josefson	Nelson	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 335: A bill for an act relating to municipalities; requiring municipalities to install ramps at crosswalks under certain conditions.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Ogdahl	Sillers
Arnold	Doty	Keefe, S.	Olson, A. G.	Spear
Ashbach	Dunn	Kirchner	Olson, H. D.	Stassen
Bang	Fitzsimons	Knutson	Olson, J. L.	Stokowski
Berg	Frederick	Kowalczyk	O'Neill	Tennessee
Bernhagen	Gerty	Krieger	Patton	Thorup
Blatz	Hansen, Baldy	Lewis	Perpich, A. J.	Ueland
Borden	Hansen, Mel	Lord	Perpich, G.	Wegener
Brown	Hanson, R.	McCutcheon	Pillsbury	Willet
Chenoweth	Hughes	Milton	Purfeerst	
Chmielewski	Humphrey	Nelson	Renneke	
Coleman	Jensen	North	Schaaf	
Conzemius	Josefson	Novak	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 489: A bill for an act relating to highway traffic regulations; pedestrians rights in absence of signals; amending Minnesota Statutes 1971, Section 169.21, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, J.	Novak	Schaaf
Arnold	Dunn	Keefe, S.	Ogdahl	Schrom
Bang	Fitzsimons	Kirchner	Olson, A. G.	Sillers
Berg	Frederick	Knutson	Olson, H. D.	Spear
Bernhagen	Gerty	Kowalczyk	Olson, J. L.	Stassen
Borden	Hansen, Baldy	Krieger	O'Neill	Stokowski
Brown	Hansen, Mel	Laufenburger	Patton	Tennessee
Chenoweth	Hanson, R.	Lewis	Perpich, A. J.	Thorup
Chmielewski	Hughes	Lord	Perpich, G.	Ueland
Coleman	Humphrey	McCutcheon	Pillsbury	Wegener
Conzemius	Jensen	Milton	Purfeerst	Willet
Davies	Josefson	Nelson	Renneke	

Messrs. Ashbach, Blatz and North voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 531: A bill for an act relating to deceptive trade prac-

tices; making the law relating thereto uniform with that of certain other states.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Ogdahl	Sillers
Arnold	Dunn	Kirchner	Olson, A. G.	Spear
Bang	Fitzsimons	Knutson	Olson, H. D.	Stassen
Berg	Frederick	Kowalczyk	Olson, J. L.	Stokowski
Bernhagen	Gearty	Krieger	O'Neill	Tennessee
Blatz	Hansen, Baldy	Lewis	Patton	Thorup
Borden	Hansen, Mel	Lord	Perpich, A. J.	Ueland
Brown	Hanson, R.	McCutcheon	Perpich, G.	Wegener
Chenoweth	Hughes	Milton	Pillsbury	Willet
Chmielewski	Humphrey	Moe	Purfeerst	
Coleman	Jensen	Nelson	Renneke	
Conzemius	Josefson	North	Schaaf	
Davies	Keefe, J.	Novak	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 986: A bill for an act relating to taxation; due date of returns; extension of time; amending Minnesota Statutes 1971, Chapter 270, by adding a section.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Novak	Schrom
Arnold	Dunn	Kirchner	Ogdahl	Sillers
Bang	Fitzsimons	Knutson	Olson, A. G.	Spear
Berg	Frederick	Kowalczyk	Olson, H. D.	Stassen
Bernhagen	Gearty	Krieger	Olson, J. L.	Stokowski
Blatz	Hansen, Baldy	Laufenburger	O'Neill	Tennessee
Borden	Hansen, Mel	Lewis	Patton	Thorup
Brown	Hanson, R.	Lord	Perpich, A. J.	Ueland
Chenoweth	Hughes	McCutcheon	Perpich, G.	Wegener
Chmielewski	Humphrey	Milton	Pillsbury	Willet
Coleman	Jensen	Moe	Purfeerst	
Conzemius	Josefson	Nelson	Renneke	
Davies	Keefe, J.	North	Schaaf	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 171: A bill for an act relating to corporations; contents of restated articles, and powers of directors; amending Minnesota Statutes 1971, Sections 301.09; 301.28, Subdivision 4; and 301.37, Subdivision 3.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Novak	Sillers
Arnold	Dunn	Kirchner	Ogdahl	Spear
Bang	Fitzsimons	Knutson	Olson, H. D.	Stassen
Berg	Frederick	Kowalczyk	Olson, J. L.	Stokowski
Bernhagen	Gearty	Krieger	O'Neill	Tennessee
Blatz	Hansen, Baldy	Laufenburger	Patton	Thorup
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Ueland
Brown	Hanson, R.	Lord	Perpich, G.	Wegener
Chenoweth	Hughes	McCutcheon	Pillsbury	Willett
Chmielewski	Humphrey	Milton	Purfeerst	
Coleman	Jensen	Moe	Renneke	
Conzemius	Josefson	Nelson	Schaaf	
Davies	Keefe, J.	North	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Novak	Schrom
Arnold	Dunn	Kirchner	Ogdahl	Sillers
Bang	Fitzsimons	Knutson	Olson, A. G.	Spear
Berg	Frederick	Kowalczyk	Olson, H. D.	Stassen
Bernhagen	Gearty	Krieger	Olson, J. L.	Stokowski
Blatz	Hansen, Baldy	Laufenburger	O'Neill	Tennessee
Borden	Hansen, Mel	Lewis	Patton	Thorup
Brown	Hanson, R.	Lord	Perpich, A. J.	Ueland
Chenoweth	Hughes	McCutcheon	Perpich, G.	Wegener
Chmielewski	Humphrey	Milton	Pillsbury	Willett
Coleman	Jensen	Moe	Purfeerst	
Conzemius	Josefson	Nelson	Renneke	
Davies	Keefe, J.	North	Schaaf	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1007: A bill for an act relating to taxation; providing for powers to enforce provisions relating to petroleum products tax; amending Minnesota Statutes 1971, Section 296.17, Subdivision 20.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Novak	Schrom
Arnold	Dunn	Kirchner	Ogdahl	Sillers
Bang	Fitzsimons	Knutson	Olson, A. G.	Spear
Berg	Frederick	Kowalczyk	Olson, H. D.	Stassen
Bernhagen	Gearty	Krieger	Olson, J. L.	Stokowski
Blatz	Hansen, Baldy	Laufenburger	O'Neill	Tennessee
Borden	Hansen, Mel	Lewis	Patton	Thorup
Brown	Hanson, R.	Lord	Perpich, A. J.	Ueland
Chenoweth	Hughes	McCutcheon	Perpich, G.	Wegener
Chmielewski	Humphrey	Milton	Pillsbury	Willet
Coleman	Jensen	Moe	Purfeerst	
Conzemius	Josefson	Nelson	Renneke	
Davies	Keefe, J.	North	Schaaf	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 657: A bill for an act relating to certain cities and villages; per diem of members of governing bodies; amending Minnesota Statutes 1971, Section 415.10.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill.

And the roll being called, there were yeas 58 and nays 4, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Knutson	Ogdahl	Schrom
Arnold	Fitzsimons	Kowalczyk	Olson, A. G.	Sillers
Bang	Frederick	Krieger	Olson, H. D.	Spear
Blatz	Gearty	Laufenburger	Olson, J. L.	Stassen
Borden	Hansen, Baldy	Lewis	O'Neill	Stokowski
Brown	Hanson, R.	Lord	Patton	Tennessee
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Humphrey	Milton	Perpich, G.	Ueland
Coleman	Jensen	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet
Davies	Keefe, S.	North	Renneke	
Doty	Kirchner	Novak	Schaaf	

Those who voted in the negative were:

Berg	Bernhagen	Hansen, Mel	Josefson
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So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the bills not considered under Special Orders today be returned to the General Orders Calendar. Which motion prevailed.

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Thursday, March 22, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

TWENTY-SIXTH DAY

St. Paul, Minnesota, Thursday, March 22, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Davies	Keefe, S.	Nelson	Renneke
Arnold	Doty	Kirchner	North	Schaaf
Ashbach	Dunn	Kleinbaum	Novak	Schrom
Bang	Fitzsimons	Knutson	Ogdahl	Sillers
Berg	Frederick	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Gearty	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Borden	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Brown	Hanson, R.	Lewis	Patton	Tennessee
Chenoweth	Hughes	Lord	Perpich, A. J.	Thorup
Chmielewski	Humphrey	McCutcheon	Perpich, G.	Ueland
Coleman	Jensen	Milton	Pillsbury	Wegener
Conzemius	Josefson	Moe	Purfeerst	Willet

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Mr. Olhoff was excused from the Session of today. Messrs. Bang, Krieger, Renneke and Nelson were excused from the Session of today, beginning at 4:00 o'clock p.m. Messrs. Pillsbury, Josefson, Frederick and Knutson were excused from the Session of today, beginning at 5:00 o'clock p.m. Messrs. Milton, Ueland and Olson, J. L. were excused from the Session of today, beginning at 5:45 o'clock p.m.

INTRODUCTION OF BILLS

Mr. Anderson introduced—

S. F. No. 1384: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Anderson introduced—

S. F. No. 1385: A bill for an act relating to the claim of Anton C. and Norma J. Diebold; for compensation and punitive damages for misrepresentations of the department of natural resources.

Which was read the first time and referred to the Committee on Finance.

Messrs. Perpich, A. J.; Blatz and Anderson introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Chenoweth, McCutcheon and Hughes introduced—

S. F. No. 1387: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Chenoweth, McCutcheon and Conzemius introduced—

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, Subdivisions 17 and 17b.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Chenoweth, Milton and Conzemius introduced—

S. F. No. 1389: A bill for an act relating to health; payment of medical and hospital benefits to governmental institutions in certain instances.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Conzemius introduced—

S. F. No. 1390: A bill for an act relating to the claim of Angela

Deary; arising from benefits not paid; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Willet, Ashbach and Chmielewski introduced—

S. F. No. 1391: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Milton, McCutcheon and Perpich, A. J. introduced—

S. F. No. 1392: A bill for an act relating to taxation; deductions from net income; denying utilities deductions for certain advertising and public relations expenses; amending Minnesota Statutes 1971, Section 290.10.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Olhoft, Brown and Borden introduced—

S. F. No. 1393: 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Purfeerst, Nelson and Hughes introduced—

S. F. No. 1394: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Frederick, Arnold and Berg introduced—

S. F. No. 1395: A bill for an act relating to veterans; providing for free higher education of dependents of prisoners of war and persons missing in action; appropriating money; amending Minnesota Statutes 1971, Section 197.09.

Which was read the first time and referred to the Committee on Education.

Mr. Conzemius introduced—

S. F. No. 1396: A bill for an act relating to the claim of the village of Zumbrota; arising from street and sidewalk improvements to the state-owned national guard armory; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Lord, Ogdahl and Milton introduced—

S. F. No. 1397: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Doty, Brown and Borden introduced—

S. F. No. 1398: A bill for an act relating to the uniform management of institutional funds; providing for the management, investment and appropriation of such funds.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. North, Conzemius and Laufenburger introduced—

S. F. No. 1399: A bill for an act relating to public transportation; appropriating money for demonstrating public transportation service utilizing school buses and other vehicles.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Doty introduced—

S. F. No. 1400: A bill for an act relating to wild rice; providing for regulation of the harvesting thereof and for measures to promote the conservation, propagation, and production thereof; amending Minnesota Statutes 1971, Section 84.14, Subdivisions 1, 2, 4, and 6; and Section 84.15, by adding a subdivision.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Kirchner, Gearty and Lewis introduced—

S. F. No. 1401: A bill for an act relating to state employment; service workers; employment above quotas or complement.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Doty and Solon introduced—

S. F. No. 1402: A bill for an act relating to sales and use tax; exempting the federal excise tax paid on tires from the sales tax; amending Minnesota Statutes 1971, Sections 297A.01, Subdivision 8; and 297A.25, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Doty and Solon introduced—

S. F. No. 1403: A bill for an act relating to game and fish; free fishing and small game licenses for certain qualified minors; amending Minnesota Statutes 1971, Section 98.47, by adding a subdivision.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Frederick, Kleinbaum and Stassen introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Kleinbaum, Larson and Lewis introduced—

S. F. No. 1405: A bill for an act relating to taxation; real estate; delayed assessment of homesteads.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Thorup, Krieger and Tennessen introduced—

S. F. No. 1406: 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; 487.05; 487.06, Subdivision 4; 487.08; 487.09; 487.10, Subdivisions 1 and 4; 487.16; 487.19, by adding a subdivision; 487.21, Subdivision 2; 487.23, Subdivisions 1 and 2; 487.24, Subdivision 3, and by adding a subdivision; 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; 487.35, Subdivision 1; 487.36; 487.39, Subdivision 1; 487.40, by adding a subdivision; 490.04; 490.08; 490.101, Subdivisions 1, 2 and 4; and 490.102, Subdivisions 3, 3a, 6 and 8; and repealing Minnesota Statutes 1971, Sections 487.24, Subdivision 7; 487.26, Subdivisions 3, 5 and 7; 487.35, Subdivisions 2, 3, 4, 5 and 6; and 488.04, Subdivisions 6 and 7.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Perpich, A. J. introduced—

S. F. No. 1407: A bill for an act relating to taxation; exemptions from gross income; exempting pensions for teachers from states other than Minnesota; amending Minnesota Statutes 1971, Section 290.08, Subdivision 6.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Perpich, A. J. introduced—

S. F. No. 1408: A bill for an act relating to taxation; exemptions from gross income; exempting pensions from states other than Minnesota from gross income; amending Minnesota Statutes 1971, Section 290.08, Subdivision 6.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Doty, Renneke and Olhoff introduced—

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.

Which was read the first time and referred to the Committee on Education.

Messrs. Solon, Doty and Perpich, A. J. introduced—

S. F. No. 1410: A bill for an act relating to taxation; income tax exemption for volunteer fireman pensions; amending Minnesota Statutes 1971, Section 290.08, Subdivision 6.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Solon, Doty and Keefe, S. introduced—

S. F. No. 1411: A bill for an act relating to manpower services; unemployment compensation; employer contributions; certain information confidential; authorizing the attorney general to settle certain claims; amending Minnesota Statutes 1971, Sections 268.06, Subdivisions 1, 6 and 22; 268.12, Subdivision 12; 268.16, Subdivision 1, and by adding a subdivision.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Solon and Doty introduced—

S. F. No. 1412: A bill for an act relating to game and fish; authorizing a sportsman's small game, fish, deer and bear license; amending Minnesota Statutes 1971, Section 97.46, by adding a subdivision.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Solon and Doty introduced—

S. F. No. 1413: A bill for an act relating to labor relations; mandatory arbitration of labor disputes between charitable hospital employers and employees; amending Minnesota Statutes 1971, Section 179.38.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Renneke introduced—

S. F. No. 1414: A bill for an act relating to the claim of Charles V. Turnbull; arising from theft of his coat at the state capitol; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Chenoweth, Ogdahl and Thorup introduced—

S. F. No. 1415: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Chenoweth, Anderson and McCutcheon introduced—

S. F. No. 1416: A bill for an act relating to competency of witnesses; limiting patient-physician privilege; amending Minnesota Statutes 1971, Section 595.02.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Solon and Doty introduced—

S. F. No. 1417: A bill for an act relating to the legislature; providing for registration of lobbyists; providing penalties.

Which was read the first time and referred to the Committee on Rules and Administration.

Messrs. Anderson, Ogdahl and Davies introduced—

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.

Which was read the first time and referred to the Committee on Finance.

Messrs. Brown; Olson, A. G. and Pillsbury introduced—

S. F. No. 1419: A bill for an act relating to the prevention of cruelty; increasing the maximum amount of annual appropriations; amending Minnesota Statutes 1971, Section 343.11.

Which was read the first time and referred to the Committee on Local Government.

Mr. Solon introduced—

S. F. No. 1420: A bill for an act relating to intoxicating liquor and non-intoxicating malt liquor; hours of sale; amending Minnesota Statutes 1971, Sections 340.034, and 340.14, Subdivision 1.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Hughes, Ashbach and Coleman introduced—

S. F. No. 1421: A bill for an act relating to education; community school program; continuing and increasing certain reimbursements to participating school districts; appropriating money therefor; amending Minnesota Statutes 1971, Section 121.89.

Which was read the first time and referred to the Committee on Education.

Messrs. Brown and Hughes introduced—

S. F. No. 1422: A bill for an act relating to Washington county; appropriating money for the construction of a county lockup.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Olson, H. D. and Jensen introduced—

S. F. No. 1423: A bill for an act relating to the claim of A. J. Penner Heating and Plumbing, Inc.; arising from error in bid for state contract; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. North, Kirchner and Milton introduced—

S. F. No. 1424: A bill for an act relating to mental health;

commitment; defining mental illness in relation thereto; amending Minnesota Statutes 1971, Sections 253A.02, Subdivisions 3 and 4; and 253A.07, Subdivision 17.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Conzemius introduced—

S. F. No. 1425: A bill for an act relating to the claim of the town of Hay Creek; arising from damage to property of the town due to the hardwood forest; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Doty, McCutcheon and Milton introduced—

S. F. No. 1426: A bill for an act relating to public utilities; requiring approval by public service commission of increases in power rates.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Olson, H. D.; Sillers and Conzemius introduced—

S. F. No. 1427: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Borden, Chenoweth and Sillers introduced—

S. F. No. 1428: A bill for an act relating to teachers retirement; amending Minnesota Statutes 1971, Sections 354.145; 354.33, Subdivision 9; 354.55, Subdivision 8; and 354.62, Subdivision 2.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Purfeerst introduced—

S. F. No. 1429: A bill for an act relating to the claim of Denver Miner arising from crop damage due to land flooding caused by blocked tile from highway construction; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Moe, O'Neill and Milton introduced—

S. F. No. 1430: A bill for an act establishing a kidney dialysis center at University of Minnesota Hospitals and appropriating moneys therefor.

Which was read the first time and referred to the Committee on Finance.

Messrs. Moe, Fitzsimons and Hughes introduced—

S. F. No. 1431: A bill for an act relating to education; permitting independent school boards to fix compensation for officers, clerks and superintendents; amending Minnesota Statutes 1971, Section 123.33, Subdivision 12.

Which was read the first time and referred to the Committee on Education.

Messrs. Borden, Stokowski and Brown introduced—

S. F. No. 1432: A bill for an act relating to commerce; prohibiting the use of powdered asbestos in the construction or improvement of buildings; providing a penalty.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Hansen, Baldy; Brown and Arnold introduced—

S. F. No. 1433: A bill for an act relating to Minnesota resources commission; repealing Minnesota Statutes 1971, Sections 86.06; 86.07; 86.08; 86.10; 86.11; and 86.12.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Hansen, Baldy; McCutcheon and Schrom introduced—

S. F. No. 1434: A bill for an act relating to holidays; regulating the date for celebration of Veterans Day; amending Minnesota Statutes 1971, Section 645.44, Subdivision 5.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Pillsbury, Berg and Brown introduced—

S. F. No. 1435: A bill for an act proposing an amendment to the Minnesota Constitution by adding an article providing for referenda.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Stokowski, Josefson and Olson, A. G. introduced—

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.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Chenoweth, Kleinbaum and Ogdahl introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Ogdahl and Hughes introduced—

S. F. No. 1438: 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; 43.09, Subdivision 6; 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Milton, Kleinbaum and Ogdahl introduced—

S. F. No. 1439: A bill for an act regulating mobile home lot rentals; prescribing penalties.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Hansen, Mel; Stokowski and Stassen introduced—

S. F. No. 1440: A bill for an act relating to elections; providing for the acknowledgement of absentee ballots; amending Minnesota Statutes 1971, Section 207.08.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Moe introduced—

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.

Which was read the first time and referred to the Committee on Local Government.

Mr. Moe introduced—

S. F. No. 1442: A bill for an act relating to the city of East Grand Forks; assessment of and taxation of newly constructed structures.

Which was read the first time and referred to the Committee on Local Government.

Mr. Olson, J. L. introduced—

S. F. No. 1443: A bill for an act relating to the claim of Okabena-Ocheda watershed district; arising from costs incurred to improve land owned by the state of Minnesota; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee reports at the Desk be now adopted. Which motion prevailed.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

H. F. No. 228: A bill for an act relating to counties; appropriations for incidental expenses; amending Minnesota Statutes 1971, Section 375.16.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

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 chairman of the board for incidental costs and expenses.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, before "In" insert "Subdivision 1."

Page 1, after line 19 add the following subdivision:

"Subd. 2. Nothing in subdivision 1 of this act shall operate to lessen the amount of a contingent fund available to the county board or the chairman of a county board under the authority of a special act for a single county enacted previous to the effective date of this act."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1009: A bill for an act relating to the municipalities of Dover, Eyota and St. Charles; providing for the creation of a sanitary sewer board; prescribing its duties and powers; and providing for the collection, treatment and disposal of sewage for the municipalities and areas adjacent thereto.

Reports the same back with the recommendation that the bill be amended as follows:

Page 31, line 7, strike "2" and insert in lieu thereof "1"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 895: A bill for an act authorizing the county board of Sibley county to annually appropriate money as a contingent fund for use by the chairman of the board for incidental costs and expenses.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Gearty 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 790: A bill for an act relating to redevelopment; including rural areas in redevelopment programs; amending Minnesota Statutes 1971, Sections 472.02; 472.03, by adding a subdivision; and 472.04, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 820: A bill for an act appropriating money to the department of military affairs for the St. Cloud national guard armory.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 282: A bill for an act relating to highway traffic regulations; prohibiting the operation of motor vehicles with unsafe tires on public streets or highways; and prescribing penalties.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, before "misdemeanor" insert "petty"

Line 16, strike "grove" and insert in lieu thereof "groove"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 17, after the period insert the following: "*This subdivision shall not apply to motor vehicles operated by a farmer or his agent when transporting produce he has produced.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Novak from the Committee on Finance, 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred appointment submitted to the Senate by His Excellency, Governor Wendell R. Anderson, for confirmation and to be found in the Journal for the 23rd day, reports the same back with the recommendation that said appointment be re-referred to the Committee on Governmental Operations.

STATE BOARD OF HUMAN RIGHTS

Ilene Jean Atwood, 5413 London Road, Duluth, St. Louis County, appointed effective the first Monday of January, 1973, for a term expiring the first Monday of January, 1976.

Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred appointments submitted to the Senate by His Excellency, Governor Wendell R. Anderson, for confirmation and to be found in the Journal for the 24th day, reports the same back with the recommendation that said appointments be re-referred to the standing committees of the Senate as follows:

TAX COURT

Earl B. Gustafson, 1818 East Third Street, Duluth, St. Louis County, appointed effective March 14, 1973, for a term expiring March 1, 1979; to the Committee on Taxes and Tax Laws.

COMMISSIONER OF ECONOMIC DEVELOPMENT

James R. Heltzer, 3857 Brookview Drive, St. Louis Park, Hennepin County, appointed effective March 14, 1973, for a term expiring January 1, 1975; to the Committee on Governmental Operations.

Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 1322: A bill for an act authorizing municipalities to create development districts within their 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; 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.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Local Government. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 1288: A bill for an act relating to educational television broadcast; appropriating money.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Education. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 1268: A bill for an act relating to Hennepin county; medical care for the poor; amending Laws 1963, Chapter 738, Section 1, Subdivision 2.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Health, Welfare and Corrections. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 507, 528, 550, 719, 385 and 626 for comparison to companion Senate Files, reports the following House Files were found identical and recommends the House Files be given their Second Reading and substituted for its companion Senate File as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
507	725				
528	873				
550	685				
719	660				

And that the above Senate Files be indefinitely postponed. Report adopted.

House Files found not identical with their companion Senate Files are as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
385	207				
626	624				

Pursuant to Rule 49 the Committee recommends that H. F. No. 385 be amended as follows:

Page 1, line 10, delete “, county”

Page 1, line 11, delete “natural disaster” and insert “calamity”

Page 1, line 13, delete “, county”

Page 1, line 29, delete “county”

Further, amend the title in line 2, by deleting "political" and inserting "municipalities" and in line 3 of the title, delete "subdivisions"

And when so amended, H. F. No. 385 will be identical to S. F. No. 207 and further recommends that H. F. No. 385 be given its second reading and substituted for S. F. No. 207 and S. F. No. 207 be indefinitely postponed. Amendments adopted. Report adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 626 be amended as follows:

Page 1, line 17, delete "\$16,500" and insert in lieu thereof "\$16,300"

And when so amended, H. F. No. 626 will be identical to S. F. No. 624 and further recommends that H. F. No. 626 be given its second reading and substituted for S. F. No. 624 and S. F. No. 624 be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 942, 1009, 895, 578, 790, 282, 224 and 507 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 228, 507, 528, 550, 719, 385 and 626 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Hansen, Baldy moved that S. F. No. 1235 be withdrawn from the Committee on Governmental Operations. Which motion prevailed.

Mr. Hansen, Baldy moved that S. F. No. 1235 be re-referred to the Committee on Labor and Commerce. Which motion prevailed.

Mr. Wegener moved that S. F. No. 521 be withdrawn from the Committee on Natural Resources and Agriculture. Which motion prevailed.

Mr. Wegener moved that S. F. No. 521 be re-referred to the Committee on Finance. Which motion prevailed.

Mr. Chmielewski moved that the name of Mr. Coleman be added as co-author to S. F. No. 1071. Which motion prevailed.

Mr. Chmielewski moved that the names of Messrs. Olson, A. G. and Brown be added as co-authors to S. F. No. 1028. Which motion prevailed.

Mr. Chmielewski moved that the name of Mr. Laufenburger be added as co-author to S. F. No. 1073. Which motion prevailed.

Mr. Chmielewski moved that the name of Mr. Conzemius be added as co-author to S. F. No. 1015. Which motion prevailed.

Mr. Chmielewski moved that the name of Mr. Larson be added as co-author to S. F. No. 1018. Which motion prevailed.

Mr. Kirchner moved that S. F. No. 1401 be withdrawn from the Committee on Governmental Operations. Which motion prevailed.

Mr. Kirchner moved that S. F. No. 1401 be re-referred to the Committee on Finance. Which motion prevailed.

Mr. Milton moved that the name of Messrs. Nelson and North be added as co-authors to S. F. No. 832. Which motion prevailed.

Messrs. Coleman and Krieger introduced—

Senate Concurrent Resolution No. 8: A senate concurrent resolution relating to bus service to the State Capitol.

BE IT RESOLVED, by the Senate of the State of Minnesota, the House of Representatives concurring therein, that the custodian of the Capitol be and he is hereby directed to enter into an agreement to provide added bus service between downtown St. Paul and the State Capitol for the balance of the Sixty-Eighth Legislative Session.

BE IT FURTHER RESOLVED, that the Secretary of the Senate forward a copy of this resolution to the commissioner of administration.

Mr. Coleman moved the adoption of the foregoing resolution. Which motion prevailed. So the resolution was adopted.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended that the General Orders Calendar be taken up at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Gearty in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Gearty reported that the committee had considered S. F. Nos. 943, 988, and 823 also H. F. Nos. 719 and 559 which the committee recommends to pass.

H. F. No. 385 which the committee recommends to pass, subject to the following motion:

Mr. Olson, A. G. moved that the amendment made to H. F. No. 385 by the Committee on Rules and Administration in the report adopted March 22, 1973 pursuant to Rule 49 be stricken. Which motion prevailed. So the amendment was stricken.

S. F. No. 880, which the committee recommends to pass with the following amendment offered by Mr. Perpich, A. J.:

Page 2, line 9, after "property" insert "(i)"

Page 2, line 17, strike the period and before "Storage" insert "("

Page 2, line 17, after "use" insert ")"

Page 2, at the end of line 17 after the semicolon insert: "or (ii) which the seller delivers to a common carrier for delivery outside Minnesota, places in the United States mail or parcel post directed to the purchaser outside Minnesota, or delivers to the purchaser outside Minnesota by means of the seller's own delivery vehicles, and which is not thereafter returned to a point within Minnesota, except in the course of interstate commerce;"

Mr. Hansen, Baldy moved to amend S. F. No. 880 as follows:

Page 2, after line 17, 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 question being taken on adoption of the amendment

And the roll being called, there were yeas 31 and nays 33, as follows:

Those who voted in the affirmative were:

Ashbach	Frederick	Kleinbaum	Ogdahl	Sillers
Bang	Hansen, Baldy	Knutson	Olson, J. L.	Solon
Berg	Hansen, Mel	Kowalczyk	O'Neill	Stassen
Bernhagen	Hanson, R.	Krieger	Patton	
Brown	Hughes	Larson	Pillsbury	
Conzemius	Josefson	Moe	Purfeerst	
Doty	Kirchner	Nelson	Renneke	

Those who voted in the negative were:

Anderson	Davies	Laufenburger	Olson, A. G.	Tennessee
Arnold	Dunn	Lewis	Perpich, A. J.	Thorup
Blatz	Fitzsimons	Lord	Perpich, G.	Ueland
Borden	Gearty	McCutcheon	Schaaf	Wegener
Chenoweth	Humphrey	Milton	Schrom	Willet
Chmielewski	Jensen	North	Spear	
Coleman	Keefe, S.	Novak	Stokowski	

Which motion did not prevail. So the amendment was not adopted.

S. F. No. 681, which the committee recommends to pass with the following amendment offered by Mr. Nelson:

Page 1, Line 17, after the period insert: "A sheriff who without good cause does not obtain a certificate of satisfactory completion as required by this section shall thereafter forfeit all privileges and compensation, the office of sheriff shall be deemed

vacant, and the county board may fill said office at a special election called for that purpose, but shall fill said office no later than at the next general election."

Page 1, Line 18, strike the new language and insert in lieu thereof "every sheriff"

S. F. No. 488 which the Committee reports progress.

Mr. Conzemius moved to amend S. F. No. 488 as follows:

Page 1, after line 27, insert:

"Sec. 2. Nothing in this act shall apply to persons of Indian blood or to residents of the reservation upon which wild rice grain is taken."

Which motion prevailed. So the amendment was adopted.

The Committee then progressed S. F. No. 488.

And then, on motion of Mr. Gearty, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

RECESS

Mr. Coleman moved that the Senate do now recess until 4:00 o'clock p.m. Which motion prevailed.

The hour of 4:00 o'clock p.m. having arrived, the President called the Senate to order.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to revert to Messages From the House, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

MESSAGE FROM THE HOUSE

Mr. President:

I have the honor to announce the adoption by the House of the following Senate Concurrent Resolution, herewith returned:

Senate Concurrent Resolution No. 8.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned March 22, 1973

CALL OF THE SENATE

Mr. Hansen, Baldy imposed a call of the Senate. The following Senators answered to their names:

Berg	Gearty	Lewis	Perpich, G.	Thorup
Bernhagen	Hansen, Baldy	Lord	Pillsbury	Ueland
Brown	Hansen, Mel	Milton	Purfeerst	Wegener
Chmielewski	Hughes	North	Schrom	Willet
Coleman	Humphrey	Novak	Sillers	
Conzemius	Keefe, S.	Olson, A. G.	Spear	
Dunn	Kirchner	Olson, J. L.	Stokowski	
Fitzsimons	Kowalczyk	Perpich, A. J.	Tennessee	

The Sergeant-at-Arms was instructed to bring in the absent members.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended that the General Orders Calendar be taken up at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS—CONTINUED

The Senate resolved itself into a Committee of the Whole, with Mr. Gearty in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Gearty reported that the committee had considered S. F. Nos. 349, 297, 839, 663, 566, 837, 582, 801, 573, 819, 211, 551, 655 also H. F. Nos. 528, 80, 30, 341, 471 which the committee recommends to pass.

S. F. No. 481 which the committee recommends to pass with the following amendment offered by Mr. Hughes:

Page 2, line 1, strike "\$100" and insert "\$200"

Page 4, line 21, strike "\$100" and insert "\$200"

And then, on motion of Mr. Gearty, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Arnold moved that H. F. No. 999 be withdrawn from the Committee on Natural Resources and Agriculture. Which motion prevailed.

Mr. Arnold moved that H. F. No. 999 be re-referred to the Committee on Rules and Administration for comparison with S. F. No. 727, No. 41 on the General Orders Calendar. Which motion prevailed.

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Monday, March 26, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

TWENTY-SEVENTH DAY

St. Paul, Minnesota, Monday, March 26, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

CALL OF THE SENATE

Mr. Hansen, Baldy imposed a call of the Senate. The following Senators answered to their names:

Anderson	Davies	Hughes	Olhoft	Stokowski
Arnold	Doty	Humphrey	Olson, H. D.	Tennessee
Ashbach	Dunn	Josefson	Olson, J. L.	Thorup
Berg	Frederick	Kirchner	O'Neill	Ueland
Bernhagen	Gearty	Kowalczyk	Perpich, G.	Willet
Chenoweth	Hansen, Baldy	Lewis	Pillsbury	
Coleman	Hansen, Mel	Lord	Renneke	
Conzemius	Hanson, R.	McCutcheon	Spear	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

March 22, 1973

The Honorable Alec G. Olson
President of the Senate

Sir:

I have the honor to inform you that I have received, approved, signed, and deposited in the office of the Secretary of State the following Senate files:

S. F. No. 62, An act relating to town roads; providing for the recording of the order establishing, altering or vacating a town road with the register of deeds and registrar of titles; amending Minnesota Statutes 1971, Section 164.07, Subdivision 11.

S. F. No. 65, An act relating to the supreme court; authorizing certification of questions of law to the court and from the court to courts of other states.

S. F. No. 135, An act relating to public welfare; eliminating durational residency requirements for receipt of assistance; amending Minnesota Statutes 1971, Sections 256.16; 256.456; 256.51, Subdivision 1; and 256.73, Subdivision 1.

S. F. No. 149, An act relating to traffic regulations; defining authorized emergency vehicle; amending Minnesota Statutes 1971, Section 169.01, Subdivision 5.

S. F. No. 151, An act relating to highway traffic regulations; application of laws; operation of authorized emergency vehicles; amending Minnesota Statutes 1971, Section 169.03.

S. F. No. 192, An act relating to agriculture; providing for the establishment of standards for eggs; amending Minnesota Statutes 1971, Section 29.23.

S. F. No. 228, An act relating to the firemen's relief association in the village of Golden Valley; amending Laws 1971, Chapter 140, Sections 1, 2, 3 and 4.

S. F. No. 327, An act relating to the office of the county attorney of Mower county; providing for the rental or purchase of the law books, equipment and furniture of the county attorney and for reimbursing the county attorney for past rental and use of the same; amending Laws 1969, Chapter 677, Section 1, by adding subdivisions.

S. F. No. 331, An act relating to the Minnesota Historical Society; custody and preservation of records; classification of the state archivist; administration of national historic records act; amending Minnesota Statutes 1971, Sections 138.03, Subdivision 1; 138.17, Subdivisions 1 and 6; and Chapter 138, by adding a section.

S. F. No. 368, An act relating to retirement; firemen's service pensions in the village of Hoyt Lakes.

S. F. No. 438, An act relating to the abolition of the office of village constable; amending Minnesota Statutes 1971, Sections 412.02, Subdivision 1; 412.021, Subdivision 2; 412.022, Subdivision 2; 412.101 and 412.861, Subdivision 1; and repealing Minnesota Statutes 1971, Sections 412.02, Subdivision 4, and 412.161.

S. F. No. 586, (Revisor's Bill). An act relating to Minnesota Statutes; providing for the correction of erroneous, ambiguous and obsolete statutory references and terminology; amending; etc.

S. F. No. 763, An act relating to taxation; the sales and use tax; sales price; amending Minnesota Statutes 1971, Section 297A.01, Subdivision 8.

Sincerely,

Wendell R. Anderson, Governor

The Honorable Martin O. Sabo, Speaker
of the House of Representatives

The Honorable Alec G. Olson, President
of the Senate

Sir:

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:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
62		Chapter 24	March 22, 1973	March 22, 1973
65		Chapter 25	March 22, 1973	March 22, 1973
135		Chapter 26	March 22, 1973	March 22, 1973
149		Chapter 27	March 22, 1973	March 22, 1973
151		Chapter 28	March 22, 1973	March 22, 1973
192		Chapter 29	March 22, 1973	March 22, 1973
228		Chapter 30	March 22, 1973	March 22, 1973
327		Chapter 31	March 22, 1973	March 22, 1973
331		Chapter 32	March 22, 1973	March 22, 1973
368		Chapter 33	March 22, 1973	March 22, 1973
438		Chapter 34	March 22, 1973	March 22, 1973
586		Chapter 35	March 22, 1973	March 22, 1973
763		Chapter 36	March 22, 1973	March 22, 1973
	198	Chapter 37	March 22, 1973	March 22, 1973
	296	Chapter 38	March 22, 1973	March 22, 1973
	315	Chapter 39	March 22, 1973	March 22, 1973
	378	Chapter 40	March 22, 1973	March 22, 1973
	506	Chapter 41	March 22, 1973	March 22, 1973
	508	Chapter 42	March 22, 1973	March 22, 1973
	561	Chapter 43	March 22, 1973	March 22, 1973
	567	Chapter 44	March 22, 1973	March 22, 1973

Sincerely,

Arlen Erdahl
Secretary of State

INTRODUCTION OF BILLS

Mr. Coleman introduced—

S. F. No. 1444: A bill for an act relating to trade regulation, automobile repairs; prohibiting compensation of auto mechanics

based upon the number or value of parts utilized in such repair; providing a penalty.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Thorup, Krieger and Tennesen introduced—

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, Subdivisions 3 and 9; 487.03, Subdivisions 2 and 4, and by adding a subdivision; 487.08; 487.09; 487.10, Subdivisions 1 and 4; 487.16; 487.19, by adding a subdivision; 487.21, Subdivision 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Spear and Keefe, S. introduced—

S. F. No. 1446: A bill for an act relating to manpower services; unemployment compensation; including coverage of employees of political subdivisions; amending Minnesota Statutes 1971, Sections 268.04, Subdivision 12; 268.06, Subdivision 27; and 268.08, Subdivision 5.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. North, Schaaf and Lord introduced—

S. F. No. 1447: A bill for an act relating to certain vehicles; snowmobiles and off road vehicles; establishing noise limits for such vehicles.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Kleinbaum, McCutcheon and Keefe, S. introduced—

S. F. No. 1448: 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 young 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 Minneso-

ta 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Brown questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Hansen, Baldy; Kowalczyk and Borden introduced—

S. F. No. 1449: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Kleinbaum introduced—

S. F. No. 1450: A bill for an act relating to the city of St. Cloud; authorizing additional on-sale intoxicating liquor licenses.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Stassen, Chenoweth and McCutcheon introduced—

S. F. No. 1451: A bill for an act relating to corrections; prisoner's bill of rights; creating standards for treatment of prisoners in state correctional institutions.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Patton introduced—

S. F. No. 1452: A bill for an act relating to the claim of Gwen Scheid; arising from a syncopal episode at the University of Minnesota hospital; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Hansen, Baldy and Thorup introduced—

S. F. No. 1453: A bill for an act relating to real estate; tax forfeited lands; limitation on adverse claims; amending Minnesota Statutes 1971, Section 284.28, Subdivision 1.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Hansen, Baldy introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Milton, Ogdahl and Novak introduced—

S. F. No. 1455: 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Wegener introduced—

S. F. No. 1456: A bill for an act relating to the claim of Arthur Frerich; arising from loss and expense due to wild animal; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Coleman, Knutson and Conzemius introduced—

S. F. No. 1457: A bill for an act relating to public welfare; creating a general assistance program; providing for administration of general assistance by county welfare boards; abolishing the town system of poor relief; providing a penalty; amending Minnesota Statutes 1971, Sections 245.77; 261.04, Subdivision 1; 261.063; 275.09, Subdivision 3; 376.424; 393.01, Subdivision 3; and 393.07, Subdivision 2; repealing Minnesota Statutes 1971, Sections 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Keefe, J.; Milton and Stassen introduced—

S. F. No. 1458: A bill for an act relating to consumer protection; requiring the posting of octane rating of motor fuel dispensed into fuel supply tanks of motor vehicles; and prescribing penalties.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Coleman introduced—

S. F. No. 1459: A bill for an act relating to the claim of Rudolph A. and Albina E. Kunz; arising from damage to property due to highway construction; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Wegener, Kleinbaum and McCutcheon introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Knutson, by request, introduced—

S. F. No. 1461: A bill for an act relating to the claim of Mr. and Mrs. John A. Uhl; arising from negligence of highway patrolman; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Solon, Doty and Patton introduced—

S. F. No. 1462: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Lewis, Ashbach and Schaaf introduced—

S. F. No. 1463: A bill for an act relating to municipalities; local improvements and special assessments; providing for separate sidewalk benefiting districts.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Lord and Keefe, J. introduced—

S. F. No. 1464: A bill for an act relating to agriculture; regula-

tion of wholesale produce dealers; creating a produce insolvency account and imposing assessments therefor; appropriating money; amending Minnesota Statutes 1971, Sections 27.001; 27.01, Subdivisions 5, 8, and 9, and by adding a subdivision; 27.04; and Chapter 27, by adding sections.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Milton, O'Neill and North introduced—

S. F. No. 1465: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Perpich, A. J. introduced—

S. F. No. 1466: A bill for an act relating to St. Louis county; providing for county assistance to Fayal township for construction and maintenance of sewer system.

Which was read the first time and referred to the Committee on Local Government.

Mr. Hansen, Baldy introduced—

S. F. No. 1467: A bill for an act relating to the claim of the county of Mower; arising from furnishing probationary services; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Keefe, S.; Solon and Milton introduced—

S. F. No. 1468: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Keefe, S.; Chenoweth and Keefe, J. introduced—

S. F. No. 1469: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Keefe, S. and Solon introduced—

S. F. No. 1470: A bill for an act relating to commerce; industrial loan and thrift companies; powers and duties thereof; regulations relating thereto; granting certain powers and duties to the commerce commission; prescribing penalties; amending Minnesota Statutes 1971, Sections 53.015, by adding a subdivision; 53.03, Subdivisions 1 and 5, and by adding a subdivision; 53.04; 53.051; 53.09, Subdivision 2; and Chapter 53, by adding sections.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. McCutcheon, O'Neill and Novak introduced—

S. F. No. 1471: A bill for an act relating to the claim of the city of Saint Paul for services provided the state by said city; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Ogdahl, Tennessen and Keefe, J. introduced—

S. F. No. 1472: A bill for an act relating to cities of the first class; authorizing condemnation of real property.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Chenoweth questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Ogdahl, Stokowski and Keefe, S. introduced—

S. F. No. 1473: A bill for an act relating to intoxicating liquor; sale and dispensing at the Minneapolis convention hall-auditorium.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Hansen, Mel introduced—

S. F. No. 1474: A bill for an act relating to the claim of Albert R. Olson; arising from negligence of medical personnel at university of Minnesota hospital; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Solon, Doty and Chmielewski introduced—

S. F. No. 1475: A resolution urging Amtrak to restore Duluth as a regular passenger stop.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Olson, H. D.; Hanson, R. and Wegener introduced—

S. F. No. 1476: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Solon, Sillers and Lewis introduced—

S. F. No. 1477: A bill for an act relating to education; providing for establishment and operation of cooperative centers by independent school districts.

Which was read the first time and referred to the Committee on Education.

Messrs. Chenoweth, Larson and Thorup introduced—

S. F. No. 1478: A bill for an act relating to insurance; regulating health insurance for abortions; amending Minnesota Statutes 1971, Sections 62A.04, by adding a subdivision; and 62C.14, by adding a subdivision.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Wegener introduced—

S. F. No. 1479: A bill for an act relating to the claim of Edgar Anderson; arising from loss of soybean crop due to deer; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Humphrey, Ogdahl and Borden introduced—

S. F. No. 1480: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Conzemius, Anderson and Frederick introduced—

S. F. No. 1481: A bill for an act relating to intoxicating liquor; authorizing issuance of special off-sale wine licenses to general food stores; amending Minnesota Statutes 1971, Sections 340.07, by adding a subdivision; 340.11, Subdivisions 13 and 14; and 340.14, Subdivisions 1 and 3.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Humphrey, Ogdahl and Borden introduced—

S. F. No. 1482: A bill for an act relating to limitation of action for damages based on errors in the survey of land, services or construction to improve real property; amending Minnesota Statutes 1971, Section 541.051, Subdivision 1.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Humphrey, Ogdahl and Borden introduced—

S. F. No. 1483: A bill for an act relating to liens for labor, services and material for the improvement of real estate; amending Minnesota Statutes 1971, Section 514.01.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Patton, Kleinbaum and Kowalczyk introduced—

S. F. No. 1484: A bill for an act relating to podiatry; establishing podiatrist registration fees and compensation of state board of podiatry examiners and registration; amending Minnesota Statutes 1971, Sections 153.04 and 153.12.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Hansen, Mel; Gearty and McCutcheon introduced—

S. F. No. 1485: A bill for an act relating to motor vehicles; information required of lessees thereof.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Frederick, Stassen and Conzemius introduced—

S. F. No. 1486: A bill for an act relating to the state civil service; veterans preference; amending Minnesota Statutes 1971, Sections 43.18, Subdivision 1; and 43.30.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Borden, Ogdahl and Milton introduced—

S. F. No. 1487: A bill for an act relating to personnel in government; their rights, privileges and benefits; creating a department of personnel and pensions; 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; 43.01, Subdivision 5; 43.041; 43.10; 43.18, Subdivision 3; 43.30; 43.34; and 299D.03, Subdivisions 2, 7, 8, 9, 10, 11, and 12.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Kleinbaum; Olson, H. D. and McCutcheon introduced—

S. F. No. 1488: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Nelson introduced—

S. F. No. 1489: A bill for an act relating to the claim of Harold A. Larson; arising from accidental injuries suffered while serving as a state game warden; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Willet, Chmielewski and Patton introduced—

S. F. No. 1490: A bill for an act relating to municipalities; authorizing municipalities to acquire and develop storm water holding areas and ponds; amending Minnesota Statutes 1971, Section 429.021, Subdivision 1.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Stokowski, Ogdahl and Kleinbaum introduced—

S. F. No. 1491: A bill for an act relating to the state board of

investment; regulating authorized investments; amending Minnesota Statutes 1971, Section 11.16, Subdivision 8.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Kleinbaum, Larson and Borden introduced—

S. F. No. 1492: A bill for an act relating to the state board of electricity; compensation; amending Minnesota Statutes 1971, Section 326.241, Subdivision 3.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Jensen; Keefe, J. and Sillers introduced—

S. F. No. 1493: A bill for an act relating to crimes and criminals; regulating the carrying of concealed pistols or handguns within a municipality without prior notification of police authorities; providing a penalty.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Purfeerst, Brown and Olhoft introduced—

S. F. No. 1494: A bill for an act relating to elections; permitting the tabulating of absentee ballots at any time during election day; amending Minnesota Statutes 1971, Sections 207.11; and 207.30, Subdivision 3.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Coleman introduced—

S. F. No. 1495: A bill for an act relating to the claim of Walter Butler Engineering Company; arising from expenses incurred in bringing suit against the state of Minnesota; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Milton, O'Neill and Lewis introduced—

S. F. No. 1496: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Milton, Humphrey and McCutcheon introduced—

S. F. No. 1497: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Milton, Pillsbury and Borden introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Brown introduced—

S. F. No. 1499: A bill for an act relating to the claim of Robert Benj. Bowman; arising from confiscation of personal property by department of corrections; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Brown, Chmielewski and Stassen introduced—

S. F. No. 1500: A bill for an act relating to traffic regulations, weight limitations on refuse compactor collector vehicles; amending Minnesota Statutes 1971, Sections 169.831; and 169.87, Subdivision 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Purfeerst, Dunn and Laufenburger introduced—

S. F. No. 1501: A bill for an act relating to the registration of snowmobiles and watercraft; amending Minnesota Statutes 1971, Sections 84.82, Subdivision 2; and 361.03, Subdivision 2.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Hughes, North and Hanson, R. introduced—

S. F. No. 1502: A bill for an act relating to water resources; pro-

viding 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 a subdivision; and 462.357, Subdivision 1.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Hughes, Schrom and Bernhagen introduced—

S. F. No. 1503: A bill for an act relating to natural resources; the production, procurement, distribution, and planting of trees, shrubs, and vines for conservation purposes; amending Minnesota Statutes 1971, Sections 89.36, Subdivision 2; 89.37, by adding a subdivision; 89.38; and Chapter 89, by adding a section; repealing Minnesota Statutes 1971, Sections 89.31 through 89.34, and 89.40.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Hughes, Stassen and Borden introduced—

S. F. No. 1504: A bill for an act relating to education; increasing the maximum amounts payable as scholarship and grants-in-aid by the higher education coordinating commission; amending Minnesota Statutes 1971, Section 136A.121, Subdivision 3.

Which was read the first time and referred to the Committee on Education.

Messrs. Purfeerst, Renneke and Lord introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Borden, Humphrey and Schaaf introduced—

S. F. No. 1506: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Borden, Humphrey and Schaaf introduced—

S. F. No. 1507: A bill for an act relating to public welfare;

changing the method of determining rates for state hospital care; amending Minnesota Statutes 1971, Section 246.50, Subdivision 5.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Stassen, Doty and Brown introduced—

S. F. No. 1508: A bill for an act relating to education; teaching of family relationships in the public schools and preparation of teachers therefor.

Which was read the first time and referred to the Committee on Education.

Messrs. Milton, McCutcheon and Purfeerst introduced—

S. F. No. 1509: A bill for an act relating to public health; providing for composition of state board of health, compensation; appropriating money; amending Minnesota Statutes 1971, Sections 144.01 and 144.04.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Doty, Moe and Solon introduced—

S. F. No. 1510: A bill for an act relating to witnesses; competency; privileged communications; amending Minnesota Statutes 1971, Section 595.02.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Doty introduced—

S. F. No. 1511: A bill for an act relating to the claim of Donald James Vormwald; arising from injury when knocked down by an employee of the university of Minnesota hospital; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Laufenburger, Larson and Olson, A. G. introduced—

S. F. No. 1512: A bill for an act relating to retirement; option of town employees to participate in the public employees retirement association; amending Minnesota Statutes 1971, Section 353.26, by adding a subdivision.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Chmielewski, Anderson and Hanson, R. introduced—

S. F. No. 1513: A bill for an act relating to mileage allowances 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Kowalczyk, Arnold and Brown introduced—

S. F. No. 1514: A bill for an act relating to elections; providing for certain certificates of election; amending Minnesota Statutes 1969, Section 203.53, Subdivision 11.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Chmielewski introduced—

S. F. No. 1515: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Hughes introduced—

S. F. No. 1516: A bill for an act relating to the claim of William W. Frey; arising from the mistaken payment to the department of education for teacher certificate renewal; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Coleman, Conzemius and Olson, A. G. introduced—

S. F. No. 1517: A bill for an act relating to health; creating an advisory committee on health personnel credentialing to the state board of health and creating a unit for health personnel within the Minnesota department of health and prescribing their powers and duties; amending Minnesota Statutes 1971, Chapter 144, by adding sections.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Thorup introduced—

S. F. No. 1518: A bill for an act relating to the claim of L. H. Biehn; arising from negligence by department of corrections; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Thorup introduced—

S. F. No. 1519: A bill for an act relating to the claim of Mabel V. Kennetz; arising from delay in filing claim with the state; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Schrom introduced—

S. F. No. 1520: A bill for an act relating to the claim of Mrs. Leonard J. Doyle; arising from injuries to her son caused by a falling ladder at the gymnasium of St. Cloud state college; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Schaaf, Ogdahl and Wegener introduced—

S. F. No. 1521: A bill for an act relating to public health; prohibiting pay toilets and urinals in public places; providing a penalty; amending Minnesota Statutes 1971, Chapter 145, by adding a section.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Schaaf; Keefe, S. and Borden introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Laufenburger, Purfeerst and Chmielewski introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Perpich, A. J.; Conzemius and Anderson introduced—

S. F. No. 1524: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Borden, Blatz and Perpich, A. J. introduced—

S. F. No. 1525: A bill for an act relating to taxes on and measured by net income; nondeductible items; amending Minnesota Statutes 1971, Section 290.10.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Ueland, Fitzsimons and Novak introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Conzemius, Blatz and Schrom introduced—

S. F. No. 1527: A bill for an act relating to taxes on and measured by net income; allocation of income; providing a method of determining sales made within the state; amending Minnesota Statutes 1971, Sections 290.17; and 290.19, Subdivision 1, and by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Conzemius and Milton introduced—

S. F. No. 1528: A bill for an act relating to health; membership of the state board of health; amending Minnesota Statutes 1971, Section 144.01.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Doty and Lord introduced—

S. F. No. 1529: A bill for an act relating to housing; requiring installation of fire extinguishers in apartments.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Doty and Solon introduced—

S. F. No. 1530: A bill for an act relating to education; prohibiting fees for public educations.

Which was read the first time and referred to the Committee on Education.

Messrs. Conzemius, Larson and Perpich, A. J. introduced—

S. F. No. 1531: A bill for an act relating to taxation; assessment of townhouses; amending Minnesota Statutes 1971, Chapter 273, by adding a section.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Spear, McCutcheon and Keefe, S. introduced—

S. F. No. 1532: A bill for an act relating to manpower services; unemployment compensation; disqualification; amending Minnesota Statutes 1971, Section 268.09, Subdivision 1.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Frederick and Bang introduced—

S. F. No. 1533: A bill for an act relating to taxation; individuals exempt from the income tax; providing that military pay for certain individuals serving in the armed forces of the United States shall be exempt from the Minnesota income tax for the year 1973; amending Minnesota Statutes 1971, Section 290.05, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

MESSAGE FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 420, 515, 725, 747 and 803.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted March 22, 1973

FIRST READING OF HOUSE BILLS

H. F. No. 420: A bill for an act relating to savings banks; authorizing and regulating the making of consumer installment loans.

H. F. No. 515: A bill for an act relating to the metropolitan council; providing for election of council members from designated districts; amending Minnesota Statutes 1971, Sections 202.03, Subdivision 1; 473B.02, Subdivisions 1, 2, 3, and 4.

H. F. No. 725: A bill for an act relating to agriculture; membership of state agricultural society; amending Minnesota Statutes 1971, Section 37.03.

H. F. No. 747: A bill for an act relating to claims against the state; settlement thereof; amending Minnesota Statutes 1971, Section 3.732, Subdivision 2.

H. F. No. 803: A resolution memorializing Congress to further restrict deductions for "tax loss farming."

Which were read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. Which motion prevailed.

Mr. Hughes from the Committee on Education, to which was re-referred

H. F. No. 257: A bill for an act relating to special intermediate school district No. 916 in the counties of Ramsey and Washington, providing for members of its governing board; amending Laws 1969, Chapter 775, Section 2, Subdivision 1.

Reports the same back with the recommendation that the printed bill be amended as follows:

Page 1, line 8, after "board." insert "*They shall report at least quarterly to their appointing boards on the activities of the intermediate district and shall attend no less than one meeting of their respective appointing boards each month.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 425: A bill for an act relating to the state; authorizing the sale of certain state lands to, and the development of that land for industrial purposes by, the city of Owatonna; amending Laws 1965, Chapter 216, Section 1.

Reports the same back with the recommendation that the bill be amended as follows:

On page 1, after line 16, insert "*TRACT A*"

On page 1, line 26, insert "*TRACT B*"

Page 2, after line 6, insert "*TRACT C That part of the South East Quarter (SE ¼) of the South East Quarter (SE ¼) of Section Eight (8), Township One Hundred Seven (107) North, Range Twenty (20) West, and that part of the East Half (E ½) of the*

North East Quarter (NE $\frac{1}{4}$) of Section Seventeen (17), Townships One Hundred Seven (107) North, Range Twenty (20) West, Steele County, Minnesota, which lies southeasterly of line 1 described below:

LINE 1. Beginning at a point on the east line of said Section 8 distant 575 feet north of the southeast corner thereof; thence run southwesterly to a point distant 165 feet southeasterly (measured at right angles) of the point of beginning of LINE 2 described below; thence run southwesterly to a point distant 150 feet southeasterly (measured at right angles) of a point on said LINE 2 distant 275 feet southwesterly of its point of beginning; thence run southwesterly to a point distant 100 feet southeasterly (measured at right angles) of a point on said LINE 2 distant 825 feet southwesterly of its point of beginning; thence run southwesterly parallel with said LINE 2 for 2400 feet and there terminating;

LINE 2. From a point on the south line of said Section 8, distant 494.88 feet west of the southeast corner thereof, run northeasterly at an angle of 70 degrees 50 minutes 00 seconds from said south section line for 289.43 feet to the point of beginning of LINE 2 to be described; thence run southwesterly on the last described course for 2723.09 feet; thence deflect to the left on a 01 degree 30 minute 00 second curve (delta angle 25 degrees 11 minutes 00 seconds) for 1678.89 feet and there terminating; containing 55.03 acres, more or less. Provided, however that any conveyance of the lands described herein as TRACT C shall be subject to the restriction that no access shall be permitted from such described lands to trunk highway number 390 renumbered 35."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 642: 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; providing penalties.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. [104.31] [WILD AND SCENIC RIVERS ACT.] This act may be cited as the "Minnesota wild and scenic rivers act."

Sec. 2. [104.32] [POLICY.] The legislature finds that certain of Minnesota's rivers and their adjacent lands possess outstanding scenic, recreational, natural, historical, scientific and similar values. Because it is in the interest of present and future generations to retain these values, it is hereby declared to be a policy of Minne-

sota and an authorized public purpose to preserve and protect these rivers.

Sec. 3. [104.33] [SYSTEM: CRITERIA FOR INCLUSION.] Subdivision 1. The whole or a segment of any river and its adjacent lands in this state that possesses outstanding scenic, recreational, natural, historical, scientific, or similar values shall be eligible for inclusion within the Minnesota wild and scenic rivers system. "River" means a flowing body of water such as a stream or a segment or tributary thereof, and may include lakes through which the river or stream flows.

Subd. 2. Rivers or segments thereof included within the system shall be classified as wild, scenic, or recreational.

(a) "Wild" rivers are those rivers that exist in a free-flowing state, with excellent water quality, and with adjacent lands that are essentially primitive. "Free-flowing" means existing in natural condition without significant artificial modification such as impoundment, diversion, or straightening. The existence, however, of low dams, diversion works or other minor structures at the time any river is proposed for inclusion shall not automatically bar its inclusion as a wild, scenic, or recreational river.

(b) "Scenic" rivers are those rivers that exist in a free-flowing state and with adjacent lands that are largely undeveloped.

(c) "Recreational" rivers are those rivers that may have undergone some impoundment or diversion in the past and may have adjacent lands that are considerably developed, but that are still capable of being managed so as to further the purposes of this act.

Sec. 4. [104.34] [COMMISSIONER'S DUTIES.] Subdivision 1. The commissioner of natural resources shall be responsible for administering the wild and scenic rivers system and his duties shall include but not be limited to conducting studies, developing criteria for classification and designation of rivers, designating rivers for inclusion within the system, and management of the components of the system including promulgation of regulations with respect thereto.

Subd. 2. The commissioner shall promulgate, in the manner provided in chapter 15, statewide minimum standards and criteria for the preservation and protection of shorelands within the boundaries of wild, scenic, and recreational rivers. Such standards and criteria (a) may include but need not be limited to the matters covered in the commissioner's standards and criteria for shoreland areas, as set out in section 105.485, except that the distance limitations contained in section 105.485 do not apply to standards and criteria for wild, scenic, and recreational rivers; (b) shall further the purposes of this act and of the classifications of rivers established hereunder; and (c) shall apply to the same local governments as are or may hereafter be specified in section 105.485.

Sec. 5. [104.35] [MANAGEMENT PLANS; HEARING; ESTABLISHMENT.] Subdivision 1. For each river proposed to be included in the wild and scenic rivers system, the commissioner shall prepare a management plan to preserve and enhance the

values that cause the river to be proposed for inclusion in the system with no unnecessary restrictions on those compatible land management practices, such as farming and timber harvesting, as they have customarily been used on the particular tract in the past. The plan shall give primary emphasis to the area's scenic, recreational, historical, scientific, and similar values. The plan shall set forth the proposed classification of the river and segments thereof, and the boundaries of the area along the river to be included within the system. The boundaries shall include not more than 320 acres per mile on both sides of the river. The plan shall include proposed regulations governing the use of public lands and waters within the area, which may differ from any statewide standards and criteria prescribed pursuant to section 4 to the extent necessary to take account of the particular attributes of the area. The plan may include proposed standards and criteria for local land use controls that differ from the statewide standards and criteria adopted pursuant to section 4 of this act to the extent necessary to take account of the particular attributes of the area.

Subd. 2. The commissioner shall make the proposed management plan available to affected local governmental bodies, shoreland owners, conservation and outdoor recreation groups, and the general public. Not less than 60 days after making such information available, the commissioner shall conduct a public hearing on the proposed management plan in the county seat of each county which contains a portion of the designated area, in the manner provided in chapter 15.

Subd. 3. Following the public hearing, and such additional public hearings as the commissioner shall deem necessary, he may by order establish the river or segment thereof as a wild, scenic, or recreational river and shall adopt a management plan to govern the area. The commissioner shall notify and inform public agencies and private landowners of the plan and its purposes so as to encourage their cooperation in the management and use of their land in a manner consistent with the plan and its purposes.

Subd. 4. The legislature may at any time designate additional rivers to be included within the system, delete rivers previously included in the system, or change the classification of rivers theretofore classified by the commissioner.

Sec. 6. [104.36] [LOCAL LAND USE ORDINANCES.] Subdivision 1. Within six months after establishment of a wild, scenic, or recreational river area, each local government containing any portion thereof shall adopt or amend its local ordinances and land use district maps to the extent necessary to comply with the standards and criteria of the commissioner and the management plan. If a local government fails to adopt adequate ordinances, maps, or amendments thereto within six months, the commissioner shall adopt such ordinances, maps, or amendments in the manner and with the effect specified in section 105.485, subdivisions 4 and 5.

Subd. 2. The commissioner shall assist local governments in the preparation, implementation and enforcement of the ordinances

required herein, within the limits of available appropriations and personnel.

Sec. 7. [104.37] [ACQUISITION OF INTERESTS IN LAND.] To further the purposes of this act, the commissioner of administration, for the commissioner of natural resources, may acquire the title, scenic easements or other interests in land, by purchase, grant, gift, devise, exchange, lease, or other lawful means. "Scenic easement" means an interest in land, less than the fee title, which limits the use of such land for the purpose of protecting the scenic, recreational, or natural characteristics of a wild, scenic or recreational river area. Unless otherwise expressly and specifically provided by the parties, such easement shall be (a) perpetually held for the benefit of the people of Minnesota; (b) specifically enforceable by its holder or any beneficiary; and (c) binding upon the holder of the servient estate, his heirs, successors and assigns. Unless specifically provided by the parties, no such easement shall give the holder or any beneficiary the right to enter on the land except for enforcement of the easement.

Sec. 8. [104.38] [RESPONSIBILITIES OF OTHER GOVERNMENTAL UNITS.] All state, local and special governmental units, councils, commissions, boards, district, agencies, departments and other authorities shall exercise their powers so as to further the purposes of this act and management plans adopted by the commissioner hereunder. Land owned by the state, its agencies and subdivisions shall be administered in accordance with the management plan, and no land owned by such governmental bodies within the designated boundaries of a wild, scenic or recreational river area shall be transferred to any other person or entity if such transfer would be inconsistent with such plan.

Sec. 9. [104.39] [FEDERAL-STATE RELATIONS.] Nothing in this act shall preclude a river in the Minnesota wild and scenic rivers system from becoming a part of the federal wild and scenic rivers system as established in the wild and scenic rivers act, Public Law 90-542; 16 United States Code Section 1271 et seq., as amended. The commissioner is authorized to seek, alone or in conjunction with other governmental authorities, financial and technical assistance from the federal government and to enter into written cooperative agreements for the joint administration of a Minnesota river in the federal wild and scenic rivers system.

Sec. 10. [104.40] [CONFLICT WITH OTHER LAWS.] Each river in the wild and scenic rivers system shall be subject to the provisions of this act, provided that in case of conflict with some other law of this state the more protective provision shall apply."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1094: A bill for an act relating to Goodhue county; authorizing use of county funds for county extension committee.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 783: A bill for an act authorizing the city of Red Wing to create development districts within the corporate boundaries of the city; 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

H. F. No. 656: A bill for an act relating to the cities of Mankato and North Mankato; authorizing tax levy for musical entertainment.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1144: A bill for an act relating to the port authority of Winona; amending Laws 1967, Chapter 541, Section 1, as amended.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1011: A bill for an act relating to railroads; regulations; requiring certain equipment on locomotives; amending Minnesota Statutes 1971, Section 219.551, Subdivisions 5 and 6; and by adding a subdivision.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1207: A bill for an act relating to railroads; regulations; requiring certain equipment on caboose cars; amending Minnesota Statutes 1971, Section 219.56.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 222: A bill for an act relating to pharmacists; permitting price advertising of prescription drugs; amending Minnesota Statutes 1971, Section 151.06, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. Minnesota Statutes 1971, Chapter 151, is amended by adding a section to read:

[151.061] [UNFAIR PRICE DISCRIMINATION.] *Subdivision 1. Any person doing business in this state and engaged in the distribution (other than at retail) of any prescription drugs, who shall discriminate between purchasers who are retailers within the meaning of Minnesota Statutes, Section 325.01, Subdivision 2, by selling prescription drugs at a lower price or rate to one purchaser or association of purchasers than offered to another purchaser or association of purchasers within this state (other than at retail) after making allowance for the difference, if any, in the grade, quality, or quantity, and after equalizing the distance from the point of distribution and freight costs therefrom, shall be guilty of unfair discrimination. Unfair discrimination occurs when quantity discounts are not reasonably based on actual cost savings to all like purchasers. Unfair discrimination shall embrace any scheme of special rebates, collateral contracts, or any device of any nature which in substance violates the provisions of this subdivision.*

Subd. 2. [REMEDIES.] Any person injured by unfair discrimination as defined in Subdivision 1 may bring a civil action and recover damages, together with costs and disbursements, including reasonable attorney's fees, and receive other equitable relief as determined by the court. The remedies provided by this section are cumulative and shall not be construed as restricting any remedy which is otherwise available.

Sec. 2. Minnesota Statutes 1971, Chapter 151, is amended by adding a section to read:

[151.062] [PRICE ADVERTISING AND POSTING.] *Notwithstanding any law, or rule or regulation of the board to the contrary, it shall be lawful for any pharmacy or pharmacists to advertise the price of any prescription drug which is not a controlled substance listed pursuant to Minnesota Statutes, Section 152.02. In order, however, that advertisements permitted under this section shall not encourage the unnecessary use or consumption of*

prescription drugs, no such advertisement shall contain other than the following information:

- (a) The name of the drugs;*
- (b) The prices at which they are offered for sale by the advertiser;*
- (c) The name, address and telephone number of the advertiser; and*
- (d) Professional services reasonably related to the sale, delivery, or proper use of prescription drugs.*

Further, each pharmacy shall post and maintain in a conspicuous place a list easily read by consumers which shall contain the names and current prices of the 60 prescription drugs most frequently dispensed by such pharmacy based upon the dollar volume of sales."

Further, amend the title as follows:

Strike lines 4 and 5 and insert "prohibiting certain unfair practices; requiring the posting of certain drug prices; providing remedies; amending Minnesota Statutes 1971, Chapter 151, by adding sections."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Novak from the Committee on Finance, 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

H. F. No. 304: A bill for an act relating to game and fish; senior citizens' fishing licenses; amending Minnesota Statutes 1971, Section 98.47, Subdivision 14.

Reports the same back with the recommendation that the bill be amended as follows: Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. Minnesota Statutes 1971, Section 98.47, Subdivision 1, is amended to read:

98.47 [EXEMPTIONS.] Subdivision 1. *Residents who have attained the age of 65 years may take fish without a license. Residents under the age of 16 years may take fish and trap fur bearing animals except beaver or otter without procuring a license. Residents under the age of 13 years may take small game without a license. Residents under the age of 16 years and over 12 may take small game provided they have in their possession while hunting a valid firearm safety certificate. Residents under 14 must be accompanied by a parent or guardian while hunting. No hunting li-*

cense shall be issued to any resident under the age of 16, except that such residents who possess a valid certificate may purchase a big game hunting license. Nonresidents under the age of 16 may take fish by angling without procuring a license, if their parent or legal guardian has obtained a nonresident fishing license. Fish so taken shall be included in the daily and possession limit of the parent or legal guardian. Any nonresident under the age of 16 years who is attending a camp adjacent to any public waters of the state conducted by a social, charitable, or welfare organization or institution, not for profit, may take fish by angling in such waters or other adjacent waters without procuring a license, provided the organization or institution conducting the camp shall have a certificate from the commissioner that the camp is qualified hereunder, describing the waters affected as determined by the commissioner, and each such nonresident shall carry with him at all times while taking or attempting to take fish by angling in such waters a certificate identifying him and describing the waters, in such form as the commissioner shall prescribe, signed and dated by the officer or agent of the organization or institution in charge of the camp within the current calendar year.

Sec. 2. Minnesota Statutes 1971, Section 98.47, Subdivision 14, is repealed.

Sec. 3. 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 game and fish; fishing license exemption for senior citizens; amending Minnesota Statutes 1971, Section 98.47, Subdivision 1; repealing Minnesota Statutes 1971, Section 98.47, Subdivision 14."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Novak from the Committee on Finance, to which was re-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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1321: A bill for an act relating to welfare; providing for continued funding for day care of children under certain circumstances; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, strike "for children" and insert "and day activity centers"

Page 1, line 10, after "245.87" and before the period insert "and 252.21 to 252.26"

Page 1, line 12, after "care" and before "under" insert "and day activity centers"

Page 1, line 14, strike the words "in February, 1973" and insert in lieu thereof, "March 19, 1973."

Further amend the title as follows: line 4, after "children" insert "and day activity centers"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike line 17, and insert in lieu thereof "*a vehicle, not self-propelled, defined as recreational equipment in section 168.011, subdivision 25,*"

Page 1, line 20, strike "*of not more than two wheels*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 607: A bill for an act relating to courts; providing a salary increase for the judge of Roseville municipal court; amending Minnesota Statutes 1971, Section 488.21, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 9, after "New Brighton" add "*, effective July 1, 1973*"

Page 3, line 9, strike "9,000" and insert in lieu thereof "13,200"

Page 3, line 26, strike "1974" and insert in lieu thereof "1973"

Amend the title as follows:

Page 1, line 3, strike "judge" and insert in lieu thereof "judges"

Page 1, line 3, after "Roseville" add "and New Brighton"

Page 1, line 4, strike "court" and insert in lieu thereof "courts"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 645: A bill for an act relating to unemployment compensation; removing voluntary separation from employment to assume family obligations as a disqualifying condition; amending Minnesota Statutes 1971, Section 268.09, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, lines 23 to 28, restore the stricken language and further amend lines 23 to 28 as follows:

“(2) [SEPARATION TO ASSUME FAMILY OBLIGATIONS.] If such individual ~~is separated from his~~ *voluntarily leaves* employment because of pregnancy ~~or voluntarily discontinues his employment for the purpose of visiting or living with his spouse, or assuming household duties without availing herself of maternity leave rights provided by the employer~~ ; provided that such disqualification shall be removed by subsequent employment in insured work for a period of not less than six weeks.”

Page 3, lines 8 to 10, restore the stricken language.

Renumber the remaining clauses accordingly.

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 162: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, after line 10, add a new subdivision to read:

“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.*”

Page 3, line 26, strike *“over the age of 21 years”* and insert in lieu thereof *“has attained the age of majority”*

Page 6, line 21, strike *“and”*

Page 6, line 21, after *“detective”* insert *“; and two public members”*

Page 7, line 18, strike *“board”*

Page 7, line 18, after "hearing" insert "*pursuant to Minnesota Statutes 15.0418 to 15.0424*"

Page 7, strike lines 19 through 28

Page 8, strike lines 1 through 27

Page 9, line 18, strike "*subpoena ad testificandum*" and insert in lieu thereof "*a subpoena to require testimony*", and after "or" insert "a"

Page 10, strike lines 12 through 17

Page 10, line 19, after "receive" strike the remainder of the subdivision in lines 19 through 23, and insert "*, 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.*"

Renumber the subdivisions accordingly.

Page 10, after line 23, add the following:

"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 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, \$1000; 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 157, 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.*"

Renumber the remaining sections accordingly

Page 11, line 4, strike "Accountability"

Page 11, strike lines 5 through 8

Page 12, line 15, strike "right"

Page 12, line 16, strike "thumb print,"

Page 16, line 1, after "Subd. 4." strike "Notwithstanding any local municipal"

Page 16, strike all of line 2

Page 16, line 3, strike "registration or licensing,"

Page 16, line 8 after "firearms" strike ", if any,"

Page 16, line 8 after "of" strike "the" and insert "a"

Page 16, line 8 strike "he" at the end of the line

Page 16, line 9, strike "maintains his principal place of business" and insert "registration and licensing is a requirement"

Page 16, after line 26, add the following:

"Sec. 10. [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.*"

Renumber the remaining section

Amend the title as follows: Line 4 after "penalties;" insert "appropriating money;"

Line 7 after "326.333;" insert "326.334;"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1149: A bill for an act relating to state government; permitting use of duplicating machines for police training in the bureau of criminal apprehension; amending Minnesota Statutes 1971, Section 16.02, Subdivision 16.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 17, strike "in" and insert "by"

Page 1, line 19, strike "in" and insert "by"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 302: A bill for an act relating to municipal corporations; powers; providing for severance pay to employees; amending Minnesota Statutes 1971, Chapter 465, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, strike "*Notwithstanding any provision of law to the contrary*" and insert in lieu thereof "*Except as may otherwise be provided in Laws 1959, Chapter 690, as amended*"

Page 1, line 11, strike "*municipal corporations including*" and insert "*counties, cities, villages, boroughs, townships and*"

Page 1, line 15, strike the period after "*employment*" and insert: "*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 and measured by 100 days of sick leave. Subject to this maximum, the amount may not depend solely upon the actual accrual of sick leave days.*"

Page 1, after line 15, add a new section to read:

"Sec. 2. [REPEALER.] *Laws 1965, Chapters 621 and 690 are repealed.*"

Renumber the sections

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 868: A bill for an act relating to employees of the state; providing pay raises to certain employees who have not received a pay raise since July 1, 1970.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, at the end of the line, strike "or"

Page 1, line 13, after "microfilmed" insert ", or computerized"

Page 1, line 14, after "records" strike "," and insert "."

Page 1, strike lines 15 and 16

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred

H. F. No. 999 for comparison to companion Senate Files, reports the following House File was found not identical with its companion Senate File as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
999	727				

Pursuant to Rule 49 the Committee recommends that H. F. No. 999 be amended as follows:

Page 1, line 16, after "but" insert "need"

Page 1, line 23, strike "upon" and insert in lieu thereof "the day following its"

And when so amended, H. F. No. 999 will be identical to S. F. No. 727 and further recommends that H. F. No. 999 be given its second reading and substituted for S. F. No. 727 and S. F. No. 727 be indefinitely postponed. Amendment adopted.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 420, 515, 747 and 803 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. No. 747 to the Committee on Finance.

H. F. No. 420 to the Committee on Labor and Commerce.

H. F. No. 515 to the Committee on Metropolitan and Urban Affairs.

H. F. No. 803 to the Committee on Taxes and Tax Laws.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 1165, 425, 642, 1094, 783, 1144, 1011, 1207, 222, 641, 602, 557, 607, 645, 1149, 302, 868 and 122 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 257, 656, 304 and 999 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Olson, H. D. moved that S. F. No. 681, No. 10 on the Calendar be stricken and placed at the head of General Orders.

The question being taken on adoption of the motion,

And the roll being called, there were yeas 36 and nays 29, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Milton	Perpich, G.	Thorup
Arnold	Hansen, Baldy	Moe	Purfeerst	Ueland
Borden	Hughes	North	Renneke	Wegener
Chenoweth	Humphrey	Novak	Schaaf	Willet
Chmielewski	Keefe, S.	Olhoft	Schrom	
Coleman	Laufenburger	Olson, A. G.	Solon	
Conzemius	Lewis	Olson, H. D.	Spear	
Davies	Lord	Perpich, A. J.	Stokowski	

Those who voted in the negative were:

Ashbach	Dunn	Jensen	Kowalczyk	Olson, J. L.
Bang	Fitzsimons	Josefson	Krieger	O'Neill
Berg	Frederick	Keefe, J.	Larson	Sillers
Bernhagen	Gearty	Kirchner	McCutcheon	Stassen
Blatz	Hansen, Mel	Kleinbaum	Nelson	Tennessee
Brown	Hanson, R.	Knutson	Ogdahl	

Which motion prevailed.

Mr. Conzemius moved that the name of Mr. Stassen be added as co-author to S. F. No. 1528. Which motion prevailed.

Mr. Conzemius moved that the name of Mr. Chenoweth be added as the chief author and that the name of Mr. Gearty be stricken as co-author to S. F. No. 636. Which motion prevailed.

Mr. Stassen moved that H. F. No. 730 be withdrawn from the Committee on Metropolitan and Urban Affairs. Which motion prevailed.

Mr. Stassen moved that H. F. No. 730 be re-referred to the Committee on Natural Resources and Agriculture. Which motion prevailed.

Mr. Stassen moved that the name of Mr. Milton be added as co-author to S. F. No. 1375. Which motion prevailed.

Mr. Hughes moved that the report from the Committee on Education reported March 12, 1973, pertaining to appointments be taken from the table. Which motion prevailed.

Mr. Hughes moved that the foregoing report be now adopted. Which motion prevailed.

CONFIRMATION

Mr. Hughes moved that in accordance with the report from the Committee on Education, reported March 12, 1973, the Senate having advised with, do now consent to and confirm the appointment of:

HIGHER EDUCATION COORDINATING COMMISSION

Joe Robison, 7325 Penn Avenue, South, Minneapolis, Hennepin County, appointed effective June 26, 1972, for a term expiring February 15, 1975.

Which motion prevailed. Which appointment was confirmed.

Mr. Perpich, A. J. moved that his name be stricken, and that the name of Mr. Borden be added as chief author to S. F. No. 991. Which motion prevailed.

Mr. Frederick moved that the name of Mr. Arnold be added as co-author to S. F. No. 1533. Which motion prevailed.

Mr. Doty moved that the name of Mr. Humphrey be added as co-author to S. F. No. 1402. Which motion prevailed.

Mr. Doty moved that the name of Mr. Stassen be added as co-author to S. F. No. 1530. Which motion prevailed.

Mr. Doty moved that the name of Mr. Stassen be added as co-author to S. F. No. 1529. Which motion prevailed.

THIRD READING OF SENATE BILLS

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schaaf
Arnold	Dunn	Kleinbaum	Ogdahl	Schrom
Ashbach	Fitzsimons	Knutson	Olhoff	Sillers
Bang	Frederick	Kowalczyk	Olson, A. G.	Solon
Berg	Gearty	Krieger	Olson, H. D.	Spear
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Blatz	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Borden	Hanson, R.	Lewis	Patton	Tennessee
Chenoweth	Hughes	Lord	Perpich, A. J.	Thorup
Chmielewski	Humphrey	McCutcheon	Perpich, G.	Ueland
Coleman	Josefson	Milton	Pillsbury	Wegener
Conzemius	Keefe, J.	Moe	Purfeerst	Willet
Davies	Keefe, S.	Nelson	Renneke	

So the bill passed and its title was agreed to.

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; 261.143; and 393.08, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 37 and nays 27, as follows:

Those who voted in the affirmative were:

Arnold	Gerty	McCutcheon	Olson, H. D.	Stassen
Borden	Hansen, Mel	Milton	Olson, J. L.	Stokowski
Chenoweth	Hanson, R.	Moe	Perpich, A. J.	Tennessen
Coleman	Keefe, S.	North	Perpich, G.	Thorup
Conzemius	Kleinbaum	Novak	Schaaf	Wegener
Davies	Knutson	Ogdahl	Sillers	
Doty	Larson	Olhoff	Solon	
Dunn	Lord	Olson, A. G.	Spear	

Those who voted in the negative were:

Anderson	Chmielewski	Josefson	Lewis	Schrom
Ashbach	Fitzsimons	Keefe, J.	Nelson	Ueland
Bang	Frederick	Kirchner	Patton	Willet
Berg	Hansen, Baldy	Kowalczyk	Pillsbury	
Bernhagen	Hughes	Krieger	Purfeerst	
Blatz	Humphrey	Laufenburger	Renneke	

So the bill passed and its title was agreed 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 7, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	North	Schaaf
Arnold	Dunn	Knutson	Novak	Sillers
Bang	Frederick	Kowalczyk	Ogdahl	Solon
Bernhagen	Gerty	Krieger	Olhoff	Spear
Blatz	Hansen, Mel	Larson	Olson, A. G.	Stassen
Borden	Hanson, R.	Laufenburger	Olson, J. L.	Stokowski
Brown	Hughes	Lewis	O'Neill	Tennessen
Chenoweth	Humphrey	Lord	Patton	Thorup
Chmielewski	Jensen	McCutcheon	Perpich, A. J.	Ueland
Coleman	Keefe, J.	Milton	Perpich, G.	Wegener
Conzemius	Keefe, S.	Moe	Pillsbury	Willet
Davies	Kirchner	Nelson	Renneke	

Those who voted in the negative were:

Berg	Hansen, Baldy Olson, H. D.	Purfeerst	Schrom
Fitzsimons	Josefson		

So the bill passed and its title was agreed to.

S. F. No. 943: A bill for an act relating to education; interest on installment purchases of buses; amending Minnesota Statutes 1971, Section 123.39, Subdivision 3.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 481: A bill for an act relating to highway traffic regulations; accidents; reporting of accidents; driver's license suspension under certain circumstance by reason of accident; amending Minnesota Statutes 1971, Sections 169.09, Subdivisions 3, 7, 8, and 13; and 170.25, Subdivision 1; repealing Minnesota Statutes 1971, Section 170.33, Subdivision 5.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

Mr. Schaaf moved that S. F. No. 880, No. 7 on the Calendar be stricken and placed at the head of General Orders. Which motion did not prevail.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 54 and nays 13, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Schaaf
Arnold	Dunn	Kirchner	Novak	Schrom
Ashbach	Fitzsimons	Kleinbaum	Ogdahl	Solon
Berg	Frederick	Kowalczyk	Olhoft	Spear
Bernhagen	Gearty	Larson	Olson, A. G.	Stokowski
Blatz	Hanson, R.	Laufenburger	Olson, J. L.	Tennessen
Borden	Hughes	Lewis	Patton	Thorup
Chenoweth	Humphrey	Lord	Perpich, A. J.	Ueland
Chmielewski	Jensen	McCutcheon	Perpich, G.	Wegener
Coleman	Josefson	Milton	Purfeerst	Willet
Conzemius	Keefe, J.	Moe	Renneke	

Those who voted in the negative were:

Bang	Hansen, Baldy	Krieger	O'Neill	Sillers
Brown	Hansen, Mel	Nelson	Pillsbury	Stassen
Doty	Knutson	Olson, H. D.		

So the bill passed and its title was agreed to.

S. F. No. 988: A bill for an act relating to inheritance taxes providing for notification of certain transfers resulting in inheritance tax liability or potential inheritance tax liability; amending Minnesota Statutes 1971, Section 291.20, by adding a subdivision.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Novak	Schaaf
Arnold	Doty	Kirchner	Ogdahl	Schrom
Ashbach	Dunn	Kleinbaum	Olhoft	Sillers
Bang	Fitzsimons	Kowalczyk	Olson, A. G.	Solon
Berg	Frederick	Larson	Olson, H. D.	Spear
Bernhagen	Gearty	Laufenburger	Olson, J. L.	Stassen
Blatz	Hansen, Mel	Lewis	O'Neill	Stokowski
Borden	Hanson, R.	Lord	Patton	Tennessen
Brown	Hughes	McCutcheon	Perpich, A. J.	Thorup
Chenoweth	Humphrey	Milton	Perpich, G.	Ueland
Chmielewski	Jensen	Moe	Pillsbury	Wegener
Coleman	Josefson	Nelson	Purfeerst	Willet
Conzemius	Keefe, J.	North	Renneke	

Messrs. Hansen, Baldy; Knutson and Krieger voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 823: A bill for an act relating to county sheriffs; collection of fees and per diems required by law; amending Minnesota Statutes 1971, Section 387.20, Subdivision 5.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Renneke
Arnold	Doty	Kirchner	Novak	Schaaf
Ashbach	Dunn	Kleinbaum	Ogdahl	Schrom
Bang	Fitzsimons	Knutson	Olhoft	Sillers
Berg	Frederick	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Gearty	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Mel	Larson	Olson, J. L.	Stassen
Borden	Hanson, R.	Laufenburger	O'Neill	Stokowski
Brown	Hughes	Lewis	Patton	Tennessee
Chenoweth	Humphrey	Lord	Perpich, A. J.	Thorup
Chmielewski	Jensen	Milton	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet

Mr. Hansen, Baldy voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 349: A bill for an act relating to the government of villages, boroughs and cities without home rule charters; providing for the conversion of villages and boroughs into cities; providing for a code of statutes relating to cities without home rule charters; amending Minnesota Statutes 1971, Chapter 205, by adding sections; Chapter 412, by adding sections; and Sections 200.02, Subdivision 8; 205.07; 205.09, Subdivision 2; 340.11, Subdivisions 7 and 8; 412.02, Subdivision 1; 413.02; 414.02; 426.04; 447.04; 447.045; 465.56; 465.57; 465.69 and 645.44; repealing Sections 200.02, Subdivision 9; 412.031; 412.181; 426.056; General Statutes 1894, Sections 1045 to 1195; Laws 1895, Chapter 8; Special Laws 1868, Chapter 36; Special Laws 1875, Chapter 6; Special Laws 1891, Chapters 2, 3, 5, 45 and 46; Special Laws 1879, Chapter 57; and Minnesota Statutes 1971, Chapter 411.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoff	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 297: A bill for an act relating to the interstate compact for the supervision of parolees and probationers; providing for parole and probation revocation hearings; amending Minnesota Statutes 1971, Section 243.16, by adding a subdivision.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoff	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 839: A bill for an act relating to public health; measles immunization of school children; amending Minnesota Statutes 1971, Section 123.70, Subdivision 1, and by adding subdivisions.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 46 and nays 19, as follows:

Those who voted in the affirmative were:

Arnold	Blatz	Doty	Hansen, Mel	Kirchner
Ashbach	Borden	Dunn	Hughes	Kleinbaum
Bang	Brown	Fitzsimons	Josefson	Knutson
Berg	Chmielewski	Frederick	Keefe, J.	Kowalczyk
Bernhagen	Conzemius	Gearty	Keefe, S.	Krieger

Larson	North	O'Neill	Spear	Willet
Laufenburger	Novak	Patton	Stassen	
Lewis	Ogdahl	Perpich, A. J.	Stokowski	
Lord	Olhoft	Renneke	Thorup	
Milton	Olson, A. G.	Solon	Ueland	

Those who voted in the negative were:

Anderson	Humphrey	Nelson	Pillsbury	Sillers
Chenoweth	Jensen	Olson, H. D.	Purfeerst	Tennessee
Davies	McCutcheon	Olson, J. L.	Schaaf	Wegener
Hansen, Baldy	Moe	Perpich, G.	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 663: A bill for an act relating to public welfare; changing the agency designated to receive withheld support money; amending Minnesota Statutes 1971, Section 256.873.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Sillers
Arnold	Dunn	Kleinbaum	Ogdahl	Solon
Ashbach	Fitzsimons	Knutson	Olhoft	Spear
Bang	Frederick	Kowalczyk	Olson, A. G.	Stassen
Berg	Gearty	Krieger	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Larson	O'Neill	Tennessee
Blatz	Hansen, Mel	Laufenburger	Patton	Thorup
Borden	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Brown	Hughes	Lord	Perpich, G.	Wegener
Chenoweth	Humphrey	McCutcheon	Pillsbury	Willet
Chmielewski	Jensen	Milton	Purfeerst	
Coleman	Josefson	Moe	Renneke	
Conzemius	Keefe, J.	Nelson	Schaaf	
Davies	Keefe, S.	North	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 566: A bill for an act relating to public welfare; transferring authority relating to county nursing homes to the state board of health; repealing Minnesota Statutes 1971, Section 144-583.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Bernhagen	Chmielewski	Dunn	Hansen, Mel
Arnold	Blatz	Coleman	Fitzsimons	Hanson, R.
Ashbach	Borden	Conzemius	Frederick	Hughes
Bang	Brown	Davies	Gearty	Humphrey
Berg	Chenoweth	Doty	Hansen, Baldy	Jensen

Josefson	Laufenburger	Ogdahl	Purfeerst	Tennessee
Keefe, J.	Lewis	Olhoft	Renneke	Thorup
Keefe, S.	Lord	Olson, A. G.	Schaaf	Ueland
Kirchner	McCutcheon	Olson, J. L.	Schrom	Wegener
Kleinbaum	Milton	O'Neill	Sillers	Willet
Knutson	Moe	Patton	Solon	
Kowalczyk	Nelson	Perpich, A. J.	Spear	
Krieger	North	Perpich, G.	Stassen	
Larson	Novak	Pillsbury	Stokowski	

So the bill passed and its title was agreed to.

S. F. No. 837: A bill for an act relating to public welfare; raising the age limitation on licensure of foster care facilities; amending Minnesota Statutes 1971, Section 257.081, Subdivision 6.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Chenoweth	Gearty	Keefe, S.	Lord
Arnold	Chmielewski	Hansen, Baldy	Kirchner	McCutcheon
Ashbach	Coleman	Hansen, Mel	Kleinbaum	Milton
Bang	Conzemius	Hanson, R.	Knutson	Moe
Berg	Davies	Hughes	Kowalczyk	Nelson
Bernhagen	Doty	Humphrey	Krieger	North
Blatz	Dunn	Jensen	Larson	Novak
Borden	Fitzsimons	Josefson	Laufenburger	Ogdahl
Brown	Frederick	Keefe, J.	Lewis	Olhoft

Olson, A. G.	Perpich, A. J.	Schaaf	Stassen	Wegener
Olson, H. D.	Perpich, G.	Schrom	Stokowski	Willet
Olson, J. L.	Pillsbury	Sillers	Tennessee	
O'Neill	Purfeerst	Solon	Thorup	
Patton	Renneke	Spear	Ueland	

So the bill passed and its title was agreed to.

S. F. No. 801: A bill for an act relating to commerce; securities; limitations on actions; amending Minnesota Statutes 1971, Section 80.26.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Ogdahl	Sillers
Arnold	Dunn	Kleinbaum	Olhoff	Solon
Ashbach	Fitzsimons	Knutson	Olson, A. G.	Spear
Bang	Frederick	Kowalczyk	Olson, H. D.	Stassen
Berg	Gearty	Krieger	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Larson	O'Neill	Tennessee
Blatz	Hansen, Mel	Laufenburger	Patton	Thorup
Borden	Hanson, R.	Lord	Perpich, A. J.	Ueland
Brown	Hughes	McCutcheon	Perpich, G.	Wegener
Chenoweth	Humphrey	Milton	Pillsbury	Willet
Chmielewski	Jensen	Moe	Purfeerst	
Coleman	Josefson	Nelson	Renneke	
Conzemius	Keefe, J.	North	Schaaf	
Davies	Keefe, S.	Novak	Schrom	

So the bill was passed and its title was agreed to.

S. F. No. 573: A bill for an act relating to judgments; providing for enforcement of foreign judgments in courts of this state.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 8, as follows:

Those who voted in the affirmative were:

Arnold	Davies	Josefson	Nelson	Renneke
Ashbach	Doty	Keefe, S.	North	Schaaf
Bang	Dunn	Kirchner	Ogdahl	Solon
Berg	Fitzsimons	Kleinbaum	Olhoff	Spear
Bernhagen	Frederick	Kowalczyk	Olson, A. G.	Stassen
Blatz	Gearty	Krieger	Olson, H. D.	Stokowski
Borden	Hansen, Baldy	Laufenburger	Olson, J. L.	Tennessee
Brown	Hansen, Mel	Lewis	Patton	Ueland
Chenoweth	Hanson, R.	Lord	Perpich, A. J.	Wegener
Chmielewski	Hughes	McCutcheon	Perpich, G.	Willet
Coleman	Humphrey	Milton	Pillsbury	
Conzemius	Jensen	Moe	Purfeerst	

Those who voted in the negative were:

Anderson	Knutson	O'Neill	Sillers	Thorup
Keefe, J.	Larson	Schrom		

So the bill passed and its title was agreed to.

S. F. No. 819: A bill for an act relating to commerce; providing remedies for unlawful practices in business, commerce or trade; amending Minnesota Statutes 1971, Section 325.907, Subdivisions 1, 2, and 3; and by adding subdivisions.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoff	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 3, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Kirchner	Novak	Sillers
Ashbach	Fitzsimons	Kleinbaum	Ogdahl	Solon
Bang	Frederick	Knutson	Olhoff	Spear
Berg	Gearty	Kowalczyk	Olson, A. G.	Stassen
Blatz	Hansen, Baldy	Krieger	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Larson	O'Neill	Tennessee
Brown	Hanson, R.	Laufenburger	Patton	Thorup
Chenoweth	Hughes	Lewis	Perpich, A. J.	Ueland
Chmielewski	Humphrey	Lord	Perpich, G.	Wegener
Coleman	Jensen	McCutcheon	Pillsbury	Willet
Conzemius	Josefson	Milton	Purfeerst	
Davies	Keefe, J.	Moe	Renneke	
Doty	Keefe, S.	North	Schaaf	

Messrs. Bernhagen, Nelson and Schrom voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 655: A bill for an act relating to natural resources; ratifying and affirming the settlement agreement arising from litigation concerning certain rights of the Chippewa Indians which are protected by treaty; prescribing the powers and duties of the commissioner of natural resources in relation to the settlement agreement; amending Minnesota Statutes 1971, Chapter 97, by adding a section.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 41 and nays 25, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Lewis	Olson, A. G.	Stassen
Arnold	Fitzsimons	Lord	Olson, H. D.	Stokowski
Borden	Gearty	McCutcheon	Perpich, A. J.	Tennessee
Chenoweth	Hanson, R.	Milton	Perpich, G.	Thorup
Chmielewski	Hughes	Moe	Purfeerst	Wegener
Coleman	Humphrey	Nelson	Schaaf	
Conzemius	Keefe, S.	North	Schrom	
Davies	Kleinbaum	Ogdahl	Solon	
Doty	Laufenburger	Olhoff	Spear	

Those who voted in the negative were:

Ashbach	Brown	Josefson	Larson	Pillsbury
Bang	Frederick	Kirchner	Novak	Renneke
Berg	Hansen, Baldy	Knutson	Olson, J. L.	Sillers
Bernhagen	Hansen, Mel	Kowalczyk	O'Neill	Ueland
Blatz	Jensen	Krieger	Patton	Willet

So the bill passed and its title was agreed to.

S. F. No. 6: A bill for an act relating to real estate; liens for improvements thereto; extent and amount thereof; requiring notice to owners; amending Minnesota Statutes 1971, Sections 514.01; 514.03; 514.05; 514.07; 514.08; and 514.11; and Chapter 514, by adding a section.

Was read the third time.

With the unanimous consent of the Senate Mr. Tennessee moved to amend S. F. No. 6, as follows:

Page 2, line 6, strike "[CONTRACTORS.]" and insert in lieu thereof "[SUBCONTRACTORS AND MATERIALMEN.]"

Page 5, line 19, strike "*subdivision 2*" and insert in lieu thereof "*subdivision 1*"

Page 5, line 27, strike "*subdivision 2*" and insert in lieu thereof "*subdivision 1*"

Page 7, line 14, strike "*subdivision 2*" and insert in lieu thereof "*subdivision 1*"

Page 9, lines 5 and 6, strike "*subdivision 2*" and insert in lieu thereof "*subdivision 1*"

Amend the title in line 5 by striking "prescribing penalties;"

Which motion prevailed. So the amendment was adopted.

S. F. No. 6 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 52 and nays 13, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Kowalczyk	Olhoft	Sillers
Arnold	Gearty	Krieger	Olson, A. G.	Solon
Bang	Hansen, Mel	Lewis	Olson, H. D.	Spear
Berg	Hughes	Lord	Olson, J. L.	Stassen
Bernhagen	Humphrey	McCutcheon	O'Neill	Stokowski
Borden	Jensen	Milton	Patton	Tennessee
Chenoweth	Keefe, J.	Moe	Perpich, A. J.	Thorup
Coleman	Keefe, S.	Nelson	Perpich, G.	Wegener
Conzemius	Kirchner	North	Purfeerst	
Davies	Kleinbaum	Novak	Renneke	
Doty	Knutson	Ogdahl	Schaaf	

Those who voted in the negative were:

Blatz	Frederick	Josefson	Pillsbury	Willet
Brown	Hansen, Baldy	Larson	Schrom	
Chmielewski	Hanson, R.	Laufenburger	Ueland	

So the bill, as amended, passed and its title was agreed to.

THIRD READING OF HOUSE BILLS

H. F. No. 160: A bill for an act relating to parks; application of certain laws to the acquisition, establishment and maintenance of parks by counties; amending Minnesota Statutes 1971, Section 398.31.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Sillers
Arnold	Dunn	Kleinbaum	Ogdahl	Solon
Ashbach	Fitzsimons	Knutson	Olhoft	Spear
Bang	Frederick	Kowalczyk	Olson, A. G.	Stassen
Berg	Gearty	Krieger	Olson, H. D.	Stokowski
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Tennessee
Blatz	Hansen, Mel	Laufenburger	O'Neill	Thorup
Borden	Hanson, R.	Lewis	Patton	Ueland
Brown	Hughes	Lord	Perpich, A. J.	Wegener
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Willet
Chmielewski	Jensen	Milton	Pillsbury	
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

H. F. No. 34: A resolution urging Amtrak to restore St. Paul as a regular passenger stop.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 56 and nays 11, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kowalczyk	Ogdahl	Solon
Arnold	Fitzsimons	Krieger	Olhoft	Spear
Ashbach	Gearty	Larson	Olson, A. G.	Stassen
Berg	Hansen, Baldy	Laufenburger	Olson, H. D.	Stokowski
Bernhagen	Hanson, R.	Lewis	Olson, J. L.	Thorup
Borden	Hughes	Lord	O'Neill	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Wegener
Chmielewski	Jensen	Milton	Perpich, G.	Willet
Coleman	Keefe, J.	Moe	Purfeerst	
Conzemius	Keefe, S.	Nelson	Schaaf	
Davies	Kirchner	North	Schrom	
Doty	Kleinbaum	Novak	Sillers	

Those who voted in the negative were:

Bang	Frederick	Josefson	Patton	Renneke
Blatz	Hansen, Mel	Knutson	Pillsbury	Tennessee
Brown				

So the bill passed and its title was agreed to.

H. F. No. 54: A bill for an act relating to drivers' licenses; prescribing fees; amending Minnesota Statutes 1971, Section 171.06, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

H. F. No. 385: A bill for an act relating to certain municipalities, authorizing issuance of certificates of indebtedness in certain situations.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Nelson	Renneke
Arnold	Dunn	Kirchner	North	Schaaf
Ashbach	Fitzsimons	Kleinbaum	Novak	Schrom
Bang	Frederick	Knutson	Ogdahl	Sillers
Berg	Gearty	Kowalczyk	Olhoft	Solon
Bernhagen	Hansen, Baldy	Krieger	Olson, A. G.	Spear
Blatz	Hansen, Mel	Larson	Olson, H. D.	Stassen
Borden	Hanson, R.	Laufenburger	Olson, J. L.	Stokowski
Chenoweth	Hughes	Lewis	O'Neill	Tennessee
Chmielewski	Humphrey	Lord	Patton	Thorup
Coleman	Jensen	McCutcheon	Perpich, A. J.	Ueland
Conzemius	Josefson	Milton	Perpich, G.	Wegener
Davies	Keefe, J.	Moe	Purfeerst	Willet

Messrs. Brown and Pillsbury voted in the negative:

So the bill passed and its title was agreed to.

H. F. No. 528: A bill for an act relating to education; providing for state aid to school districts based upon average daily membership; amending Minnesota Statutes 1971, Sections 124.25 and 124.30, Subdivisions 1 and 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 6, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Kirchner	North	Sillers
Ashbach	Fitzsimons	Kleinbaum	Novak	Solon
Bang	Frederick	Knutson	Ogdahl	Spear
Bernhagen	Gearty	Kowalczyk	Olhoft	Stassen
Blatz	Hansen, Baldy	Krieger	Olson, A. G.	Stokowski
Borden	Hansen, Mel	Larson	Olson, H. D.	Tennessee
Brown	Hanson, R.	Laufenburger	O'Neill	Ueland
Chenoweth	Hughes	Lewis	Patton	Wegener
Chmielewski	Humphrey	Lord	Perpich, A. J.	Willet
Coleman	Jensen	McCutcheon	Pillsbury	
Conzemius	Josefson	Milton	Purfeerst	
Davies	Keefe, J.	Moe	Renneke	
Doty	Keefe, S.	Nelson	Schaaf	

Those who voted in the negative were:

Anderson	Olson, J. L.	Perpich, G.	Schrom	Thorup
Berg				

So the bill passed and its title was agreed to.

H. F. No. 719: A bill for an act relating to railroads; requiring certain equipment on motor vehicles used by railroad companies in

transporting employees, tools and supplies; and providing penalties.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Nelson	Renneke
Arnold	Doty	Kirchner	North	Schaaf
Ashbach	Dunn	Kleinbaum	Novak	Schrom
Bang	Fitzsimons	Knutson	Ogdahl	Sillers
Berg	Frederick	Kowalczyk	Olhoft	Solon
Bernhagen	Gearty	Krieger	Olson, A. G.	Spear
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Borden	Hanson, R.	Laufenburger	Olson, J. L.	Stokowski
Brown	Hughes	Lewis	O'Neill	Tennessee
Chenoweth	Humphrey	Lord	Patton	Thorup
Chmielewski	Jensen	McCutcheon	Perpich, A. J.	Ueland
Coleman	Josefson	Milton	Perpich, G.	Wegener
Conzemius	Keefe, J.	Moe	Purfeerst	Willet

Messrs. Hansen, Mel and Pillsbury voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 559: A bill for an act relating to taxes on and measured by net income; underpayment; intentional disregard of rules and regulations; providing a penalty; amending Minnesota Statutes 1971, Section 290.53, Subdivision 3, and by adding a subdivision.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Renneke
Arnold	Dunn	Kirchner	Novak	Schaaf
Ashbach	Fitzsimons	Kleinbaum	Ogdahl	Schrom
Bang	Frederick	Knutson	Olhoft	Sillers
Berg	Gearty	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Borden	Hanson, R.	Lewis	O'Neill	Stokowski
Chenoweth	Hughes	Lord	Patton	Tennessee
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Thorup
Coleman	Jensen	Milton	Perpich, G.	Ueland
Conzemius	Josefson	Moe	Pillsbury	Wegener
Davies	Keefe, J.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

H. F. No. 80: A bill for an act relating to juries; abolishing excuse from grand or petit jury service for women; amending Minnesota Statutes 1971, Section 628.49.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kirchner	North	Renneke
Arnold	Fitzsimons	Kleinbaum	Novak	Schaaf
Berg	Frederick	Knutson	Ogdahl	Schrom
Bernhagen	Gearty	Kowalczyk	Olhoft	Sillers
Blatz	Hansen, Baldy	Krieger	Olson, A. G.	Solon
Borden	Hansen, Mel	Larson	Olson, H. D.	Spear
Brown	Hanson, R.	Laufenburger	Olson, J. L.	Stassen
Chenoweth	Hughes	Lewis	O'Neill	Stokowski
Chmielewski	Humphrey	Lord	Patton	Tennessee
Coleman	Jensen	McCutcheon	Perpich, A. J.	Thorup
Conzemius	Josefson	Milton	Perpich, G.	Ueland
Davies	Keefe, J.	Moe	Pillsbury	Wegener
Doty	Keefe, S.	Nelson	Purfeerst	Willet

Messrs. Ashbach and Bang voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 30: A bill for an act relating to public service corporations and pipeline companies; regulating and limiting the easements over private property acquired by such corporations and companies.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

H. F. No. 341: A bill for an act relating to highway traffic regulations; school bus inspections; amending Minnesota Statutes 1971, Section 169.451.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 3, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Kirchner	Ogdahl	Sillers
Ashbach	Fitzsimons	Kleinbaum	Olhoft	Solon
Bang	Frederick	Knutson	Olson, A. G.	Spear
Berg	Gearty	Kowalczyk	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Thorup
Borden	Hanson, R.	Lewis	Patton	Ueland
Brown	Hughes	Lord	Perpich, A. J.	Wegener
Chmielewski	Humphrey	McCutcheon	Perpich, G.	Willet
Coleman	Jensen	Moe	Pillsbury	
Conzemius	Josefson	Nelson	Purfeerst	
Davies	Keefe, J.	North	Renneke	
Doty	Keefe, S.	Novak	Schaaf	

Messrs. Milton, Schrom and Tennessen voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 471: A bill for an act relating to the practice of optometry; providing for the appointment of a lay person to the state board of optometry; providing procedures for the licensing of optometrists; amending Minnesota Statutes 1971, Sections 148.52; 148.57, Subdivisions 1, 2, and 3; 148.58; and 148.59.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Renneke
Arnold	Doty	Keefe, S.	Novak	Schaaf
Ashbach	Dunn	Kirchner	Ogdahl	Schrom
Bang	Fitzsimons	Kleinbaum	Olhoft	Sillers
Berg	Frederick	Knutson	Olson, A. G.	Solon
Bernhagen	Gearty	Kowalczyk	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Krieger	Olson, J. L.	Stassen
Borden	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Brown	Hanson, R.	Lewis	Patton	Tennessen
Chenoweth	Hughes	Lord	Perpich, A. J.	Thorup
Chmielewski	Humphrey	McCutcheon	Perpich, G.	Ueland
Coleman	Jensen	Milton	Pillsbury	Wegener
Conzemius	Josefson	Moe	Purfeerst	Willet

Messrs. Larson and North voted in the negative.

So the bill passed and its title was agreed to.

CALENDAR OF ORDINARY MATTERS

S. F. No. 922: A bill for an act relating to Itasca county; providing for organization of county welfare board and county hospital board in accordance with Minnesota Statutes.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessen
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzernius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 895: A bill for an act authorizing the county board of Sibley county to annually appropriate money as a contingent fund for use by the chairman of the board for incidental costs and expenses.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Gearty	Kowalczyk	Olson, A. G.	Spear
Berg	Frederick	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessen
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzernius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Dunn in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Dunn reported that the committee had considered S. F. No. 681 which the committee reports progress, after the following motions:

Mr. Stokowski moved to amend S. F. No. 681 as follows:

Page 1, line 11, strike "*satisfactory completion of*" and insert "*attendance at*"

Page 1, line 18, strike "*satisfactory*"

Page 1, line 19, strike "*completion*" and insert "*attendance*"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 30 and nays 32, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Jensen	Novak	Renneke
Arnold	Davies	Keefe, S.	Olhoff	Schaaf
Berg	Doty	Laufenburger	Olson, H. D.	Schrom
Borden	Dunn	Lewis	Perpich, A. J.	Spear
Chenoweth	Hansen, Baldy	Lord	Perpich, G.	Stokowski
Coleman	Humphrey	Moe	Purfeerst	Thorup

Those who voted in the negative were:

Ashbach	Hansen, Mel	Kowalczyk	Ogdahl	Tennessee
Bernhagen	Hanson, R.	Krieger	Olson, J. L.	Ueland
Blatz	Josefson	Larson	O'Neill	Wegener
Chmielewski	Keefe, J.	McCutcheon	Patton	Willet
Fitzsimons	Kirchner	Milton	Pillsbury	
Frederick	Kleinbaum	Nelson	Sillers	
Gearty	Knutson	North	Stassen	

Which motion did not prevail. So the amendment was not adopted.

The question being taken on the committee recommendation,

And the roll being called, there were yeas 30 and nays 32, as follows:

Those who voted in the affirmative were:

Ashbach	Fitzsimons	Kleinbaum	Milton	Patton
Bang	Frederick	Knutson	Nelson	Pillsbury
Bernhagen	Hansen, Mel	Kowalczyk	North	Sillers
Blatz	Hanson, R.	Krieger	Ogdahl	Ueland
Chmielewski	Keefe, J.	Larson	Olson, J. L.	Wegener
Dunn	Kirchner	Lord	O'Neill	Willet

Those who voted in the negative were:

Anderson	Davies	Keefe, S.	Olson, H. D.	Spear
Arnold	Doty	Laufenburger	Perpich, A. J.	Stassen
Berg	Gearty	Lewis	Perpich, G.	Stokowski
Borden	Hansen, Baldy	Moe	Purfeerst	Thorup
Chenoweth	Hughes	Novak	Renneke	
Coleman	Humphrey	Olhoff	Schaaf	
Conzemius	Jensen	Olson, A. G.	Schrom	

Which motion did not prevail.

The committee then progressed S. F. No. 681.

And then, on motion of Mr. Dunn, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED NOTICE OF RECONSIDERATION

Mr. Stassen gave notice of intention to move for reconsideration of S. F. No. 655 on Wednesday, March 28, 1973.

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Wednesday, March 28, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

TWENTY-EIGHTH DAY

St. Paul, Minnesota, Wednesday, March 28, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

CALL OF THE SENATE

Mr. Conzemius imposed a call of the Senate. The following Senators answered to their names:

Anderson	Conzemius	Hughes	McCutcheon	Sillers
Arnold	Davies	Humphrey	Ogdahl	Spear
Ashbach	Doty	Keefe, S.	Olson, A. G.	Stokowski
Bang	Dunn	Kirchner	Olson, H. D.	Tennessee
Berg	Fitzsimons	Kleinbaum	Patton	Thorup
Blatz	Frederick	Kowalczyk	Perpich, A. J.	Ueland
Borden	Gerty	Krieger	Perpich, G.	Wegener
Brown	Hansen, Baldy	Larson	Pillsbury	Willet
Chenoweth	Hansen, Mel	Lewis	Renneke	
Coleman	Hanson, R.	Lord	Schaaf	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoff	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gerty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The Honorable Martin O. Sabo, Speaker
of the House of Representatives

The Honorable Alec G. Olson, President
of the Senate

Sir:

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:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
	65	Chapter 45	March 27, 1973	March 27, 1973

Sincerely,

Arlen Erdahl
Secretary of State

INTRODUCTION OF BILLS

Messrs. North, Dunn and Lord introduced—

S. F. No. 1534: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Dunn, Willet and Patton introduced—

S. F. No. 1535: A bill for an act relating to towns; powers of town boards within certain areas; amending Minnesota Statutes 1971, Section 366.01, Subdivision 2.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Ashbach and Willet introduced—

S. F. No. 1536: A bill for an act creating a legislative commission to study the feasibility and advisability of a state aircraft pool; appropriating money therefor.

Which was read the first time and referred to the Committee on Rules and Administration.

Messrs. Kleinbaum and Larson introduced—

S. F. No. 1537: A bill for an act relating to eminent domain; court appointed commissioners; amending Minnesota Statutes 1971, Section 117.075.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Laufenburger; Olson, J. L. and Arnold introduced—

S. F. No. 1538: A bill for an act relating to highway traffic regulations; slow moving vehicles, signs required; amending Minnesota Statutes 1971, Section 169.522, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Kleinbaum, Ueland and Perpich, G. introduced—

S. F. No. 1539: A bill for an act relating to intoxicating liquor; number of on-sale licenses in cities of the second class; amending Minnesota Statutes 1971, Section 340.11, Subdivision 6.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Perpich, A. J.; Solon and Perpich, G. introduced—

S. F. No. 1540: A bill for an act relating to St. Louis county, authorizing the establishment of a county charter commission.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Lewis, Bang and Laufenburger introduced—

S. F. No. 1541: A bill for an act relating to highway traffic regulations; vehicle lighting; requiring use of lighted lamps under certain conditions; amending Minnesota Statutes 1971, Section 169.48.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Gearty, Krieger and Kleinbaum introduced—

S. F. No. 1542: A bill for an act relating to compensation and allowances; providing for an increase in salary range of municipal commission secretary; amending Minnesota Statutes 1971, Section 15A.081, Subdivision 1.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Gearty, Krieger and Kleinbaum introduced—

S. F. No. 1543: 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; 414.032, 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, Subdivisions 2 and 5.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Conzemius; Olson, J. L. and Hughes introduced—

S. F. No. 1544: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Coleman introduced—

S. F. No. 1545: A bill for an act relating to commerce; prohibiting certain practices in the repair or servicing of personal property; providing remedies.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Hansen, Baldy introduced—

S. F. No. 1546: 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Conzemius and Perpich, A. J. introduced—

S. F. No. 1547: A bill for an act relating to public officers; limiting the appointment of elected officers to nonelective public offices.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Hansen, Mel; Gearty and Spear introduced—

S. F. No. 1548: A bill for an act relating to representation of special school district No. 1 of the city of Minneapolis on certain boards and commissions of such city; amending Laws 1959, Chapter 462, Section 2, as amended.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Ogdahl, Spear and Keefe, S. introduced—

S. F. No. 1549: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Tennesen, Spear and Hansen, Mel introduced—

S. F. No. 1550: A bill for an act relating to municipalities; giving of notice to owners of property in certain instances.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Spear, Stokowski and Hansen, Mel introduced—

S. F. No. 1551: A bill for an act authorizing the city of Minneapolis to pay costs of street maintenance and street lighting from general revenues.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Tennesen; Hansen, Mel and Spear introduced—

S. F. No. 1552: A bill for an act relating to the town system of relief; repealing Minnesota Statutes 1971, Section 261.067.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Stokowski, Ogdahl and Spear introduced—

S. F. No. 1553: A bill for 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Ogdahl, Gearty and Davies introduced—

S. F. No. 1554: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Ogdahl, Kirchner and Gearty introduced—

S. F. No. 1555: 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Gearty, Blatz and Lord introduced—

S. F. No. 1556: A bill for an act relating to Hennepin county; establishing powers, duties and rights of the public defender.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Hughes, Ashbach and Doty introduced—

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.

Which was read the first time and referred to the Committee on Education.

Messrs. Hughes; Olson, J. L. and Doty introduced—

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.

Which was read the first time and referred to the Committee on Finance.

Messrs. Chenoweth; Keefe, J. and Stokowski introduced—

S. F. No. 1559: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Bang; Keefe, J. and Ogdahl introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Chenoweth, McCutcheon and Gearty introduced—

S. F. No. 1561: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 31; providing for the legalization of lotteries.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Chenoweth, O'Neill and Novak introduced—

S. F. No. 1562: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Chenoweth, O'Neill and Coleman introduced—

S. F. No. 1563: A bill for an act relating to police pensions in the city of Saint Paul; amending Laws 1955, Chapter 151, Section 9, Subdivision 6.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Gearty introduced—

S. F. No. 1564: A bill for an act relating to school districts; authorizing school boards to join or to permit its schools to join certain organizations; prohibiting certain rules and regulations of such organizations; and requiring such organizations to assume and exercise jurisdiction to approve or disapprove all star football and basketball games and other athletic contests participated in by graduates of secondary schools in such organization prior to matriculating in any college or university; amending Minnesota Statutes 1971, Section 129.12, Subdivision 1.

Which was read the first time and referred to the Committee on Education.

Messrs. Gearty; Perpich, A. J. and Keefe, J. introduced—

S. F. No. 1565: A bill for an act relating to occupational safety; providing for legal liability in addition to that under workmen's compensation laws for employers who fail to comply with laws and other directives relating to occupational safety; amending Minnesota Statutes 1971, Sections 176.031; and 182.61, by adding a subdivision.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Tennessen; Olson, J. L. and Davies introduced—

S. F. No. 1566: A bill for an act appropriating money to the state department of education for deficiencies and future needs in state aid for education programs for adults.

Which was read the first time and referred to the Committee on Finance.

Mr. Borden introduced—

S. F. No. 1567: A bill for an act relating to natural resources; consolidated conservation areas fund; payment of funds to county; amending Minnesota Statutes 1971, Section 84A.51, Subdivisions 3 and 4.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Thorup, Stassen and Anderson introduced—

S. F. No. 1568: A bill for an act relating to taxation; property taxes; providing tax relief for certain permanently disabled persons; amending Minnesota Statutes 1971, Section 273.13, Subdivision 7.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Tennessen; Olson, J. L. and Coleman introduced—

S. F. No. 1569: A bill for an act relating to labor; removing prohibition on certain employment of females under 16 years of age; amending Minnesota Statutes 1971, Section 181.40.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Tennessen, O'Neill and Gearty introduced—

S. F. No. 1570: A bill for an act relating to labor; providing for program to foster employment and related training of minors; appropriating money.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Tennessen, O'Neill and Coleman introduced—

S. F. No. 1571: A bill for an act relating to labor; appropriating money for employment of additional child labor investigators.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Kleinbaum, Chenoweth and McCutcheon introduced—

S. F. No. 1572: A bill for an act relating to taxation; rates of tax upon insurance companies; state aid to fire and police departments; amending Minnesota Statutes 1971, Sections 60A.15, Subdivisions 1 and 2; and 69.021, Subdivision 5.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Kleinbaum, Ogdahl and Solon introduced—

S. F. No. 1573: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Kleinbaum introduced—

S. F. No. 1574: A bill for an act relating to retirement; firemen's service pensions in the village of Sauk Rapids.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Thorup, Anderson and Stassen introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Thorup, McCutcheon and Anderson introduced—

S. F. No. 1576: 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Milton, Ogdahl and Keefe, S. introduced—

S. F. No. 1577: A bill for an act relating to the legislature; enacting the present legislative apportionment into statutory form with minor alterations; repealing Minnesota Statutes 1971, Sections 2.021 to 2.712.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Stokowski; Hansen, Mel and Gearty introduced—

S. F. No. 1578: A bill for an act relating to taxation; senior citizens tax credit; amending Minnesota Statutes 1971, Sections 290.0607 and 290.0608.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. North introduced—

S. F. No. 1579: A bill for an act relating to the claim of Vern Hanson; arising from highway construction and resultant damage to property; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. North, McCutcheon and Novak introduced—

S. F. No. 1580: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Milton, McCutcheon and Konzemius introduced—

S. F. No. 1581: A bill for an act relating to health professions; licensing; providing for common housing and administrative support services for certain boards relating to health professions; amending Minnesota Statutes 1971, Section 45.16, Subdivision 3.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Purfeerst; Olson, J. L. and Larson introduced—

S. F. No. 1582: A bill for an act relating to agriculture, beef industry promotion board; appropriating money.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Purfeerst; Olson, J. L. and Larson introduced—

S. F. No. 1583: A bill for an act relating to agriculture; promotion of agricultural commodities; amending Minnesota Statutes 1971, Section 17.54, Subdivision 1.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Schrom, Berg and Olhoft introduced—

S. F. No. 1584: A bill for an act relating to boilers; regulating the standards of inspection; amending Minnesota Statutes 1971, Section 183.465.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Moe; Olson, J. L. and Hansen, Baldy introduced—

S. F. No. 1585: A bill for an act relating to labor; setting limits on hours of work for persons over 14 and under 16 years of age; amending Minnesota Statutes 1971, Section 181.37.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Purfeerst, Wegener and Hanson, R. introduced—

S. F. No. 1586: A bill for an act relating to predator control; establishing restrictions, procedures, requirements, penalties and rewards; appropriating money; repealing Minnesota Statutes 1971, Section 348.071.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Perpich, G. introduced—

S. F. No. 1587: A bill for an act relating to the claim of James William Farnham; arising from negligence by Hibbing junior college; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Nelson, Kirchner and Solon introduced—

S. F. No. 1588: 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Perpich, A. J. introduced—

S. F. No. 1589: A bill for an act relating to the town of Taconite Harbor; authorizing the taking of a special federal census and its use.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Josefson, Berg and Patton introduced—

S. F. No. 1590: A bill for an act relating to education; regulating certain transportation aids; handicapped and mentally retarded pupils; amending Minnesota Statutes 1971, Section 124.32, Subdivision 3.

Which was read the first time and referred to the Committee on Education.

Messrs. Bernhagen, Krieger and Borden introduced—

S. F. No. 1591: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Keefe, S. introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Laufenburger and Larson introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Laufenburger, Larson and Anderson introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Kirchner, Gearty and Tennessen introduced—

S. F. No. 1595: A bill for an act relating to Hennepin county;

abolishing board of tax levy; repealing Special Laws 1879, Chapter 338 as amended.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Nelson introduced—

S. F. No. 1596: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Schaaf, Keefe, J. and Tennesen introduced—

S. F. No. 1597: 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.

Which was read the first time and referred to the Committee on Judiciary.

MESSAGE FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 112: A bill for an act relating to zoning and land use; providing for soil and water conservation by municipal zoning regulations; amending Minnesota Statutes 1971, Section 462.358, Subdivision 2.

Senate File No. 112 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned March 26, 1973

CONCURRENCE AND REPASSAGE

Mr. North moved that the Senate do now concur in the amendments by the House to S. F. No. 112 and that the bill be placed on its repassage as amended.

S. F. No. 112 was read the third time, as amended by the House, and placed on its repassage.

The question being taken on the repassage of the bill, as amended,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Renneke
Arnold	Doty	Kleinbaum	Novak	Schaaf
Ashbach	Dunn	Knutson	Ogdahl	Sillers
Bang	Fitzsimons	Kowalczyk	Olhoft	Solon
Berg	Frederick	Krieger	Olson, A. G.	Spear
Bernhagen	Gearty	Larson	Olson, H. D.	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Olson, J. L.	Tennessee
Borden	Hansen, Mel	Lewis	O'Neill	Thorup
Brown	Hanson, R.	Lord	Patton	Ueland
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Wegener
Chmielewski	Humphrey	Milton	Perpich, G.	Willet
Coleman	Jensen	Moe	Pillsbury	
Conzemius	Josefson	Nelson	Purfeerst	

So the bill, as amended, was repassed and its title was agreed to.

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 403 and 666.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned March 26, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 267, 400, 418, 212, 308, 595, 678, 739, 898 and 1088.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted March 26, 1973

FIRST READING OF HOUSE BILLS

H. F. No. 267: A bill for an act relating to actions; litigation costs and fees; authorizing proceedings in forma pauperis; and providing a penalty.

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. 418: A bill for an act relating to the department of corrections; amending Minnesota Statutes 1971, Sections 241.01, Subdivisions 2 and 3; 241.03, Subdivision 1; 242.03; 243.02; and 243.04.

H. F. No. 212: A bill for 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. 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.

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. 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.

H. F. No. 739: A bill for an act authorizing Independent School District No. 728, Elk River, to issue bonds in excess of the limitation prescribed by Minnesota Statutes, Section 475.53.

H. F. No. 898: A bill for an act relating to public safety; authorizing the commissioner of public safety to establish in-service and pre-service training programs for employees of the department of public safety; amending Minnesota Statutes 1971, Section 299A.01, by adding a subdivision.

H. F. No. 1088: A bill for an act relating to the university of Minnesota; appropriating money for certain equipment.

Which were read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exception of reports pertaining to appointments. Which motion prevailed.

Mr. Davies from the Committee on Judiciary, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, strike "shall"

Page 1, line 12, strike "mean" and insert in lieu thereof "means"

Page 1, line 12, strike "vitro or in vivo" and insert in lieu thereof the following:

"the human body or produced in an artificial environment other than the human body"

Page 1, line 18, strike “, and such” and insert in lieu thereof “. A”

Page 1, line 19, strike “such”; strike “shall have been” and insert in lieu thereof “is”

Page 1, line 20, strike “for at least 24 hours”

Page 1, strike lines 21 to 24

Page 1, line 25, strike “shall use” and insert in lieu thereof “uses”

Page 1, line 26, strike “permit” and insert in lieu thereof “permits”

Page 1, line 28, strike “said” and insert in lieu thereof “the”

Page 1, line 29, strike “shall buy or sell or permit” and insert in lieu thereof “buys or sells or permits”

Page 2, line 1, strike “and upon conviction may be imprisoned for not” and insert in lieu thereof a period

Page 2, strike lines 2 and 3

Page 2, line 4, strike “upon final enactment” and insert in lieu thereof “the day following its final enactment”

Pursuant to Rule 56, a roll call was taken on the motion of the recommendation to pass as amended. There were yeas 13 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, J.	Novak	Perpich, G.
Blatz	Humphrey	Lord	O'Neill	Thorup
Davies	Jensen	McCutcheon		

Those who voted in the negative were:

Pillsbury
Schaaf

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

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.

Reports the same back with the recommendation that the printed bill be amended as follows:

Page 1, line 2, after “may” strike “annually levy not to exceed” and insert in lieu thereof “by ordinance establish”

Page 1, line 3, strike “ $\frac{1}{2}$ mill on all the taxable property within the city as”

Page 1, line 3, after “fund” insert “in the city treasury”

Page 1, line 6, after the period insert the following new sentence: "No sums may be expended from such fund until enactment of an establishing ordinance."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 43: A bill for an act providing compensation to those members of the armed forces who served in the Vietnam conflict.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 14, strike "the following: The"

Line 15, strike "Army of the United States, United States"

Line 16, strike everything after "Navy," and insert "Marine Corps, Coast Guard or the Air Force."

Strike lines 17 through 25.

Page 2, line 3, strike "surviving brothers and sisters,"

Line 10, strike everything after "Subd. 7." and insert "Domestic service or foreign service" means (a) active service"

Line 11, strike "veteran"

Line 11, after "inside" insert "and outside"

Line 12, after "States" strike the balance of the line and insert in lieu thereof "for persons eligible for the Vietnam Expeditionary Medal who served during the period between July 1, 1958 and August 4, 1964, both dates inclusive; and

(b) active service in the armed forces inside and outside the continental limits of the United States for persons who served during the period between August 5, 1964 and January 27, 1973, both dates inclusive."

Page 2, strike lines 13 through 15

Line 26, strike "and faithful"

After line 28 insert:

"2. A general discharge under honorable conditions; or"

Page 3, line 1, strike "2." and insert in lieu thereof "3."

Line 1, after "certificate of" insert "honorable"

Line 3, strike "3." and insert in lieu thereof "4."

Line 5, strike "and faithful"

Line 6, after "means" strike "the" and insert "(1)"

Line 7, strike "service" and insert "duty"

Strike lines 8, 9 and 10, and insert in lieu thereof "July 1, 1958 and July 27, 1973, if the veteran is entitled to the Vietnam Expeditionary Medal or the Vietnam Service Medal, or

(2) period of active duty of a veteran in the armed forces between August 5, 1964 and January 27, 1973 for all other veterans."

Line 20, after "thereto" insert a comma

Page 4, line 17, strike "man or woman" and insert "resident"

Line 18, after "honorably" strike the balance of the line and insert "on active duty in the armed forces (1) between July 1, 1958 and July 27, 1973, if the veteran is entitled to the Vietnam Expeditionary Medal or the Vietnam Service Medal or (2) between August 5, 1964 and January 27, 1973. The term "veteran" shall not include any member of the reserve components of the armed forces ordered to active duty for the sole purpose of training. The term "veteran" shall not include any person who is eligible for or has received adjusted compensation from any other state or foreign country."

Strike lines 19 through 28

Page 5, strike lines 1 through 4

Line 7, strike "duty during his period of"

Line 7, after "service" insert "or foreign service,"

Line 8, strike "\$10" and insert "\$15"

Line 9, after "month" strike the balance of the line and insert "up to a maximum of \$300. The minimum payment to any veteran regardless of length of service shall be \$100. Veterans who are entitled to the Vietnam Expeditionary Medal or the Vietnam Service Medal shall be paid an additional sum of \$300. Payment for length of service and Vietnam Medals shall not exceed \$600. Any veteran who was a prisoner of war or missing in action shall receive the sum of \$1,000 in lieu of all other payments."

Page 5, strike lines 10 through 13

Line 14, strike "and foreign duty."

Line 16, after "for" insert a comma

Line 18, strike "his" and insert "such"

Line 20, strike "\$400" and insert in lieu thereof "\$1,000"

Line 25, strike "\$400" and insert in lieu thereof "\$1,000"

Page 6, line 9, strike "and faithful"

Page 7, line 3, after "VETERANS" insert "ADJUSTED"

Line 5, after "veterans" insert "adjusted"

Line 9, after "veterans" insert "adjusted"

Line 14, after "veterans" insert "adjusted"

Line 15, strike everything after "3."

Strike all of line 16 and insert "The proceeds of the bonds issued pursuant to sections 16 and 17 shall be deposited in the veterans adjusted"

Line 17, strike "the veterans"

Line 22, strike "but no payment"

Strike lines 23 through 27 and insert "with payments to commence no later than one year after the effective date of this act. There is appropriated from the general fund the sum of \$100,000 to be deposited in the veterans adjusted compensation fund for the commissioner of veterans affairs, to implement the administration of this act effective upon passage of this act. The commissioner of administration is hereby authorized to allocate such additional funds as should be necessary for the cost of administration of this act as required."

Page 9, line 2, after "veterans," insert "as defined in Minnesota Statutes, Section 197.447,"

Line 7, strike "\$50" and insert in lieu thereof "\$35"

Line 8, strike "actual and necessary"

Page 10, line 20, strike the comma

Page 11, After line 15, insert the following:

"Sec. 16. [VETERANS BONUS BOND ISSUE.] For the purpose of providing the moneys appropriated by this act to the commissioner of veteran's affairs for the payment of the Vietnam veteran's bonus, the state auditor is authorized upon request of the governor to sell and issue Minnesota state veteran's bonus bonds in the amount of \$60,000,000 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 veteran's adjusted compensation fund.

Sec. 17. [VETERANS BONUS BOND ACCOUNT.] 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 by section 16, there is hereby appropriated annually to the veteran's bonus 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 hand on November 1 in each year in the veteran's bonus 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 tax otherwise required to be levied.

Sec. 18. [EFFECTIVE DATE.] This act is effective the day following its final enactment."

Further amend the title in line 3 by striking "in" and inserting in lieu thereof "during" and in line 4, before the period, by inserting " ; providing for a bond issue to finance ; appropriating money ; and providing a penalty"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Pursuant to Rule 56, a roll call was taken on the motion of Mr. Frederick to further amend S. F. No. 43 as follows :

The amendment made by the Committee to page 7, line 16, strike "The proceeds of the bonds issued pursuant to sections 16 and 17 shall be deposited in" and insert "\$60,000,000 shall be transferred from the general fund upon the effective date of this act to"

The amendment made by the Committee to page 7, lines 23 through 27, strike "There is appropriated from the general fund the sum of \$100,000 to be deposited in the veterans adjusted compensation fund for the commissioner of veterans affairs, to implement the administration of this act effective upon passage of this act. The commissioner of administration is hereby authorized to allocate such additional funds as should be necessary for the cost of administration of this act as required."

The amendment made by the Committee to page 11, after line 15: Strike all of Sec. 16 and Sec. 17 which were added and renumber the remaining Sec. 18, which was added, as Sec. 16

There were yeas 6 and nays 8 as follows :

Those who voted in the affirmative were :

Bang	Fitzsimons	Frederick	Hansen, Mel	Josefson
Brown				

Those who voted in the negative were :

Arnold	Keefe, S.	Olhoft	Purfeerst
Chmielewski	Laufenburger	Olson, A. G.	Schrom

The motion did not prevail.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 255: A bill for an act relating to eminent domain; rental of certain property acquired thereunder; compensation for taxes and assessments; amending Minnesota Statutes 1971, Section 117.-135.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 973: A bill for an act relating to peace officer training; removal of peace training exemption for communities of less than a population of 1,000; amending Minnesota Statutes 1971, Sections 626.846; 626.847; and 626.852; repealing Minnesota Statutes 1971, Section 626.853.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 14, after "officer" insert "*who becomes*" and after "or" insert "*is*"

Page 1, line 19, after "*officer*" insert "*who becomes*"

Page 1, line 20, after "or" and before "*elected*" insert "*is*"

Page 1, line 22, after "*thereof,*" insert "*regardless of population,*"

Page 1, line 22, after "a" insert "*basic*"

Page 1, line 30, after "term," insert "*and who is required under the provisions of subdivision 1 to attend a basic peace officers training course,*"

Page 2, line 2, after "approved" insert "*basic*"

Page 2, line 12, restore the stricken language

Page 2, line 13, restore the stricken language "population limits in section 626.846" and restore the stricken " ,"

Page 2, line 17, after "received" delete "*prior to July*"

Page 2, line 18, before "his" delete "*2, 1967,*"

Page 2, line 19, restore the stricken language "prior to July 1, 1967" and insert after it a period

Page 2, line 19, delete "*employed by the state of Minnesota or*" and insert "*The board may consider and determine the responsibilities and training for part time peace officers*"

Page 2, delete lines 20 to 25

Page 2, line 26, delete "*the state of Minnesota*"

Amend the title: Page 1, delete lines 3 and 4, and on line 5 delete "1,000" and insert in lieu thereof "regulating certain peace officer training"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred the following appointment

WATER RESOURCES BOARD

Dr. Robert Moline, 1306 North Washington, St. Peter, Nicollet County, appointed effective December 11, 1972, for a term expiring October 5, 1978.

Reports the same back with the recommendation that the appointment be confirmed.

Mr. Arnold moved that the foregoing Committee report be laid on the table. Which motion prevailed.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1013: A bill for an act relating to the city of Fraser in St. Louis county; providing for the dissolution of the city of Fraser.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1079: A bill for an act relating to local improvements; assessment procedures; notice of assessment; amending Minnesota Statutes 1971, Section 429.061, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 853: A bill for an act relating to taxation; individuals exempt from the income tax; providing that individuals serving in the armed forces of the United States shall be exempt from the Minnesota income tax for the year 1973; amending Minnesota Statutes 1971, Section 290.05, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert the following language:

“Section 1. Minnesota Statutes 1971, Section 290.65, Subdivision 1, is amended to read:

290.65 [MEMBERS OF ARMED FORCES, EXEMPTIONS.] Subdivision 1. [GROSS INCOME, EXCLUSION.] The first \$3,000 received by any individual as compensation for personal services in the armed forces of the United States or the United Nations, shall be excluded from gross income in computing income taxes under the provisions of Minnesota Statutes, Chapter 290. The next \$2,000 received by an individual as compensation for personal services in the armed forces of the United States or the United Nations wholly performed outside of the state of Minnesota, shall also be excluded from gross income in computing taxes under the provisions of Minnesota Statutes, Chapter 290. *Further, gross income does not include compensation received by any individual for personal services in the armed forces of the United States while held as a prisoner of war in southeast Asia for any period of time between the years 1963 and 1973.*

Sec. 2. *This act is effective the day following its final enactment.*”

Amend the title by striking lines 6, 7, and 8, and inserting:

“from the Minnesota income tax while a prisoner of war in southeast Asia; amending Minnesota Statutes 1971, Section 290.-65, Subdivision 1.”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 236: A bill for an act relating to taxation; excise tax on gasoline and gasoline substitutes; refunds; penalties for false claims; amending Minnesota Statutes 1971, Section 296.18, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 7, strike "except that such refund claims"

Page 2, strike lines 8 and 9

Page 2, line 10, strike "percent of the amount of the approved claim"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1238: A bill for 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1186: A bill for 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1191: A bill for an act relating to taxation; eliminating the requirement of publishing the personal property tax list; repealing Minnesota Statutes 1971, Section 275.30.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1195: A bill for an act relating to taxation; providing for refundment of inheritance tax overpayments and interest thereon; amending Minnesota Statutes 1971, Section 291.18.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 27, strike "*new*"

Page 1, line 27, after "of" and before "ambulance" insert "*newly established*"

Page 2, line 16, after "*and*" insert "*after July 1, 1975, a*"

Page 2, line 24, strike "*trained and qualified to*"

Page 2, line 24, following "*attendant*" insert a period

Page 2, strike line 25 and insert in lieu thereof "*Drivers and attendants are authorized to use only such equipment for which they are qualified by training.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was re-referred

S. F. No. 832: A bill for an act relating to public health; regulating and certifying x-ray machine operators and prescribing fees; appropriating money; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 14, after "*purposes*" and before the period, insert "*, and to set standards and prescribe examination procedures therefor*"

Page 1, line 14, after "*practitioners*" insert "*, persons operating X-ray machines in physicians' offices solely for the purpose of X-raying the chest or extremities,*"

Page 1, line 17, strike "*of \$20. No part of such fee*" and insert "*to be determined by the state board of health pursuant to the administrative procedures act, no part of which*"

Page 1, line 20, strike "\$10"

Page 1, line 20, after "*fee*" and before the period, insert "*to be determined by the state board of health pursuant to the administrative procedures act*"

Page 1, line 21, after "*in the*" strike "*state*"

Page 1, strike lines 22 through 26 and insert "*general fund of the state treasury.*"

Further, amend the title as follows:

Line 4, strike "prescribing" and insert in lieu thereof "providing for"

Lines 4 and 5, strike "appropriating money;"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. '609: A bill for an act relating to manpower services; unemployment compensation; benefits; amending Minnesota Statutes 1971, Section 268.07, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

On page 1, line 17, after the stricken "\$64" insert "\$85"

On page 1, line 17, restore the stricken word "per"

On page 1, line 18, restore the old language and strike the new language

On page 1, strike the new language on lines 19 through 30

On page 2, strike the new language on lines 1 through 6.

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred

H. F. No. 725 for comparison to companion Senate Files, reports the following House File was found identical and recommends the House File be given its Second Reading and substituted for its companion Senate File as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
725	702				

And that the above Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 267, 400, 212, 308, 595, 678, 739 and 898 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. No. 739 to the Committee on Education.

H. F. Nos. 267, 400, 308 and 898 to the Committee on Finance.

H. F. Nos. 212, 595 and 678 to the Committee on Natural Resources and Agriculture.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 1004, 255, 256, 257, 973, 1013, 1027, 1079, 1092, 853, 236, 1238, 1186, 1191, 1195, 667 and 609 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 917 and 725 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Perpich, A. J. moved that his name be stricken and the name of Mr. Blatz be added as co-author to S. F. No. 513. Which motion prevailed.

Mr. Davies moved that S. F. No. 372 be withdrawn from the Committee on Judiciary. Which motion prevailed.

Mr. Davies moved that S. F. No. 372 be re-referred to the Committee on Governmental Operations. Which motion prevailed.

Mr. Davies moved that S. F. No. 198 be withdrawn from the Committee on Judiciary. Which motion prevailed.

Mr. Davies moved that S. F. No. 198 be re-referred to the Committee Governmental Operations. Which motion prevailed.

Mr. Wegener moved that the names of Messrs. Hanson, R. and Olhoff be added as co-authors to S. F. No. 1334. Which motion prevailed.

Mr. Wegener moved that the name of Mr. Dunn be added as co-author to S. F. No. 1332. Which motion prevailed.

Mr. Coleman, from the Committee on Rules and Administration, offered the following resolution:

BE IT RESOLVED, by the Senate, that the following named persons be and are hereby appointed to the position hereinafter stated and at the salary heretofore fixed.

Margie Bauer, Indexer, effective April 2, 1973.

E. Ronald King, transferred from Machine Operator Classification and substituted for Randolph Perez in the Sergeant Classification, effective March 26, 1973.

Edward Stish, transferred from Page Classification and substituted for E. Ronald King in the Machine Operator Classification, effective March 26, 1973.

Bruce Obermeier, substituted for Bridget Gonzales in the Legislative Clerk I Classification, effective March 26, 1973.

Judith Dunham, Stenographer I, effective March 26, 1973.

Judith Vizenor, Stenographer I, effective March 27, 1973.

David Duddleston, substituted for Johnny Lorenzo Chappell in the Intern Classification, effective March 26, 1973.

BE IT FURTHER RESOLVED that the following resolutions of the Committee on Rules and Administration be amended as follows:

Tuesday, January 2, 1973 (1st day) page 24 after "Beulah Due" in the Stenographer I Classification insert "on a part-time basis".

Thursday, February 1, 1973 (11th day) page 182 after "Kathleen Sundquist, Stenographer I," insert "on a part-time basis".

Thursday, March 1, 1973 (19th day) page 449 after "Joyce Bartl, Stenographer I," insert "on a part-time basis".

Mr. Coleman moved the adoption of the foregoing resolution. Which motion prevailed.

Mr. Kleinbaum moved that S. F. No. 1572 be withdrawn from the Committee on Labor and Commerce. Which motion prevailed.

Mr. Kleinbaum moved that S. F. No. 1572 be re-referred to the Committee on Rules and Administration. Which motion prevailed.

RECONSIDERATION

Mr. Stassen moved that the vote whereby S. F. No. 655 was passed by the Senate on March 26, 1973 be now reconsidered.

The question being taken on adoption of the motion,

And the roll being called, there were yeas 26 and nays 40, as follows:

Those who voted in the affirmative were:

Ashbach	Frederick	Kowalczyk	O'Neill	Ueland
Bang	Hansen, Mel	Krieger	Patton	Willet
Berg	Hanson, R.	Larson	Pillsbury	
Bernhagen	Jensen	Nelson	Renneke	
Blatz	Josefson	Ogdahl	Sillers	
Brown	Knutson	Olson, J. L.	Stassen	

Those who voted in the negative were:

Anderson	Doty	Kirchner	North	Schaaf
Arnold	Dunn	Kleinbaum	Novak	Schrom
Borden	Fitzsimons	Laufenburger	Olhoft	Solon
Chenoweth	Gearty	Lewis	Olson, A. G.	Spear
Chmielewski	Hansen, Baldy	Lord	Olson, H. D.	Stokowski
Coleman	Hughes	McCutcheon	Perpich, A. J.	Tennessee
Conzemius	Humphrey	Milton	Perpich, G.	Thorup
Davies	Keefe, S.	Moe	Purfeerst	Wegener

Which motion did not prevail. So the vote was not reconsidered.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Conzemius in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Conzemius reported that the committee had considered S. F. Nos. 460, 103, 501, 1101, also H. F. Nos. 725, 999, which the committee recommends to pass.

S. F. No. 681, which the committee recommends to pass.

The question being taken on the committee recommendation,

And the roll being called, there were yeas 36 and nays 28, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Kirchner	North	Stassen
Ashbach	Fitzsimons	Kleinbaum	Ogdahl	Ueland
Bang	Frederick	Knutson	Olson, J. L.	Wegener
Berg	Gearty	Kowalczyk	O'Neill	Willet
Bernhagen	Hansen, Mel	Krieger	Patton	
Blatz	Hanson, R.	Larson	Pillsbury	
Brown	Josefson	Lord	Renneke	
Chmielewski	Keefe, J.	Nelson	Sillers	

Those who voted in the negative were:

Anderson	Doty	Laufenburger	Olson, H. D.	Solon
Borden	Hansen, Baldy	Lewis	Perpich, A. J.	Spear
Chenoweth	Hughes	Milton	Perpich, G.	Stokowski
Coleman	Humphrey	Moe	Purfeerst	Thorup
Conzemius	Jensen	Novak	Schaaf	
Davies	Keefe, S.	Olhoft	Schrom	

So the committee recommends S. F. No. 681 to pass.

S. F. No. 626, which the committee recommends to pass.

Mr. Bernhagen moved to amend S. F. No. 626 as follows:

Page 2, line 2, after "to" insert "enact or"

Page 2, line 2, after "implement" insert the following:

"laws or regulations that will allow farmers to produce for an expanding market rather than a fixed support price which price in the past has tended to become a depressed ceiling for farm commodities.

BE IT RESOLVED, that farm commodity imports be subject to the same "quality of production" standards as domestic production bringing United States farmers into fair competition with agricultural commodities imported into this country."

Page 2, line 2, strike "the existing law" and strike lines 3 through 6

Further amend the title by striking lines 3 and 4 and inserting in lieu thereof "to enact legislation that will bring agricultural commodities to 100 percent of parity."

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 29 and nays 35, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Josefson	McCutcheon	Pillsbury
Bang	Fitzsimons	Keefe, J.	Nelson	Renneke
Berg	Frederick	Kirchner	Ogdahl	Sillers
Bernhagen	Hansen, Mel	Knutson	Olson, J. L.	Stassen
Blatz	Hanson, R.	Kowalczyk	O'Neill	Ueland
Brown	Jensen	Krieger	Patton	

Those who voted in the negative:

Anderson	Davies	Kleinbaum	Novak	Solon
Arnold	Doty	Laufenburger	Olhoft	Spear
Borden	Gearty	Lewis	Olson, H. D.	Stokowski
Chenoweth	Hansen, Baldy	Lord	Perpich, A. J.	Tennessee
Chmielewski	Hughes	Milton	Perpich, G.	Thorup
Coleman	Humphrey	Moe	Purfeerst	Wegener
Conzemius	Keefe, S.	North	Schrom	Willet

Which motion did not prevail. So the amendment was not adopted.

S. F. No. 405, which the committee recommends to pass.

Mr. Perpich, A. J. moved to amend S. F. No. 405, the printed bill, as follows:

Page 1, line 13, reinstate the stricken "six" and strike "seven"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 30 and nays 31, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Lewis	Olhoft	Schrom
Arnold	Humphrey	Lord	Olson, H. D.	Solon
Bernhagen	Josefson	McCutcheon	Perpich, A. J.	Spear
Chenoweth	Kleinbaum	Milton	Perpich, G.	Stassen
Chmielewski	Knutson	Moe	Purfeerst	Tennessee
Doty	Kowalczyk	North	Schaaf	Willet

Those who voted in the negative were:

Ashbach	Blatz	Coleman	Frederick	Hansen, Mel
Bang	Borden	Davies	Gearty	Hanson, R.
Berg	Brown	Fitzsimons	Hansen, Baldy	Hughes

Jensen	Larson	Ogdahl	Pillsbury	Stokowski
Keefe, J.	Laufenburger	Olson, J. L.	Renneke	Thorup
Keefe, S.	Novak	Patton	Sillers	Wegener
Krieger				

Which motion did not prevail. So the amendment was not adopted.

Mr. Tennesen moved to amend S. F. No. 405 as follows:

Page 1, line 26, before the comma strike "\$10" and insert "\$2"

Page 1, line 26, after the stricken "\$5" strike "\$10" and insert "\$2"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 6 and nays 57, as follows:

Those who voted in the affirmative were:

Keefe, S.	Moe	Schaaf	Spear	Tennesen
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Those who voted in the negative were:

Anderson	Conzemius	Jensen	Nelson	Renneke
Arnold	Davies	Josefson	North	Schrom
Ashbach	Doty	Keefe, J.	Novak	Sillers
Bang	Dunn	Kleinbaum	Ogdahl	Solon
Berg	Fitzsimons	Knutson	Olhott	Stassen
Bernhagen	Frederick	Kowalczyk	Olson, H. D.	Stokowski
Blatz	Gearty	Krieger	Olson, J. L.	Thorup
Borden	Hansen, Baldy	Larson	Patton	Wegener
Brown	Hansen, Mel	Laufenburger	Perpich, A. J.	Willet
Chenoweth	Hanson, R.	Lewis	Perpich, G.	
Chmielewski	Hughes	Lord	Pillsbury	
Coleman	Humphrey	McCutcheon	Purfeerst	

Which motion did not prevail. So the amendment was not adopted.

The question being taken on the committee recommendation,

And the roll being called, there were yeas 58 and nays 4, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Schaaf
Arnold	Dunn	Keefe, S.	North	Schrom
Bang	Fitzsimons	Kleinbaum	Novak	Sillers
Berg	Frederick	Knutson	Ogdahl	Solon
Bernhagen	Gearty	Kowalczyk	Olhott	Spear
Blatz	Hansen, Baldy	Krieger	Olson, H. D.	Stassen
Borden	Hansen, Mel	Larson	Olson, J. L.	Stokowski
Brown	Hanson, R.	Laufenburger	Patton	Thorup
Chenoweth	Hughes	Lewis	Perpich, G.	Wegener
Chmielewski	Humphrey	Lord	Pillsbury	Willet
Coleman	Jensen	McCutcheon	Purfeerst	
Conzemius	Josefson	Moe	Renneke	

Messrs. Doty; Milton; Perpich, A. J. and Tennesen voted in the negative.

So the committee recommends S. F. No. 405 to pass.

And then, on motion of Mr. Conzemius, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Thursday, March 29, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

TWENTY-NINTH DAY

St. Paul, Minnesota, Thursday, March 29, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Anderson	Doty	Keefe, S.	Olhoft	Stokowski
Arnold	Fitzsimons	Kleinbaum	Olson, A. G.	Tennessee
Berg	Gearty	Kowalczyk	Olson, J. L.	Thorup
Bernhagen	Hansen, Baldy	Larson	Perpich, A. J.	Wegener
Borden	Hansen, Mel	Laufenburger	Perpich, G.	Willet
Chmielewski	Hanson, R.	Lewis	Purfeerst	
Coleman	Hughes	Lord	Schrom	
Conzemius	Humphrey	Milton	Spear	
Davies	Jensen	Novak	Stassen	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Keefe, S.	Nelson	Schaaf
Arnold	Dunn	Kirchner	North	Schrom
Ashbach	Fitzsimons	Kleinbaum	Novak	Sillers
Bang	Frederick	Knutson	Ogdahl	Solon
Berg	Gearty	Kowalczyk	Olhoft	Spear
Bernhagen	Hansen, Baldy	Krieger	Olson, A. G.	Stassen
Borden	Hansen, Mel	Larson	Olson, H. D.	Stokowski
Brown	Hanson, R.	Laufenburger	Olson, J. L.	Tennessee
Chenoweth	Hughes	Lewis	Patton	Thorup
Chmielewski	Humphrey	Lord	Perpich, A. J.	Ueland
Coleman	Jensen	McCutcheon	Perpich, G.	Wegener
Conzemius	Josefson	Milton	Purfeerst	Willet
Davies	Keefe, J.	Moe	Renneke	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Messrs. Blatz, Pillsbury and O'Neill were excused from the Session of today.

INTRODUCTION OF BILLS

Messrs. Perpich, A. J.; Larson and Wegener introduced—

S. F. No. 1598: A bill for an act relating to game and fish; standards for fish houses; amending Minnesota Statutes 1971, Section 101.42, Subdivision 16.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Arnold introduced—

S. F. No. 1599: A bill for an act relating to Koochiching county; prescribing conditions of veterans preference for employment by the county sheriff's department.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Milton, McCutcheon and Humphrey introduced—

S. F. No. 1600: A bill for an act relating to peace officers; providing benefits to survivors of peace officers killed or permanently disabled in the line of duty; establishing a peace officers benefit account; and appropriating money.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Gearty questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Purfeerst, Renneke and Schrom introduced—

S. F. No. 1601: A bill for an act relating to taxation; deductions from gross income; creating a deduction for certain farm machinery; amending Minnesota Statutes 1971, Section 290.09, by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Thorup, Stassen and Sillers introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Thorup, McCutcheon and Anderson introduced—

S. F. No. 1603: A bill for an act relating to environmental pro-

tection; establishing the Minnesota environmental quality protection program; providing for the financing thereof through the authorization of personalized license plates for passenger automobiles and the imposition of fees therefor; and appropriating money.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Bang, Lewis and Kowalczyk introduced—

S. F. No. 1604: A bill for an act relating to highways, the relocation of utilities located on trunk highways and the reimbursement of the cost thereof; amending Minnesota Statutes 1971, Section 161.46, Subdivisions 2 and 5; repealing Minnesota Statutes 1971, Section 161.45, Subdivision 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Willet; Olson, J. L. and Olhoft introduced—

S. F. No. 1605: A bill for an act relating to commercial feeds; amending Minnesota Statutes 1971, Section 25.33, Subdivision 5.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Coleman, Conzemius and Nelson introduced—

S. F. No. 1606: A bill for an act relating to health; providing planning grants and low interest loans to foster development of health maintenance organizations; appropriating money.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Arnold introduced—

S. F. No. 1607: A resolution memorializing the President and Congress to continue the Emergency Employment Act program.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Arnold introduced—

S. F. No. 1608: A resolution memorializing the President and Congress to re-introduce legislation or take steps to have the federal government release money already appropriated for the continuation of the Community Action Agency program.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Davies, Blatz and Perpich, G. introduced—

S. F. No. 1609: 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Conzemius; Olson, J. L. and Olson, A. G. introduced—

S. F. No. 1610: A bill for an act relating to town roads; town road bridges over rivers and county and judicial ditches; providing for a division of the costs of construction, reconstruction and maintenance of such bridges between the towns, counties and the state; and appropriating money.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Perpich, A. J.; McCutcheon and Doty introduced—

S. F. No. 1611: A bill for an act relating to taxes on and measured by net income; computation of taxable net income for national and state banks; amending Minnesota Statutes 1971, Section 290.361, Subdivision 2.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Thorup, Brown and Anderson introduced—

S. F. No. 1612: 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Gearty, Larson and Borden introduced—

S. F. No. 1613: A bill for an act relating to taxation; providing for the distribution of certain gross earnings tax revenue; amending Minnesota Statutes 1971, Chapter 295, by adding a section; and repealing 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Borden, Chmielewski and Frederick introduced—

S. F. No. 1614: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Chenoweth introduced—

S. F. No. 1615: 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, Subdivision 4, and by adding a subdivision; 353.31, Subdivisions 1 and 8, and by adding a subdivision; 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 3 and 6; 353.657, Subdivisions 1, 2, and 3, and by adding a subdivision; 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 353.01, Subdivisions 24 and 30; 353.015; 353.07; 353.13; 353.26; 353.27, Subdivision 5; 353.28, Subdivisions 2, 3, 4, 7, 9, and 10; 353.30, Subdivision 3; 353.31, Subdivisions 2, 3, 4, 5, 6, 7, 10, and 11; 353.32, Subdivision 3; 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; and 353.68, Subdivisions 2, 3, 5, 6, 7, 8 and 9.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Willet, Larson and Chmielewski introduced—

S. F. No. 1616: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Nelson, Lewis and Perpich, G. introduced—

S. F. No. 1617: A bill for an act relating to public welfare; in-

creasing amounts of income disregarded in computing aid to disabled persons; amending Minnesota Statutes 1971, Section 256.455, Subdivision 5.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Renneke and Ueland introduced—

S. F. No. 1618: A bill for an act relating to Nicollet county; authorizing an increased annual appropriation to the county extension committee.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Josefson, Jensen and Olson, J. L. introduced—

S. F. No. 1619: A bill for an act relating to sales and use tax and the refund of such tax to cooperatives; amending Minnesota Statutes 1971, Section 297A.35, by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Brown introduced—

S. F. No. 1620: A bill for an act relating to the claim of Robert B. Loveland; arising from misappropriation by personnel of the department of corrections; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Tennesen, Stokowski and Gearty introduced—

S. F. No. 1621: A bill for an act relating to Minneapolis, city of; authorizing the reissuance of certain licenses for the sale of intoxicating liquor at any location in the city when relocation is necessitated because of eminent domain proceedings.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Thorup, Stassen and Anderson introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Thorup, McCutcheon and Anderson introduced—

S. F. No. 1623: A bill for an act relating to privacy of communications; amending Minnesota Statutes 1971, Section 626A.05, Subdivision 2.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Knutson and Keefe, J. introduced—

S. F. No. 1624: A bill for an act relating to corrections; parole, probation or other release; hearing prior to release.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Dunn, Anderson and O'Neill introduced—

S. F. No. 1625: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Anderson, Hughes and O'Neill introduced—

S. F. No. 1626: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Bernhagen, Purfeerst and Olson, J. L. introduced—

S. F. No. 1627: A bill for an act relating to agriculture; promotion of commodities; amending Minnesota Statutes 1971, Sections 17.54, Subdivisions 1 and 5; and 17.56, Subdivision 3.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Laufenburger, Brown and Conzemius introduced—

S. F. No. 1628: A bill for an act relating to the organization and operation of state government; creating a department of transportation; prescribing its duties and responsibilities; amending Minnesota Statutes 1971, Sections 123.18, Subdivision 1; 123.39, Subdivision 1; 299D.01, Subdivision 1; and 473A.06, Subdivision 3; repealing Minnesota Statutes 1971, Sections 4.20; 161.03; 168.325, Subdivisions 1 and 3; 171.015, Subdivision 1; and 360.014.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Knutson, Kowalczyk and Keefe, J. introduced—

S. F. No. 1629: A bill for an act relating to courts; providing for payment of part of fines collected for misdemeanors or petty misdemeanors under state laws to prosecuting municipality; amending Minnesota Statutes 1971, Section 487.33, Subdivision 5.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Berg; Olson, J. L., and Renneke introduced—

S. F. No. 1630: A bill for an act relating to taxation; classification of agricultural property; amending Minnesota Statutes 1971, Section 273.13, Subdivision 6.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Jensen, Berg and Patton introduced—

S. F. No. 1631: A bill for an act relating to public welfare; authorizing publication of names of welfare recipients.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Lewis questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Kowalczyk introduced—

S. F. No. 1632: A bill for an act relating to the city of Brooklyn Center; creating a housing and redevelopment authority.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Anderson, Brown and Laufenburger introduced—

S. F. No. 1633: A bill for an act relating to the Minnesota-Wisconsin boundary compact commission; compensation and reimbursement for Minnesota members; amending Minnesota Statutes 1971, Section 1.36.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Nelson, Krieger and Brown introduced—

S. F. No. 1634: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Arnold, Fitzsimons and Perpich, G. introduced—

S. F. No. 1635: 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 a subdivision; 138.57, Subdivision 13; 138.53, 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Davies, Sillers and Anderson introduced—

S. F. No. 1636: A bill for an act relating to public libraries; providing state aid for certain libraries; and appropriating money therefor.

Which was read the first time and referred to the Committee on Education.

Mr. Hansen, Baldy introduced—

S. F. No. 1637: A bill for an act relating to highway traffic regulations; requiring registered owners of motor vehicles to disclose the identity of operators of such vehicles under certain conditions; providing for the revocation of the owner's license, after hearing, if he refuses to disclose; amending Minnesota Statutes 1971, Chapter 169, by adding a section.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Dunn, Bernhagen and Ueland introduced—

S. F. No. 1638: A bill for an act relating to holidays; dates for celebration thereof; amending Minnesota Statutes 1971, Section 645.44, Subdivision 5.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Perpich, A. J. and Perpich, G. introduced—

S. F. No. 1639: A bill for an act relating to waters and watercraft; requiring licensing of out of state canoes; providing a penalty.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Perpich, A. J. introduced—

S. F. No. 1640: A bill for an act relating to education; transferring a certain area from Independent School District No. 381, Lake county to Independent School District No. 696, Ely, in St. Louis county.

Which was read the first time and referred to the Committee on Education.

Messrs. Keefe, J.; Nelson and Kowalczyk introduced—

S. F. No. 1641: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Keefe, S. introduced—

S. F. No. 1642: A bill for an act relating to elections; providing the hours for voting; amending Minnesota Statutes 1971, Section 204.03, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 700, 758, 173, 175, 816, 817, 233 and 745.

Edward A. Burdick, Chief Clerk, House of Representatives.
Returned March 28, 1973

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 136: A bill for an act relating to corrections; authorizing social service, educational and rehabilitative agencies, public or private, to utilize the facilities of state correctional institutions; amending Minnesota Statutes 1971, Section 241.01, Subdivision 6.

Senate File No. 136 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.
Returned March 28, 1973

CONCURRENCE AND REPASSAGE

Mr. North moved that the Senate do now concur in the amendments by the House to S. F. No. 136 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 136 was read the third time, as amended by the House, and placed on its repassage.

S. F. No. 136: A bill for an act relating to corrections; authorizing social service, educational and rehabilitative agencies, public or private, to utilize the facilities of state correctional institutions; amending Minnesota Statutes 1971, Section 241.01, by adding a subdivision.

The question being taken on the repassage of the bill, as amended,

And the roll being called, there were yeas 57 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Novak	Solon
Arnold	Fitzsimons	Kowalczyk	Ogdahl	Spear
Ashbach	Frederick	Krieger	Olhoft	Stassen
Bang	Gearty	Larson	Olson, A. G.	Stokowski
Berg	Hansen, Baldy	Laufenburger	Olson, H. D.	Tennessee
Bernhagen	Hanson, R.	Lewis	Olson, J. L.	Thorup
Borden	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Coleman	Jensen	Milton	Purfeerst	Willet
Conzemius	Josefson	Moe	Renneke	
Davies	Keefe, S.	Nelson	Schaaf	
Doty	Kirchner	North	Schrom	

Messrs. Brown and Sillers voted in the negative.

So the bill, as amended, was repassed and its title was agreed to.

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 183: A bill for an act relating to motor vehicles; authorizing the department of corrections to operate unmarked vehicles and to display number plates on such vehicles; amending Minnesota Statutes 1971, Section 168.012, Subdivision 1.

Senate File No. 183 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned March 28, 1973

CONCURRENCE AND REPASSAGE

Mr. North moved that the Senate do now concur in the amendments by the House to S. F. No. 183 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 183 was read the third time, as amended by the House, and placed on its repassage.

The question being taken on the repassage of the bill, as amended,

And the roll being called, there were yeas 43 and nays 16, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Josefson	Moe	Sillers
Ashbach	Fitzsimons	Keefe, S.	Nelson	Solon
Bang	Frederick	Kirchner	North	Stassen
Berg	Gearty	Kleinbaum	Olhoft	Stokowski
Bernhagen	Hansen, Mel	Kowalczyk	Olson, H. D.	Tennessee
Brown	Hansen, R.	Larson	Perpich, A. J.	Ueland
Coleman	Hughes	Lord	Perpich, G.	Wegener
Conzemius	Humphrey	McCutcheon	Renneke	
Davies	Jensen	Milton	Schaaf	

Those who voted in the negative were:

Anderson	Hansen, Baldy	Lewis	Olson, J. L.	Spear
Borden	Krieger	Ogdahl	Purfeerst	Thorup
Chmielewski	Laufenburger	Olson, A. G.	Schrom	Willet
Doty				

So the bill, as amended, was repassed and its title was agreed to.

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 285: A bill for an act relating to motor vehicles; providing for the manufacture of motor vehicle license number plates; amending Minnesota Statutes 1971, Section 168.381.

Senate File No. 285 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned March 28, 1973

Mr. Anderson moved that S. F. No. 285 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 134, 225, 532, 1040 and 794.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted March 28, 1973

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 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.

S. F. No. 765 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned March 29, 1973

Mr. Anderson moved that S. F. No. 765 be laid on the table. Which motion prevailed.

FIRST READING OF HOUSE BILLS

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.

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.

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. 1040: A resolution memorializing the President to release funds appropriated for sewage treatment facilities, and Congress to prevent further impoundments of similar funds.

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.

Which were read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk, with the exception of the report pertaining to S. F. No. 838 be now adopted. Which motion prevailed.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1229: A bill for an act relating to natural resources; state parks and recreational areas; permits and fees; exempting Fort Snelling Memorial Chapel island from permit and fee requirements; amending Minnesota Statutes 1971, Section 85.05, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, after line 2, insert:

"Sec. 2. This act is effective the day following its final enactment."

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1327: A bill for an act relating to natural resources; directing the release of certain easements and conveyance of certain land in Kandiyohi county.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1148: A bill for an act relating to wild animals; providing an additional alternative for payments in lieu of taxes on certain wildlife lands; amending Minnesota Statutes 1971, Section 97.49, Subdivision 3.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1072: A bill for an act relating to wild animals; altering certain requirements for private shooting preserves; amending Minnesota Statutes 1971, Section 100.34, Subdivisions 3 and 4; repealing Minnesota Statutes 1971, Section 100.34, Subdivisions 1 and 2.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

H. F. No. 681: A bill for an act relating to wild animals; authorizing certain discharged servicemen to hunt deer by firearm; amending Minnesota Statutes 1971, Section 98.45, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 719: A bill for an act relating to wild animals, requiring licensed fish buyers and peddlers to identify fish being transported; amending Minnesota Statutes 1971, Section 98.46, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 8, strike "98.46" and insert in lieu thereof "97.45"

Page 1, line 10, strike "19a" and insert in lieu thereof "6a"

Page 1, lines 12 and 13, after "*purchased*" in line 12 strike all of the language in lines 12 and 13 and insert in lieu thereof "*, weight, species, and date of transaction.*"

Amend the title in line 6 by striking "98.46" and inserting in lieu thereof "97.45"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

H. F. No. 345: A bill for 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.

Reports the same back with the recommendation that the printed bill be amended as follows:

Page 1, line 15, after "*summons*" and before "*and*" insert "*and complaint*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1255: A bill for an act relating to state lands; directing conveyance of a certain parcel of land in Otter Tail county.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Subdivision 1. The governor, upon recommendation of the commissioner of administration, shall transfer and convey, by quitclaim deed in the form the attorney general approves in the name of the state of Minnesota, to the First Lutheran church, Fergus Falls, Minnesota, approximately three acres of land in Otter Tail county, owned by the state in connection with the Fergus Falls state hospital.

Subd. 2. The exact description of the land as authorized to be conveyed in subdivision 1, shall be determined by the commissioner of administration upon agreement with the First Lutheran church.

Subd. 3. The commissioner of administration shall cause the lands to be surveyed and to be appraised by not less than three appraisers, at least two of whom shall be residents of Otter Tail county. Each appraiser shall before entering upon the duties of his office take and subscribe an oath that he will faithfully and impartially discharge his duties as appraiser according to the best of his ability and that he is not interested directly or indirectly in any of the lands to be appraised, which oath shall be attached to the report of such appraisal.

Subd. 4. The land agreed to be conveyed shall be sold for not less than the appraised value thereof. The cost of the survey or appraisal, as provided in subdivision 3, shall be added to and made a part of the purchase price of the lands to be sold."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 936: A bill for an act relating to game and fish; fishing by certain institutional inmates or patients; amending Minnesota Statutes 1971, Section 98.47, Subdivision 12.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, strike "*mental*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 935: A bill for an act relating to education; authorizing retention of retired teachers as substitutes in cities of the first class; amending Minnesota Statutes 1971, Section 354.19.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 24, strike "*retaining*" and insert "*employing*"

Amend the title as follows:

Page 1, line 3, strike "*retention*" and insert "*employment*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 9, strike "*occur*" and insert in lieu thereof "*continue*"

Page 2, line 12, after the period insert the following:

"The regents of the university of Minnesota are respectfully requested to appoint a St. Paul-based university official to coordinate and develop these health science educational programs."

Page 3, line 9, after "*the*" strike "*northern association*" and insert in lieu thereof:

"Ramsey county hospital and sanitarium commission,"

Page 3, strike lines 10, 11, 12, 13 and 14 and insert in lieu thereof:

"(c) one citizen of the county of Ramsey selected by the board of county commissioners;

(d) one member selected by the medical staff of the Gillette State hospital for crippled children;

(e) two additional members to represent other east metropolitan area health science institutions to be selected by the members of the advisory committee."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

H. F. No. 256: A bill for 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

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.

Reports the same back with the recommendation that the printed bill be amended as follows:

Page 1, line 17, strike "*under 4,000 pounds*" and insert "*, passenger automobile, motor scooter, motorcycle or station wagon as defined in Minnesota Statutes, Section 168.011*"

Page 2, lines 1 and 2, strike "*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*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

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.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Judiciary. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 1448: 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.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Health, Welfare and Corrections. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 1472: A bill for an act relating to cities of the first class; authorizing condemnation of real property.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Judiciary. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 1088 and 418 for comparison to companion Senate Files, reports the following House File was found identical and recommends the House File be given its Second Reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1088	1200				

And that the above Senate File be indefinitely postponed.

The following House File was found not identical with its companion Senate File:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
418	272				

Pursuant to Rule 49 the Committee recommends that H. F. No. 418 be amended as follows:

Page 1, strike lines 10 through 30

Page 2, strike lines 1 through 6 and insert in lieu thereof the following:

"Subd. 2. [DIVISIONS; DEPUTIES.] The commissioner of corrections shall ~~may establish appoint and employ a division of youth conservation under the control and supervision of a deputy commissioner of corrections who shall be appointed by the commissioner, and who shall serve at the pleasure of the commissioner in the unclassified service of the state. The commissioner of corrections shall also establish a division of adult corrections which shall include probation, parole, and institutions, under the control and supervision of a deputy commissioner of corrections who shall be appointed by the commissioner, and who shall serve at the pleasure of the commissioner in the unclassified service of the state. no more than four deputy commissioners who shall serve at the pleasure of the commissioner in the unclassified service.~~ Each deputy may perform and exercise every duty, power, and responsibility imposed by law upon the commissioner when authorized so to do by the commissioner. *Appointments to exercise delegated power shall be by written order filed with the secretary of state.* The commissioner may also appoint a personal secretary, who shall serve at his

pleasure in the unclassified service of the state, and fix the salary of said secretary commensurate with salaries for similar services in the classified service.”

Page 7, after line 18, add the following:

“Sec. 7. This act shall be effective the day next following its enactment.”

And when so amended, H. F. No. 418 will be identical to S. F. No. 272 and further recommends that H. F. No. 418 be given its second reading and substituted for S. F. No. 272 and S. F. No. 272 be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration.

Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 134, 532, 1040 and 794 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. No. 794 to the Committee on Finance.

H. F. Nos. 134 and 532 to the Committee on Labor and Commerce.

H. F. No. 1040 to the Committee on Natural Resources and Agriculture.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 838: A bill for an act relating to the department of natural resources; providing conservation officers with the powers of peace officers; amending Minnesota Statutes 1971, Section 84.028, Subdivision 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 21, after *“employment.”* and before *“The”* insert the following:

“As peace officers they may make arrests for public offenses committed in their presence anywhere within the state. Persons arrested for violations of laws other than those within the enforcement jurisdiction of conservation officers shall be referred forthwith to the appropriate local law enforcement agency for further investigation or disposition.”

And when so amended the bill do pass.

Mr. Olson, J. L., pursuant to Rule 35, requested that S. F. No. 838 be re-referred to the Committee on Rules and Administration. So S. F. No. 838 was re-referred to the Committee on Rules and Administration.

SECOND READING OF SENATE BILLS

S. F. Nos. 1229, 1327, 1072, 719, 1255, 936 and 935 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 681, 345, 347, 256, 437, 1088 and 418 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Arnold moved that the report from the Committee on Natural Resources and Agriculture reported March 28, 1973, pertaining to appointments be taken from the table. Which motion prevailed.

Mr. Arnold moved that the foregoing report be now adopted. Which motion prevailed.

CONFIRMATION

Mr. Arnold moved that in accordance with the report from the Committee on Natural Resources and Agriculture, reported March 28, 1973, the Senate having advised with, do now consent to and confirm the appointment of:

WATER RESOURCES BOARD

Dr. Robert Moline, 1306 North Washington, St. Peter, Nicollet County, appointed effective December 11, 1972, for a term expiring October 5, 1978.

Which motion prevailed. Which appointment was confirmed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Kirchner moved that S. F. No. 1080 be withdrawn from the Committee on Governmental Operations. Which motion prevailed.

Mr. Kirchner moved that S. F. No. 1080 be re-referred to the Committee on Natural Resources and Agriculture. Which motion prevailed.

Mr. Moe moved that S. F. No. 1442 be withdrawn from the Committee on Local Government. Which motion prevailed.

Mr. Moe moved that S. F. No. 1442 be re-referred to the Committee on Taxes and Tax Laws. Which motion prevailed.

Mr. Moe moved that S. F. No. 1145 be withdrawn from the Committee on Local Government. Which motion prevailed.

Mr. Moe moved that S. F. No. 1145 be re-referred to the Committee on Taxes and Tax Laws. Which motion prevailed.

Mr. Doty moved that S. F. No. 1367 be withdrawn from the Committee on Local Government. Which motion prevailed.

Mr. Doty moved that S. F. No. 1367 be re-referred to the Committee on Governmental Operations. Which motion prevailed.

Mr. Ashbach moved that the name of Mr. Hughes be added as co-author to S. F. No. 1536. Which motion prevailed.

Mr. Larson moved that the names of Messrs. Lord and Borden be added as co-authors to S. F. No. 1250. Which motion prevailed.

Mr. Krieger offered the following resolution:

A resolution commending the President for arranging the release of American prisoners of war and ending American involvement in the Vietnam conflict.

WHEREAS, United States involvement in Vietnam was extended and became divisive of the American spirit; and

WHEREAS, Americans of every political faith desired an end to American participation in the Vietnam conflict; and

WHEREAS, American prisoners of war have now been reunited with their families; now, therefore,

BE IT RESOLVED, that the Senate of the State of Minnesota commends the President for arranging the release of American prisoners of war and ending American participation in the Vietnam conflict.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be forwarded by the Secretary of the Senate to the President of the United States, the President of the Senate of the United States, the Speaker of the House of Representatives of the United States, and to the Minnesota Senators and Representatives in Congress.

Mr. Krieger moved the adoption of the foregoing resolution.

The question being taken on adoption of the resolution,

And the roll being called, there were yeas 30 and nays 32, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Jensen	Krieger	Patton
Bang	Fitzsimons	Josefson	Larson	Renneke
Berg	Frederick	Keefe, J.	McCutcheon	Sillers
Bernhagen	Hansen, Baldy	Kirchner	Nelson	Stassen
Brown	Hansen, Mel	Knutson	Ogdahl	Ueland
Chmielewski	Hanson, R.	Kowalczyk	Olson, J. L.	Willet

Those who voted in the negative were:

Anderson	Garty	Lord	Perpich, A. J.	Stokowski
Arnold	Hughes	Milton	Perpich, G.	Tennessee
Borden	Humphrey	Moe	Purfeerst	Thorup
Chenoweth	Keefe, S.	North	Schaaf	Wegener
Coleman	Kleinbaum	Olhoff	Schrom	
Conzemius	Laufenburger	Olson, A. G.	Solon	
Davies	Lewis	Olson, H. D.	Spear	

Which motion did not prevail. So the resolution was not adopted.

Mr. Kowalczyk moved that the name of Mr. Humphrey be added as co-author to S. F. No. 1632. Which motion prevailed.

Mr. Coleman moved that the Joint Rules of the Senate and House be taken from the table. Which motion prevailed.

Mr. Coleman moved to amend Rule 13, page 626 as follows:

In line 9 strike "day" and insert "Saturday".

Which motion prevailed. So the amendment was adopted.

Mr. Coleman moved that the Joint Rules of the Senate and House be now adopted. Which motion prevailed. So the Joint Rules were adopted.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Hansen, Baldy in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Hansen, Baldy reported that the committee had considered

S. F. Nos. 993, 990, 1006, 1008, 831, 778, 475, 476, 1073, 777, and 932, also H. F. No. 270, which the committee recommends to pass.

S. F. No. 485, which the committee recommends to pass with the following amendment offered by Mr. Schaaf:

Page 2, strike lines 3 through 12 and insert:

"Subd. 2. Whenever practicable the place of holding the election for each precinct shall be made accessible to physically disabled persons."

Sec. 2. Minnesota Statutes 1971, Section 204.13, Subdivision 2, is amended to read:

Subd. 2. [DISABLED VOTER, ASSISTANCE.] Two judges, who are not members of the same political party, shall likewise assist a voter who is at the ~~deex~~ entry of the polling place but who is unable to enter because of physical disability; provided, however, that for the purpose of this section, intoxication is not physical disability, and a person who is intoxicated may not vote."

Further, amend the title as follows:

Line 6, strike "Section 203.08" and insert "Sections 203.08; and 204.13, Subdivision 2."

H. F. No. 307, which the committee recommends to pass.

The question being taken on the committee recommendation,

And the roll being called, there were yeas 32 and nays 28, as follows:

Those who voted in the affirmative were:

Arnold	Davies	Milton	Perpich, A. J.	Tennesen
Borden	Gearty	Moe	Perpich, G.	Thorup
Brown	Hughes	North	Purfeerst	Wegener
Chenoweth	Humphrey	Novak	Schaaf	Willet
Chmielewski	Keefe, S.	Olhoft	Solon	
Coleman	Laufenburger	Olson, A. G.	Spear	
Conzemius	Lewis	Olson, H. D.	Stokowski	

Those who voted in the negative were:

Ashbach	Fitzsimons	Josefson	Larson	Renneke
Bang	Frederick	Keefe, J.	McCutcheon	Sillers
Berg	Hansen, Baldy	Kirchner	Nelson	Stassen
Bernhagen	Hansen, Mel	Knutson	Ogdahl	Ueland
Blatz	Hanson, R.	Kowalczyk	Olson, J. L.	
Dunn	Jensen	Krieger	Patton	

So the committee recommends H. F. No. 307 to pass.

H. F. No. 418 which the committee recommends to pass, subject to the following motion:

Mr. North moved that the amendment made to H. F. No. 418 by the Committee on Rules and Administration in the report adopted March 29, 1973 pursuant to Rule 49 be stricken. Which motion prevailed. Which amendment was stricken.

S. F. No. 488, which the committee recommends to pass with the following amendments offered by Messrs. Conzemius and Doty:

Mr. Conzemius moved to amend the amendment to S. F. No. 488 adopted March 22, 1973, as follows:

Page 1, after line 27, change the amendment adopted March 22, 1973, to read:

"Sec. 2. Nothing in this act shall apply to a person of Indian blood within the boundaries of an Indian reservation or upon any other Indian lands recognized by federal law or treaty."

Mr. Doty moved to amend S. F. No. 488, as follows:

On page 1, line 21, before "used" insert "*except boats*"

S. F. No. 877, which the committee recommends to pass with the following amendment offered by Mr. Fitzsimons:

Page 2, after line 7, insert:

"Sec. 2. The provisions of this act shall expire on January 1, 1976."

S. F. No. 342, which the committee recommends to pass with the following amendments offered by Messrs. Keefe, S. and Davies:

Mr. Keefe, S. moved to amend S. F. No. 342, as follows:

Page 4, line 6, after the comma insert "*after holding a public hearing thereon, pursuant to the administrative procedures act,*"

Mr. Davies moved to amend S. F. No. 342, as follows:

Page 4, line 6, after "*highways*" insert "*subject to Minnesota Statutes, Section 169.87, Subdivision 1.*"

Mr. Chenoweth moved to amend S. F. No. 342 as follows:

Page 4, line 4, after "*on*" insert "*divided*"

Page 4, line 7, after "*such*" insert "*divided*"

Page 4, line 9, before the period insert "*, subject to the approval of the local governing body*"

Mr. McCutcheon asked that the question be divided, as follows:

First portion:

Page 4, line 9, before the period insert "*, subject to the approval of the local governing body*"

Second portion:

Page 4, line 4, after "*on*" insert "*divided*"

Page 4, line 7, after "*such*" insert "*divided*"

The Chair ruled that the question could be divided.

The question being taken on adoption of the first portion of the Chenoweth amendment,

And the roll being called, there were yeas 22 and nays 44, as follows:

Those who voted in the affirmative were:

Borden	Jensen	Milton	Patton	Tennessee
Chenoweth	Keefe, J.	North	Perpich, A. J.	Willett
Hansen, Baldy	Knutson	Novak	Perpich, G.	
Hansen, Mel	Lord	Olson, A. G.	Renneke	
Hughes	McCutcheon	Olson, H. D.	Spear	

Those who voted in the negative were:

Anderson	Coleman	Humphrey	Lewis	Schrom
Arnold	Conzemius	Josefson	Moe	Sillers
Ashbach	Davies	Keefe, S.	Nelson	Solon
Bang	Doty	Kirchner	Ogdahl	Stassen
Berg	Dunn	Kleinbaum	Olhoft	Stokowski
Bernhagen	Fitzsimons	Kowalczyk	Olson, J. L.	Thorup
Blatz	Frederick	Krieger	Pillsbury	Ueland
Brown	Gearty	Larson	Purfeerst	Wegener
Chmielewski	Hanson, R.	Laufenburger	Schaaf	

Which motion did not prevail. So the amendment was not adopted.

The question being taken on adoption of the second portion of the Chenoweth amendment,

And the roll being called, there were yeas 23 and nays 43 as follows:

Those who voted in the affirmative were:

Chenoweth	Hughes	McCutcheon	Olson, H. D.	Spear
Davies	Jensen	Milton	Patton	Tennessee
Dunn	Keefe, J.	North	Perpich, A. J.	Willett
Hansen, Baldy	Kleinbaum	Ogdahl	Perpich, G.	
Hansen, Mel	Lord	Olson, A. G.	Renneke	

Those who voted in the negative were:

Anderson	Chmielewski	Josefson	Moe	Sillers
Arnold	Coleman	Keefe, S.	Nelson	Solon
Ashbach	Conzemius	Kirchner	Novak	Stassen
Bang	Doty	Knutson	Olhoff	Stokowski
Berg	Fitzsimons	Kowalczyk	Olson, J. L.	Thorup
Bernhagen	Frederick	Krieger	Pillsbury	Ueland
Blatz	Gearty	Larson	Purfeerst	Wegener
Borden	Hanson, R.	Laufenburger	Schaaf	
Brown	Humphrey	Lewis	Schrom	

Which motion did not prevail. So the amendment was not adopted.

Mr. Kleinbaum moved to amend S. F. No. 342, as follows:

Page 4, line 4, strike everything after "*operated*" and insert "*on freeways only*"

Page 4, line 5, strike "*travel*"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 21 and nays 41, as follows:

Those who voted in the affirmative were:

Chenoweth	Jensen	North	Perpich, A. J.	Willet
Coleman	Keefe, J.	Novak	Perpich, G.	
Davies	Kleinbaum	Olson, A. G.	Renneke	
Hansen, Baldy	Knutson	Olson, H. D.	Spear	
Hansen, Mel	Lord	Patton	Tennessee	

Those who voted in the negative were:

Anderson	Conzemius	Keefe, S.	Nelson	Stassen
Arnold	Doty	Kirchner	Olhoff	Stokowski
Ashbach	Dunn	Kowalczyk	Olson, J. L.	Thorup
Bang	Fitzsimons	Krieger	Pillsbury	Ueland
Berg	Frederick	Larson	Purfeerst	Wegener
Bernhagen	Gearty	Laufenburger	Schaaf	
Blatz	Hanson, R.	Lewis	Schrom	
Brown	Humphrey	Milton	Sillers	
Chmielewski	Josefson	Moe	Solon	

Which motion did not prevail. So the amendment was not adopted.

The question being taken on the committee recommendation,

And the roll being called, there were yeas 48 and nays 18, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Keefe, S.	Moe	Schrom
Arnold	Conzemius	Kirchner	Nelson	Sillers
Ashbach	Doty	Kowalczyk	Novak	Solon
Bang	Dunn	Krieger	Olhoff	Stassen
Berg	Fitzsimons	Larson	Olson, H. D.	Stokowski
Bernhagen	Frederick	Laufenburger	Olson, J. L.	Thorup
Blatz	Gearty	Lewis	Pillsbury	Ueland
Borden	Hanson, R.	Lord	Purfeerst	Wegener
Brown	Humphrey	McCutcheon	Renneke	
Chmielewski	Josefson	Milton	Schaaf	

Those who voted in the negative were:

Chenoweth	Hughes	Knutson	Patton	Tenessen
Davies	Jensen	North	Perpich, A. J.	Willet
Hansen, Baldy	Keefe, J.	Ogdahl	Perpich, G.	
Hansen, Mel	Kleinbaum	Olson, A. G.	Spear	

So the committee recommends S. F. No. 342 to pass.

And then, on motion of Mr. Hansen, Baldy, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to revert to the Order of Business of Motions and Resolutions. Which motion prevailed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Borden moved that the names of Messrs. Ogdahl and Conzemius be stricken and the names of Messrs. Lord and North be added as co-authors to S. F. No. 984. Which motion prevailed.

Mr. Borden moved that his name be stricken as chief author and that the name of Mr. Dunn be added as chief author to S. F. No. 984. Which motion prevailed.

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Monday, April 2, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

THIRTIETH DAY

St. Paul, Minnesota, Monday, April 2, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

CALL OF THE SENATE

Mr. Conzemius imposed a call of the Senate. The following Senators answered to their names:

Anderson	Dunn	Keefe, S.	Moe	Perpich, G.
Arnold	Fitzsimons	Kirchner	North	Pillsbury
Ashbach	Frederick	Kleinbaum	Novak	Purfeerst
Berg	Gearty	Knutson	Ogdahl	Renneke
Bernhagen	Hansen, Baldy	Kowalczyk	Olson, A. G.	Schrom
Blatz	Hansen, Mel	Krieger	Olson, H. D.	Spear
Borden	Hanson, R.	Larson	Olson, J. L.	Stassen
Conzemius	Humphrey	Lord	O'Neill	Tennessee
Davies	Jensen	McCutcheon	Patton	Thorup
Doty	Josefson	Milton	Perpich, A. J.	Ueland

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Dunn	Kleinbaum	Novak	Schaaf
Arnold	Fitzsimons	Knutson	Ogdahl	Schrom
Ashbach	Frederick	Kowalczyk	Olhoft	Sillers
Berg	Gearty	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Borden	Hanson, R.	Lewis	O'Neill	Stokowski
Brown	Humphrey	Lord	Patton	Tennessee
Chenoweth	Jensen	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Josefson	Milton	Perpich, G.	Ueland
Conzemius	Keefe, J.	Moe	Pillsbury	Wegener
Davies	Keefe, S.	Nelson	Purfeerst	Willet
Doty	Kirchner	North	Renneke	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Messrs. Coleman, Bang and Hughes were excused from the Session of today. Mr. Stassen was excused from the Session of today, beginning at 12:45 p.m.

March 30, 1973

The Honorable Alec G. Olson
President of the Senate

Sir:

I have the honor to inform you that I have received, approved, signed and deposited in the office of the Secretary of State the following Senate Files:

S. F. No. 403, An act relating to manpower services; unemployment compensation; defining employment; exceptions; amending Minnesota Statutes 1971, Section 268.04, Subdivision 12.

S. F. No. 666, An act relating to taxes on and measured by net income; confidentiality of returns; amending Minnesota Statutes 1971, Section 290.611.

Sincerely,
Wendell R. Anderson, Governor

April 2, 1973

The Honorable Alec G. Olson
President of the Senate

Sir:

I have the honor to inform you that I have received, approved, signed and deposited in the office of the Secretary of State the following Senate Files:

S. F. No. 112, An act relating to zoning and land use; providing for soil and water conservation by municipal zoning regulation; amending Minnesota Statutes 1971, Section 462.358, Subdivision 2.

S. F. No. 173, An act relating to the correction of minors; regulating the state training school for boys; amending Minnesota Statutes 1971, Sections 242.19, 242.41, 242.43, 242.44 and 242.54.

S. F. No. 175, An act relating to corrections; regulating money of inmates of correctional institutions under control of the commissioner of corrections; amending Minnesota Statutes 1971, Section 241.08.

S. F. No. 233, An act relating to retirement; providing for certain benefits under the highway patrolmen's retirement law; amending Minnesota Statutes 1971, Section 352B.11, Subdivision 2.

S. F. No. 700, An act relating to the public examiner; examination of school district records pursuant to petition by freeholders; amending Minnesota Statutes 1971, Section 215.19.

S. F. No. 745, An act authorizing the city of Mankato to establish and maintain a downtown mall.

S. F. No. 758, An act relating to taxes on and measured by net income; references in withholding requirements; amending Minnesota Statutes 1971, Section 290.92, Subdivisions 6, 7, 8, 9, 11, 12, 13 and 15.

S. F. No. 816, An act relating to taxes on and measured by net income; operating loss deductions; amending Minnesota Statutes 1971, Section 290.095, Subdivisions 1, 2, 3 and 4.

S. F. No. 817, An act relating to the sales and use tax; exemptions; road building materials; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

Sincerely,
Wendell R. Anderson, Governor

The Honorable Martin O. Sabo, Speaker
of the House of Representatives

The Honorable Alec G. Olson, President
of the Senate

Sir:

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:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
	56	Chapter 46	March 29, 1973	March 29, 1973
	171	Chapter 47	March 29, 1973	March 29, 1973
	227	Chapter 48	March 29, 1973	March 29, 1973
	271	Chapter 49	March 29, 1973	March 29, 1973
	335	Chapter 50	March 29, 1973	March 29, 1973
	370	Chapter 51	March 29, 1973	March 29, 1973
	442	Chapter 52	March 29, 1973	March 29, 1973
	461	Chapter 53	March 29, 1973	March 29, 1973
	510	Chapter 54	March 29, 1973	March 29, 1973
	564	Chapter 55	March 29, 1973	March 29, 1973
	572	Chapter 56	March 29, 1973	March 29, 1973
	657	Chapter 57	March 29, 1973	March 29, 1973

Sincerely,
Arlen Erdahl
Secretary of State

The Honorable Martin O. Sabo, Speaker
of the House of Representatives

The Honorable Alec G. Olson, President
of the Senate

Sir:

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:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
	30	Chapter 58	March 30, 1973	March 30, 1973
	54	Chapter 59	March 30, 1973	March 30, 1973
	80	Chapter 60	March 30, 1973	March 30, 1973
	385	Chapter 61	March 30, 1973	March 30, 1973
	471	Chapter 62	March 30, 1973	March 30, 1973
	528	Chapter 63	March 30, 1973	March 30, 1973
	719	Chapter 64	March 30, 1973	March 30, 1973
403		Chapter 65	March 30, 1973	March 30, 1973
666		Chapter 66	March 30, 1973	March 30, 1973

Sincerely,
Arlen Erdahl
Secretary of State

INTRODUCTION OF BILLS

Mr. Lewis introduced—

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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Hughes, Pillsbury and Doty introduced—

S. F. No. 1644: A bill for an act relating to drivers' licenses and privileges; designating certain persons who operate motor vehicles as habitual traffic offenders; providing for the revocation of the licenses and driving privileges of such persons to operate motor vehicles in this state; providing a penalty; amending Minnesota Statutes 1971, Chapter 171, by adding sections; amending Minnesota Statutes 1971, Sections 171.04, and 171.24.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Hughes, Pillsbury and Doty introduced—

S. F. No. 1645: A bill for an act relating to highway traffic regulations, driving under the influence of alcoholic beverages or narcotic drugs; prescribing penalties; amending Minnesota Statutes 1971, Section 169.121, Subdivisions 1, 2 and 4.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Hughes, Frederick and Laufenburger introduced—

S. F. No. 1646: A bill for an act relating to drivers' licenses;

revocation for certain offenses; requiring examination for a new license after conviction for certain offenses; amending Minnesota Statutes 1971, Sections 171.17; and 171.29, Subdivision 1.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Hughes, Fitzsimons and Olson, A. G. introduced—

S. F. No. 1647: A bill for an act relating to highway traffic regulations; speed restrictions; establishing maximum speed in school zones; amending Minnesota Statutes 1971, Section 169.14, Subdivision 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Perpich, G. and Wegener introduced—

S. F. No. 1648: A bill for an act proposing an amendment to the Minnesota Constitution; Article IV, Sections 1, 2, 3, 4, 5, 7, 8, 9, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, and 29; Article V, Section 4; Article IX, Section 6, Subdivision 2; Article XIV, Sections 1 and 2; and repealing Article IV, Sections 6 and 10; providing for a unicameral legislature.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Olhoft introduced—

S. F. No. 1649: A bill for an act relating to Otter Tail county; authorizing a levy for county extension work.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Kowalczyk; Hansen, Baldy and Patton introduced—

S. F. No. 1650: A bill for an act relating to trade practices; regulating the use or installation of used or reconditioned parts in the modification or repair of motor vehicles or home appliances; amending Minnesota Statutes 1971, Chapter 325, by adding a section.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Schaaf introduced—

S. F. No. 1651: A bill for an act relating to public health and welfare, family planning; providing for the dissemination of contraceptive devices, procedures, information and other family planning services; imposing certain duties on various departments of state; repealing Minnesota Statutes 1971, Section 617.251.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Olson, A. G.; Sillers and Wegener introduced—

S. F. No. 1652: A bill for an act relating to retirement; mandatory retirement age for conservation officers.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Olson, A. G.; Olson, J. L. and Moe introduced—

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.

Which was read the first time and referred to the Committee on Education.

Messrs. Purfeerst, Larson and Olhoft introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Chmielewski, Larson and Laufenburger introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Brown, Lord and Ueland introduced—

S. F. No. 1656: A bill for an act relating to animals; regulation of pet shops; licensing; amending Minnesota Statutes 1971, Sections 347.31; 347.32; 347.33; 347.34; 347.35; 347.37; 347.38; 347.39; and 347.40.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Purfeerst, Kowalczyk and Conzemius introduced—

S. F. No. 1657: A bill for an act relating to accident and health insurance; prohibiting exclusion of coverage for tuberculosis or mental illness to patients of state hospitals; amending Minnesota

Statutes 1971, Sections 62A.03, by adding a subdivision; and 62C.14, by adding a subdivision.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Chmielewski and Willet introduced—

S. F. No. 1658: A bill for an act relating to intoxicating liquors; actions for damages resulting from intoxication; amending Minnesota Statutes 1971, Section 340.95.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Chmielewski and Willet introduced—

S. F. No. 1659: A bill for an act relating to predator control; establishing restrictions, procedures, requirements, penalties and rewards; appropriating money; repealing Minnesota Statutes 1971, Section 348.071.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Chmielewski and Willet introduced—

S. F. No. 1660: A bill for an act relating to the department of public services; changing the title of director to executive director; amending Minnesota Statutes 1971, Sections 216A.06 and 216A.07.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Chmielewski and Willet introduced—

S. F. No. 1661: A bill for an act relating to regulated industries; removing prohibition on operation of commercial motor carriers within 35 miles of cities of first class on Sundays and legal holidays; repealing Minnesota Statutes 1971, Section 221.191.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Chmielewski and Willet introduced—

S. F. No. 1662: A bill for an act relating to the department of public service; establishing and defining the office of deputy director; amending Minnesota Statutes 1971, Chapter 216A, by adding a section.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Chmielewski and Willet introduced—

S. F. No. 1663: A bill for an act relating to driver's licenses; defining certain terms; examination after revocation; prescribing penalties for certain violations; amending Minnesota Statutes 1971, Sections 171.01, by adding subdivisions; 171.24; and 171.29, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Chmielewski and Willet introduced—

S. F. No. 1664: A bill for an act relating to motor vehicles; registration thereof; authorizing the commissioner of public safety to impound the registration plates and certificates, and suspend the driver's license, for certain violations involving the operation of motor vehicles; prescribing penalties; amending Minnesota Statutes 1971, Section 168.041, Subdivisions 6 and 7; and Chapter 171, by adding a section; and repealing Minnesota Statutes 1971, Section 168.041, Subdivisions 1, 2, 3, 4, 5 and 9.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Chmielewski and Willet introduced—

S. F. No. 1665: A bill for an act relating to fire and police aid; providing state aid to municipalities contracting with counties for police protection services; regulating certain reports and certain state aid; amending Minnesota Statutes 1971, Sections 69.011, Subdivisions 1, 2 and 4; 69.021, Subdivisions 4, 5, 6, 7, and 9; 69.031, Subdivisions 4 and 5; and 69.051, Subdivision 1; repealing Minnesota Statutes 1971, Section 69.051, Subdivision 3; and Laws 1971, Chapter 695, Section 6.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Perpich, A. J.; Solon and Perpich, G. introduced—

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.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Chmielewski, Knutson and Willet introduced—

S. F. No. 1667: A bill for an act relating to trade regulations; recorded material; unauthorized reproductions; providing a penalty.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Chmielewski, Larson and Willet introduced—

S. F. No. 1668: A bill for an act relating to motor vehicles; identification of damaged vehicles, requiring affixing of stickers.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Chmielewski, Larson and Willet introduced—

S. F. No. 1669: A bill for an act relating to education; regulating vocational education centers.

Which was read the first time and referred to the Committee on Education.

Messrs. Chmielewski, Larson and Willet introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Chmielewski, Larson and Willet introduced—

S. F. No. 1671: A bill for an act relating to counties, cities, villages, boroughs and hospital districts; regulating the lease of hospital and nursing home facilities; amending Minnesota Statutes 1971, Section 447.47.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Chmielewski and Willet introduced—

S. F. No. 1672: A bill for an act relating to natural resources; lands held for game management; providing for certain payments to counties in lieu of taxes; amending Minnesota Statutes 1971, Section 97.49, Subdivision 3.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Olson, A. G.; Jensen and Wegener introduced—

S. F. No. 1673: A bill for an act relating to counties; authorizing the construction, improvement and maintenance of television translator towers by counties.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Ogdahl, Coleman and Tennessen introduced—

S. F. No. 1674: A bill for an act relating to the housing finance agency; funding and fiscal affairs thereof; amending Minnesota Statutes 1971, Sections 462A.03, Subdivisions 2 and 9; 462A.17, Subdivision 1; 462A.18, Subdivision 2; and 462A.22.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Solon, Chmielewski and Doty introduced—

S. F. No. 1675: A bill for an act relating to St. Louis county; providing for delayed assessment of improvements to residential real estate; amending Laws 1969, Chapter 1062, Section 1, as amended.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Olhoft, Berg and Perpich, A. J. introduced—

S. F. No. 1676: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Solon; Keefe, S. and Perpich, A. J. introduced—

S. F. No. 1677: A bill for an act relating to labor relations; charitable hospitals; amending Minnesota Statutes 1971, Section 179.35, Subdivision 2.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Kleinbaum, Dunn and Anderson introduced—

S. F. No. 1678: A bill for an act relating to education; authorizing school districts to become members of certain non-profit corporations; amending Minnesota Statutes 1971, Section 123.33, by adding subdivisions.

Which was read the first time and referred to the Committee on Education.

Mr. Kleinbaum introduced—

S. F. No. 1679: A bill for an act relating to the city of St. Cloud; contributions to the firemen's pension fund.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Bernhagen introduced—

S. F. No. 1680: A bill for an act relating to taxation; real property; deferred payment of special assessments.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Chmielewski introduced—

S. F. No. 1681: A bill for an act relating to predator control; establishing restrictions, procedures, requirements, penalties and rewards; appropriating money; repealing Minnesota Statutes 1971, Section 348.071.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Gearty, Bernhagen and Moe introduced—

S. F. No. 1682: 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 or agency; amending Minnesota Statutes 1971, Section 168.012, by adding a subdivision.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Wegener, Larson and Conzemius introduced—

S. F. No. 1683: 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Purfeerst, Fitzsimons and Lewis introduced—

S. F. No. 1684: A bill for an act relating to public safety; fines and forfeited bail money from persons apprehended by the highway patrol; providing for the distribution and use of such money; amending Minnesota Statutes 1971, Section 299D.03, Subdivision 5.

Which was read the first time and referred to the Committee on Finance.

Messrs. Jensen, Stassen and Hansen, Mel introduced—

S. F. No. 1685: A bill for an act relating to elections; requiring that address on drivers license be the same as voting residence; amending Minnesota Statutes 1971, Chapter 204, by adding a section.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Brown, Anderson and Milton introduced—

S. F. No. 1686: A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of William O'Brien state park.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Brown, Nelson and Stassen introduced—

S. F. No. 1687: A bill for an act relating to state government; meeting of governmental bodies open to the public; amending Minnesota Statutes 1971, Sections 10.41; and 471.705.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Arnold introduced—

S. F. No. 1688: A bill for an act relating to Itasca county court; providing for appointment and fixing of salary of court reporter and other personnel.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Solon, Renneke and Doty introduced—

S. F. No. 1689: A bill for an act relating to health; developmentally disabled; amending Minnesota Statutes 1971, Sections 252.025, Subdivision 1; 252.03; 252.05; 252.06; 252.07; 252.09; 252.10; 252.21; 252.22; 252.23; 252.24, Subdivisions 1 and 4; 252.25; 252.26; 252.27; and 252.28.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Chmielewski, Schrom and Willet introduced—

S. F. No. 1690: A bill for an act relating to health; minors; parental consent; amending Minnesota Statutes 1971, Section 144.343.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Perpich, A. J. and Perpich, G. introduced—

S. F. No. 1691: A bill for an act relating to St. Louis county; transfer of state owned lands; state trust lands.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Chmielewski, Hanson, R. and Borden introduced—

S. F. No. 1692: A bill for an act adding a new route to the trunk highway system.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Jensen, Frederick and Anderson introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Kirchner, Milton and Ashbach introduced—

S. F. No. 1694: A bill for an act relating to the metropolitan council; providing for the appointment of council members by members of the legislature from the area composing the council district; amending Minnesota Statutes 1971, Section 473B.02, Subdivisions 2 and 3, and by adding subdivisions.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Kirchner, Gearty and Lewis introduced—

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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Borden, Olhoft and Humphrey introduced—

S. F. No. 1696: A bill for an act relating to taxation; providing for a fixed rate of homestead tax for property owners of age 65 years and older.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Borden, Coleman and Wegener introduced—

S. F. No. 1697: A bill for an act relating to the university of Minnesota; authorizing the university to undertake certain farming activities and apply thereto its collective expertise for purposes

of generating practical information useful to the other farmers of this state; appropriating money.

Which was read the first time and referred to the Committee on Education.

Messrs. Ueland, Patton and Kleinbaum introduced—

S. F. No. 1698: A bill for an act relating to sheriffs; reimbursement for use of private motor vehicle; amending Minnesota Statutes 1971, Section 387.29, Subdivision 1.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Berg, Fitzsimons and Olson, H. D. introduced—

S. F. No. 1699: A bill for an act relating to education; veteran farmer cooperative training program; appropriating money.

Which was read the first time and referred to the Committee on Education.

Messrs. Milton, Brown and Tennesen introduced—

S. F. No. 1700: A bill for 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Olhoft, Larson and Olson, H. D. introduced—

S. F. No. 1701: 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.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Gearty and Pillsbury introduced—

S. F. No. 1702: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Stassen, Chmielewski and Berg introduced—

S. F. No. 1703: A bill for an act relating to villages; revising the requirements for publication of ordinances; amending Minnesota Statutes 1971, Section 412.191, Subdivision 4.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Spear, Stassen and Coleman introduced—

S. F. No. 1704: A bill for an act relating to education; establishing a board to examine and review certain organizations, associations and leagues which schools may join; appropriating money; amending Minnesota Statutes 1971, Section 129.12, Subdivision 2.

Which was read the first time and referred to the Committee on Education.

Messrs. North; Keefe, S. and Solon introduced—

S. F. No. 1705: A bill for an act relating to industrial loan and thrift companies; providing for licensing of managers; amending Minnesota Statutes 1971, Chapter 53, by adding sections.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Davies, Ashbach and Arnold introduced—

S. F. No. 1706: A bill for an act creating a legislative commission to study the use of effluent and emission charges as a method of environmental protection; appropriating money therefor.

Which was read the first time and referred to the Committee on Rules and Administration.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 592 and 295.

Edward A. Burdick, Chief Clerk, House of Representatives.
Transmitted March 29, 1973.

Mr. President:

I have the honor to announce the passage by the House of the following Senate File herewith returned: S. F. No. 297.

Edward A. Burdick, Chief Clerk, House of Representatives.
Returned March 29, 1973.

FIRST READING OF HOUSE BILLS

H. F. No. 592: A bill for an act relating to health; providing that the state may take responsibility for regulation of radiation sources.

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.

Which were read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Conzemius moved that the Committee Reports at the Desk be now adopted. Which motion prevailed.

Mr. Gearty from the Committee on Governmental Operations, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, strike "up to 2,500"

Page 1, line 10, after "individuals" insert "not more than 22 years of age"

Page 1, line 10, strike "approximately 12" and insert "a period not to exceed 13"

Page 1, strike lines 16, 17 and 18

Page 1, line 28, after "state" insert "except that all applicants shall be hired according to need with priority given to those having the greatest need"

Renumber the sections in sequence

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1034: A bill for an act relating to certain persons in the unclassified service of the city of Minneapolis; amending Laws 1969, Chapter 937, Section 1, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1524: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 15, strike "or telephone"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 627: A bill for an act relating to motor vehicles; licensing and taxation thereof; providing penalties; amending Minnesota Statutes 1971, Sections 168.011, Subdivisions 16 and 17; 168.013, Subdivisions 1, 3, 12, and 15; 168.12, Subdivision 1; and 168.29; repealing Minnesota Statutes 1971, Sections 168.-011, Subdivision 24; 168.013, Subdivisions 1a, 10, and 13; 168.015; and 168.165.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 18, after "semitrailer" insert "*or semitrailers*"

Page 2, line 7, after "applied to a" insert "*truck,*"

Line 9, strike "towing an equipment dolly"

Line 11, strike "*or for*"

Line 20, after "*of the*" insert "*truck,*" and before "*plus*" insert "*or the combined weight of the truck-tractor and semitrailer*"

Line 22, strike "*truck-trailer or truck used as a*" and insert in lieu thereof "*vehicle or combined vehicles*"

Strike line 23

Strike line 24

Line 25, strike "*or truck used as a truck-tractor*"

Line 26, strike "*separately*"

Line 27, strike "*subdivision 1e, or section 168.013,*" and strike the comma at the end of line and insert in lieu thereof a period.

Page 2, strike line 28 and insert in lieu thereof *“The term gross weight applied to a truck-tractor or a truck used as a truck-tractor used exclusively by the owner thereof for towing an equipment dolly shall be the actual weight of the truck-tractor or truck used as a truck-tractor plus the weight of such part of the equipment dolly and its load as may rest upon the truck-tractor or truck used as a truck-tractor, and shall be licensed separately and taxed as provided by section 168.013, subdivision 1e, and the equipment dolly”*

Page 3, line 1, strike *“semitrailer”*

Line 3, after *“balance of”* insert *“the weight of the equipment dolly and the balance of”*

Page 4, line 11, strike *“, as determined”*

Line 12, strike *“on a weekly basis,”*

Page 9, line 4, after the period, add *“In addition to such gross weight tax imposed on a truck-tractor or truck used as a truck-tractor, each semitrailer shall be taxed an annual flat fee of \$10.”*

Line 14, strike *“classified”* and insert in lieu thereof *“defined”*

Line 16, strike *“classified”* and insert in lieu thereof *“defined”*

Page 11, after line 22, insert:

“On vehicles having a gross weight in excess of 18,000 pounds, but not more than 27,000 pounds (i) used to transport local cartage by persons operating under a local cartage permit issued pursuant to Minnesota Statutes, Section 221.296, and whose gross revenue from local cartage carriage is equal to or exceeds 60 percent of all the owner’s revenue obtained from transportation services, (ii) used to transport food or dairy products exclusively by the manufacturer, distributor or retailer thereof, or (iii) used by a person to transport household goods pursuant to Minnesota Statutes, Section 221.121, shall be taxed at 90 percent of the Minnesota base rate prescribed by this subdivision under Schedule 1 during each of the first six years of vehicle life and during the seventh and succeeding years of vehicle life as taken from Schedule 11.”

Page 12, line 12, after the stricken word *“section”* insert *“On vehicles”* and reinstate the stricken language in the balance of the line.

Reinstate the stricken language in lines 13 and 14 and at the end of line 14, insert: *“Minnesota base rate prescribed by this subdivision under Schedule 1 during each of the first six years of vehicle life and during the seventh and succeeding years of vehicle life as taken from Schedule II”*

Line 16, reinstate all the stricken language after the stricken word *“allowance”*

Lines 17 through 28, reinstate the stricken language.

Page 13, lines 1 through 7, reinstate the stricken language.

Line 8, reinstate the stricken language before the stricken word "less"

Lines 9 through 18, reinstate the stricken language.

Line 23, after "semitrailer" insert "or semitrailers"

Page 14, line 8, strike "name of the city,"

Strike lines 9 through 12

Line 13, before "vehicle" strike "the"

Line 19, after "marked" insert a period.

Page 15, line 14, strike "on such" and insert in lieu thereof "On"

Line 15, after "tax" strike the comma and insert in lieu thereof "shall be"

Line 16, after "weight" strike the comma and insert in lieu thereof "and"

Line 16, strike "40" and insert in lieu thereof "30"

Line 19, strike "\$22" and insert in lieu thereof "\$15"

Line 21, strike "\$13" and insert in lieu thereof "\$10"

Line 23, after "\$10." insert "*Provided that on vehicles used by an authorized local cartage carrier operating under a permit issued pursuant to Minnesota Statutes, Section 221.296 and whose gross transportation revenue consist of at least 60 percent obtained solely from local cartage carriage, shall be taxed at 90 percent of the prescribed urban truck rates for the life of the vehicle during each year such vehicle is used, provided that the gross revenues obtained from transportation services is obtained from local cartage carriage is at least 60 percent of all revenue obtained from transportation services by said person; and provided further, that said tax shall in no event be less than \$10.*"

Page 19, line 5, after "life," insert "but in no event less than \$15,"

Line 6, after "Schedule II" and before the period, insert ", but in no event less than \$10"

Page 21, line 24, strike "two" and insert in lieu thereof "four"

Page 22, line 7, after "to" insert "increased"

Line 19, strike "two" and insert in lieu thereof "four"

Line 21, after "load" insert "as provided in section 169.83" and strike "two" and insert in lieu thereof "four"

Page 24, line 1, strike "selected"

Line 2, strike "more than"

Page 25, line 28, strike "class of"

Page 26, line 6, strike "tax for each vehicle over 75,000"

Line 7, strike all of the line and insert in lieu thereof "*owner of a vehicle may re-register the vehicle for a weight of more than 75,000 pounds for one or more 30-day periods. For each 30-day period, the additional tax shall be equal to one-twelfth of the difference between the annual tax for the weight at which the vehicle is registered and re-registered. When a vehicle is re-registered in accordance with this provision,*"

Page 26, line 8, strike "*computed on this basis*"

Line 28, strike "*classification*" and insert in lieu thereof "*registration*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 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, and by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 326.02, Subdivision 5, is amended to read:

Subd. 5. [LIMITATION.] The provisions of sections 326.02 to 326.16 shall not apply to the preparation of plans and specifications for the erection, enlargement, or alteration of any building or other structure by any person, for his exclusive occupancy or use, unless such occupancy or use involves the public health or safety or the health or safety of the employees of said person, or of the buildings listed in section 326.03, subdivision 2, nor to any detailed or shop plans required to be furnished by a contractor to a registered engineer or architect nor to any standardized manufactured product, nor to any construction superintendent supervising the execution of work designed by an architect or engineer registered in accordance with section 326.03, *nor to the planning for and supervision of the construction and installation of work by an electrical contractor or master plumber as defined in and licensed pursuant to this chapter, where such work is within the scope of such licensed activity and not within the practice of professional engineering or architecture as defined in section 326.02, subdivisions 2 and 3.*

Further, amend the title as follows:

Page 1, line 7, after "5" insert a period and strike the rest of the line

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 931: A bill for an act relating to intoxicating liquor; authorizing the issuance of certain licenses; amending Minnesota Statutes 1971, Section 340.11, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

On page 1, after line 25, add a new section as follows:

"Sec. 2. This act becomes effective June 1, 1973."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 794: A bill for an act relating to alcoholic beverages; places where possession prohibited; amending Minnesota Statutes 1971, Section 624.701.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, following "GROUNDS.]" insert, "*Subdivision 1.*"

Page 1, delete the new language in lines 12 and 13.

Page 1, line 14, after "misdemeanor" strike the comma and insert a period and strike the remainder of that line.

Page 1, strike all of lines 15 and 16.

After line 16, add:

"Subd. 2. Any person who without permission of the hospital administrator shall introduce upon, or have in his possession upon, or in, any state hospital or grounds thereof any spirituous or malt liquors shall be guilty of a misdemeanor."

Amend the title, page 1, line 3, after "prohibited;" insert, "providing a penalty;"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

H. F. No. 127: A bill for an act relating to Itasca county; authorizing the issuance of an on-sale license for the sale of intoxicating liquor.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

H. F. No. 420: A bill for an act relating to savings banks; authorizing and regulating the making of consumer installment loans.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

On page 2, line 27, following "*therein,*" strike "*and*"

On page 2, beginning with line 28 and continuing on page 3, lines 1 through 7, strike all the language contained in these lines and insert the following:

" in an amount not exceeding \$10,000 repayable in installments, and may make a charge for such loan computed at a rate not exceeding six percent per annum upon the total amount of the loan from the date thereof until the stated maturity date of the final installment thereof, which shall not exceed 12 years and 32 days from the date of the loan, notwithstanding that such loan is required to be repaid in installments or that the loan is secured by mortgage, pledge, or other collateral. If the charge so computed shall be less than \$5, the amount so charged may nevertheless be \$5. Any charge authorized by this section may be included in the principal amount of the note or other instrument evidencing said loan and the aggregate amount thereof be payable in installments. The authority granted by this section shall not extend to either the purchase of or investment in installment sales contracts secured by or constituting first liens upon mobile homes nor to loans which finance the acquisition of inventory by a mobile home dealer. The provisions of Minnesota Statutes, Sections 48.154, 48.155, 48.156, and 48.157, shall apply to all mobile home loans made pursuant to the authority granted by this section. "

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1182: A bill for an act relating to Houston county; providing for a county licensing bureau.

Reports the same back with the recommendation that the bill be amended as follows:

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 to 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”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1114: A bill for an act relating to counties; authorizing counties to enter into rental purchase agreements and conditional sales agreements for acquisition of road equipment subject to limitations; amending Minnesota Statutes 1971, Section 373.01.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1249: A bill for an act authorizing the village of Rushford to establish cartways in the manner prescribed for establishing town roads.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1196: A bill for 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1060: A bill for an act relating to highway traffic regulations; bicycle regulations; pedestrian rules; prohibiting certain soliciting; requiring certain precautions when opening certain vehicle doors; amending Minnesota Statutes 1971, Sections 169.01, Subdivision 51; 169.21, Subdivisions 3 and 5; 169.22; 169.221, Subdivisions 1, 2, 5, and 6, and by adding a subdivision; and Chapter 169, by adding sections.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, lines 1 and 2, strike "*or in proximity to a street or highway*" and insert in lieu thereof "*a roadway or shoulder*"

Page 3, strike lines 15 through 24

Page 4, line 12, strike "upper" and insert in lieu thereof "lower"

Page 4, line 15, after the period, insert: "*No person may after January 1, 1975 at any other time when there is not sufficient light to render clearly discernible persons and vehicles on the highway at a distance of 500 feet ahead operate a bicycle unless the bicycle or its operator is equipped with reflective surfaces that shall be visible during the hours of darkness from 600 feet when viewed in front of lawful lower beams of head lamps on a motor vehicle. The reflective surfaces shall include reflective materials on each side of each pedal to indicate their presence from the front or the rear and with a minimum of 20 square inches on each side of the bicycle or its operator, of white reflective material. All reflective materials used in compliance with this subdivision shall meet the requirements as prescribed by the commissioner of public safety.*"

Page 4, strike lines 19 through 23

Page 5, strike lines 1 through 11

Re-number the remaining sections

Further, amend the title as follows:

Line 10, strike "2,"

Line 12, strike "sections" and insert in lieu thereof "a section"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 423: A bill for an act relating to St. Louis county; revising the composition of the county welfare board; amending Laws 1907, Chapter 222, Section 1, Subdivisions 1, 2 and 3, as amended; amending Minnesota Statutes 1971, Section 393.01, Subdivision 5.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, strike "In"

Page 1, strike all of line 13 and on line 14 strike "over 5,000 square miles,"

Page 1, line 14, after "board" insert "*of St. Louis county*"

Page 2, line 26, strike "*One such member shall be a woman.*"

Page 2, line 28, strike "*term*" and insert "*terms*"

Page 3, line 3, strike "In any"

Page 3, strike all of line 4 and on line 5 strike "and an area of over 5,000 square miles,"

Page 3, line 6, after "board" insert "*of St. Louis county*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1066: A resolution memorializing the President and Congress to make efforts to relieve the situation of Soviet Jewry.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Rules and Administration. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 376: A bill for an act relating to railroads; disposal of certain abandoned property.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. [222.055] [ABANDONED RAILROAD PROPERTY.] Subdivision 1. Every railroad corporation that has acquired an interest in real property for right of way shall, upon abandonment of such property, offer the property for sale at the fair market value to the state, county, other political subdivisions in which the property is located, lessees of the property, adjoining property owners, and nonprofit public interest organizations, in that order. The offer shall be made by one publication of notice in a legal newspaper in general circulation in the area wherein the property is located and by such additional means as the railroad corporation shall deem practical. If upon the expiration of 30 days after publication of the notice, no governmental unit, adjoining property owner, or organization has accepted the offer or made a counter offer, the property may be disposed of by the railroad corporation.

Subd. 2. If a governmental unit, adjoining property owner, or organization has made a counter offer, but the parties are unable to agree to the terms of a sale, a suggested purchase price shall be recommended in the following manner. The governmental unit, adjoining property owner, or organization may appoint an appraiser and the railroad corporation shall then appoint an appraiser. In the event that more than one party has made a counter offer, the first appraiser shall be appointed by the party making the counter offer who has the highest priority for purchase, as listed in subdivision 1. If the two appraisers are unable to agree, the two appraisers may by mutual agreement appoint a third appraiser. Expenses of the appraisers shall be paid by the governmental unit, adjoining property owner, or organization initiating the appraisal procedure. The determination of two of the three appraisers so selected shall be the suggested purchase

price. The suggested purchase price shall be determined within 90 days after appointment of the first appraiser. The parties shall have 30 days after determination of the suggested purchase price to accept or reject it. Where more than one party has made a counter offer, each party, in the order of his priority as listed in subdivision 1, shall have 30 days after notice of rejection of the suggested purchase price by a party of higher priority to accept or reject it. If the suggested purchase price is rejected by all parties entitled to priority as listed in subdivision 1, the railroad corporation may, upon the expiration of 30 days after notice of rejection, sell any or all of the property upon the open market.

Subd. 3. In the event the property is conveyed to the state or a political subdivision, the management program of the acquiring government shall include but not be limited to the following: (a) fencing of portions of the property where necessary to protect adjoining landowners; and (b) the maintenance of the property in as litter free condition as possible.

Sec. 2. This act is effective the day following its final enactment."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

H. F. No. 492: A bill for 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hughes from the Committee on Education, to which was re-referred

H. F. No. 527: A bill for an act relating to education, teachers; termination of a teaching contract after probationary period; amending Minnesota Statutes 1971, Section 125.12, Subdivision 4.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 637: A bill for an act relating to agriculture; dairy products; creating a dairy products stabilization board within the department of agriculture to establish wholesale prices for selected dairy products; amending Minnesota Statutes 1971, Sections 32A.01; 32A.02; 32A.03, by adding a subdivision; 32A.04, Subdivisions 1 and 2; 32A.05, Subdivision 4; Chapter 32A, by adding sections; repealing Minnesota Statutes 1971, Sections 32A.07; 32A.08; and 32A.09, Subdivision 4.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 26, after "products" strike "," and after the quote and before "as" insert "*and the highly perishable nature of fluid milk products,*"

Page 2, line 26, delete the period and insert "*noting that the passage and carrying out of this act shall not be construed to be setting precedent with respect to other commodities in this industry or other industries.*"

Page 15, line 17, after "producers" and before the semicolon insert "*producing Grade A fluid milk for a market*"

Page 15, line 26, after the period insert "*No organization involved in the dairy industry shall have more than one representative (officers, director or employee) on the dairy products stabilization board during the same period of time.*"

Page 16, line 15, after "board" insert "."

Strike the remainder of line 15 and all of lines 16 and 17.

Page 16, line 27, strike "\$40" and insert in lieu thereof "\$35"

Page 23, line 20, after the period, strike "In addition to the"

Page 23, strike all of lines 21, 22, and 23.

Page 24, after line 9, add a section as follows:

"Sec. 11. [EFFECTIVE DATE AND EXPIRATION DATE.]
This act shall be effective the day following its final enactment. The provisions of sections 7 and 8 herein shall expire on July 1, 1977."

And when so amended the bill do pass and be re-referred to the Committee on Governmental Operations. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 989: A bill for an act relating to the legislature; establishing a commission to study education of handicapped children; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 24, strike "and" and insert in lieu thereof a comma

Page 1, line 24, after "120.17" and before the comma insert "and 124.32"

Page 1, line 27, after "legislation" and before the semicolon, insert ", including programs for pre-school and post-school aged handicapped children as well as for school aged handicapped children"

Page 2, line 1, before "state" insert "public and private and"

Page 2, line 1, after "agencies" insert "and organizations"

Page 2, line 17, after the semicolon, insert "attention is particularly directed to alternative patterns of financing special education programs to insure high levels of state support including cooperative or shared financing of programs by regional, state and federal sources;"

Page 2, line 24, strike the period and insert in lieu thereof a semicolon

Page 2, after line 24 insert:

"(13) The role and function of the state department of education and local school districts in the special educational program of the Minnesota School for the Deaf and the Minnesota Braille and Sight Saving School;

(14) The need for the state to assure the quality of services for the handicapped being served through contractual arrangements between the public schools and/or volunteer agencies."

Page 3, line 4, before "The" insert "A full time person from the state department of education shall be assigned to the commission who is knowledgeable about the programs being considered, and"

And when so amended the bill do pass and be re-referred to the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1211: A bill for an act relating to independent school district No. 447 in Roseau, Marshall and Beltrami counties; providing certain statutory exemptions.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 11, add a new section to read:

"Sec. 2. The status of the school district named in section 1 as an independent school district created and operating pursuant to the provisions of Minnesota Statutes, Chapters 123 and 124 and all other applicable laws and the power of such district to hereafter issue its general obligation bonds in the amount authorized by special election on December 9, 1969 are hereby ratified and affirmed."

Renumber the remaining section in sequence.

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was re-referred

H. F. No. 739: A bill for an act authorizing Independent School District No. 728, Elk River, to issue bonds in excess of the limitation prescribed by Minnesota Statutes, Section 475.53.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, after the stricken word insert "*, or the county boards of any two or more counties acting pursuant to the provisions of section 197.602,*"

Page 2, line 2, strike "*six*" and insert "*twelve*"

Page 2, line 3, strike everything after the comma

Page 2, strike all of line 4

Page 2, line 5, strike "*appointed*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 784: A bill for an act relating to the fire department relief association and firemen's service pensions in the city of Brainerd.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 383: A bill for an act relating to the village of St. Michael; validating state aid payments to the firemen's relief association and service of members thereof.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 564: A bill for an act relating to the village of Mound; fire department relief association and firemen's service pensions.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1115: A bill for an act relating to the city of Owatonna; firemen's relief benefits; amending Laws 1971, Chapter 200, Sections 1 and 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, strike "\$800" and insert "\$600"

Line 15, strike "\$800" and insert "\$600"

Line 16, strike "\$32,000" and insert "\$24,000"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1244: A bill for an act relating to the city of New Ulm; volunteer firemen's pensions.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was re-referred

H. F. No. 540: A bill for 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 14 of the printed bill, strike "15" and insert "10"

Page 2, line 17 of the printed bill, strike "15" and insert "10"

Page 2, line 20 of the printed bill, strike "15" and insert "10"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 736: A bill for an act relating to elections; providing that most officers in cities of the first class be elected with party designation; amending Minnesota Statutes 1971, Chapter 205, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 202.09, Subdivision 1, is amended to read:

202.09 [NOMINATING PETITIONS.] Subdivision 1. [NUMBER OF SIGNERS.] A petition for nomination of a candidate may be signed by electors resident within the district or political division from which the candidate is presented, as follows:

(a) If for a state office on a state ticket, equal to one percent of the entire vote of the state cast at the last preceding general election, or 2,000, whichever is the lesser;

(b) If for a congressional or judicial district office, by five percent of the entire vote cast in the district at the last preceding general election, or 1,000, whichever is the lesser;

(c) If for a county, *municipal* or legislative office, by ten percent of the entire vote cast in the county, ward, or other election district at the last preceding general election, or 500, whichever is the lesser.

Sec. 2. Minnesota Statutes 1971, Section 205.17, is amended to read:

205.17. [CITY ELECTION, BALLOTS, FORM.] Subdivision 1. [PRINTING CONTENT.] In all cities of the *second, third and fourth class*, however organized, for the regular municipal election, the city clerk shall prepare and cause to be printed in blocks of 50 on light green paper the official ballot upon which the names of all

candidates for city offices shall be printed. The ballot shall be headed "City Election Ballot," and shall state the name of the city, the date of the election, and otherwise shall conform to the white ballot used at the general election. Unless the charter or law under which the city is organized specifically prohibits the rotation of names of candidates on the ballot or unless the council provides otherwise by resolution, the names shall be arranged thereon in the manner provided for the state elections.

Subd. 2. In all cities of the first class however organized, for the regular municipal election, the city clerk shall prepare and cause to be printed in blocks of 50 a partisan ballot upon which the names of all candidates for the office of mayor and for the city council are printed, and a nonpartisan ballot upon which the names of all candidates for all other city offices are printed. The partisan ballot shall be printed on light orange paper and shall be headed "Partisan City Election Ballot". The nonpartisan ballot shall be printed on light green paper and shall be headed "Nonpartisan City Election Ballot". Both ballots shall state the name of the city, the date of the elections and otherwise conform to the white ballot used at the general election. The names of the candidates on the nonpartisan ballot shall be rotated in the manner prescribed for the rotation of names on nonpartisan ballots in state elections.

On the partisan ballot the name of the candidates for mayor shall be placed first. The order of the names of the candidates shall be rotated in the same manner as are the names on nonpartisan ballots except that the names of the candidates of a political party shall be rotated in concert so that the names of all candidates of a political party are placed in the same row or column.

Subd. 2- 3. [CITY PRIMARY ELECTION, BALLOTS.] The city primary election ballot of cities of the second, third and fourth class shall conform as far as practicable with the regular municipal election ballot except that it shall be printed on white paper, and blank spaces may not be provided for writing in the names of candidates.

Subd. 4. The city of the first class nonpartisan primary election ballot shall conform as far as practicable with the regular municipal election ballot except that it shall be printed on white paper, and blank spaces may not be provided for writing in the names of candidates. The city of the first class partisan primary election ballot shall conform as far as practicable with the state consolidated primary election ballot.

Subd. 3- 5. [CITY ELECTION, QUESTIONS, BONDS, CHARTERS.] All questions relating to the adoption of a city charter or amendments thereto, or any proposition for the issuance of bonds, and all other questions and propositions relating to city affairs submitted at any election to the electors of the municipality, shall be printed on one separate blue colored ballot and shall be prepared, printed and distributed under the direction of the city clerk at the same time and in the same manner as other city ballots. The ballots, when voted, shall be deposited in a separate ballot box, painted blue, to be procured by the local authorities for each voting precinct. The ballots shall be canvassed, counted, and returned in

the same manner as other city ballots, and the tally books and returns shall provide appropriate blank spaces for the counting, canvassing and returning of the results of the questions submitted on the blue ballot."

Further amend the title as follows:

On page 1, line 3, strike "most" and insert "certain"

On page 1, line 6, strike the entire line and insert "Sections 202.09, Subdivision 1; and 205.17."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

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 community college board; amending Minnesota Statutes 1971, Chapter 136, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, after "a" strike "state"

Line 16, after "a" strike "state"

Line 17, after "state" insert "board for"

Line 18, strike "college board" and insert "colleges"

Line 21, after "words" and before "community" strike "state"

Line 24, before "community" insert "board for" and after "community" strike "college board" and insert "colleges"

And further amend the title as follows:

Page 1, line 5, by striking "community college" and line 6, after "board" insert "for community colleges"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 592, 295 and 225 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. No. 295 to the Committee on Labor and Commerce.

H. F. No. 592 to the Committee on Natural Resources and Agriculture.

H. F. No. 225 was found not identical with its companion Senate File as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
225	302				

Pursuant to Rule 49 the Committee recommends 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 and measured by 100 days of sick leave. Subject to this maximum, the amount may not depend solely upon the actual accrual of sick leave days.*

Sec. 2. [REPEALER.] *Laws 1965, Chapters 621 and 690 are repealed.*”

Further, amend the title by striking it in its entirety and inserting in lieu thereof the following:

“A bill for an act relating to municipal corporations; powers; providing for severance pay to employees; amending Minnesota Statutes 1971, Chapter 465, by adding a section.”

And when so amended, H. F. No. 225 will be identical to S. F. No. 302 and further recommends that H. F. No. 225 be given its second reading and substituted for S. F. No. 302 and S. F. No. 302 be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 1034, 1524, 627, 658, 931, 794, 695, 1182, 1114, 1249, 1196, 1060, 423, 376, 1047, 1211, 1233, 1028, 784, 383, 564, 1115, 1244, 736 and 1222 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 127, 420, 492, 527, 739, 540 and 225 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Gearty moved that the name of Mr. Purfeerst be added as co-author to S. F. No. 1702. Which motion prevailed.

Mr. Conzemius moved that S. F. No. 1544 be withdrawn from the Committee on Governmental Operations. Which motion prevailed.

Mr. Conzemius moved that S. F. No. 1544 be re-referred to the Committee on Education. Which motion prevailed.

Mr. Chmielewski moved that S. F. No. 1513 be withdrawn from the Committee on Governmental Operations. Which motion prevailed.

Mr. Chmielewski moved that S. F. No. 1513 be re-referred to the Committee on Local Government. Which motion prevailed.

THIRD READING OF SENATE BILLS

S. F. No. 681: A bill for an act relating to sheriffs; providing for qualifications; amending Minnesota Statutes 1971, Section 387.01.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 33 and nays 29, as follows:

Those who voted in the affirmative were:

Arnold	Frederick	Kirchner	McCutcheon	Pillsbury
Ashbach	Gearty	Kleinbaum	Nelson	Renneke
Bernhagen	Hansen, Mel	Knutson	Ogdahl	Sillers
Blatz	Hanson, R.	Kowalczyk	Olson, A. G.	Stassen
Brown	Jensen	Krieger	Olson, J. L.	Ueland
Chmielewski	Josefson	Larson	O'Neill	
Dunn	Keefe, J.	Lord	Patton	

Those who voted in the negative were:

Anderson	Hansen, Baldy	Moe	Perpich, G.	Stokowski
Borden	Humphrey	North	Purfeerst	Tennessee
Chenoweth	Keefe, S.	Novak	Schaaf	Thorup
Conzemius	Laufenburger	Olhoft	Schrom	Wegener
Davies	Lewis	Olson, H. D.	Solon	Willet
Doty	Milton	Perpich, A. J.	Spear	

So the bill failed to pass.

S. F. No. 460: A bill for an act authorizing county solid waste management programs to include certain other wastes; amending Minnesota Statutes 1971, Section 400.03, by adding a subdivision.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Knutson	Ogdahl	Schrom
Arnold	Frederick	Kowalczyk	Olhoft	Sillers
Ashbach	Gearty	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Borden	Hanson, R.	Lewis	O'Neill	Stokowski
Brown	Humphrey	Lord	Patton	Tennessee
Chenoweth	Jensen	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Josefson	Milton	Perpich, G.	Ueland
Conzemius	Keefe, J.	Moe	Pillsbury	Willet
Davies	Keefe, S.	Nelson	Purfeerst	
Doty	Kirchner	North	Renneke	
Dunn	Kleinbaum	Novak	Schaaf	

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Novak	Schaaf
Arnold	Fitzsimons	Knutson	Ogdahl	Schrom
Ashbach	Frederick	Kowalczyk	Olhoft	Sillers
Berg	Gearty	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Borden	Hanson, R.	Lewis	O'Neill	Stokowski
Brown	Humphrey	Lord	Patton	Tennessee
Chenoweth	Jensen	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Josefson	Milton	Perpich, G.	Ueland
Conzemius	Keefe, J.	Moe	Pillsbury	Wegener
Davies	Keefe, S.	Nelson	Purfeerst	Willet
Doty	Kirchner	North	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 626: A resolution memorializing the President and Congress to restore 90 percent of parity price supports for agricultural commodities.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 52 and nays 7, as follows:

Those who voted in the affirmative were:

Anderson	Blatz	Davies	Frederick	Humphrey
Arnold	Borden	Doty	Gearty	Jensen
Berg	Chenoweth	Dunn	Hansen, Baldy	Josefson
Bernhagen	Chmielewski	Fitzsimons	Hanson, R.	Keefe, J.

Keefe, S.	McCutcheon	Olson, H. D.	Schaaf	Thorup
Kleinbaum	Milton	Olson, J. L.	Schrom	Ueland
Knutson	Moe	Patton	Solon	Wegener
Larson	North	Perpich, A. J.	Spear	Willett
Laufenburger	Novak	Perpich, G.	Stassen	
Lewis	Olhoft	Purfeerst	Stokowski	
Lord	Olson, A. G.	Renneke	Tennessen	

Those who voted in the negative were:

Brown	Krieger	O'Neill	Pillsbury	Sillers
Hansen, Mel	Ogdahl			

So the bill passed and its title was agreed to.

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.

Was read the third time, and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Novak	Schaaf
Arnold	Fitzsimons	Knutson	Ogdahl	Schrom
Ashbach	Frederick	Kowalczyk	Olhoft	Solon
Berg	Gearty	Krieger	Olson, A. G.	Spear
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Borden	Hanson, R.	Lewis	O'Neill	Tennessen
Brown	Humphrey	Lord	Patton	Thorup
Chenoweth	Jensen	McCutcheon	Perpich, A. J.	Ueland
Chmielewski	Josefson	Milton	Perpich, G.	Wegener
Conzemius	Keefe, J.	Moe	Pillsbury	Willett
Davies	Keefe, S.	Nelson	Purfeerst	
Doty	Kirchner	North	Renneke	

So the bill passed and its title was 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.

Was read the third time, and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Bernhagen	Chenoweth	Doty	Gearty
Arnold	Blatz	Chmielewski	Dunn	Hansen, Baldy
Ashbach	Borden	Conzemius	Fitzsimons	Hansen, Mel
Berg	Brown	Davies	Frederick	Hanson, R.

Humphrey	Krieger	North	Perpich, A. J.	Stassen
Jensen	Larson	Novak	Perpich, G.	Stokowski
Josefson	Laufenburger	Ogdahl	Pillsbury	Tenessen
Keefe, J.	Lewis	Olhoft	Purfeerst	Thorup
Keefe, S.	Lord	Olson, A. G.	Renneke	Ueland
Kirchner	McCutcheon	Olson, H. D.	Schaaf	Wegener
Kleinbaum	Milton	Olson, J. L.	Schrom	Willet
Knutson	Moe	O'Neill	Solon	
Kowalczyk	Nelson	Patton	Spear	

So the bill passed and its title was agreed to.

S. F. No. 405: A bill for an act relating to banks; installment loans; interest; amending Minnesota Statutes 1971, Section 48.153.

Was read the third time, and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 55 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, J.	Milton	Perpich, G.
Arnold	Dunn	Keefe, S.	Moe	Purfeerst
Berg	Fitzsimons	Kleinbaum	Nelson	Renneke
Bernhagen	Frederick	Knutson	North	Schrom
Blatz	Gearty	Kowalczyk	Novak	Solon
Borden	Hansen, Baldy	Krieger	Ogdahl	Spear
Brown	Hansen, Mel	Larson	Olhoft	Stassen
Chenoweth	Hanson, R.	Laufenburger	Olson, A. G.	Stokowski
Chmielewski	Humphrey	Lewis	Olson, H. D.	Thorup
Conzemius	Jensen	Lord	Olson, J. L.	Wegener
Davies	Josefson	McCutcheon	Patton	Willet

Messrs. Perpich, A. J. and Tennessen voted in the negative.

So the bill passed and its title was agreed to.

Mr. Doty moved that S. F. No. 488, No. 9 on the Calendar be stricken and placed at the top of General Orders. Which motion prevailed.

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, Sections 203.08; and 204.13, Subdivision 2.

Was read the third time, and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 4, as follows:

Those who voted in the affirmative were:

Anderson	Borden	Davies	Gearty	Jensen
Arnold	Brown	Doty	Hansen, Baldy	Josefson
Berg	Chenoweth	Dunn	Hansen, Mel	Keefe, S.
Bernhagen	Chmielewski	Fitzsimons	Hanson, R.	Kirchner
Blatz	Conzemius	Frederick	Humphrey	Kleinbaum

Knutson	McCutcheon	Olhoff	Renneke	Tennessee
Kowalczyk	Milton	Olson, A. G.	Schaaf	Thorup
Krieger	Moe	Olson, H. D.	Sillers	Ueland
Larson	Nelson	Olson, J. L.	Solon	Wegener
Laufenburger	North	Patton	Spear	Willet
Lewis	Novak	Perpich, A. J.	Stassen	
Lord	Ogdahl	Perpich, G.	Stokowski	

Messrs. Keefe, J.; O'Neill, Pillsbury and Purfeerst voted in the negative.

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Knutson	Novak	Schaaf
Arnold	Frederick	Kowalczyk	Ogdahl	Sillers
Berg	Gearty	Krieger	Olhoff	Solon
Bernhagen	Hansen, Mel	Larson	Olson, A. G.	Stassen
Blatz	Hanson, R.	Laufenburger	Olson, H. D.	Stokowski
Borden	Humphrey	Lewis	O'Neill	Tennessee
Brown	Jensen	Lord	Patton	Thorup
Chenoweth	Josefson	McCutcheon	Perpich, A. J.	Ueland
Chmielewski	Keefe, J.	Milton	Perpich, G.	Wegener
Conzemius	Keefe, S.	Moe	Pillsbury	Willet
Davies	Kirchner	Nelson	Purfeerst	
Doty	Kleinbaum	North	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 993: 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Jensen	Lewis	Olson, A. G.
Arnold	Davies	Josefson	Lord	Olson, H. D.
Ashbach	Doty	Keefe, J.	McCutcheon	Olson, J. L.
Berg	Dunn	Keefe, S.	Milton	O'Neill
Bernhagen	Fitzsimons	Kirchner	Moe	Patton
Blatz	Frederick	Kleinbaum	Nelson	Perpich, A. J.
Borden	Gearty	Knutson	North	Perpich, G.
Brown	Hansen, Mel	Kowalczyk	Novak	Pillsbury
Chenoweth	Hanson, R.	Krieger	Ogdahl	Purfeerst
Chmielewski	Humphrey	Larson	Olhoff	Renneke

Schaaf Sillers Solon	Spear Stassen	Stokowski Tennessee	Thorup Ueland	Wegener Willet
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Messrs. Hansen, Baldy and Schrom voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 990: A bill for an act relating to taxation; providing penalties and interest for nonpayment of tax on petroleum products; amending Minnesota Statutes 1971, Section 296.15, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 6, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Novak	Schaaf
Arnold	Fitzsimons	Knutson	Ogdahl	Sillers
Ashbach	Frederick	Kowalczyk	Olhoff	Solon
Berg	Gearty	Krieger	Olson, A. G.	Spear
Bernhagen	Hansen, Mel	Larson	Olson, H. D.	Stassen
Blatz	Hanson, R.	Lewis	Olson, J. L.	Stokowski
Borden	Humphrey	Lord	O'Neill	Tennessee
Brown	Jensen	McCutcheon	Patton	Thorup
Chenoweth	Josefson	Milton	Perpich, A. J.	Ueland
Conzemius	Keefe, J.	Moe	Perpich, G.	Wegener
Davies	Keefe, S.	Nelson	Pillsbury	
Doty	Kirchner	North	Renneke	

Those who voted in the negative were:

Chmielewski	Laufenburger	Purfeerst	Schrom	Willet
Hansen, Baldy				

So the bill passed and its title was agreed to.

S. F. No. 1006: A bill for an act relating to taxation; providing for use of certain meters by certain users of special fuels; providing a penalty for violation; amending Minnesota Statutes 1971, Section 296.12, by adding a subdivision.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 53 and nays 10, as follows:

Those who voted in the affirmative were:

Arnold	Davies	Keefe, J.	Lewis	Olhoff
Berg	Doty	Keefe, S.	Lord	Olson, A. G.
Bernhagen	Dunn	Kirchner	Milton	Olson, H. D.
Blatz	Fitzsimons	Kleinbaum	Moe	Olson, J. L.
Borden	Gearty	Knutson	Nelson	O'Neill
Brown	Hansen, Mel	Kowalczyk	North	Patton
Chenoweth	Humphrey	Krieger	Novak	Perpich, A. J.
Conzemius	Jensen	Larson	Ogdahl	Perpich, G.

Pillsbury	Schaaf	Stassen	Thorup	Willet
Purfeerst	Solon	Stokowski	Ueland	
Renneke	Spear	Tennessee	Wegener	

Those who voted in the negative were:

Anderson	Chmielewski	Hansen, Baldy	Josefson	Schrom
Ashbach	Frederick	Hanson, R.	Laufenburger	Sillers

So the bill passed and its title was agreed to.

S. F. No. 1008: A bill for an act relating to taxation; providing for a method of testing fuel oil; amending Minnesota Statutes 1971, Sections 296.01, Subdivision 4; and 296.05, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Novak	Schaaf
Arnold	Fitzsimons	Knutson	Ogdahl	Schrom
Ashbach	Frederick	Kowalczyk	Olhoff	Sillers
Berg	Gearty	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Borden	Hanson, R.	Lewis	O'Neill	Stokowski
Brown	Humphrey	Lord	Patton	Tennessee
Chenoweth	Jensen	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Josefson	Milton	Perpich, G.	Ueland
Conzemius	Keefe, J.	Moe	Pillsbury	Wegener
Davies	Keefe, S.	Nelson	Purfeerst	Willet
Doty	Kirchner	North	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 831: A bill for an act relating to public welfare; providing for financial responsibility of nonresident parents of state hospital patients; amending Minnesota Statutes 1971, Section 246.51.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Novak	Schaaf
Arnold	Fitzsimons	Knutson	Ogdahl	Schrom
Ashbach	Frederick	Kowalczyk	Olhoff	Sillers
Berg	Gearty	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Borden	Hanson, R.	Lewis	O'Neill	Stokowski
Brown	Humphrey	Lord	Patton	Tennessee
Chenoweth	Jensen	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Josefson	Milton	Perpich, G.	Ueland
Conzemius	Keefe, J.	Moe	Pillsbury	Wegener
Davies	Keefe, S.	Nelson	Purfeerst	Willet
Doty	Kirchner	North	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 778: A bill for an act relating to public welfare; extending the duration of foster care and day care licenses; amending Minnesota Statutes 1971, Section 257.101, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Kowalczyk	Olson, A. G.	Solon
Arnold	Gearty	Krieger	Olson, H. D.	Spear
Ashbach	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Bernhagen	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Blatz	Hanson, R.	Lewis	Patton	Tennessee
Brown	Humphrey	Lord	Perpich, A. J.	Thorup
Chenoweth	Jensen	McCutcheon	Perpich, G.	Ueland
Chmielewski	Josefson	Milton	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet
Davies	Keefe, S.	North	Renneke	
Doty	Kirchner	Novak	Schaaf	
Dunn	Kleinbaum	Ogdahl	Schrom	
Fitzsimons	Knutson	Olhoff	Sillers	

Messrs. Borden and Moe voted in the negative.

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Knutson	Ogdahl	Schrom
Arnold	Fitzsimons	Kowalczyk	Olhoff	Sillers
Ashbach	Frederick	Krieger	Olson, A. G.	Solon
Berg	Gearty	Larson	Olson, H. D.	Spear
Bernhagen	Hansen, Baldy	Laufenburger	Olson, J. L.	Stassen
Blatz	Hansen, Mel	Lewis	O'Neill	Stokowski
Borden	Hanson, R.	Lord	Patton	Tennessee
Brown	Jensen	McCutcheon	Perpich, A. J.	Thorup
Chenoweth	Josefson	Milton	Perpich, G.	Ueland
Chmielewski	Keefe, J.	Moe	Pillsbury	Wegener
Conzemius	Keefe, S.	Nelson	Purfeerst	Willet
Davies	Kirchner	North	Renneke	
Doty	Kleinbaum	Novak	Schaaf	

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Novak	Schaaf
Arnold	Fitzsimons	Knutson	Ogdahl	Schrom
Ashbach	Frederick	Kowalczyk	Olhoft	Sillers
Berg	Gearty	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Borden	Hanson, R.	Lewis	O'Neill	Stokowski
Brown	Humphrey	Lord	Patton	Tennessee
Chenoweth	Jensen	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Josefson	Milton	Perpich, G.	Ueland
Conzemius	Keefe, J.	Moe	Pillsbury	Willett
Davies	Keefe, S.	Nelson	Purfeerst	
Doty	Kirchner	North	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 1073: A bill for an act relating to state forest boundaries; amending Minnesota Statutes 1971, Section 89.021, Subdivision 54.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Novak	Schaaf
Arnold	Fitzsimons	Knutson	Ogdahl	Schrom
Ashbach	Frederick	Kowalczyk	Olhoft	Sillers
Berg	Gearty	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Borden	Hanson, R.	Lewis	O'Neill	Stokowski
Brown	Humphrey	Lord	Patton	Tennessee
Chenoweth	Jensen	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Josefson	Milton	Perpich, G.	Ueland
Conzemius	Keefe, J.	Moe	Pillsbury	Wegener
Davies	Keefe, S.	Nelson	Purfeerst	Willett
Doty	Kirchner	North	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 777: A bill for an act relating to education; vocational rehabilitation; contact with federal government; amending Minnesota Statutes 1971, Section 121.30, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Novak	Schaaf
Arnold	Fitzsimons	Knutson	Ogdahl	Schrom
Ashbach	Frederick	Kowalczyk	Olhoff	Sillers
Berg	Gearty	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Borden	Hanson, R.	Lewis	O'Neill	Stokowski
Brown	Humphrey	Lord	Patton	Tennessee
Chenoweth	Jensen	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Josefson	Milton	Perpich, G.	Ueland
Conzemius	Keefe, J.	Moe	Pillsbury	Wegener
Davies	Keefe, S.	Nelson	Purfeerst	Willet
Doty	Kirchner	North	Renneke	

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 45 and nays 18, as follows:

Those who voted in the affirmative were:

Anderson	Chmielewski	Keefe, S.	Nelson	Schaaf
Arnold	Conzemius	Kirchner	Novak	Schrom
Ashbach	Doty	Krieger	Olhoff	Sillers
Bang	Dunn	Larson	Olson, H. D.	Solon
Berg	Fitzsimons	Laufenburger	Olson, J. L.	Stassen
Bernhagen	Frederick	Lewis	O'Neill	Stokowski
Blatz	Gearty	Lord	Pillsbury	Thorup
Borden	Hanson, R.	McCutcheon	Purfeerst	Ueland
Brown	Humphrey	Moe	Renneke	Wegener

Those who voted in the negative were:

Chenoweth	Jensen	Kowalczyk	Patton	Tennessee
Davies	Keefe, J.	North	Perpich, A. J.	Willet
Hansen, Baldy	Kleinbaum	Ogdahl	Perpich, G.	
Hansen, Mel	Knutson	Olson, A. G.	Spear	

So the bill passed and its title was agreed to.

S. F. No. 932: A bill for an act relating to motor vehicles; registration thereof; prohibiting the registration of certain motorcycles; amending Minnesota Statutes 1971, Section 168.10, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Novak	Schaaf
Arnold	Fitzsimons	Knutson	Ogdahl	Sillers
Ashbach	Frederick	Kowalczyk	Olhoft	Solon
Bang	Gearty	Krieger	Olson, A. G.	Spear
Berg	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Bernhagen	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Blatz	Hanson, R.	Lewis	O'Neill	Tennessee
Brown	Humphrey	Lord	Patton	Thorup
Chenoweth	Jensen	McCutcheon	Perpich, A. J.	Ueland
Chmielewski	Josefson	Milton	Perpich, G.	Wegener
Conzemius	Keefe, J.	Moe	Pillsbury	Willet
Davies	Keefe, S.	Nelson	Purfeerst	
Doty	Kirchner	North	Renneke	

Messrs. Borden and Schrom voted in the negative.

So the bill passed and its title was agreed to.

THIRD READING OF HOUSE BILLS

H. F. No. 725: A bill for an act relating to agriculture; membership of state agricultural society; amending Minnesota Statutes 1971, Section 37.03.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Thorup
Borden	Hanson, R.	Lewis	Patton	Ueland
Brown	Humphrey	Lord	Perpich, A. J.	Wegener
Chenoweth	Jensen	Milton	Perpich, G.	Willet
Chmielewski	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

Mr. Tennessee voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 999: A bill for an act relating to wild animals; authorizing certain restrictions on limits of fish taken, possessed, or transported from Minnesota-Canada boundary waters; amending Minnesota Statutes 1971, Section 97.48, Subdivision 3.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	North	Renneke
Arnold	Dunn	Kleinbaum	Novak	Schaaf
Ashbach	Fitzsimons	Knutson	Ogdahl	Schrom
Bang	Frederick	Kowalczyk	Olhoft	Sillers
Berg	Gearty	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Borden	Hanson, R.	Lewis	O'Neill	Stokowski
Brown	Humphrey	Lord	Patton	Tennessee
Chenoweth	Jensen	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Josefson	Milton	Perpich, G.	Ueland
Conzemius	Keefe, J.	Moe	Pillsbury	Wegener
Davies	Keefe, S.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

H. F. No. 418: A bill for an act relating to the department of corrections, amending Minnesota Statutes 1971, Sections 241.01, Subdivisions 2 and 3; 241.03, Subdivision 1; 242.03; 243.02; and 243.04.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 6, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Knutson	Ogdahl	Schaaf
Arnold	Fitzsimons	Kowalczyk	Olhoft	Sillers
Ashbach	Frederick	Krieger	Olson, A. G.	Solon
Bang	Gearty	Larson	Olson, H. D.	Spear
Berg	Hanson, R.	Laufenburger	Olson, J. L.	Stassen
Bernhagen	Humphrey	Lewis	O'Neill	Stokowski
Blatz	Jensen	Lord	Patton	Tennessee
Borden	Josefson	Milton	Perpich, A. J.	Thorup
Chenoweth	Keefe, J.	Moe	Perpich, G.	Ueland
Conzemius	Keefe, S.	Nelson	Pillsbury	Wegener
Davies	Kirchner	North	Purfeerst	
Doty	Kleinbaum	Novak	Renneke	

Those who voted in the negative were:

Brown	Hansen, Baldy	Hansen, Mel	Schrom	Willet
Chmielewski				

So the bill passed and its title was agreed to.

H. F. No. 270: A bill for an act relating to towns; eliminating the association dues limitation; amending Minnesota Statutes 1971, Section 366.01, Subdivision 3.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 54 and nays 10, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Knutson	Olhoft	Schaaf
Arnold	Fitzsimons	Kowalczyk	Olson, A. G.	Schrom
Bang	Frederick	Krieger	Olson, H. D.	Spear
Berg	Gearty	Larson	Olson, J. L.	Solon
Bernhagen	Hansen, Mel	Laufenburger	O'Neill	Stassen
Blatz	Hanson, R.	Lewis	Patton	Stokowski
Borden	Jensen	Lord	Perpich, A. J.	Thorup
Brown	Josefson	Milton	Perpich, G.	Ueland
Chmielewski	Keefe, J.	Nelson	Pillsbury	Wegener
Conzemius	Kirchner	North	Purfeerst	Willet
Davies	Kleinbaum	Ogdahl	Renneke	

Those who voted in the negative were:

Chenoweth	Hansen, Baldy	Keefe, S.	Moe	Sillers
Doty	Humphrey	McCutcheon	Novak	Tennessee

So the bill passed and its title was agreed to.

RECONSIDERATION

Mr. Jensen moved that the vote whereby S. F. No. 485 was passed by the Senate on April 2, 1973, be now reconsidered. Which motion prevailed. So the vote was reconsidered.

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, Sections 203.08; and 204.13, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	North	Renneke
Arnold	Dunn	Kleinbaum	Novak	Schaaf
Ashbach	Fitzsimons	Knutson	Ogdahl	Schrom
Bang	Frederick	Kowalczyk	Olhoft	Sillers
Berg	Gearty	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Borden	Hanson, R.	Lewis	O'Neill	Stokowski
Brown	Humphrey	Lord	Patton	Tennessee
Chenoweth	Jensen	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Josefson	Milton	Perpich, G.	Ueland
Conzemius	Keefe, J.	Moe	Pillsbury	Wegener
Davies	Keefe, S.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

CALENDAR OF ORDINARY MATTERS

S. F. No. 1094: A bill for an act relating to Goodhue county; authorizing use of county funds for county extension committee.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	North	Renneke
Arnold	Dunn	Kleinbaum	Novak	Schaaf
Ashbach	Fitzsimons	Knutson	Ogdahl	Schrom
Bang	Frederick	Kowalczyk	Olhoff	Sillers
Berg	Gearty	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Borden	Hanson, R.	Lewis	O'Neill	Stokowski
Brown	Humphrey	Lord	Patton	Tennessen
Chenoweth	Jensen	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Josefson	Milton	Perpich, G.	Ueland
Conzemius	Keefe, J.	Moe	Pillsbury	Wegener
Davies	Keefe, S.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

S. F. No. 1013: A bill for an act relating to the city of Fraser in St. Louis county; providing for the dissolution of the city of Fraser.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	North	Renneke
Arnold	Dunn	Kleinbaum	Novak	Schaaf
Ashbach	Fitzsimons	Knutson	Ogdahl	Schrom
Bang	Frederick	Kowalczyk	Olhoff	Sillers
Berg	Gearty	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Borden	Hanson, R.	Lewis	O'Neill	Stokowski
Brown	Humphrey	Lord	Patton	Tennessen
Chenoweth	Jensen	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Josefson	Milton	Perpich, G.	Ueland
Conzemius	Keefe, J.	Moe	Pillsbury	Wegener
Davies	Keefe, S.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

S. F. No. 1229: A bill for an act relating to natural resources; state parks and recreational areas; permits and fees; exempting Fort Snelling Memorial Chapel island from permit and fee requirements; amending Minnesota Statutes 1971, Section 85.05, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schaaf
Arnold	Dunn	Kleinbaum	Ogdahl	Schrom
Ashbach	Fitzsimons	Knutson	Olhoft	Sillers
Bang	Frederick	Kowalczyk	Olson, A. G.	Solon
Berg	Gearty	Krieger	Olson, H. D.	Spear
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Blatz	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Borden	Hanson, R.	Lewis	Patton	Tennessee
Brown	Humphrey	Lord	Perpich, A. J.	Thorup
Chenoweth	Jensen	McCutcheon	Perpich, G.	Ueland
Chmielewski	Josefson	Milton	Pillsbury	Wegener
Conzemius	Keefe, J.	Moe	Purfeerst	Willet
Davies	Keefe, S.	North	Renneke	

So the the bill passed and its title was agreed to.

H. F. No. 656: A bill for an act relating to the cities of Mankato and North Mankato; authorizing tax levy for musical entertainment.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schaaf
Arnold	Dunn	Kleinbaum	Ogdahl	Schrom
Ashbach	Fitzsimons	Knutson	Olhoft	Sillers
Bang	Frederick	Kowalczyk	Olson, A. G.	Solon
Berg	Gearty	Krieger	Olson, H. D.	Spear
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Blatz	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Borden	Hanson, R.	Lewis	Patton	Tennessee
Brown	Humphrey	Lord	Perpich, A. J.	Thorup
Chenoweth	Jensen	Milton	Perpich, G.	Ueland
Chmielewski	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet
Davies	Keefe, S.	North	Renneke	

So the bill passed and its title was agreed to.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Frederick in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Frederick reported that the committee had considered

S. F. Nos. 908, 1012, 1137, also H. F. No. 550, which the committee recommends to pass.

S. F. No. 246 which the committee recommends to be returned to its author, after the following motion:

The question being taken on the committee recommendation to pass,

And the roll being called, there were yeas 13 and nays 42, as follows:

Those who voted in the affirmative were:

Bang	Chmielewski	Josefson	Nelson	Ueland
Bernhagen	Frederick	Kirchner	Pillsbury	
Brown	Hansen, Mel	Larson	Renneke	

Those who voted in the negative were:

Anderson	Hanson, R.	Lewis	O'Neill	Spear
Berg	Humphrey	Lord	Patton	Stokowski
Borden	Keefe, J.	McCutcheon	Perpich, A. J.	Tennessee
Chenoweth	Keefe, S.	Milton	Perpich, G.	Thorup
Conzemius	Kleinbaum	North	Purfeerst	Wegener
Davies	Knutson	Novak	Schaaf	Willet
Doty	Kowalczyk	Olhoft	Schrom	
Gearty	Krieger	Olson, A. G.	Sillers	
Hansen, Baldy	Laufenburger	Olson, J. L.	Solon	

Which motion did not prevail.

S. F. No. 246 was recommended to be returned to its author.

S. F. No. 197, which the committee recommends to pass with the following amendment offered by Mr. Chenoweth:

Page 1, line 26, strike everything after "Subd. 3."

Page 1, line 27, strike "subdivision 2"

Page 1, line 28, strike "may" and insert "shall" and strike "only"

S. F. No. 721, which the committee recommends to pass with the following amendment offered by Mr. Conzemius:

Page 1, line 20, after "named" insert "order"

S. F. No. 994, which the committee recommends to pass with the following amendment offered by Mr. Perpich, A. J.:

Page 4, line 8, after "Tower" insert " , effective January 1, 1973"

S. F. No. 1138, which the committee recommends to pass with the following amendment offered by Mr. Borden:

Page 1, line 13, after the word "prescribed", strike "," and insert "by the commissioner of taxation,"

And then, on motion of Mr. Frederick, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

SUSPENSION OF RULES

Mr. Conzemius moved that the rules be so far suspended as to revert to the Order of Business of Motions and Resolutions. Which motion prevailed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Chenoweth moved that S. F. No. 1463 be withdrawn from the Committee on Metropolitan and Urban Affairs. Which motion prevailed.

Mr. Chenoweth moved that S. F. No. 1463 be re-referred to the Committee on Local Government. Which motion prevailed.

Mr. Olhoft moved that the name of Mr. Hanson, R. be added as co-author to S. F. No. 1649. Which motion prevailed.

Mr. Chenoweth moved that S. F. No. 1315 be withdrawn from the Committee on Metropolitan and Urban Affairs. Which motion prevailed.

Mr. Chenoweth moved that S. F. No. 1315 be re-referred to the Committee on Finance. Which motion prevailed.

Mr. Conzemius moved that the Senate do now adjourn until 11:30 o'clock a.m., Wednesday, April 4, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

THIRTY-FIRST DAY

St. Paul, Minnesota, Wednesday, April 4, 1973.

The Senate met at 11:30 o'clock a.m. and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Messrs. Laufenburger, Knutson and Josefson were excused from the Session of today. Mr. Tennessee was excused until 8:00 o'clock p.m. Mr. Pillsbury was excused from this evening's Session.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The Honorable Martin O. Sabo, Speaker
of the House of Representatives

The Honorable Alec G. Olson, President
of the Senate

Sir:

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:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
112		Chapter 67	April 2, 1973	April 2, 1973
173		Chapter 68	April 2, 1973	April 2, 1973
175		Chapter 69	April 2, 1973	April 2, 1973
233		Chapter 70	April 2, 1973	April 2, 1973
700		Chapter 71	April 2, 1973	April 2, 1973
745		Chapter 72	April 2, 1973	April 2, 1973
758		Chapter 73	April 2, 1973	April 2, 1973
816		Chapter 74	April 2, 1973	April 2, 1973
817		Chapter 75	April 2, 1973	April 2, 1973
	160	Chapter 76	April 2, 1973	April 2, 1973
	559	Chapter 77	April 2, 1973	April 2, 1973

Sincerely,

Arlen Erdahl
Secretary of State

INTRODUCTION OF BILLS

Mr. Fitzsimons introduced—

S. F. No. 1707: A bill for an act relating to natural resources; authorizing sale of certain lands in Roseau county; amending Minnesota Statutes 1971, Section 282.151.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Conzemius introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Borden, Conzemius and Jensen introduced—

S. F. No. 1709: A bill for an act relating to police and firemen's relief associations; contributions of members and the membership of their governing bodies; providing for membership in the public employees police and fire fund; amending Minnesota Statutes 1971, Chapter 69, by adding a section.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Perpich, A. J. introduced—

S. F. No. 1710: A bill for an act adding a new route to the trunk highway system.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Perpich, A. J. introduced—

S. F. No. 1711: A bill for an act relating to Independent School District No. 166; education; school district levy.

Which was read the first time and referred to the Committee on Education.

Messrs. Anderson and Chmielewski introduced—

S. F. No. 1712: A bill for an act relating to the county of Chisago; authorizing Chisago county to acquire, operate, construct, and maintain, dams, dikes, reservoirs, water supply systems, sewage disposal systems and appurtenant works, and to regulate, conserve, and to control the use of water within the county, and for these purposes to acquire land and easements, impose service charges, levy special assessments, and issue bonds.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Davies, McCutcheon and Doty introduced—

S. F. No. 1713: A bill for an act proposing an amendment to the Minnesota Constitution in all its articles; reforming its structure, style and form.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Chenoweth, Kleinbaum and Ogdahl introduced—

S. F. No. 1714: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Keefe, S.; Borden and Conzemius introduced—

S. F. No. 1715: A bill for an act relating to taxation; securities; imposing a tax on transfers of securities; appropriating money; providing penalties.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Perpich, A. J. questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Fitzsimons, Moe and Josefson introduced—

S. F. No. 1716: 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 a subdivision; and 273.111, Subdivision 14.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Gearty, Kirchner and Spear introduced—

S. F. No. 1717: A bill for an act relating to blind persons; permitting them to ride fare-free on certain mass transit conveyances; authorizing certain adjustments and conveniences under state aid to the needy blind; appropriating money; amending Minnesota Statutes 1971, Sections 256.49, Subdivision 1, and by adding a subdivision; 256.53, Subdivision 1; 256.54, Subdivision 1; 256.57; and Chapter 256, by adding a section.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Davies introduced—

S. F. No. 1718: A bill for an act relating to the blind; establishing what persons are eligible for public assistance to the blind; amending Minnesota Statutes 1971, Section 256.51, Subdivision 1.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Keefe, J. introduced—

S. F. No. 1719: A bill for an act relating to cities; prohibiting certain expenditures in certain cities without an election.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Keefe, J.; Nelson and Kowalczyk introduced—

S. F. No. 1720: A bill for an act relating to the Hennepin county library system; providing for merger of the library system of the city of Minneapolis with county; amending Extra Session Laws 1967, Chapter 24, Section 1, as amended, and Sections 3, 4, and 5; repealing Extra Session Laws 1967, Chapter 24, Section 6, as amended.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Laufenburger and Larson introduced—

S. F. No. 1721: A bill for an act authorizing the commissioner of natural resources to sell certain real estate in Winona county.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Wegener, Brown and Kleinbaum introduced—

S. F. No. 1722: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Olhofft, Schrom and Wegener introduced—

S. F. No. 1723: A bill for an act relating to game and fish; closing the season on pheasants in Douglas county for three years.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Keefe, S.; Brown and Schaaf introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Schaaf, Borden and Tennesen introduced—

S. F. No. 1725: A bill for an act relating to taxation; credit for property taxes; extending the filing time limit; amending Minnesota Statutes 1971, Section 290.0604.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Conzemius introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Davies, Blatz and Borden introduced—

S. F. No. 1727: A bill for an act relating to state government agencies and officials; requiring rules, findings of facts, written opinions, and open precedents in certain circumstances; expanding judicial review of actions of agencies and officials.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Davies, O'Neill and Thorup introduced—

S. F. No. 1728: A bill for an act relating to garnishment, state employees; amending Minnesota Statutes 1971, Section 571.46.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Purfeerst; Olson, J. L. and Schrom introduced—

S. F. No. 1729: A bill for an act relating to agriculture, dairy promotion act; voting on promotional orders by producer-members of a cooperative association; amending Minnesota Statutes 1971, Section 32B.04, Subdivision 4.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Hansen, Baldy; Krieger and Arnold introduced—

S. F. No. 1730: A bill for an act creating a division of pollution control in the department of natural resources; amending Minnesota Statutes 1971, Section 116.01; repealing Minnesota Statutes 1971, Sections 116.02, Subdivisions 1 to 4; and 116.03, Subdivision 1.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Tennessen, Kirchner and Humphrey introduced—

S. F. No. 1731: 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Milton and Hansen, Mel introduced—

S. F. No. 1732: A bill for an act relating to intoxicating liquor; authorizing the issuance of on-sale wine licenses; amending Minnesota Statutes 1971, Chapter 340, by adding a section.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Anderson, Gearty and Willet introduced—

S. F. No. 1733: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Tennesen; Keefe, J. and Thorup introduced—

S. F. No. 1734: A bill for an act relating to eminent domain proceedings; acquisition of property for public purposes; providing for early possession in certain cases; establishing limits on compensation of commissioners and appraisers; amending Minnesota Statutes 1971, Sections 117.042; 117.075; and 117.085.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Gearty, Ogdahl and Tennesen introduced—

S. F. No. 1735: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Laufenburger introduced—

S. F. No. 1736: A bill for an act relating to the policemen's and firemen's relief associations in the city of Winona; membership in the public employees police and fire fund.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Borden, Solon and Spear introduced—

S. F. No. 1737: A bill for an act relating to education; authorizing school boards to pay insurance premiums for officers and employees between the ages of 60 and 65.

Which was read the first time and referred to the Committee on Education.

Messrs. Doty and Solon introduced—

S. F. No. 1738: A bill for an act relating to Independent School District No. 709, St. Louis county; the establishment of a curriculum development resource center; assisting in the recruitment of minority staff personnel; and appropriating state funds therefor.

Which was read the first time and referred to the Committee on Education.

Messrs. Kleinbaum, McCutcheon and Stokowski introduced—

S. F. No. 1739: 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.

Which was read the first time and referred to the Committee on Governmental operations.

Messrs. Krieger, Laufenburger and Frederick introduced—

S. F. No. 1740: A bill for an act relating to public welfare; appropriating money for The Rochester State Hospital Religious Activity Center, Inc.

Which was read the first time and referred to the Committee on Finance.

Messrs. Perpich, A. J. and Conzemius introduced—

S. F. No. 1741: A bill for an act relating to taxation; levy limitations; amending Minnesota Statutes 1971, Section 275.56.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. North, McCutcheon and Milton introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. McCutcheon, North and Milton introduced—

S. F. No. 1743: A bill for an act relating to retirement; participation in the public employees police and fire fund; amending Minnesota Statutes 1971, Section 353.64, Subdivision 2.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Humphrey and Moe introduced—

S. F. No. 1744: A bill for an act relating to taxation; tax levy; school districts; providing for an extra levy under certain circumstances; amending Minnesota Statutes 1971, Section 275.125, Subdivision 3.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Milton introduced—

S. F. No. 1745: A bill for an act relating to the claim of Kenneth C. and Bernadine Skoglund; arising from the theft of and damage to their private automobile and other property by escapees from a state youth detention center; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Brown, Nelson and Frederick introduced—

S. F. No. 1746: A bill for an act proposing an amendment to the Minnesota Constitution by adding an article providing for the initiative and referendum.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Milton introduced—

S. F. No. 1747: A bill for an act relating to the claim of Harry Hughes; arising from theft of automobile by escapees of Lino Lakes reception and diagnostic center; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Spear, Milton and Conzemius introduced—

S. F. No. 1748: A bill for an act relating to corrections; prisoners in state institutions; due process guaranteed in parole hearings.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Spear, Milton and Conzemius introduced—

S. F. No. 1749: A bill for an act relating to corrections; prisoners in state institution; conjugal visitation.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Spear, Milton and Conzemius introduced—

S. F. No. 1750: A bill for an act relating to adult corrections; parole; eliminating certain limitations on parole; amending Minnesota Statutes 1971, Section 243.05.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Spear, Milton and Conzemius introduced—

S. F. No. 1751: A bill for an act relating to corrections; prisoners in state institutions; right to form voluntary organizations.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Kowalczyk, Knutson and Hansen, Baldy introduced—

S. F. No. 1752: A bill for an act relating to income taxation; providing a credit for certain expenditures for home maintenance; appropriating money; amending Minnesota Statutes 1971, Sections 290.984; 290.986; 290.988, Subdivision 1; 290.989; and Chapter 290, by adding sections.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. O'Neill, Milton and McCutcheon introduced—

S. F. No. 1753: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. McCutcheon, Gearty and Schaaf introduced—

S. F. No. 1754: A bill for an act relating to courts; removing right of a person charged with a misdemeanor in county court to require that in addition to a tab charge, a formal complaint be made and filed; amending Minnesota Statutes 1971, Section 487.25, Subdivision 4.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Olhoft, Ogdahl and Conzemius introduced—

S. F. No. 1755: A bill for an act relating to public finance; requiring comprehensive explanations of budget proposals.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Borden, Arnold and Doty introduced—

S. F. No. 1756: A bill for an act relating to fluoridation of municipal water supplies; requiring ordinance for commencement

or discontinuance of fluoridation; providing for initiative and referendum; amending Minnesota Statutes 1971, Section 144.145.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. North and Lord introduced—

S. F. No. 1757: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Solon, O'Neill and Davies introduced—

S. F. No. 1758: A bill for an act relating to taxation; deductions from gross income; providing that persons renting an apartment or other full time residence shall be entitled to deduct their proportions of real estate taxes paid as opposed to the owner of the structure; providing that said taxes are not includible within the gross income of the owner; amending Minnesota Statutes 1971, Sections 290.01, Subdivision 20; and 290.09, Subdivision 4.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Chenoweth, Kirchner and Schaaf introduced—

S. F. No. 1759: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of three members of the House, on the amendments adopted by the House to the following Senate File:

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 contract to perform services for other governmental units; amending Minnesota Statutes 1971, Section 471.59, by adding a subdivision.

There has been appointed as such committee on the part of the House:

Stangeland, Newcome, and Boland.

Senate File No. 82 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 2, 1973

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 324, 538, 553, 616 and 623.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 2, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 78, 263, 1084, 1126, 1196, 1268, 1312, 1044, 1045, 1072, 1137, 362, 425, 535, 610, 964, 1130, 217, 356, 821, 895 and 1218.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 2, 1973

FIRST READING OF HOUSE BILLS

H. F. No. 78: A bill for an act relating to the city of Hastings; authorizing payment of lump sum retirement benefits to firemen.

H. F. No. 263: A bill for an act relating to the fire department relief association and firemen's service pensions in the city of Brainerd.

H. F. No. 1084: A bill for an act relating to railroads; regulations; requiring certain equipment on locomotives; amending Minnesota Statutes 1971, Section 219.551, Subdivisions 5 and 6; and by adding a subdivision.

H. F. No. 1126: A bill for an act relating to boilers; regulating the standards of inspection; amending Minnesota Statutes 1971, Section 183.465.

H. F. No. 1196: A bill for an act relating to education; the function of the principal in the public schools in the state of Minnesota; amending Minnesota Statutes 1971, Section 123.34, by adding a subdivision.

H. F. No. 1268: A bill for an act relating to railroads; regulations; requiring certain equipment on caboose cars; amending Minnesota Statutes 1971, Section 219.56.

H. F. No. 1312: A bill for an act relating to certificates of election in cities; amending Minnesota Statutes 1971, Section 205.14, Subdivision 3.

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 an unfair trade practice; providing a penalty for violation; amending Minnesota Statutes 1971, Sections 72A.20, Subdivision 1; and 72A.28.

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.

H. F. No. 1072: A bill for an act relating to the county of Polk; authorizing appropriations for incidental expenses; amending Laws 1969, Chapter 628, Section 1.

H. F. No. 1137: A bill for an act relating to the city of New Ulm; volunteer firemen's pensions.

H. F. No. 362: A bill for 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: A bill for an act relating to retirement; firemen's service pensions in the village of Mendota Heights.

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. 610: A bill for an act relating to the village of Mound; fire department relief association and firemen's service pensions.

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. 1130: A bill for an act relating to the city of Owatonna; firemen's relief benefits; amending Laws 1971, Chapter 200, Sections 1 and 2.

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.

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. 821: A bill for 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. 895: A bill for an act relating to the city of Wayzata; volunteer firemen's service pensions.

H. F. No. 1218: A bill for 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.

Which were read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. Which motion prevailed.

The Honorable Alec G. Olson
President of the Senate
State Capitol

Dear Sir:

On March 28, 1973 the Committee on Committees of the Senate met and by appropriate action made the following appointments:

Pursuant to Minnesota Statutes, 1971—

- Sec. 3.421, Legislative Building Commission
 Messrs. Hughes and Willet
 Reappointed: Messrs. Ashbach, Kirchner, Olson,
 J. L.
- Sec. 3.29, Commission on Interstate Cooperation
 Messrs. Olson, A. G., Humphrey and Milton
 Reappointed: Messrs. Blatz and Josefson
- Sec. 161.1419, Mississippi River Parkway Commission
 Mr. Laufenburger
 Reappointed: Messrs. Larson and Willet

Respectfully submitted,

Jack Davies, Chairman
Committee on Committees

cc: The Honorable Martin O. Sabo
 Speaker of the House of Representatives
 The Honorable Patrick E. Flahaven
 Secretary of the Senate
 The Honorable Edward A. Burdick
 Chief Clerk of the House of Representatives

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 299: A bill for an act relating to the city of Hastings; authorizing payment of lump sum retirement benefits to firemen.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 396: A bill for an act relating to retirement; firemen's service pensions in the village of Mendota Heights.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1501: A bill for an act relating to the registration of snowmobiles and watercraft; amending Minnesota Statutes 1971, Sections 84.82, Subdivision 2; and 361.03, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, after the word "the" insert "*commissioner of natural resources, or the*"

Page 1, line 13, after the word "commissioner" add "*of public safety*"

Page 1, line 19, following the word "commissioner" insert "*of natural resources*"

Page 1, line 22, following the word "commissioner" add "*of natural resources in agreement with the commissioner of public safety*"

Page 2, line 5, following the word "to" add "*the commissioner of natural resources,*"

Page 2, line 7, after the word "commissioner" add "*of public safety*"

Page 2, line 14, after the word "commissioner" add "*of natural resources*"

Page 2, line 17, after the word "*commissioner*" insert the words "*of natural resources in agreement with the commissioner of public safety*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

H. F. No. 212: A bill for 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.

Reports the same back with the recommendation that the printed bill be amended as follows:

Page 2, line 3, after "*any*" and before "*calendar*" insert "*one*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, 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.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Governmental Operations. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, lines 3 and 4, strike "*industrial, residential, governmental or other lawful*" and insert in lieu thereof "*recreational or cultural*"

Page 2, line 4, strike "*a*"

Page 2, line 5, strike "*and average price to be determined by*" and insert in lieu thereof "*market value, which shall be the average of*"

Page 2, line 7, after "*administration.*" insert "*The cost of conducting the appraisals shall be included in the sale price.*"

Page 2, line 13, after "*deed*" and before the period insert "*, which shall be limited as provided in subdivision 2*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 728: A bill for 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 27, after line 22, add a new section 21 as follows:

"Sec. 21. Notwithstanding other provisions of Chapter 352B as amended, effective July 1, 1973, the administrative duties of the highway patrolmen's fund shall be transferred and become the responsibility of the executive director and staff of the Minnesota state retirement system. The officers of the association shall furnish said executive director with all records necessary for the discharge of his assumed administrative duties. The officers of the association shall retain the same duties, powers, and authority concerning the administration of the highway patrol fund as the board of directors of the Minnesota state retirement system has over that fund. The highway patrolmen's fund shall pay to the Minnesota state retirement system two-tenths of one percent of the payroll of its membership to defray costs of administration. The rate of pay for administration expense may subsequently be increased or decreased from time to time by agreement between the officers of the highway patrolmen's association and the board of directors of the Minnesota state retirement system."

Renumber the sections accordingly.

Page 28, after line 3, add a new section to read:

"Sec. 23. This act shall become effective the day next following its final enactment."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1490: A bill for an act relating to municipalities; authorizing municipalities to acquire and develop storm water holding areas and ponds; amending Minnesota Statutes 1971, Section 429.021, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 8, insert:

"Section 1. [EMINENT DOMAIN PROHIBITED.] No land may be acquired for Wild River state park in Chisago county by eminent domain proceedings, notwithstanding any provision of Minnesota Statutes, Section 85.012, as now enacted or hereafter amended, nor any other law, to the contrary."

Page 2, after line 13, insert:

"Sec. 3. [ACQUISITION OF LANDS; RETENTION OF LIFE ESTATE.] Any owner of improved property on the date of its acquisition by the commissioner of administration for St. Croix Wild River state park may, if the commissioner determines that such improved property is not, at the time of its acquisition, required for the proper administration of the park, as a condition of such acquisition, retain for themselves and their successors or assigns a right of use and occupancy of the improved property for noncommercial residential purposes for a definite term not to exceed twenty-five years, or, in lieu thereof, for a term ending at the death of the owner, or the death of his spouse, whichever is later. The owner shall elect the term to be retained. The commissioner shall pay to the owner the fair market value of the property on the date of such acquisition less the fair market value on such date of the right retained by the owner."

Renumber the sections.

Page 2, line 16, after "61." and before "Wild River" insert "St. Croix"

Page 2, line 17, after "[PARK BOUNDARIES.]" and before "Wild River" insert "St. Croix"

Page 12, line 15, after "MANAGEMENT.]" and before "Wild River" insert "St. Croix"

Page 14, line 5, strike "Areas" and insert in lieu thereof "An area"

Page 14, line 5, after "as" and before "scientific" insert "a"

Page 15, line 3, after "within" and before "Wild River" insert "St. Croix"

Page 16, line 2, after "to" and before "Wild" insert "St. Croix"

And when so amended the bill do pass and be re-referred to the committee on Finance. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 225: A bill for an act relating to real estate; regulation of shoreland development; municipalities; amending Minnesota Statutes 1971, Section 105.485, Subdivision 2, and by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

Section 1. Minnesota Statutes 1971, Section 105.485, Subdivision 2, is amended to read:

Subd. 2. [DEFINITIONS.] For the purposes of this section the terms defined in this section have the meanings given them: (a) "Shoreland" means land located within the following distances

from the ordinary high water elevation of public waters: (1) Land within 1,000 feet from the normal high watermark of a lake, pond, or flowage; and (2) land within 300 feet of a river or stream or the landward side of flood plain delineated by ordinance on such a river or stream, whichever is greater. (b) "Unincorporated area" means the area outside a city, village, or borough. (c) "Municipality" means a city, village, or borough.

Sec. 2. Minnesota Statutes 1971, Section 105.485, Subdivision 3, is amended to read:

Subd. 3. [COMMISSIONER'S DUTIES.] *Before April 1, 1974, the commissioner of natural resources shall promulgate, in the manner provided in chapter 15, model standards and criteria, other than a model ordinance, for the subdivision, use, and development of shoreland in municipalities, which standards and criteria shall include but not be limited to those listed below in regard to unincorporated areas.* 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.

Sec. 3. Minnesota Statutes 1971, Section 105.485, is amended by adding subdivisions to read:

Subd. 6. *Before April 1, 1974, each municipality having shoreland within its corporate limits shall submit to the commissioner, for his review, any ordinances, rules, or regulations affecting the use and development of its shorelands. The commissioner shall review the ordinances, rules, or regulations and determine whether they are in substantial compliance with municipal shoreland management standards and criteria promulgated pursuant to subdivision 3. In making his review the commissioner also shall consider any feature unique to the municipal shoreland in question, including but not limited to the characteristics of the waters which may be affected by development, storm sewer facilities, and sanitary and waste disposal facilities in existence at the time of the com-*

missioner's review. If the commissioner determines that the ordinances, rules, or regulations of a municipality do not substantially comply with the state standards and criteria for municipal shoreland management, he shall so notify the municipality and shall indicate to the municipality the changes which are necessary to bring the ordinances, rules, or regulations into substantial compliance with state standards and criteria. Within one year after receiving this notice from the commissioner, the municipality shall make the changes necessary to bring the ordinances, rules, or regulations into substantial compliance with state standards and criteria. If a municipality has no ordinance, rule, or regulation affecting the use and development of shoreland on April 1, 1974, it shall adopt such an ordinance, rule, or regulation complying with state standards and criteria for municipal shoreland management, before July 1, 1975. If (a) a municipality has no ordinance, rule, or regulation affecting the use and development of shoreland on April 1, 1974, and fails to adopt such an ordinance by July 1, 1975, or if (b) the corporate boundaries of the municipality are expanded to include shorelands not previously included within the municipal boundaries and the municipality fails to adopt such an ordinance within one year after including the shorelands within its municipal boundaries, or if (c) the commissioner determines that a municipal shoreland management ordinance does not substantially comply with the state standards and criteria for municipal shoreland management and that the municipality has failed to make the necessary changes within one year after receiving notice of noncompliance, the commissioner may adopt an ordinance, rules, or regulations for the municipality in the following manner. The commissioner shall hold at least one public hearing on the proposed ordinance, rules, or regulations in the manner provided in section 462.357, after giving notice as provided in section 462.357. The ordinance, rules, or regulations are effective for the municipality on the date and in accordance with such regulations relating to compliance as the commissioner shall prescribe. The ordinance shall be enforced as provided in section 462.362. The penalties provided in section 462.362 apply to violations of the ordinances, rules, or regulations adopted for the municipality by the commissioner. The costs incurred by the commissioner in adopting the ordinances, rules, or regulations for the municipality shall be paid by the municipality and collected from the municipality in the same manner as such costs are paid by a county and collected from a county pursuant to subdivision 5; and any tax levied to pay the costs 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.

Subd. 7. Municipal 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 subdivision 6.

Sec. 4. Minnesota Statutes 1971, Section 462.357, Subdivision 1, is amended to read:

462.357 [PROCEDURE FOR PLAN EFFECTUATION; ZONING.] Subdivision 1. [AUTHORITY FOR ZONING.] For the

purpose of promoting the public health, safety, morals and general welfare, a municipality may by ordinance regulate the location, height, bulk, number of stories, size of buildings and other structures, the percentage of lot which may be occupied, the size of yards and other open spaces, the density and distribution of population, the uses of buildings and structures for trade, industry, residence, recreation, public activities, or other purposes, and the uses of land for trade, industry, residence, recreation, agriculture, forestry, soil conservation, water supply conservation, *conservation of shorelands, as defined in section 105.485*, flood control or other purposes, and may establish standards and procedures regulating such uses. The regulations may divide the municipality into districts or zones of suitable numbers, shape and area. The regulations shall be uniform for each class or kind of buildings, structures or land and for each class or kind of use throughout such district, but the regulations in one district may differ from those in other districts. The ordinance embodying these regulations shall be known as the Zoning Ordinance and shall consist of text and maps. A city, village, or borough may by ordinance extend the application of its zoning regulations to unincorporated territory located within two miles of its limits in any direction, but not in a county or town which has adopted zoning regulations; provided that where two or more noncontiguous municipalities have boundaries less than four miles apart, each is authorized to control the zoning of land on its side of a line equidistant between the two noncontiguous municipalities unless a town or county in the affected area has adopted zoning regulations. Any city, village, or borough may thereafter enforce such regulations in the area to the same extent as if such property were situated within its corporate limits, until the county or town board adopts a comprehensive zoning regulation which includes the area.

Sec. 5. Nothing in this act shall be construed to prohibit a municipality from adopting and enforcing ordinances, rules, or regulations affecting the use and development of shoreland which are more restrictive than the state standards and criteria.

Sec. 6. This act is effective July 1, 1973."

Further, amend the title as follows:

Strike lines 2 through 6 and insert in lieu thereof: "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."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1026: A bill for an act relating to drainage; clarifying the power of county boards to construct flood control projects under the drainage laws; transferring the administration of ju-

dicial ditches to county boards; improving the power of county boards to repair, assess benefits and damages and construct laterals on county ditches; providing for appeal of decisions by a joint county ditch authority to the district court; providing a better procedure for abandonment of ditches in urban areas; providing for the termination of activities of conservancy districts; amending Minnesota Statutes 1971, Sections 106.011, Subdivisions 4 and 17; 106.015, Subdivision 5; 106.471, Subdivisions 1 and 7; 106.521; 106.631, Subdivision 5; 106.661; 112.76; repealing Minnesota Statutes 1971, Sections 111.01 to 111.42.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 3, after the word "systems" add the following: *"providing such projects are in accordance with provisions of Minnesota Statutes, Chapter 104"*

Page 4, line 2, after "outlet," and before "and" add the following: *"subject to permits for changes in the course, current or cross-section of public waters as provided in Minnesota Statutes, Section 105.42,"*

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 218: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 20, after "(1)" and before "or" insert "*notwithstanding the age 65 requirement,*"

Page 8, line 5, after "at" strike "three and one half percent interest" and insert in lieu thereof the following: *"the rate of interest currently being used in determining the amount of optional annuities"*

Page 8, line 9, after "at" strike "three and one half percent interest" and insert in lieu thereof the following: *"the rate of interest currently being used in determining the amount of optional annuities"*

Page 14, strike lines 9 to 12 and insert in lieu thereof: *"accumulations after June 30, 1957 under the provisions of section 354.44, subdivision 2, and all accumulations under the provisions of section 354.33, subdivision 1, shall be calculated using the same mortality table and interest assumption used to transfer the required reserves to the Minnesota adjustable fixed benefit fund."*

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1156: A bill for an act relating to the interpretation of Minnesota Statutes, definitions; defining "layman"; amending Minnesota Statutes 1971, Section 645.44, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike all of lines 10 to 17 and insert in lieu thereof the following:

"Subd. 5a. [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, or never has, had the professional service being licensed or regulated, or an activity directly related to the profession or occupation being licensed or regulated."

Add a section to read:

"Sec. 2. [EFFECTIVE DATE.] This act shall take effect the day next following its final enactment."

Amend the title: line 2, after "relating" strike the first "to"; line 4, strike "layman" and insert "public member"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 7, strike "a code"

Page 2, line 8, strike "of fair competition for the barber trade" and insert "Minnesota Statutes, Chapter 186"

Page 5, after line 13, add a new section to read:

"Sec. 5. [EFFECTIVE DATE.] This act shall be in effect the day next following its enactment."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1521: A bill for an act relating to public health; prohibiting pay toilets and urinals in public places; providing a penalty; amending Minnesota Statutes 1971, Chapter 145, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 14, strike "*July*" and insert in lieu thereof "*November*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1507: A bill for an act relating to public welfare; changing the method of determining rates for state hospital care; amending Minnesota Statutes 1971, Section 246.50, Subdivision 5.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1277: A bill for an act relating to child welfare; powers and duties of county welfare boards; authorizing all county welfare boards to compel certain persons to pay child support; amending Minnesota Statutes 1971, Section 393.07, Subdivision 9.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, after "*board*", strike the comma

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 4, after "*that*" strike the comma

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 138: A bill for an act relating to taxation; increasing the excise tax on gasoline used in motor vehicles using public highways; providing that the proceeds of the increase distributed to the trunk highway fund be used on certain trunk highways; amending Minnesota Statutes 1971, Section 296.02, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 20 through 32.

Page 2, strike lines 1 through 9 and insert:

"Sec. 2. A separate account is hereby created in the trunk highway fund. Money in this account may be used solely for the construction, reconstruction, and improvement of trunk highways that are not included in the backbone system as designated in the highway department publication "A 'Backbone' Concept for Development of Minnesota Trunk Highways" dated July, 1972. For the first two years of its existence there shall be transferred to the separate account from the highway user tax distribution fund an amount equal to fifteen million dollars plus 62 percent of the proceeds collected from a one-cent tax per gallon on gasoline and special fuel used in producing and generating power for propelling motor vehicles used on the public highways of this state. Thereafter each year there shall be transferred to the separate account from the highway user tax distribution fund 62 percent of the proceeds collected from a one-cent tax per gallon on gasoline and special fuel used in producing and generating power for propelling motor vehicles used on the public highways of this state. The transfers shall be made quarterly on the 15th day after the last day of each quarter. The first transfer shall be made on October 15, 1973 for the quarter ending September 30, 1973."

Amend the title as follows:

Strike line 5 and insert in lieu thereof: "creating a separate account in"

Line 6, strike "increase distributed to"

Line 7, strike "be used on" and insert in lieu thereof "for"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 13, strike "broad and"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1282: A bill for an act relating to taxation; exempt property; providing that property exempt from taxation shall be taxed in full for the year in which it is sold or otherwise loses its exempt status; amending Minnesota Statutes 1971, Section 272.02, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, strike "*otherwise*" and insert "*other changes prior to the October 16 annual completion of the tax lists*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1181: A bill for an act relating to taxation; credits against the income tax; allowing a credit for rent paid for any six months of occupancy; amending Minnesota Statutes 1971, Section 290.982.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 605: A bill for an act relating to taxation; income and excise taxes; credit for pollution control equipment; amending Minnesota Statutes 1971, Section 290.06, Subdivision 9a.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1056: A bill for an act relating to Minneapolis board of estimate and taxation; membership.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and in lieu thereof substitute the following:

"Section 1. Notwithstanding any contrary provision of the charter of the city of Minneapolis, one of the members of the board of estimate and taxation of the city of Minneapolis shall be an elected member of the library board of such city who has been so designated by a majority vote of all of the members of said library board.

Sec. 2. Laws 1959, Chapter 462, Section 2, as amended by Laws 1963, Chapter 645, Section 2, as amended by Laws 1967, Chapter 661, Section 2, is amended to read:

Sec. 2. The governing body of such school district shall be a board of education, which board shall have the care, management, supervision, conduct and control of the school district and shall have all the powers and rights of school boards of independent school districts except as otherwise stated. The special independent school district shall have representation upon the ~~library board, board of estimate and taxation and city planning commission~~ as provided under the Minneapolis home rule charter, *but said special independent school district shall not have any representation upon the board of estimate and taxation or library board of said city.*

Sec. 3. *This act shall become effective only after its approval by a majority of the governing body of the city of Minneapolis, and upon compliance with the provisions of Minnesota Statutes, Section 645.021."*

Further amend the title as follows:

Strike the title and insert in lieu thereof:

"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, Section 2, as amended."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1053: A bill for an act relating to the library board of the city of Minneapolis; appropriating money for the operation of the center for environmental information; amending Laws 1971, Chapter 864, Section 3.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1234: A bill for 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 55, after line 22, add a new section to read:

"Sec. 28. [EFFECTIVE DATE.] The effective date of this act is the day next following its final enactment."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1463: A bill for an act relating to municipalities; local improvements and special assessments; providing for separate sidewalk benefiting districts.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, 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.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1419: A bill for an act relating to the prevention of cruelty; increasing the maximum amount of annual appropriations; amending Minnesota Statutes 1971, Section 343.11.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 672: A bill for an act relating to corrections; establishing an office of ombudsman for the department of 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 30-33

Page 2, strike lines 1-28

Page 3, strike lines 1-28

Page 4, strike lines 1 and 2

Renumber subsequent sections accordingly.

Page 4, line 6, strike "sections 1 to 6" and insert "this act"

Page 5, strike lines 1-5

Page 5, line 9, strike "for the department of"

Page 5, line 10, strike "corrections"

Page 5, at the end of line 12, insert "*All employees, except the secretarial and clerical staff, shall serve at the pleasure of the ombudsman in the unclassified service. The ombudsman and his full-time staff shall be members of the Minnesota State Retirement Association.*"

Page 5, line 14, strike "Such designation of"

Page 5, strike lines 15-18

Page 5, line 28, strike "for the department of corrections"

Page 7, end of line 5, insert "*The ombudsman may use the services of Legal Assistance to Minnesota Prisoners for legal counsel. The provisions of this act are in addition to other provisions of law under which any remedy or right of appeal or objection is provided for any person, or any procedure provided for inquiry or investigation concerning any matter. Nothing in this act shall be construed to limit or affect any other remedy or right of appeal or objection nor shall it be deemed part of an exclusionary process.*"

Page 7, strike lines 15 and 16

Page 7, line 17, strike "5" and insert "4"

Page 7, line 19, strike "6" and insert "5"

Page 7, line 24, strike "(a)"

Page 7, line 26, strike "He shall conduct a suitable"

Page 7, strike lines 27 and 28

Page 8, strike lines 1 through 15 and insert "*He may, on his own motion or at the request of another, investigate any action of an administrative agency.*"

Page 8, line 16, strike "(b)"

Page 8, strike lines 21 through 28

Page 9, strike line 1

Page 9, line 5, strike "(d)"

Page 9, line 5, strike "*a place*"

Page 9, line 6, strike "*of detention or other*" and insert "*an*"

Page 10, line 11, strike "*and to the ombudsman commission*"

Page 10, line 17, after "*statement*" and before "*made*" insert "*of reasonable length*"

Page 10, line 21, strike "*and the ombudsman*"

Page 10, line 22, strike "*commission,*"

Page 10, line 27, after "*ombudsman*", strike "*for the*"

Page 10, line 28, strike "*department of corrections*"

Page 10, following line 28, add sections to read:

"Sec. 7. *This act is effective July 1, 1973.*

Sec. 8. [EXPIRATION DATE.] *This act shall expire July 1, 1977.*"

Amend the title as follows:

Page 1, line 3, strike "*for the department*"

Page 1, strike line 4

Page 1, line 5, strike "*commission*"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1341: A bill for an act relating to local improvements; special assessments for certain services, including street and alley maintenance; amending Minnesota Statutes 1971, Section 429.101, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 20, after "*sidewalks*" strike the comma

Page 1, line 21, strike "*streets,*"

Page 1, line 29, strike "*street and*"

Further, amend the title, page 1, line 4, strike "*street and*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1057: A bill for an act relating to special acts passed in accordance with the Constitution, Article XI, Section 2; requiring local approval in certain cases; amending Minnesota Statutes 1971, Sections 645.021 and 645.023, Subdivisions 1 and 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, strike all of section 3.

Amend the title as follows:

Page 1, lines 7 and 8, strike "Subdivisions 1 and 3" and insert in lieu thereof "Subdivision 1"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 1126, 1196, 1312, 1044, 1045, 1072, 535, 964, 217, and 895 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. No. 1196 to the Committee on Education.

H. F. Nos. 535, 964, 217 and 895 to the Committee on Governmental Operations.

H. F. Nos. 1126, 1044 and 1045 to the Committee on Labor and Commerce.

H. F. No. 1072 to the Committee on Local Government.

H. F. No. 1312 to the Committee on Transportation and General Legislation.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 299, 396, 1501, 650, 728, 1490, 912, 1287, 1319, 225, 1026, 218, 1156, 1095, 1521, 1507, 1277, 1302, 138, 1498, 1282, 1181, 605, 1056, 1234, 1463, 1419, 1436, 1341 and 1057 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. No. 212 was read the second time.

MOTIONS AND RESOLUTIONS

Mr. Humphrey moved that the name of Mr. Kirchner be added as co-author to S. F. No. 1744. Which motion prevailed.

Mr. Perpich, A. J. moved that the names of Messrs. Willet and Olson, A. G. be stricken and the names of Messrs. Hansen, Mel and Lord be added as co-authors to S. F. No. 326. Which motion prevailed.

Mr. Perpich, A. J. moved that his name be stricken as chief author and the name of Mr. Arnold be added as chief author to S. F. No. 326. Which motion prevailed.

Mr. Solon moved that S. F. No. 1675 be withdrawn from the Committee on Local Government. Which motion prevailed.

Mr. Solon moved that S. F. No. 1675 be re-referred to the Committee on Taxes and Tax Laws. Which motion prevailed.

Mr. Brown moved that S. F. No. 1422 be withdrawn from the Committee on Local Government. Which motion prevailed.

Mr. Brown moved that S. F. No. 1422 be re-referred to the Committee on Finance. Which motion prevailed.

Mr. Anderson moved that S. F. No. 765 be taken from the table. Which motion prevailed.

Mr. Anderson moved that the Senate do not concur in the amendments by the House to S. F. No. 765 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate to act with a like Conference Committee to be appointed on the part of the House. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended that the Senate Calendar be taken up at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

THIRD READING OF SENATE BILLS

S. F. No. 197: A bill for an act relating to corrections; regulating prison industries; authorizing the establishment of private industry within the state prison.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schaaf
Arnold	Dunn	Kleinbaum	Ogdahl	Schrom
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chmielewski	Humphrey	McCutcheon	Perpich, G.	Wegener
Coleman	Jensen	Milton	Pillsbury	Willet
Conzemius	Keefe, J.	Moe	Purfeerst	
Davies	Keefe, S.	North	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 721: A bill for an act relating to public welfare; clarifying the responsibility of relatives of poor relief expended; amending Minnesota Statutes 1971, Section 261.01, and repealing Minnesota Statutes 1971, Section 261.02.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	North	Renneke
Arnold	Dunn	Kleinbaum	Novak	Schaaf
Ashbach	Fitzsimons	Knutson	Ogdahl	Schrom
Bang	Frederick	Kowalczyk	Olhoft	Solon
Berg	Gearty	Krieger	Olson, A. G.	Spear
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Borden	Hanson, R.	Lewis	O'Neill	Tennessee
Brown	Hughes	Lord	Patton	Thorup
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Ueland
Coleman	Jensen	Milton	Perpich, G.	Wegener
Conzemius	Keefe, J.	Moe	Pillsbury	Willet
Davies	Keefe, S.	Nelson	Purfeerst	

So the bill passed and its title was agreed to.

S. F. No. 908: A bill for an act authorizing the commissioner of natural resources to convey the interests of the state in certain lands in Cass and Carlton counties.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	North	Renneke
Arnold	Dunn	Kleinbaum	Novak	Schaaf
Ashbach	Fitzsimons	Knutson	Ogdahl	Schrom
Bang	Frederick	Kowalczyk	Olhoft	Sillers
Berg	Gearty	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Borden	Hanson, R.	Lewis	O'Neill	Stokowski
Brown	Hughes	Lord	Patton	Tennessee
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Thorup
Coleman	Jensen	Milton	Perpich, G.	Ueland
Conzemius	Keefe, J.	Moe	Pillsbury	Wegener
Davies	Keefe, S.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

S. F. No. 994: A bill for an act relating to courts; increasing salary of judge of Tower municipal court; amending Minnesota Statutes 1971, Section 488.21, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	North	Renneke
Arnold	Dunn	Kleinbaum	Novak	Schaaf
Ashbach	Fitzsimons	Knutson	Ogdahl	Schrom
Bang	Frederick	Kowalczyk	Olhoft	Sillers
Berg	Gearty	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Borden	Hanson, R.	Lewis	O'Neill	Stokowski
Brown	Hughes	Lord	Patton	Tennessee
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Thorup
Coleman	Jensen	Milton	Perpich, G.	Ueland
Conzemius	Keefe, J.	Moe	Pillsbury	Wegener
Davies	Keefe, S.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

S. F. No. 1012: A bill for an act relating to the town of Breitung in the county of St. Louis; conferring certain village powers on said town.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Blatz	Conzemius	Hansen, Baldy	Keefe, J.
Arnold	Borden	Davies	Hansen, Mel	Keefe, S.
Ashbach	Brown	Doty	Hanson, R.	Kirchner
Bang	Chenoweth	Fitzsimons	Hughes	Kleinbaum
Berg	Chmielewski	Frederick	Humphrey	Kowalczyk
Bernhagen	Coleman	Gearty	Jensen	Krieger

Larson	Nelson	Olson, J. L.	Renneke	Stokowski
Laufenburger	North	O'Neill	Schaaf	Tennessee
Lewis	Novak	Patton	Schrom	Thorup
Lord	Ogdahl	Perpich, A. J.	Sillers	Ueland
McCutcheon	Olhoff	Perpich, G.	Solon	Wegener
Milton	Olson, A. G.	Pillsbury	Spear	Willet
Moe	Olson, H. D.	Purfeerst	Stassen	

Messrs. Dunn and Knutson voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1138: A bill for an act relating to taxation; providing that county auditors shall furnish abstract of tax list to certain state officials; amending Minnesota Statutes 1971, Section 275.29.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Novak	Schaaf
Arnold	Doty	Kleinbaum	Ogdahl	Schrom
Ashbach	Dunn	Knutson	Olhoff	Sillers
Bang	Fitzsimons	Kowalczyk	Olson, A. G.	Solon
Berg	Frederick	Krieger	Olson, H. D.	Spear
Bernhagen	Gearty	Larson	Olson, J. L.	Stassen
Blatz	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Borden	Hansen, R.	Lewis	Patton	Tennessee
Brown	Hughes	Lord	Perpich, A. J.	Thorup
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Ueland
Chmielewski	Jensen	Milton	Pillsbury	Wegener
Coleman	Keefe, J.	Moe	Purfeerst	Willet
Conzemius	Keefe, S.	North	Renneke	

Mr. Hansen, Baldy voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1137: A bill for an act relating to taxation; providing for the disposition of seized untaxed cigarettes; amending Minnesota Statutes 1971, Section 297.08, Subdivision 3.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Chmielewski	Hansen, Mel	Kowalczyk	North
Arnold	Coleman	Hansen, R.	Krieger	Novak
Ashbach	Conzemius	Hughes	Larson	Ogdahl
Bang	Davies	Humphrey	Laufenburger	Olhoff
Berg	Doty	Jensen	Lewis	Olson, A. G.
Bernhagen	Dunn	Keefe, J.	Lord	Olson, H. D.
Blatz	Fitzsimons	Keefe, S.	McCutcheon	Olson, J. L.
Borden	Frederick	Kirchner	Milton	O'Neill
Brown	Gearty	Kleinbaum	Moe	Patton
Chenoweth	Hansen, Baldy	Knutson	Nelson	Perpich, A. J.

Perpich, G.	Schaaf	Solon	Stokowski	Ueland
Pillsbury	Schrom	Spear	Tennessen	Wegener
Purfeerst	Sillers	Stassen	Thorup	Willet
Renneke				

So the bill passed and its title was agreed to.

THIRD READING OF HOUSE BILLS

H. F. No. 307: A bill for an act relating to elections; forbidding denial of access to multiple unit dwellings for the purpose of campaigning; providing a penalty.

Was read the third time and placed on its final passage.

CALL OF THE SENATE

Mr. Spear imposed a call of the Senate on H. F. No. 307. The following Senators answered to their names:

Anderson	Davies	Keefe, S.	Nelson	Purfeerst
Arnold	Doty	Kirchner	North	Renneke
Ashbach	Dunn	Kleinbaum	Novak	Schaaf
Bang	Fitzsimons	Knutson	Ogdahl	Schrom
Berg	Frederick	Kowalczyk	Olhoff	Sillers
Bernhagen	Gearty	Krieger	Olson, A. G.	Solon
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Spear
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Brown	Hanson, R.	Lewis	O'Neill	Stokowski
Chenoweth	Hughes	Lord	Patton	Tennessen
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Thorup
Coleman	Jensen	Milton	Perpich, G.	Ueland
Conzemius	Keefe, J.	Moe	Pillsbury	Willet

The Sergeant-at-Arms was instructed to bring in the absent members.

The question being taken on the passage of the bill,

Mr. Keefe, J. moved that those not voting be excused from voting. Which motion did not prevail.

And the roll being called, there were yeas 34 and nays 33, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Laufenburger	Olhoff	Spear
Arnold	Doty	Lewis	Olson, A. G.	Stokowski
Borden	Gearty	Lord	Olson, H. D.	Tennessen
Chenoweth	Hughes	Milton	Perpich, A. J.	Thorup
Chmielewski	Humphrey	Moe	Perpich, G.	Wegener
Coleman	Keefe, S.	North	Schaaf	Willet
Conzemius	Kleinbaum	Novak	Solon	

Those who voted in the negative were:

Ashbach	Fitzsimons	Keefe, J.	Nelson	Renneke
Bang	Frederick	Kirchner	Ogdahl	Schrom
Berg	Hansen, Baldy	Knutson	Olson, J. L.	Sillers
Bernhagen	Hansen, Mel	Kowalczyk	O'Neill	Stassen
Blatz	Hanson, R.	Krieger	Patton	Ueland
Brown	Jensen	Larson	Pillsbury	
Dunn	Josefson	McCutcheon	Purfeerst	

So the bill passed and its title was agreed to.

RECONSIDERATION

Mr. Davies moved that the vote whereby H. F. No. 307 was passed by the Senate on April 4, 1973, be now reconsidered.

The question being taken on adoption of the motion,

And the roll being called, there were yeas 30 and nays 35, as follows:

Those who voted in the affirmative were:

Ashbach	Fitzsimons	Keefe, J.	McCutcheon	Pillsbury
Bang	Frederick	Kirchner	Nelson	Renneke
Berg	Hansen, Mel	Knutson	Ogdahl	Schrom
Bernhagen	Hansen, R.	Kowalczyk	Olson, J. L.	Sillers
Blatz	Jensen	Krieger	O'Neill	Stassen
Dunn	Josefson	Larson	Patton	Ueland

Those who voted in the negative were:

Anderson	Conzemius	Keefe, S.	Olhoff	Solon
Arnold	Davies	Laufenburger	Olson, A. G.	Spear
Borden	Doty	Lewis	Olson, H. D.	Stokowski
Brown	Gearty	Lord	Perpich, A. J.	Tennessee
Chenoweth	Hansen, Baldy	Moe	Perpich, G.	Thorup
Chmielewski	Hughes	North	Purfeerst	Wegener
Coleman	Humphrey	Novak	Schaaf	Willet

Which motion did not prevail. So the vote was not reconsidered.

THIRD READING OF HOUSE BILLS—CONTINUED

H. F. No. 550: A bill for an act relating to Yellow Medicine county; setting limits for the expenditure of money by the county board of Yellow Medicine county to restore county ditch number 9.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoff	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hansen, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Coleman	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to revert to Reports of Committees, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

REPORT FROM THE COMMITTEE ON RULES AND ADMINISTRATION

Pursuant to Rule 10, Mr. Coleman, for the Committee on Rules and Administration, designates all of the bills on the General Orders Calendar for Wednesday, April 4, 1973, as a Special Order for today, to be considered immediately.

Mr. Coleman moved the adoption of the foregoing committee report. Which motion prevailed. Report adopted.

SPECIAL ORDER

S. F. No. 787: A bill for an act relating to the city of Hastings; authorizing it to contract with the United States for the control of flood, to acquire property for such purposes, to issue bonds to pay the city's share of the costs, and to assess all or a portion of the city's share of the cost to benefitted property.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Olhoft	Solon
Arnold	Dunn	Knutson	Olson, A. G.	Spear
Ashbach	Fitzsimons	Kowalczyk	Olson, H. D.	Stassen
Bang	Frederick	Krieger	Olson, J. L.	Stokowski
Berg	Gearty	Larson	O'Neill	Tennessee
Bernhagen	Hansen, Baldy	Lord	Perpich, A. J.	Thorup
Blatz	Hansen, Mel	McCutcheon	Perpich, G.	Ueland
Borden	Hanson, R.	Milton	Pillsbury	Wegener
Brown	Hughes	Moe	Purfeerst	Willet
Chenoweth	Humphrey	Nelson	Renneke	
Chmielewski	Jensen	North	Schaaf	
Conzemius	Keefe, J.	Novak	Schrom	
Davies	Keefe, S.	Ogdahl	Sillers	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1099: A bill for an act relating to taxation; sales and use tax; exempting purchases by certain senior citizen organizations; amending Minnesota Statutes 1971, Section 297A.25; Sub-division 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Ogdahl	Schrom
Arnold	Doty	Knutson	Olhoff	Sillers
Ashbach	Dunn	Kowalczyk	Olson, A. G.	Solon
Bang	Fitzsimons	Krieger	Olson, H. D.	Spear
Berg	Gearty	Larson	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Lord	O'Neill	Tennessee
Blatz	Hansen, Mel	McCutcheon	Perpich, A. J.	Thorup
Borden	Hanson, R.	Milton	Perpich, G.	Ueland
Brown	Hughes	Moe	Pillsbury	Wegener
Chenoweth	Humphrey	Nelson	Purfeerst	Willet
Chmielewski	Jensen	North	Renneke	
Conzemius	Keefe, S.	Novak	Schaaf	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1192: A bill for an act relating to taxation; providing for a tax on certain deeds; amending Minnesota Statutes 1971, Section 287.21.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Jensen	North	Schaaf
Arnold	Davies	Keefe, J.	Novak	Schrom
Ashbach	Doty	Keefe, S.	Olhoff	Sillers
Bang	Dunn	Kirchner	Olson, A. G.	Solon
Berg	Fitzsimons	Kleinbaum	Olson, H. D.	Spear
Bernhagen	Frederick	Knutson	Olson, J. L.	Stassen
Blatz	Gearty	Kowalczyk	O'Neill	Stokowski
Borden	Hansen, Baldy	Larson	Perpich, A. J.	Tennessee
Brown	Hansen, Mel	Lord	Perpich, G.	Thorup
Chenoweth	Hanson, R.	McCutcheon	Pillsbury	Ueland
Chmielewski	Hughes	Milton	Purfeerst	Wegener
Coleman	Humphrey	Moe	Renneke	Willet

Messrs. Krieger and Ogdahl voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Schaaf
Arnold	Doty	Kirchner	Novak	Schrom
Ashbach	Dunn	Kleinbaum	Ogdahl	Sillers
Bang	Fitzsimons	Knutson	Olhoft	Solon
Berg	Frederick	Kowalczyk	Olson, A. G.	Spear
Bernhagen	Gearty	Krieger	Olson, H. D.	Stassen
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Lewis	O'Neill	Tennessee
Brown	Hanson, R.	Lord	Perpich, A. J.	Thorup
Chenoweth	Hughes	McCutcheon	Perpich, G.	Ueland
Chmielewski	Humphrey	Milton	Pillsbury	Wegener
Coleman	Jensen	Moe	Purfeerst	Willet
Cenzemius	Keefe, J.	Nelson	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1204: A bill for 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Renneke
Arnold	Doty	Kirchner	Novak	Schaaf
Ashbach	Dunn	Kleinbaum	Ogdahl	Schrom
Bang	Fitzsimons	Knutson	Olhoft	Sillers
Berg	Frederick	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Gearty	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Borden	Hansen, Mel	Lewis	O'Neill	Stokowski
Brown	Hanson, R.	Lord	Patton	Tennessee
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Humphrey	Milton	Perpich, G.	Ueland
Coleman	Jensen	Moe	Pillsbury	Wegener
Cenzemius	Keefe, J.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Renneke
Arnold	Doty	Kirchner	Novak	Schaaf
Ashbach	Dunn	Kleinbaum	Ogdahl	Schrom
Bang	Fitzsimons	Knutson	Olhoff	Sillers
Berg	Frederick	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Gearty	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Borden	Hansen, Mel	Lewis	O'Neill	Stokowski
Brown	Hanson, R.	Lord	Patton	Tennessee
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Humphrey	Milton	Perpich, G.	Ueland
Coleman	Jensen	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 56 and nays 9, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Ogdahl	Sillers
Arnold	Doty	Kleinbaum	Olhoff	Solon
Ashbach	Dunn	Knutson	Olson, A. G.	Stassen
Bang	Fitzsimons	Kowalczyk	Olson, J. L.	Stokowski
Berg	Frederick	Krieger	O'Neill	Tennessee
Bernhagen	Gearty	Larson	Patton	Thorup
Borden	Hansen, Mel	Lord	Perpich, A. J.	Wegener
Brown	Hanson, R.	McCutcheon	Perpich, G.	Willet
Chenoweth	Hughes	Milton	Pillsbury	
Chmielewski	Humphrey	Moe	Purfeerst	
Coleman	Keefe, J.	Nelson	Renneke	
Conzemius	Keefe, S.	North	Schaaf	

Those who voted in the negative were:

Blatz	Jensen	Novak	Schrom	Ueland
Hansen, Baldy	Lewis	Olson, H. D.	Spear	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 224: A bill for an act relating to witnesses; prohibiting disclosure by chiropractors of certain information obtained in a professional capacity; amending Minnesota Statutes 1971, Section 595.02.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 55 and nays 8, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Humphrey	Ogdahl	Schaaf
Arnold	Davies	Keefe, J.	Olhoft	Schrom
Bang	Doty	Keefe, S.	Olson, A. G.	Sillers
Berg	Dunn	Kleinbaum	Olson, H. D.	Solon
Bernhagen	Fitzsimons	Kowalczyk	Olson, J. L.	Spear
Blatz	Frederick	Krieger	O'Neill	Stassen
Borden	Gearty	Larson	Patton	Stokowski
Brown	Hansen, Baldy	McCutcheon	Perpich, A. J.	Tennessee
Chenoweth	Hansen, Mel	Milton	Perpich, G.	Thorup
Chmielewski	Hanson, R.	Moe	Purfeerst	Wegener
Coleman	Hughes	Nelson	Renneke	Willet

Those who voted in the negative were:

Ashbach	Knutson	North	Pillsbury	Ueland
Jensen	Lewis	Novak		

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1187: A bill for an act relating to handicapped persons; authorizing the use of rubber stamps as the legal signatures of such persons; amending Minnesota Statutes 1971, Section 645.44, Subdivision 14.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 53 and nays 12, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	Olhoft	Solon
Arnold	Davies	Kirchner	Olson, A. G.	Spear
Ashbach	Doty	Kleinbaum	Olson, H. D.	Stassen
Bang	Dunn	Krieger	Olson, J. L.	Stokowski
Berg	Fitzsimons	Larson	Patton	Tennessee
Bernhagen	Frederick	Lewis	Perpich, A. J.	Thorup
Borden	Hansen, Mel	Lord	Perpich, G.	Ueland
Brown	Hanson, R.	Milton	Pillsbury	Wegener
Chenoweth	Hughes	Moe	Purfeerst	Willet
Chmielewski	Humphrey	Nelson	Renneke	
Coleman	Keefe, J.	North	Schaaf	

Those who voted in the negative were:

Blatz	Jensen	McCutcheon	Ogdahl	Schrom
Gearty	Knutson	Novak	O'Neill	Sillers
Hansen, Baldy	Kowalczyk			

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 507: A bill for an act relating to drivers' licenses; instruction permits valid for one year in certain cases; amending Minnesota Statutes 1971, Section 171.05, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Schrom
Arnold	Doty	Kirchner	Olhoff	Sillers
Ashbach	Dunn	Kleinbaum	Olson, A. G.	Solon
Bang	Fitzsimons	Knutson	Olson, H. D.	Spear
Berg	Frederick	Kowalczyk	Olson, J. L.	Stassen
Bernhagen	Gearty	Krieger	O'Neill	Stokowski
Blatz	Hansen, Baldy	Larson	Patton	Tennessee
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Thorup
Brown	Hanson, R.	Lord	Perpich, G.	Ueland
Chenoweth	Hughes	McCutcheon	Pillsbury	Wegener
Chmielewski	Humphrey	Milton	Purfeerst	Willet
Coleman	Jensen	Moe	Renneke	
Conzemius	Keefe, J.	Nelson	SchAAF	

Mr. Novak voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Mr. Perpich, G. moved to amend S. F. No. 17 as follows:

Page 1, after line 8 insert:

“Sec. 2. This act is effective the day following its final enactment.”

Which motion prevailed. So the amendment was adopted.

S. F. No. 17 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Bernhagen	Chmielewski	Dunn	Hanson, R.
Arnold	Blatz	Coleman	Fitzsimons	Hughes
Ashbach	Borden	Conzemius	Gearty	Humphrey
Bang	Brown	Davies	Hansen, Baldy	Jensen
Berg	Chenoweth	Doty	Hansen, Mel	Keefe, J.

Keefe, S.	Lord	Olhoff	Pillsbury	Stassen
Kirchner	McCutcheon	Olson, A. G.	Purfeerst	Stokowski
Kleinbaum	Milton	Olson, H. D.	Renneke	Tennessee
Knutson	Moe	Olson, J. L.	Schaaf	Thorup
Kowalczyk	Nelson	O'Neill	Schrom	Ueland
Krieger	North	Patton	Sillers	Wegener
Larson	Novak	Perpich, A. J.	Solon	Willet
Lewis	Ogdahl	Perpich, G.	Spear	

So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 188: A bill for an act relating to welfare; providing for an exemption for personal property used as an abode in determining eligibility for aid to the disabled and medical assistance; amending Minnesota Statutes 1971, Sections 256.457, Subdivision 3; and 256B.07.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Novak	Schaaf
Arnold	Doty	Kirchner	Ogdahl	Schrom
Ashbach	Dunn	Kleinbaum	Olhoff	Sillers
Bang	Fitzsimons	Knutson	Olson, A. G.	Solon
Berg	Frederick	Kowalczyk	Olson, H. D.	Spear
Bernhagen	Gearty	Krieger	Olson, J. L.	Stassen
Blatz	Hansen, Baldy	Larson	O'Neill	Stokowski
Borden	Hansen, Mel	Lewis	Patton	Tennessee
Brown	Hanson, R.	Lord	Perpich, A. J.	Thorup
Chenoweth	Hughes	McCutcheon	Perpich, G.	Ueland
Chmielewski	Humphrey	Moe	Pillsbury	Wegener
Coleman	Jensen	Nelson	Purfeerst	Willet
Conzemius	Keefe, J.	North	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 613: A bill for an act relating to the counties of Lake and St. Louis; requiring the counties to provide toilet facilities and other environmental protection measures along the north shore of Lake Superior during the time when the smelt season is open; annually appropriating money; amending Laws 1971, Chapter 121.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Berg	Borden	Chmielewski	Davies
Arnold	Bernhagen	Brown	Coleman	Doty
Bang	Blatz	Chenoweth	Conzemius	Dunn

Fitzsimons	Keefe, S.	Milton	O'Neill	Solon
Frederick	Kirchner	Moe	Patton	Spear
Gearty	Kleinbaum	Nelson	Perpich, A. J.	Stassen
Hansen, Baldy	Knutson	North	Perpich, G.	Stokowski
Hansen, Mel	Kowalczyk	Novak	Pillsbury	Tennessee
Hanson, R.	Krieger	Ogdahl	Purfearer	Thorup
Hughes	Larson	Olhoff	Renneke	Ueland
Humphrey	Lewis	Olson, A. G.	Schaaf	Wegener
Jensen	Lord	Olson, H. D.	Schrom	Willet
Keefe, J.	McCutcheon	Olson, J. L.	Sillers	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1088: A bill for an act relating to the university of Minnesota; appropriating money for certain equipment.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Ogdahl	Sillers
Arnold	Fitzsimons	Knutson	Olhoff	Solon
Ashbach	Frederick	Kowalczyk	Olson, A. G.	Spear
Bang	Gearty	Krieger	Olson, H. D.	Stassen
Berg	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Bernhagen	Hansen, Mel	Lewis	O'Neill	Tennessee
Blatz	Hanson, R.	Lord	Patton	Thorup
Brown	Hughes	McCutcheon	Perpich, A. J.	Ueland
Chenoweth	Humphrey	Milton	Perpich, G.	Wegener
Chmielewski	Jensen	Moe	Pillsbury	Willet
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	
Doty	Kirchner	Novak	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1038: A bill for an act relating to highway traffic regulations; brakes on vehicles; prohibiting the sale or distribution of brake linings unless of a type approved by the commissioner of public safety; amending Minnesota Statutes 1971, Section 169.67, by adding a subdivision.

Mr. Davies moved to amend S. F. No. 1038 as follows:

Page 1, line 15, strike "*the Society*"

Page 1, line 16, strike "*of Automotive Engineers or*"

Which motion prevailed. So the amendment was adopted.

Mr. Purfeerst moved that S. F. No. 1038 be returned to its author. Which motion prevailed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Chmielewski moved that the name of Mr. Solon be added as co-author to S. F. No. 1661. Which motion prevailed.

Mr. Laufenburger moved that the name of Mr. Frederick be added as co-author to S. F. No. 1364. Which motion prevailed.

RECESS

Mr. Coleman moved that the Senate do now recess until 7:30 o'clock p.m. Which motion prevailed.

The hour of 7:30 o'clock p.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

Mr. Hansen, Baldy imposed a call of the Senate. The following Senators answered to their names:

Anderson	Hansen, Baldy	Lewis	Olson, H. D.	Spear
Arnold	Hansen, Mel	Lord	Patton	Stassen
Borden	Hansen, R.	McCutcheon	Perpich, A. J.	Stokowski
Chenoweth	Humphrey	Milton	Perpich, G.	Thorup
Coleman	Josefson	Moe	Purfeerst	Ueland
Conzemiuis	Keefe, S.	North	Renneke	Wegener
Davies	Kirchner	Novak	Schaaf	Willet
Doty	Krieger	Olhoft	Schrom	
Gearty	Laufenburger	Olson, A. G.	Sillers	

The Sergeant-at-Arms was instructed to bring in the absent members.

SPECIAL ORDER

S. F. No. 906: A bill for an act relating to disabled persons, enacting the uniform duties to disabled persons act; providing a penalty.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Keefe, S.	North	Schaaf
Arnold	Fitzsimons	Kirchner	Novak	Schrom
Bang	Frederick	Knutson	Olhoft	Sillers
Berg	Gearty	Krieger	Olson, A. G.	Spear
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Brown	Hanson, R.	Lewis	O'Neill	Thorup
Chenoweth	Hughes	Lord	Patton	Ueland
Coleman	Humphrey	McCutcheon	Perpich, A. J.	Wegener
Conzemiuis	Jensen	Milton	Perpich, G.	Willet
Davies	Josefson	Moe	Purfeerst	
Doty	Keefe, J.	Nelson	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Keefe, S.	North	Schrom
Ashbach	Dunn	Kirchner	Novak	Sillers
Bang	Fitzsimons	Knutson	Olhoff	Solon
Berg	Frederick	Kowalczyk	Olson, A. G.	Spear
Bernhagen	Gearty	Krieger	Olson, H. D.	Stassen
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Laufenburger	O'Neill	Thorup
Brown	Hanson, R.	Lewis	Patton	Ueland
Chenoweth	Hughes	Lord	Perpich, A. J.	Wegener
Chmielewski	Humphrey	McCutcheon	Perpich, G.	Willet
Coleman	Jensen	Milton	Purfeerst	
Conzemius	Josefson	Moe	Renneke	
Davies	Keefe, J.	Nelson	Schaaf	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Novak	Schrom
Arnold	Doty	Keefe, S.	Ogdahl	Sillers
Ashbach	Dunn	Knutson	Olhoff	Solon
Bang	Fitzsimons	Kowalczyk	Olson, A. G.	Spear
Berg	Frederick	Krieger	Olson, H. D.	Stassen
Bernhagen	Gearty	Larson,	Olson, J. L.	Stokowski
Blatz	Hansen, Baldy	Lewis	O'Neill	Thorup
Borden	Hansen, Mel	Lord,	Patton	Ueland
Brown	Hanson, R.	McCutcheon	Perpich, A. J.	Wegener
Chenoweth	Hughes	Milton	Perpich, G.	Willet
Chmielewski	Humphrey	Moe	Purfeerst	
Coleman	Jensen	Nelson	Renneke	
Conzemius	Josefson	North	Schaaf	

Messrs. Kirchner and Laufenburger voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 317: A bill for an act relating to labor relations; prohibiting employment of professional strikebreakers during strikes and lockouts; amending Minnesota Statutes 1971, Sections 179.01, by adding a subdivision; and 179.12.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kirchner	Ogdahl	Sillers
Arnold	Fitzsimons	Kowalczyk	Olhoft	Solon
Bang	Frederick	Krieger	Olson, A. G.	Spear
Berg	Gearty	Larson	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Laufenburger	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Lewis	O'Neill	Thorup
Brown	Hanson, R.	Lord	Patton	Ueland
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Wegener
Chmielewski	Humphrey	Milton	Perpich, G.	Willet
Coleman	Jensen	Moe	Purfeerst	
Conzemius	Josefson	Nelson	Renneke	
Davies	Keefe, J.	North	Schaaf	
Doty	Keefe, S.	Novak	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Nelson	Renneke
Arnold	Doty	Kirchner	North	Schaaf
Ashbach	Dunn	Kleinbaum	Novak	Schrom
Bang	Fitzsimons	Knutson	Ogdahl	Sillers,
Berg	Frederick	Kowalczyk	Olhoft	Spear
Bernhagen	Gearty	Krieger	Olson, A. G.	Stassen
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Stokowski
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Thorup
Brown	Hanson, R.	Lewis	O'Neill	Ueland
Chenoweth	Hughes	Lord	Patton	Wegener
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Willet
Coleman	Jensen	Milton	Perpich, G.	
Conzemius	Josefson	Moe	Purfeerst	

Mr. Keefe, J. voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 720: A resolution memorializing Congress and the President to stop railroad abandonment.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 46 and nays 8, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kowalczyk	Olson, A. G.	Stassen
Arnold	Gearty	Larson	Olson, H. D.	Stokowski
Berg	Hansen, Baldy	Laufenburger	Olson, J. L.	Thorup
Bernhagen	Hanson, R.	Lord	Perpich, A. J.	Ueland
Chenoweth	Hughes	Milton	Purfeerst	Wegener
Chmielewski	Humphrey	Moe	Renneke	Willet
Coleman	Jensen	Nelson	Schaaf	
Conzemius	Josefson	North	Schrom	
Davies	Keefe, S.	Novak	Solon	
Doty	Knutson	Olhoft	Spear	

Those who voted in the negative were:

Bang	Brown	Keefe, J.	Perpich, G.	Sillers
Blatz	Hansen, Mel	McCutcheon		

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 228: A bill for an act relating to counties; appropriations for incidental expenses; amending Minnesota Statutes 1971, Section 375.16.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Moe	Purfeerst
Arnold	Doty	Keefe, S.	Nelson	Renneke
Ashbach	Dunn	Kirchner	North	Schaaf
Bang	Fitzsimons	Kleinbaum	Novak	Schrom
Berg	Frederick	Knutson	Ogdahl	Sillers
Bernhagen	Gearty	Kowalczyk	Olhoft	Solon
Blatz	Hansen, Baldy	Krieger	Olson, A. G.	Spear
Borden	Hansen, Mel	Larson	Olson, H. D.	Stassen
Brown	Hanson, R.	Laufenburger	Olson, J. L.	Stokowski
Chenoweth	Hughes	Lewis	O'Neill	Thorup
Chmielewski	Humphrey	Lord	Patton	Ueland
Coleman	Jensen	McCutcheon	Perpich, A. J.	Wegener
Conzemius	Josefson	Milton	Perpich, G.	Willet

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1009: A bill for an act relating to the municipalities of Dover, Eyota and St. Charles; providing for the creation of a sanitary sewer board; prescribing its duties and powers; and providing for the collection, treatment and disposal of sewage for the municipalities and areas adjacent thereto.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Schaaf
Arnold	Doty	Keefe, S.	North	Schrom
Ashbach	Dunn	Kirchner	Novak	Sillers
Bang	Fitzsimons	Kleinbaum	Olhoft	Solon
Berg	Frederick	Knutson	Olson, A. G.	Spear
Bernhagen	Gearty	Kowalczyk	Olson, H. D.	Stassen
Blatz	Hansen, Baldy	Krieger	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Larson	O'Neill	Tennessee
Brown	Hanson, R.	Laufenburger	Patton	Thorup
Chenoweth	Hughes	Lewis	Perpich, A. J.	Ueland
Chmielewski	Humphrey	Lord	Perpich, G.	Wegener
Coleman	Jensen	Milton	Purfeerst	Willet
Conzemius	Josefson	Moe	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Nelson	Sillers
Arnold	Doty	Kirchner	North	Solon
Ashbach	Dunn	Kleinbaum	Novak	Spear
Bang	Fitzsimons	Knutson	Olhoft	Stassen
Berg	Frederick	Kowalczyk	Olson, A. G.	Stokowski
Bernhagen	Gearty	Krieger	Olson, H. D.	Tennessee
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Thorup
Borden	Hansen, Mel	Laufenburger	O'Neill	Ueland
Brown	Hanson, R.	Lewis	Patton	Wegener
Chenoweth	Hughes	Lord	Perpich, G.	Willet
Chmielewski	Humphrey	McCutcheon	Purfeerst	
Coleman	Jensen	Milton	Renneke	
Conzemius	Josefson	Moe	Schrom	

Messrs. Keefe, J. and Schaaf voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 790: A bill for an act relating to redevelopment; including rural areas in redevelopment programs; amending Minnesota Statutes 1971, Sections 472.02; 472.03, by adding a subdivision; and 472.04, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Nelson	Schrom
Arnold	Dunn	Kirchner	North	Sillers
Ashbach	Fitzsimons	Kleinbaum	Novak	Solon
Bang	Frederick	Knutson	Olhott	Spear
Berg	Gearty	Kowalczyk	Olson, A. G.	Stassen
Bernhagen	Hansen, Baldy	Krieger	Olson, H. D.	Stokowski
Blatz	Hansen, Mel	Larson	Olson, J. L.	Tennessee
Brown	Hanson, R.	Laufenburger	O'Neill	Thorup
Chenoweth	Hughes	Lewis	Patton	Ueland
Chmielewski	Humphrey	Lord	Perpich, A. J.	Wegener
Coleman	Jensen	McCutcheon	Perpich, G.	Willet
Conzemius	Josefson	Milton	Renneke	
Davies	Keefe, J.	Moe	Schaaf	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 54 and nays 6, as follows:

Those who voted in the affirmative were:

Arnold	Fitzsimons	Keefe, S.	Nelson	Purfeerst
Bang	Frederick	Kirchner	North	Renneke
Bernhagen	Gearty	Knutson	Novak	Sillers
Blatz	Hansen, Baldy	Kowalczyk	Olhott	Solon
Borden	Hansen, Mel	Krieger	Olson, A. G.	Spear
Brown	Hanson, R.	Laufenburger	Olson, H. D.	Stassen
Chenoweth	Hughes	Lewis	Olson, J. L.	Stokowski
Coleman	Humphrey	Lord	O'Neill	Tennessee
Conzemius	Jensen	McCutcheon	Patton	Ueland
Doty	Josefson	Milton	Perpich, A. J.	Willet
Dunn	Keefe, J.	Moe	Perpich, G.	

Those who voted in the negative were:

Anderson	Chmielewski	Davies	Schrom	Wegener
Berg				

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 257: A bill for an act relating to special intermediate school district No. 916 in the counties of Ramsey and Washington, providing for members of its governing board; amending Laws 1969, Chapter 775, Section 2, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Schrom
Arnold	Doty	Keefe, S.	North	Sillers
Ashbach	Dunn	Kirchner	Novak	Solon
Bang	Fitzsimons	Knutson	Olhoff	Spear
Berg	Frederick	Kowalczyk	Olson, A. G.	Stassen
Bernhagen	Gearty	Krieger	Olson, H. D.	Stokowski
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Tennessen
Borden	Hansen, Mel	Laufenburger	O'Neill	Thorup
Brown	Hanson, R.	Lewis	Patton	Ueland
Chenoweth	Hughes	Lord	Perpich, A. J.	Wegener
Chmielewski	Humphrey	McCutcheon	Perpich, G.	Willet
Coleman	Jensen	Milton	Purfeerst	
Conzemius	Josefson	Moe	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Kleinbaum	Olhoff	Solon
Arnold	Frederick	Knutson	Olson, A. G.	Spear
Berg	Gearty	Kowalczyk	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Krieger	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Larson	O'Neill	Tennessen
Brown	Hanson, R.	Laufenburger	Patton	Thorup
Chenoweth	Hughes	Lewis	Perpich, A. J.	Ueland
Chmielewski	Humphrey	Lord	Perpich, G.	Wegener
Coleman	Jensen	Milton	Purfeerst	Willet
Conzemius	Josefson	Moe	Renneke	
Davies	Keefe, J.	Nelson	Schaaf	
Doty	Keefe, S.	North	Schrom	
Dunn	Kirchner	Novak	Sillers	

Mr. McCutcheon voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 783: A bill for an act authorizing the city of Red Wing to create development districts within the corporate boundaries of the city; 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 50 and nays 12, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Moe	Purfeerst
Arnold	Doty	Keefe, J.	Novak	Renneke
Berg	Dunn	Kleinbaum	Ogdahl	Sillers
Bernhagen	Fitzsimons	Knutson	Olhoft	Solon
Blatz	Frederick	Kowalczyk	Olson, A. G.	Stassen
Borden	Hansen, Baldy	Krieger	Olson, H. D.	Stokowski
Brown	Hanson, R.	Larson	O'Neill	Thorup
Chenoweth	Hughes	Lewis	Patton	Ueland
Chmielewski	Humphrey	Lord	Perpich, A. J.	Wegener
Coleman	Jensen	Milton	Perpich, G.	Willet

Those who voted in the negative were:

Davies	Keefe, S.	North,	Schaaf	Spear
Gearty	McCutcheon	Olson, J. L.	Schrom	Tennessee
Hansen, Mel	Nelson			

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Josefson	Milton	Renneke
Arnold	Doty	Keefe, J.	Nelson	Schaaf
Ashbach	Dunn	Keefe, S.	North	Schrom
Bang	Fitzsimons	Kirchner	Novak	Sillers
Berg	Frederick	Kleinbaum	Olhoff	Solon
Bernhagen	Gearty	Knutson	Olson, A. G.	Spear
Borden	Hansen, Baldy	Kowalczyk	Olson, H. D.	Stassen
Brown	Hansen, Mel	Larson	Olson, J. L.	Stokowski
Chenoweth	Hanson, R.	Laufenburger,	O'Neill	Tennessee
Chmielewski	Hughes	Lewis	Perpich, A. J.	Wegener
Coleman	Humphrey	Lord	Perpich, G.	Willet
Conzemius	Jensen	McCutcheon	Purfeerst	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 304: A bill for an act relating to game and fish; senior citizens' fishing licenses; amending Minnesota Statutes 1971, Section 98.47, Subdivision 14.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Sillers
Arnold	Dunn	Kirchner	Novak	Solon
Ashbach	Fitzsimons	Kleinbaum	Olhoff	Spear
Bang	Frederick	Knutson	Olson, A. G.	Stassen
Berg	Gearty	Kowalczyk,	Olson, H. D.	Stokowski
Bernhagen	Hansen, Baldy	Krieger	Olson, J. L.	Tennessee
Borden	Hansen, Mel	Larson	O'Neill	Ueland
Brown	Hanson, R.	Laufenburger	Perpich, A. J.	Wegener
Chenoweth	Hughes	Lord	Perpich, G.	Willet
Chmielewski	Humphrey	McCutcheon	Purfeerst	
Coleman	Jensen	Milton	Renneke	
Conzemius	Josefson	Moe	Schaaf	
Davies	Keefe, J.	Nelson	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	North	Schaaf
Arnold	Doty	Keefe, S.	Novak	Schrom
Ashbach	Dunn	Kirchner	Ogdahl	Sillers
Bang	Fitzsimons	Kleinbaum	Olhoft	Solon
Berg	Frederick	Knutson	Olson, A. G.	Spear
Bernhagen	Gearty	Kowalczyk	Olson, H. D.	Stassen
Blatz	Hansen, Baldy	Krieger	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Larson	O'Neill	Tennessee
Brown	Hanson, R.	Lord	Patton	Ueland
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Wegener
Chmielewski	Humphrey	Milton	Perpich, G.	Willet
Coleman	Jensen	Moe	Purfeerst	
Conzemius	Josefson	Nelson	Renneke	

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the bills not considered under Special Orders today be returned to the General Orders Calendar. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended that the General Orders Calendar be taken up at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Bernhagen in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Bernhagen reported that the committee had considered

S. F. No. 488, which the committee recommends to pass with the following amendment offered by Mr. Doty:

Page 1, line 28, following the word "act" insert the following:

"relating to the taking of wild rice or other aquatic vegetation"

Mr. Jensen moved to amend S. F. No. 488, as follows:

Page 1, strike lines 28 through 31

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 22 and nays 35, as follows:

Those who voted in the affirmative were:

Ashbach	Fitzsimons	Josefson	Krieger	Sillers
Berg	Hansen, Baldy	Keefe, J.	Olson, J. L.	Ueland
Blatz	Hansen, Mel	Kleinbaum	Patton	
Brown	Hanson, R.	Knutson	Pillsbury	
Dunn	Jensen	Kowalczyk	Renneke	

Those who voted in the negative were:

Anderson	Chmielewski	Davies	Gearty	Keefe, S.
Arnold	Coleman	Doty	Hughes	Kirchner
Borden	Conzemius	Frederick	Humphrey	Larson

Lewis	Moe	Olson, H. D.	Schaaf	Stokowski
Lord	Nelson	Perpich, A. J.	Schrom	Tennessee
McCutcheon	North	Perpich, G.	Solon	Thorup
Milton	Olhoff	Purfeerst	Spear	Willet

Which motion did not prevail. So the amendment was not adopted.

The question being taken on the committee recommendation,

And the roll being called, there were yeas 41 and nays 23, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Olhoff	Stokowski
Arnold	Fitzsimons	Kleinbaum	Olson, H. D.	Tennessee
Ashbach	Gearty	Larson	Perpich, A. J.	Thorup
Berg	Hansen, Mel	Lewis	Perpich, G.	Wegener
Borden	Hanson, R.	Lord	Purfeerst	Willet
Chenoweth	Hughes	McCutcheon	Schaaf	
Coleman	Humphrey	Milton	Schrom	
Conzemius	Keefe, J.	Moe	Solon	
Davies	Keefe, S.	North	Spear	

Those who voted in the negative were:

Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Sillers
Blatz	Hansen, Baldy	Krieger	O'Neill	Stassen
Brown	Jensen	Nelson	Patton	Ueland
Chmielewski	Josefson	Novak	Pillsbury	
Dunn	Knutson	Ogdahl	Renneke	

So the committee recommends S. F. No. 488 to pass as amended.

S. F. No. 160, which the committee recommends progress, subject to the following motion:

Mr. Frederick moved to amend S. F. No. 160, as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. 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 empowered to make those rules and regulations that they may find necessary and beneficial to the consumer, relating to dating of perishable foods, to assure the continuation and degree of improvement reasonable and feasible, to provide people with wholesome, nutritious, fresh and clean food.

Sec. 2. [DEFINITION.] Subdivision 1. As used in this act, the following term shall have the meaning ascribed to it.

Subd. 2. “Commissioner” means the commissioner of agriculture or designee.

Sec. 3. The commissioner shall administer and enforce the provisions of this act by regulations adopted pursuant to the administrative procedure act.

Sec. 4. [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. 5. [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. 6. [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. 7. [PENALTIES.] Any person injured by a violation of this act may bring a civil action and recover damages, together with costs and disbursements, including reasonable attorney's fees, and receive other equitable relief as determined by the court.

Sec. 8. Nothing in this act shall apply to any sale exempt from a license by the Minnesota Constitution, Article I, Section 18.

Sec. 9. [EFFECTIVE DATE.] This act shall be effective as to all perishable food manufactured or processed on or after October 1, 1973."

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 41 and nays 24, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Kirchner	Ogdahl	Sillers
Ashbach	Fitzsimons	Kleinbaum	Olson, H. D.	Stassen
Bang	Frederick	Knutson	Olson, J. L.	Ueland
Berg	Hansen, Baldy	Kowalczyk	O'Neill	Wegener
Bernhagen	Hansen, Mel	Krieger	Patton	Willet
Blatz	Hanson, R.	Larson	Perpich, G.	
Brown	Jensen	Laufenburger	Pillsbury	
Chmielewski	Josefson	McCutcheon	Renneke	
Conzemius	Keefe, J.	Nelson	Schrom	

Those who voted in the negative were:

Borden	Gearty	Lord	Olhoft	Spear
Chenoweth	Hughes	Milton	Perpich, A. J.	Stokowski
Coleman	Humphrey	Moe	Purfeerst	Tennessee
Davies	Keefe, S.	North	Schaaf	Thorup
Doty	Lewis	Novak	Solon	

Which motion prevailed. So the amendment was adopted.

The committee then progressed S. F. No. 160.

And then, on motion of Mr. Bernhagen, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Laufenburger moved that the vote whereby S. F. No. 681 failed to pass the Senate on April 2, 1973 be now reconsidered.

CALL OF THE SENATE

Mr. Laufenburger imposed a call of the Senate. The following Senators answered to their names:

Anderson	Davies	Keefe, S.	Ogdahl	Schrom
Arnold	Doty	Kirchner	Olhoft	Sillers
Ashbach	Dunn	Kleinbaum	Olson, A. G.	Solon
Bang	Fitzsimons	Knutson	Olson, H. D.	Spear
Berg	Frederick	Kowalczyk	Olson, J. L.	Stassen
Bernhagen	Gearty	Krieger	O'Neill	Tennessee
Blatz	Hansen, Baldy	Laufenburger	Patton	Thorup
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Ueland
Brown	Hanson, R.	McCutcheon	Perpich, G.	Wegener
Chenoweth	Hughes	Milton	Pillsbury	Willet
Chmielewski	Jensen	Moe	Purfeerst	
Coleman	Josefson	Nelson	Renneke	
Conzemius	Keefe, J.	Novak	Schaaf	

The Sergeant-at-Arms was instructed to bring in the absent members.

The question being taken on the adoption of the motion to reconsider,

Mr. Coleman moved that those not voting be excused from voting. Which motion prevailed.

And the roll being called, there were yeas 34 and nays 32, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Keefe, J.	McCutcheon	Renneke
Bang	Fitzsimons	Kirchner	Nelson	Sillers
Berg	Frederick	Kleinbaum	Ogdahl	Stassen
Bernhagen	Hansen, Mel	Knutson	Olson, J. L.	Ueland
Blatz	Hanson, R.	Kowalczyk	O'Neill	Wegener
Brown	Jensen	Krieger	Patton	Willet
Chmielewski	Josefson	Laufenburger	Pillsbury	

Those who voted in the negative were:

Anderson	Doty	Lord	Olson, H. D.	Spear
Arnold	Gearty	Milton	Perpich, A. J.	Stokowski
Borden	Hansen, Baldy	Moe	Perpich, G.	Tennessee
Chenoweth	Hughes	North	Purfeerst	Thorup
Coleman	Humphrey	Novak	Schaaf	
Conzemius	Keefe, S.	Olhoft	Schrom	
Davies	Lewis	Olson, A. G.	Solon	

Which motion prevailed. So the vote was reconsidered.

S. F. No. 681: A bill for an act relating to sheriffs; providing for qualifications; amending Minnesota Statutes 1971, Section 387.01.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

Mr. Davies moved that Mr. Larson be excused from the remainder of today's session. Which motion prevailed.

And the roll being called, there were yeas 35 and nays 31, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Josefson	Laufenburger	Patton
Bang	Fitzsimons	Keefe, J.	Lord	Pillsbury
Berg	Frederick	Kirchner	McCutcheon	Renneke
Bernhagen	Gearty	Kleinbaum	Nelson	Sillers
Blatz	Hansen, Mel	Knutson	Ogdahl	Stassen
Brown	Hanson, R.	Kowalczyk	Olson, J. L.	Ueland
Chmielewski	Jensen	Krieger	O'Neill	Wegener

Those who voted in the negative were:

Anderson	Doty	Moe	Perpich, G.	Tennessee
Arnold	Hansen, Baldy	North	Purfeerst	Thorup
Borden	Hughes	Novak	Schaaf	Willet
Chenoweth	Humphrey	Olhoff	Schrom	
Coleman	Keefe, S.	Olson, A. G.	Solon	
Conzemius	Lewis	Olson, H. D.	Spear	
Davies	Milton	Perpich, A. J.	Stokowski	

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Thursday, April 5, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

THIRTY-SECOND DAY

St. Paul, Minnesota, Thursday, April 5, 1973

The Senate met at 12:00 o'clock noon and was called to order by the President.

CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Anderson	Davies	Keefe, S.	Moe	Renneke
Arnold	Doty	Kleinbaum	Olson, A. G.	Schrom
Bernhagen	Dunn	Larson	Olson, H. D.	Spear
Blatz	Gearty	Laufenburger	Olson, J. L.	Tennessee
Borden	Hansen, Mel	Lewis	O'Neill	Thorup
Chenoweth	Hanson, R.	Lord	Patton	Ueland
Coleman	Hughes	McCutcheon	Perpich, A. J.	Wegener
Conzemius	Humphrey	Milton	Perpich, G.	Willet

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoff	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger,	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Mr. Lewis was excused from the Session of today, beginning at 5:00 o'clock p.m.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

April 3, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

Mrs. Eunice Johnson, Rural Route, Butterfield, Watonwan County, has been appointed by me to the Higher Education Coordinating Commission, effective April 3, 1973, for a term expiring February 15, 1977.

Mrs. Mary Schertler, 875 Clear Avenue, St. Paul, Ramsey County, has been appointed by me to the Higher Education Coordinating Commission, effective April 3, 1973, for a term expiring February 15, 1977.

Carl Kroening, 3539 Vincent Avenue North, Minneapolis, Hennepin County, has been appointed by me to the Higher Education Coordinating Commission, effective April 3, 1973, for a term expiring February 15, 1977.

Emil A. Erickson, 1009 Third Street South, Virginia, St. Louis County, has been appointed by me to the Higher Education Coordinating Commission, effective April 3, 1973, for a term expiring February 15, 1977.

Mrs. Judy Hamilton, 11309 Timberline Road, Minnetonka, Hennepin County, has been appointed by me to the Higher Education Coordinating Commission, effective April 3, 1973, for a term expiring February 15, 1975.

Sincerely,

Wendell R. Anderson, Governor

Which appointments were referred to the Committee on Rules and Administration.

April 3, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

Louis V. Zelle, 1 Teal Island Road, North Oaks, Ramsey County, has been appointed by me to the State Arts Council, effective April 3, 1973, for a term expiring April 1, 1977.

Alvin Zelickson, M.D., 101 Ardmore Drive, Minneapolis, Hennepin County, has been appointed by me to the State Arts Council, effective April 3, 1973, for a term expiring April 1, 1977.

Kenneth Dayton, c/o Dayton-Hudson Corporation, 700 Nicollet Mall, Minneapolis, Hennepin County, has been appointed by me to the State Arts Council, effective April 3, 1973, for a term expiring April 1, 1977.

Phillip Von Blon, 2121 Dwight Lane, Minneapolis, Hennepin County, has been appointed by me to the State Arts Council, effective April 3, 1973, for a term expiring April 1, 1977.

Maxwell Oie, 2228 Waverly Avenue, Duluth, St. Louis County, has been appointed by me to the State Arts Council, effective April 3, 1973, for a term expiring April 1, 1977.

Sincerely,

Wendell R. Anderson, Governor

Which appointments were referred to the Committee on Rules and Administration.

April 3, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

Dr. Walter G. Prausnitz, 2614 South 11th Street, Moorhead, Clay County, has been appointed by me to the State Arts Council, effective April 3, 1973, for a term expiring April 1, 1977.

Miss Laura Jane Musser, 608 Highland, Little Falls, Morrison County, has been appointed by me to the State Arts Council, effective April 3, 1973, for a term expiring April 1, 1977.

Sincerely,

Wendell R. Anderson, Governor

Which appointments were referred to the Committee on Rules and Administration.

April 4, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

Steve J. Gadler, 2120 Carter Avenue, St. Paul, Ramsey County, has been appointed by me to the Pollution Control Agency, effective April 2, 1973, for a term expiring February 15, 1977.

Burton Genis, 5941 29th Place North, Crystal, Hennepin County, has been appointed by me to the Pollution Control Agency, effective April 2, 1973, for a term expiring February 15, 1977.

Joseph Grinnell, 2901 Idylwood Drive, Edina, Hennepin County, has been appointed by me to the Pollution Control Agency, effective April 2, 1973, for a term expiring February 15, 1976.

Art Engelbrecht, Rural Route 4, Alexandria, Douglas County, has been appointed by me to the Pollution Control Agency, effective April 2, 1973, for a term expiring February 15, 1977.

Sincerely,
Wendell R. Anderson, Governor

Which appointments were referred to the Committee on Rules and Administration.

INTRODUCTION OF BILLS

Messrs. Milton, Ashbach and Moe introduced—

S. F. No. 1760: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Dunn, Wegener and Renneke introduced—

S. F. No. 1761: A bill for an act relating to sediment and erosion control; redefining public policy in connection with soil and water conservation; amending Minnesota Statutes 1971, Chapter 40, by adding a section; Sections 40.01, by adding a subdivision; 40.02; 40.07, by adding a subdivision; and 394.25, by adding a subdivision.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Jensen, Nelson and Knutson introduced—

S. F. No. 1762: A bill for an act relating to highway traffic regulations; violations; creating a rebuttable presumption that a motor vehicle involved in a violation was driven by the owner when the driver is not otherwise identified.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Perpich, A. J. and Kowalczyk introduced—

S. F. No. 1763: A bill for an act relating to insurance; regulating the student discount on automobile insurance; amending Minnesota Statutes 1971, Chapter 65B, by adding a section.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Borden, Humphrey and Olson, H. D. introduced—

S. F. No. 1764: A bill for an act relating to education, vocational rehabilitation; establishing a state board and a state department of vocational rehabilitation, and a committee to advise the board; providing and transferring certain powers, duties, functions, employees and appropriations.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Hansen, Mel; Humphrey and Keefe, S. introduced—

S. F. No. 1765: A bill for an act relating to voter registration; change of address of registered voters; amending Minnesota Statutes 1971, Section 201.10.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Conzemius, Blatz and Perpich, G. introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Bernhagen, Kleinbaum and O'Neill introduced—

S. F. No. 1767: A bill for an act relating to education; prohibiting preparation and sale of school assignments; providing a penalty.

Which was read the first time and referred to the Committee on Education.

Messrs. Milton, Nelson and Schaaf introduced—

S. F. No. 1768: A bill for an act relating to professions; laymen serving on boards of licensure; providing a penalty.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Laufenburger, Bang and Spear introduced—

S. F. No. 1769: A bill for an act relating to the practice of chiropractic; prescribing minimum academic requirements for licensure and renewal of licensure; amending Minnesota Statutes 1971, Section 148.06.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Dunn, Bernhagen and Pillsbury introduced—

S. F. No. 1770: A bill for an act authorizing the issuance of bonds by Independent School District No. 877.

Which was read the first time and referred to the Committee on Education.

Mr. Borden introduced—

S. F. No. 1771: A bill for an act relating to education; state aids for summer school or year-round classes; amending Minnesota Statutes 1971, Section 124.20.

Which was read the first time and referred to the Committee on Education.

Messrs. Hansen, Mel; Stokowski and Lewis introduced—

S. F. No. 1772: A bill for an act relating to hazardous buildings; amending Minnesota Statutes 1971, Chapter 463, by adding a section.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Stokowski, Knutson and Milton introduced—

S. F. No. 1773: A bill for an act relating to metropolitan mosquito control; amending Minnesota Statutes 1971, Sections 399.03, by adding a subdivision; and 399.07, Subdivision 2.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Milton, Kirchner and Ashbach introduced—

S. F. No. 1774: A bill for an act relating to metropolitan government; transportation and transit planning; amending Minnesota Statutes 1971, Sections 473A.06, Subdivision 1; and 473B.06, Subdivision 5.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Borden and Moe introduced—

S. F. No. 1775: A bill for an act prescribing policies and procedures for the selection, designation, planning, and regulation of areas of critical concern.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Tennessen, Coleman and Krieger introduced—

S. F. No. 1776: A bill for an act relating to crimes and criminals; repealing certain sumptuary laws; repealing Minnesota Statutes 1971, Sections 609.293, Subdivision 5; 609.294; 609.34; 609.36; 609.685; 617.28; 617.29; 624.47; 624.48; 624.49; 624.50; 624.51; 624.62; 624.65; and 624.66.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Willet, Chmielewski and Perpich, G. introduced—

S. F. No. 1777: A bill for an act relating to probate proceedings; authorizing the creation and prescribing the powers and duties of county probate counsels.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Nelson, Davies and O'Neill introduced—

S. F. No. 1778: A bill for an act relating to civil actions; regulating proceedings to recover personal property before judgment; amending Minnesota Statutes 1971, Sections 565.02 and 565.04.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Willet, Larson and Chmielewski introduced—

S. F. No. 1779: A bill for an act relating to local government; permitting the organization of lake improvement regions with various powers; appropriating money.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Gearty; Keefe, J. and Keefe, S. introduced—

S. F. No. 1780: 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Gearty; Keefe, J. and Keefe, S. introduced—

S. F. No. 1781: A bill for an act relating to the Hennepin county municipal court; amending Minnesota Statutes 1971, Section 488A.01, Subdivision 6.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Renneke and Bernhagen introduced—

S. F. No. 1782: A bill for an act relating to the county of McLeod; tax levy for road and bridge purposes.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Moe, Bang and Olson, A. G. introduced—

S. F. No. 1783: A bill for an act relating to rates for publication of legal notices; amending Minnesota Statutes 1971, Sections 3.21 and 331.08.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Solon introduced—

S. F. No. 1784: A bill for an act relating to time; providing for the year-round use of daylight savings time.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Solon and Doty introduced—

S. F. No. 1785: A bill for an act relating to Independent School District No. 709; education; prohibition on special fees.

Which was read the first time and referred to the Committee on Education.

Messrs. Willet, Larson and Solon introduced—

S. F. No. 1786: A bill for an act relating to manpower services; regulating unemployment benefits; repealing Minnesota Statutes 1971, Section 268.08.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Anderson, Dunn and Krieger introduced—

S. F. No. 1787: A bill for an act relating to public recreational use of publicly owned land; limiting the effects of such use with respect to liability for injury; amending Minnesota Statutes 1971, Sections 87.01; and 87.021, Subdivisions 2 and 3.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Kleinbaum, Patton and Kowalczyk introduced—

S. F. No. 1788: A bill for an act relating to the practice of chiropractic; prohibiting certain types and forms of advertising by chiropractors; prescribing grounds for revocation or suspension of chiropractic licenses; amending Minnesota Statutes 1971, Section 148.10, Subdivision 1.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. North, Conzemius and Dunn introduced—

S. F. No. 1789: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Willet, Chmielewski and Moe introduced—

S. F. No. 1790: A bill for an act relating to education; regulating state aids for transportation; amending Minnesota Statutes 1971, Section 124.22, Subdivisions 1, 3, and 6.

Which was read the first time and referred to the Committee on Education.

Messrs. Wegener; Hanson, R. and Hansen, Baldy introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Coleman introduced—

S. F. No. 1792: A bill for an act relating to the claim of James D. Hipkins; arising from an operation conducted under the authority of the department of welfare; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Willet; Hanson, R. and Conzemius introduced—

S. F. No. 1793: A bill for an act relating to independent school district No. 309; providing for the detachment of certain territory and the reestablishment of independent school district No. 25.

Which was read the first time and referred to the Committee on Education.

Messrs. Solon and Doty introduced—

S. F. No. 1794: A bill for an act relating to taxation; exempting certain property from taxation; providing a revised method of assessment for certain property; amending Minnesota Statutes 1971, Section 272.01, Subdivision 3; and Chapter 273, by adding a section.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Borden, Schaaf and Olhoft introduced—

S. F. No. 1795: A bill for an act relating to education; requiring state colleges and state junior colleges to accept at full value all college level credits earned at the university of Minnesota or at any other state college or state junior college; urging the university of Minnesota to so accept state college and state junior college credits.

Which was read the first time and referred to the Committee on Education.

Messrs. Novak, O'Neill and Coleman introduced—

S. F. No. 1796: A bill for an act relating to Ramsey county; providing for optional complete or partial county government.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Novak, Ashbach and Milton introduced—

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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Willet introduced—

S. F. No. 1798: A bill for an act relating to Beltrami county; public welfare; Red Lake Indian Reservation; appropriating money.

Which was read the first time and referred to the Committee on Finance.

Mr. Willet introduced—

S. F. No. 1799: A bill for an act relating to game and fish; restrictions upon dark houses or fish houses; amending Minnesota Statutes 1971, Section 101.42, Subdivision 16.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Willet; Olson, J. L. and Chmielewski introduced—

S. F. No. 1800: A bill for an act relating to game and fish; discounts upon sales of licenses; amending Minnesota Statutes 1971, Section 98.50, Subdivision 5.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Willet; Olson, J. L. and Chmielewski introduced—

S. F. No. 1801: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Arnold introduced—

S. F. No. 1802: A bill for an act relating to the town of Iron Range and Bass Brook; authorizing electors to fix monthly salaries of chairman and supervisor of town board.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Hansen, Baldy; Laufenburger and Jensen introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 3 and 787.

Edward A. Burdick, Chief Clerk, House of Representatives.
Returned April 4, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 23, 70, 178, 482, 458, 1056, 1102, 1123, 1186, 1187 and 221.

Edward A. Burdick, Chief Clerk, House of Representatives.
Transmitted April 4, 1973

FIRST READING OF HOUSE BILLS

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.

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. 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.

H. F. 482: A bill for an act relating to health; occupations in protection thereof; registration; suspension, revocation or denial thereof; amending Minnesota Statutes 1971, Section 148.75; repealing Minnesota Statutes 1971, Section 147.08.

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. 1102: A bill for an act relating to the port authority of Winona; amending Laws 1967, Chapter 541, Section 1, as amended.

H. F. No. 1123: A bill for an act relating to insurance; non-resident insurance agents; requiring a license to do business; amending Minnesota Statutes 1971, Section 60A.17, Subdivision 3.

H. F. No. 1186: A bill for an act relating to intoxicating liquor; sale and dispensing at the Minneapolis convention hall-auditorium.

H. F. No. 1187: A bill for 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. 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.

Which were read the first time and referred to the Committee on Rules and Administration.

H. F. No. 1056: A bill for an act relating to public welfare; raising the age limitation on licensure of foster care facilities; amending Minnesota Statutes 1971, Section 257.081, Subdivision 6.

Mr. Doty moved that H. F. No. 1056 be laid on the table. Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. Which motion prevailed.

Mr. Novak from the Committee on Finance, to which was referred

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.

Reports the same back with the recommendation that the printed bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the attached:

"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 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 in consultation with the commissioner of administration under the supervision of the governor; except in even numbered years immediately before the inauguration of a new governor, such budget 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, compensation schedules, and the expenses of state officers and employees 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 are 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) *May 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) *May 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) *May 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) *May 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 to the governor 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) *May 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 FROM PUBLIC EXAMINER.] *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 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) 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 corporation 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 last 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.

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 or 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.

Sec. 12. [AUDIT POLICY.] *Subdivision 1. The public interest requires continuous legislative review of the spending of public funds at all levels of government.*

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 chairman of the senate finance committee or his designee, who shall be a member of the senate finance committee; a member of the senate appointed by the leader of the majority; two members of the senate appointed by the leader of the minority; the chairman of the house appropriations committee or his designee, who shall be a member of the house appropriations committee; a member of the house appointed by the speaker; and two members of the house appointed by the 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. All meetings of the commission shall be open to the public and to the press except that the commission may hold an executive session when requested by any six of its members on a roll call vote.

Subd. 3. The department of public examiner is transferred from the executive to the legislative 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. He shall serve in the unclassified service. He shall not at any time while in office hold any other public office.

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 administration 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 1930, 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 commssioner 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 instruction 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.~~

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 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 appro-

priations 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 special 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 examiner~~, *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."*

Amend the title of the printed bill as follows:

Second line of the title, strike everything after "finance;" through the end of the title and insert 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; 9.081, 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."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 381: A bill for an act relating to examining and licensing boards; requiring such boards to have a substantial minority of nonprofessional members.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. Minnesota Statutes 1971, Section 144.01, is amended to read:

144.01 [MEMBERSHIP.] The department of health as created and constituted under Laws of Minnesota 1925, Chapter 426, is hereby continued under the supervision and control of the state board of health. The state board of health shall consist of ~~nine~~ 15 members, ~~learned in sanitary science, who nine of whom shall be broadly representative of the licensed health professions and six of whom shall be public members as defined for purposes of this act.~~ The licensed health professionals shall be appointed by the governor for such periods that the terms of three members will end on the first Monday of January in each year so that the initial terms of three members will end the first Monday in January of each second year. Thereafter the terms shall be four years. The public members shall be appointed by the governor for like terms. Vacancies therein on the board shall be filled by like appointment for the unexpired term. Each member shall serve until his successor qualifies.

Sec. 2. Minnesota Statutes 1971, Section 144.04, is amended to read:

144.04 [EXPENSES.] The members of the board shall receive no compensation as such, but the necessary expenses of their attendance upon its meetings shall be reimbursed compensation of the sum of \$35 per day for attendance at board meetings and ordinary and necessary expenses in the same amount and manner as state employees. Subject to the provisions of Laws 1939, Chapter 441, the board may employ, and at pleasure dismiss, such agents, experts, and other assistants as it may deem necessary and fix their compensation, prescribe their duties, and allow their necessary expenses. All such salaries, compensation, and expenses shall be paid by the state upon vouchers approved by at least two members of the board; but the total for any year shall not exceed the appropriation of the year therefor.

Sec. 3. Minnesota Statutes 1971, Section 144.952, is amended to read:

144.952 [COMPOSITION OF THE BOARD.] Subdivision 1. There is hereby created the state board of examiners for nursing

home administrators which shall consist of the following members:

(a) A designee of the state board of health who shall be a non-voting member;

(b) the commissioner of public welfare, or his designee who shall be a non-voting member; and the following members appointed by the governor;

(c) two members actively engaged in the management, operation, or ownership of proprietary nursing homes;

(d) two members actively engaged in the management or operation of nonprofit nursing homes or hospitals caring for chronically ill or infirm-aged patients;

(e) one member actively engaged in the practice of medicine;

(f) one member actively engaged in the practice of professional nursing; and

(g) ~~three members from the general public who are not engaged in the management, ownership, operation or supervision of any nursing home or hospital public members as defined for purposes of this act.~~

Subd. 2. The three *public* members appointed from the general public shall serve until July 1, 1974 or until their successors shall be appointed and qualify; the two members appointed from those actively engaged in the management, operation or ownership of nursing homes shall serve until July 1, 1973 or until their successors are appointed and qualify; the two members appointed from those actively engaged in the management or operation of hospitals or nursing homes caring for the chronically ill or infirmed, aged patients, shall serve until July 1, 1972, or until their successors are appointed and qualify; the member appointed from those actively engaged in the practice of medicine shall serve until July 1, 1971 or until his successor is appointed and qualifies; the member appointed from those actively engaged in the profession of nursing shall serve until July 1, 1970 or until her successor is appointed and qualifies. Thereafter, any appointment to fill a vacancy shall be for a term of five years. Any vacancy occurring in the position of any appointed member shall be filled by the governor for the unexpired term. Appointed members may be removed by the governor for misconduct, incapacity, incompetence or negligence of duty after being served with a written statement of charges and after the completion of a hearing on such charges.

Sec. 4. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.9555] [COMPENSATION OF BOARD MEMBERS.]
Members of the board shall receive as compensation \$35 per day for attendance at board meetings and they shall also receive their ordinary and necessary expenses in the same amount and manner as state employees; provided that the nonvoting members of the board, the designee of the state board of health and the commis-

sioner of public welfare or his designee, shall receive no per diem payment.

Sec. 5. Minnesota Statutes 1971, Section 146.11, is amended to read:

146.11 [FEES; DISPOSITION; REPORTS.] All fees received by the state board of examiners in the basic sciences under this chapter shall be paid to the secretary-treasurer thereof, who shall forthwith deposit the same with the state treasurer to be kept in a separate fund, which shall be under the control, and for the use, of the board. All expenditures of the board and all expenses necessarily paid or incurred thereby in the exercise of its powers or the performance of its duties under this chapter shall be paid out of this fund. Payments out of this fund shall be made only upon written orders issued and signed by the president and secretary-treasurer of the board credited to the general fund in the state treasury and the unexpended balance of any special fund of the board as of July 1, 1973 shall also be credited to the general fund. Such secretary-treasurer shall give a bond to the state of Minnesota in such sum as the board shall determine, with sureties approved by the board, conditioned upon the faithful performance by him of the duties of his office and his accounting for all moneys of the board in his custody or under his control as such secretary-treasurer. No expense shall be incurred by the board in excess of the revenue derived from such fees. On or before October 1 in each even numbered year the board shall report to the governor concerning its receipts and disbursements and proceedings for the two preceding fiscal years. The expenses of administering sections 146.01 to 146.22 shall be paid from the appropriations made to the state board of examiners in the basic sciences.

Sec. 6. Minnesota Statutes 1971, Section 147.01, is amended to read:

147.01 [BOARD OF MEDICAL EXAMINERS.] The Minnesota state board of medical examiners shall consist of ~~eight~~ 13 members, residents of the state of Minnesota, appointed by the governor as hereinafter provided (a) seven of whom shall hold a degree of doctor of medicine and be licensed to practice medicine under chapter 147, and (b) one of whom shall hold a degree of doctor of osteopathy and either be licensed to practice osteopathy under Minnesota Statutes 1961, Sections 148.11 to 148.16; prior to May 1, 1963, or be licensed to practice medicine under chapter 147 and (c) five of whom shall be public members as defined for purposes of this act. The term of office of each of the seven members who shall be serving on the board on May 1, 1963, shall continue for the term for which each was appointed and until his successor shall qualify, one such member's term continuing until May 1, 1963; one such member's term continuing until May 1, 1964; one such member's term continuing until May 1, 1965; one such member's term continuing until May 1, 1966; one such member's term continuing until May 1, 1967; one such member's term continuing until May 1, 1968; and one such member's term continuing until May 1, 1969. The term of the initial member of the board appointed pursuant to clause (b) of

the first sentence of this section shall expire on May 1, 1970. *The terms of the initial member of the board appointed pursuant to clause (c) shall expire as follows: two on May 1, 1977; two, on May 1, 1978; and one on May 1, 1981, from the date of appointment.* The term of office of each member appointed to the board on the expiration of each of the foregoing terms shall commence as of May 1 and shall continue for a period of eight years and until his successor shall qualify. Upon the expiration of the term of any member, the governor shall appoint a successor to the member whose term expires. Each year the council of the Minnesota state medical association, at least 30 days prior to May first, shall recommend to the governor three doctors of medicine qualified to serve on the board with respect to each membership which is then filled by a doctor of medicine and the term of which shall expire on May 1 of such year. Each year in which the term of a doctor of osteopathy expires, the Minnesota state osteopathic association shall recommend to the governor three doctors of osteopathy qualified to serve on the board. From the list of persons so recommended the governor may appoint one member to the board for the above prescribed term of eight years. Within 60 days after the occurrence of any vacancy in the board, the council of the Minnesota state medical association, if the vacancy be with respect to a membership vacated by a doctor of medicine, or the Minnesota state osteopathic association, if the vacancy be with respect to a membership vacated by a doctor of osteopathy, shall recommend to the governor three doctors of medicine qualified to serve on the board if the recommendation be by the Minnesota state medical association or three doctors of osteopathy qualified to serve on the board if the recommendation be by the Minnesota state osteopathic association. From the list of persons so recommended the governor, within 30 days after receiving such recommendation, may appoint one member to the board for the unexpired term occasioned by such vacancy and any appointment thereto to fill a vacancy shall be made within 90 days after the occurrence of such vacancy for the balance of the unexpired term. The board shall elect from among its number a president, a vice-president, and a secretary-treasurer, who shall each serve for one year, or until his successor is elected and qualifies. The board shall have authority to adopt such rules and regulations as may be found necessary to carry out the purposes of chapter 147. The members of the board shall have authority to administer oaths and the board, in session, to take testimony as to matters pertaining to the duties of the board. In the administration of this chapter the board shall have the power to compel the attendance of witnesses and the production of documents by subpoena, to investigate complaints of violations of this chapter or the rules and regulations of the board, and to institute injunctive proceedings to restrain violations upon a showing of injury or potential injury to the public health or welfare. Six members of the board shall constitute a quorum for the transaction of business. The board shall have a common seal, which shall be kept by the secretary, whose duty it shall be to keep a record of all proceedings of the board, including a register of all applicants for license under this chapter, giving their names, addresses, ages, educational qualifications, and the result of their examination. These

books and registers shall be prima facie evidence of all the matters therein recorded. All communications or information received by or disclosed to the board relating to any person or matter subject to its regulatory jurisdiction, and all records of any action or proceedings thereon, except only a final decision of the board, which shall state the specific reason therefor shall be confidential and privileged within the meaning of section 595.02, clause 5, and shall not be public records within the meaning of section 15.17, subdivision 4; provided that upon application of a party in a proceeding before the board pursuant to section 147.02, subdivision 3, the board shall produce and permit the inspection and copying, by or on behalf of the moving party, of any designated documents or papers relevant to the proceedings, in accordance with the provisions of rule 34, Minnesota rules civil procedure. The board shall hold examinations at least once each year.

Sec. 7. Minnesota Statutes 1971, Section 147.05, is amended to read:

147.05 [SUPPLIES; SECRETARY, EXECUTIVE SECRETARY, BOND, COMPENSATION; BOARD MEMBER'S COMPENSATION.] The state board of medical examiners shall provide blanks, books, certificates, and such stationery and assistance as is necessary for the transaction of the business pertaining to the duties of such board and all money received by the secretary shall be paid into the state treasury ~~as provided for by law, to be kept in a separate fund which shall be under the control, and for the use, of the board and credited to the general fund and the unexpended balance in any special account of the board in the state treasury as of July 1, 1973 shall also be credited to the general fund.~~ The expenses of administering sections 147.01 to 147.29 shall be paid from the appropriations made to the Minnesota state board of medical examiners. The board may employ, discharge, and fix the compensation of an executive secretary, in the unclassified service, to perform duties prescribed by the board. The secretary and executive secretary of the board shall each give a bond in the sum of \$10,000 to the state of Minnesota for the faithful performance of his duties. Each member of the board shall receive as compensation for his services the sum of \$50 per day, to be fixed by the board for each day spent in the execution of duties imposed on the board by chapter 147, and rules and regulations adopted pursuant thereto, including attendance at meetings of the Federation of State Medical Boards, and, regular and special meetings of the board, and the secretary and other members of the board shall receive all expenses actually and necessarily incurred by them in connection therewith, subject to the regulations of the department of administration adopted pursuant to section 16.02, subdivision 20. The secretary shall receive a salary of not to exceed \$9,600 per annum, the amount thereof to be fixed by the board. The salary and expenses of the members of the board shall be paid as determined by the board by the state treasurer on warrants signed by the president or secretary, or other authorized person, drawn by the state auditor on the state treasurer on the funds ~~of~~ appropriated to said board.

Sec. 8. Minnesota Statutes 1971, Section 148.03, is amended to read:

148.03 [APPOINTMENT.] The governor shall appoint a state board of chiropractic examiners consisting of *two public members as defined for purposes of this act* and five resident chiropractors who shall have practiced chiropractic in this state for at least three years immediately prior to the time of appointment, all of whom shall be graduates of a course of chiropractic, but no more than two of whom shall be graduates of the same school or college of chiropractic; one *resident chiropractor* to be appointed each year to serve five years and until his successor is appointed and qualifies to the end that each member shall serve five years after the first appointment. *The terms of the initial public members shall be for three and five years from the date of appointment respectively.* The board shall have the authority to prescribe rules and regulations relative to the examination of applicants for license to practice chiropractic and for the annual renewal of licenses. Vacancies caused by death or otherwise shall be filled by the governor within 60 days. No member of the board shall be financially interested in any chiropractic school or college or be in any way affiliated with the practice of other methods of healing as are now regulated by law in this state.

Sec. 9. Minnesota Statutes 1971, Section 148.07, Subdivision 2, is amended to read:

Subd. 2. [MANAGEMENT OF FUNDS.] All fees received by the board under sections 148.01 to 148.10 shall be paid to the secretary-treasurer, who shall forthwith deposit the same with the state treasurer in a separate fund of the state board of chiropractic examiners for their use, and shall pay the same out only upon written orders issued and signed by the secretary treasurer and president of the board. All expenses incurred and authorized by the board in carrying out the provisions of sections 148.01 to 148.10 shall be paid out of this fund and not otherwise to be credited along with any outstanding balance in the special fund of the board as of July 1, 1973 to the general revenue. *The expenses of administering sections 148.01 to 148.101 shall be paid from the appropriation made to the state board of chiropractic examiners .*

Sec. 10. Minnesota Statutes 1971, Section 148.07, Subdivision 3, is amended to read:

Subd. 3. [REPORT.] The secretary-treasurer shall, on the first Tuesday of October of each even numbered year, file with the governor a report of all receipts and disbursements and proceedings of the board for the preceding two years. He shall give bond in such sum and with such sureties as the board shall deem necessary. Each member of the board shall receive a fee of \$25 \$35 per day and mileage at the rate of seven and one half cents per mile, and other necessary incidentals *ordinary and necessary expenses in the same amount and manner as state employees* , in attending the meetings of the board and for such other times as he may actually be engaged in business of the board.

Sec. 11. Minnesota Statutes 1971, Section 148.181, is amended to read:

148.181 [BOARD OF NURSING; MEMBERSHIP, APPOINTMENTS, VACANCIES, REMOVALS.] Subdivision 1. The Minnesota board of nursing shall consist of ~~eight~~ 11 members appointed by the governor, each of whom shall be a resident of this state. Seven members shall be nurses who shall have completed at least an approved four-year high school course of study or its equivalent; shall have graduated from an accredited school of nursing; shall be licensed as a registered nurse in this state; shall have had at least five years experience in nursing following graduation, and four of whom shall have at least two years executive or teaching experience in nursing education and shall have been actively engaged in the practice of nursing within two years of her appointment. ~~The eighth member~~ *remaining members shall be a layman public members as defined for purposes of this act who shall serve a five-year term terms; provided that of the initial public members appointed, two shall serve a four-year term and two shall serve a five-year term beginning July 1, 1973 . The first lay member shall be appointed for a term beginning on July 1, 1971.* Each member of the board shall file with the department of state, the constitutional oath of office before beginning his or her term of office. Provided, however, that the present members of the Minnesota state board holding office under the provisions of the Minnesota nurse practice act shall serve as members of said board until the expiration of their respective terms or until their successors have been appointed and qualified.

Subd. 2. On expiration of the term of a member who is a nurse, the governor may appoint, from a list of members submitted by the Minnesota nurses' association, a nurse to hold office for a term of five years. Such list should contain names of persons in number at least twice the number of places to be filled. Vacancies occurring on the board, when the member is a nurse, may be filled for the unexpired terms by appointments to be made by the governor from nominations submitted by the Minnesota nurses' association in the manner aforesaid, within a period of 90 days. ~~In the case of the lay member of the board, the governor shall appoint a new lay member to fill any vacancy that may occur.~~

Subd. 3. The governor may remove any member from the board for neglect of any duty required by law or for incompetency or unprofessional or dishonorable conduct.

Sec. 12. Minnesota Statutes 1971, Section 148.201, is amended to read:

148.201 [COMPENSATION AND EXPENSES.] Each member of the board shall receive , ~~in addition to necessary traveling and hotel expenses, \$20 \$35 per day for each day actually engaged in the discharge of her duties, including travel time and a reasonable number of days for the preparation of examination questions and grading examination papers, in addition to the time actually spent in conducting examinations and surveys and ordinary and necessary expenses in the same amount and manner as state employees.~~

Sec. 13. Minnesota Statutes 1971, Section 148.241, is amended to read:

148.241 [DEPOSIT OF MONEYS.] Subdivision 1. All moneys received by the board collected under sections 148.171 to 148.285 shall be paid to the treasurer of the board who shall deposit the same each month, with the state treasurer. The state treasurer shall place the money to the credit of the Minnesota Board of Nursing fund deposit the money, together with any outstanding balance in any special fund of the board as of July 1, 1973, in the general fund. The expenses of administering sections 148.171 to 148.285 shall be paid from the appropriation made to the Minnesota board of nursing.

Subd. 2. All amounts paid into this fund appropriated to the board shall be held subject to the order of the board to be used only for the purpose of meeting necessary expenses incurred in the performance of the purposes of sections 148.171 to 148.285, and the duties imposed thereby as well as the promotion of nursing education and standards of nursing care in this state.

Sec. 14. Minnesota Statutes 1971, Section 148.29, Subdivision 2, is amended to read:

Subd. 2. "Board" means "Minnesota Board of Nursing," provided that one registered nurse who is a member of the Minnesota board of nursing, chosen by lot, shall not be a member of the licensed practical nurses board for purposes of this definition, and for the purposes of sections 148.29 to 148.297 and Laws 1971, Chapter 418 only, five additional members shall be appointed by the governor, one of whom shall be a doctor of medicine duly licensed and registered in this state, one of whom shall be an administrator or superintendent of a licensed hospital located outside of a city of the first class, and three of whom shall be duly licensed and registered practical nurses.

Upon May 21, 1971, the governor shall appoint one of the new members for a two year term and one of the new members for a one year term; thereafter each new appointment shall be for a three year term. Members shall hold office until a successor is appointed and qualifies.

Sec. 15. Minnesota Statutes 1971, Section 148.296, Subdivision 2, is amended to read:

Subd. 2. Each member of the board shall receive, in addition to necessary traveling and hotel expenses, \$20 \$35 per day for each day actually engaged in the discharge of board duties, including travel time and ordinary and necessary expenses in the same amount and manner as state employees.

Sec. 16. Minnesota Statutes 1971, Section 148.45, is amended to read:

148.45 [FEES PLACED IN FUND.] All fees and moneys payable under the provisions of sections 148.33 to 148.51 shall be paid to the secretary-treasurer of the state board of medical examiners and he shall forthwith deposit the same with the state treasurer as provided in section 147.05, which shall be under the control and for the use of the board in the administration of sections 148.33 to 148.51. The amount of such fund is hereby annually appropriated

to the board for the purpose of defraying its expenses in carrying out the provisions of sections 148.33 to 148.51. The expenses of administering sections 148.33 to 148.51 shall be paid from the appropriation made to the state board of medical examiners.

Sec. 17. Minnesota Statutes 1971, Section 148.52, is amended to read:

148.52 [STATE BOARD OF OPTOMETRY.] The state board of optometry shall consist of *two public members as defined for purposes of this act* and five qualified optometrists appointed by the governor, each for a term of three years and until his successor qualifies. Vacancies in the board shall be filled by like appointments for unexpired terms. *The terms of the initial public members shall expire two and three years from the date of appointment respectively.*

Sec. 18. Minnesota Statutes 1971, Section 148.60, is amended to read:

148.60 [DISPOSAL OF FEES; REPORT.] All fees collected under sections 148.52 to 148.62 shall be received and held by the secretary and devoted to the uses of the state board of optometry and deposited together with any unexpended balance in a special fund of the board as of July 1, 1973 in the general fund. The secretary shall give such bond as the board shall from time to time require. *The expenses of administering sections 148.52 to 148.62 shall be paid from appropriations made to the state board of optometry.* On or before October 1 in each even numbered year, the board shall make a biennial report to the governor of its proceedings, receipts and disbursements for the preceding two fiscal years.

Sec. 19. Minnesota Statutes 1971, Section 148.79, is amended to read:

148.79 [BOARD OF EXAMINERS.] There is hereby created a state board of examiners of psychologists to be appointed by the governor, consisting of *four public members as defined for purposes of this act* and seven resident psychologists whose qualifications shall be not less than those specified in section 148.81. Of the members of the board first appointed, one shall be appointed for a term of one year, one for a term of two years, one for a term of three years, one a term of four years, one for a term of five years, one for a term of six years, and one for a term of seven years; thereafter each member shall be appointed for a term of seven years. *The terms of the initial public members appointed to the board shall commence September 1, 1973 and terminate as follows: one on May 1, 1974, one on May 1, 1975, one on May 1, 1976, and one on May 1, 1977.* Each such term of office expires on May 1. Each member shall hold office until his successor is appointed and qualifies. If a vacancy occurs it shall be filled by appointment for the unexpired portion of the term. Upon the passage of Laws 1951, Chapter 672, the executive council of the Minnesota psychological association shall recommend to the governor 12 psychologists, and the state commissioner of education and the state commissioner of mental health one psychologist each, qualified to serve on the board of examiners. From this list the governor may appoint the

board of examiners. Not later than April 1 each year the executive council of the Minnesota psychological association shall recommend to the governor three psychologists qualified to serve on such board. From the list of persons so recommended the governor may appoint one member to the board. The board shall designate its officers, and may prescribe such rules and regulations as may be necessary to enable it to carry into effect the provisions of sections 148.79 to 148.86. The members of the board may administer oaths pertaining to the business of the board.

Sec. 20. Minnesota Statutes 1971, Section 148.85, is amended to read:

148.85 [FEES APPROPRIATED TO USE OF BOARD.] 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 sections 148.79 to 148.86, including the payment of the 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 the amounts expended or lawfully incurred by the board of 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 to be credited along with any unexpended balance in the special fund of the board as of July 1, 1973 to the general fund. The expenses of administering sections 148.79 to 148.86 shall be paid from appropriations made to the state board of examiners of psychologists.

Sec. 21. Minnesota Statutes 1971, Chapter 148, is amended by adding a section to read:

[148.85] [COMPENSATION.] *All members of the board shall receive as compensation \$35 per day for attendance at board meetings and shall also receive their necessary expenses in the same manner and amount as state employees.*

Sec. 22. Minnesota Statutes 1971, Section 150A.02, is amended to read:

150A.02 [STATE BOARD OF DENTISTRY.] Subdivision 1. There is hereby created a state board of dentistry whose duty it shall be to carry out the purposes and enforce the provisions of sections 150A.01 to 150A.12. The board shall consist of *two public members as defined for purposes of this act* and five qualified resident dentists appointed by the governor. The terms of office of the members shall be five years; provided, however, board members shall serve until their successor is appointed and qualifies, but such successor term shall be for a period ending five years from the expiration of the previous term, so that one vacancy occurs every year. Each board member *who is a dentist* shall have been lawfully in active practice in this state for five years immediately preceding his appointment; and no board member shall

be eligible for appointment to more than two consecutive five year terms, and members serving on the board at the time of the enactment hereof shall be eligible to reappointment provided they shall not have served more than ten consecutive years at the expiration of the term to which they are to be appointed. The governor shall appoint a successor to the member whose term expires, for a term of five years and until his successor qualifies. Each year the Minnesota state dental association, at least 90 days prior to the expiration of the term of a dentist expiring in such year, shall recommend to the governor not less than two dentists for the term qualified to serve on the board, and from the list of dentists so recommended the governor may appoint one member to the board for the term of five years, the appointment to be made within 30 days after the expiration of the term. Within 60 days after the occurrence of any a dental vacancy, prior to the expiration of the term, in the board, the Minnesota state dental association shall recommend to the governor not less than two dentists qualified to serve on the board and from the list of dentists so recommended the governor, within 30 days after receiving such list of dentists, may appoint one member to the board for the unexpired term occasioned by such vacancy. Any appointment to fill a vacancy shall be made within 90 days after the occurrence of such vacancy. The present members of the board now in existence shall continue to serve the balance of the term to which they were appointed and until their successors have been appointed and qualified.

Subd. 2. Notwithstanding the provisions of subdivision 1, and in order to establish the five year term provided for in sections 150A.01 to 150A.12, with one member to be appointed each year, the first five appointments following the enactment of sections 150A.01 to 150A.12 shall be made for terms expiring each year in the following order: 1971, 1972, 1973, 1974, and 1975, respectively, and thereafter the terms shall be for five years. *The terms of the initial public members of the board shall expire four and five years respectively from the date of appointment, and thereafter each term shall be for five years.* In the event of more than one appointment at one time, the governor shall designate the order of expiration dates of the terms.

Sec. 23. Minnesota Statutes 1971, Section 150A.03, Subdivision 2, is amended to read:

Subd. 2. Out of the funds coming into the possession of the board, the members thereof shall receive as compensation a sum of \$50 per day and necessary traveling expenses for each day actually engaged in the duties of their offices. The secretary-treasurer shall, in addition thereto, be paid a salary in the amount to be set by the board, not to exceed \$4,000 per year. The board may expend funds for administrative, consultant, secretarial, clerical, and stenographic services for the board, the amount of such expenditures to be set by the board after consultation with the civil service commission. The board may accept any funds which may be made available to the board from any source. All funds received by the board under sections 150A.01 to 150A.12 shall be paid to the secretary-treasurer thereof, who shall deposit

the same each month with the state treasurer, the funds to be kept in a separate fund for the sole use and under the sole control of the board carrying out the purposes of sections 150A.01 to 150A.12. Payments out of this fund shall be made only upon written orders issued and signed by the president of the board and the secretary-treasurer thereof. No expense shall be incurred by the board in excess of the revenue derived from all sources credited to the general fund together with any unexpended balance in the special account of the board as of July 1, 1973. The expenses of administering sections 150A.01 to 150A.12 shall be paid from the appropriation made to the state board of dentistry.

Sec. 24. Minnesota Statutes 1971, Section 151.02, is amended to read:

151.02 [STATE BOARD OF PHARMACY.] The Minnesota state board of pharmacy shall consist of *two public members as defined for purposes of this act* and five pharmacists actively engaged in the practice of pharmacy in this state ; . Each of whom said pharmacists shall have had at least five consecutive years of practical experience as a pharmacist immediately preceding his appointment.

Sec. 25. Minnesota Statutes 1971, Section 151.03, is amended to read:

151.03 [APPOINTMENT OF MEMBERS.] The members of the state board of pharmacy shall be appointed by the governor, ~~one in each year~~, each to serve for a term of five years and until his successor shall have been appointed and has qualified , *provided that the initial public members shall serve terms of four and five years respectively* . Vacancies shall be filled by the appointment for the unexpired term. Any ~~member~~ of pharmacist on the board who, during his incumbency, ceases to be actively engaged in the practice of pharmacy in this state shall be automatically disqualified from membership. Any member may be removed from office by the governor upon proof of malfeasance or misfeasance in office. The members of the board heretofore appointed and now holding office shall continue until their respective terms expire.

Sec. 26. Minnesota Statutes 1971, Section 151.04, is amended to read:

151.04 [RECOMMENDED NAMES.] The Minnesota state pharmaceutical association shall ~~may~~ recommend five names for each ~~appointment~~ pharmacist to be made, from which list the governor may select appointed .

Sec. 27. Minnesota Statutes 1971, Section 151.27, is amended to read:

151.27 [DEPOSIT OF FEES.] All fees received by the board under this chapter shall be forthwith deposited with the state treasurer to be kept in a separate fund, which shall be under the control and for the use of the board deposited in the general fund in the state treasury together with any unexpended balance in the special fund of the board as of July 1, 1973 . All expenditures of the board and all expenses necessarily paid or incurred thereby, in

the exercise of its powers or the performance of its duties under this chapter, shall be paid out of this fund. Payments out of the fund shall be made only upon written orders issued and signed by the secretary of the board. ~~No expense shall be incurred by the board in excess of the revenue derived from such fees~~ *The expenses of administering sections 151.01 to 151.40 shall be paid from the appropriations made to the state board of pharmacy .*

Sec. 28. Minnesota Statutes 1971, Section 153.02, is amended to read:

153.02 [GOVERNOR TO APPOINT MEMBERS.] The governor shall appoint a state board of podiatry examiners and registration consisting of *two public members as defined for purposes of this act and five members who shall be resident podiatrists of good standing in their profession; each member shall serve five years and until his successor is appointed and has qualified , provided that the initial two public members shall serve four and five year terms respectively .*

Sec. 29. Minnesota Statutes 1971, Section 153.03, is amended to read:

153.03 [APPLICATION FOR REGISTRATION; FEES.] Application for registration shall be made upon blanks furnished by the board and signed and sworn to by the applicant.

All fees received by the board shall once a month be paid by its secretary into the state treasury *and credited to the general fund together with any unexpended balance in the special fund of the board as of July 1, 1973. The expenses of administering sections 153.01 to 153.15 shall be paid from the appropriations made to the state board of podiatry .*

Sec. 30. Minnesota Statutes 1971, Section 153.12, is amended to read:

153.12 [COMPENSATION AND EXPENSES.] Each member of the board shall receive ~~25~~ \$35 for every day actually spent in the performance of his duties in connection with the provisions of this chapter and the *ordinary and necessary traveling expenses actually incurred, not exceeding five cents per mile each way in the same amount and manner as state employees.* Such compensation and ~~traveling~~ expenses and any incidental expenses necessarily incurred by the board or any members thereof shall, if approved by the board, be paid from ~~the state treasury, but only from the fees received under the provisions of this chapter and paid into the state treasury by the board appropriated funds.~~

Sec. 31. Minnesota Statutes 1971, Section 154.22, is amended to read:

154.22 [BOARD OF BARBER EXAMINERS CREATED; TERMS.] A board, to be known as the board of barber examiners, is established to consist of ~~three~~ *four* members appointed by the governor. ~~Each member~~ *Three of such members shall be a practical barber barbers who has have followed the occupation of a barber in this state for at least five years immediately prior to his their*

appointment ; Each member shall be a graduate graduates from the eighth grade of a grammar school, or have an equivalent education ; ; and ~~must shall~~ have knowledge of the matters to be taught in approved schools of barbering, as set forth in section 154.07 ; and shall be qualified and competent to pass upon all matters likely to come before the board . *The remaining member of the board shall be a public member as defined for purposes of this act.* One of the members shall be a member of, or recommended by, a union of journeymen barbers which shall have existed at least two years, and one shall be a member of, or recommended by, the master barbers association of Minnesota.

The members of the board shall serve for three years. The governor may remove a member for cause.

Members appointed to fill vacancies caused by death, resignation, or removal shall serve during the unexpired term of their predecessors. The present members of the board of barber examiners shall remain in office until the completion of their respective terms.

Sec. 32. Minnesota Statutes 1971, Section 154.23, is amended to read:

154.23 [OFFICERS; COMPENSATION; REPORTS.] The board of barber examiners shall elect a chairman and secretary. It shall adopt and use a common seal for the authentication of its orders and records.

The secretary shall keep a record of all proceedings of the board and turn over to the state treasurer all moneys collected at least once a month and fees collected pursuant to this chapter which shall be credited to the general fund in the state treasury together with the unexpended balance in any special account of the board as of July 1, 1973. The expenses of administering sections 154.01 to 154.26 shall be paid from the appropriations made to the state board of barber examiners .

Each member of the board shall give a bond in the sum of \$5,000, with sureties to be approved by the secretary of state, conditioned for the faithful performance of his duties and take the oath provided by law for public officers.

A majority of the board, in meeting duly assembled, may perform and exercise all the duties and powers devolving upon the board.

The secretary shall receive as compensation \$9,000 per annum and the other members of the board shall receive a compensation of \$35 per day for each day of actual service, but not to exceed 20 days in any calendar month nor 100 days in any calendar year, in discharge of their duties as such. All members of the board shall receive necessary traveling expenses incurred in the discharge of their duties. ~~Salaries and expenses are to be paid out of the fund created by fees collected in the administration of this chapter.~~ Each member of the board of barber examiners is entitled to sick leave and vacation leave with pay to be computed in the manner prescribed by the civil service rules. Each member shall file monthly with the secretary a complete report showing his activities dur-

ing the preceding month, stating in detail the places, shops, or schools visited or inspected by the member. On or before October 1 in each even numbered year the board shall make a biennial report to the governor containing a full statement of the receipts and disbursements of the board and a full statement of its doings and proceedings during the preceding two fiscal years, with such recommendations as it may deem expedient.

The board shall have authority to employ such inspectors, clerks, deputies, and other assistants as it may deem necessary to carry out the provisions of this chapter.

~~Any funds in the state treasury to the credit of the present board of barber examiners shall be transferred to, and made available for use by, the board established under the provisions of this chapter.~~

Sec. 33. Minnesota Statutes 1971, Section 155.04, is amended to read:

155.04 [BOARD OF EXAMINERS.] For the purposes of this chapter, there is hereby created and established a board, to be known by the name and style of the Minnesota state board of cosmetology, which shall consist of ~~three~~ *four* members, *one of whom shall be a public member as defined for purposes of this act*, not more than two of whom shall reside in cities of the first class and all of whom shall reside in the state ; ~~and have an official seal .~~

Sec. 34. Minnesota Statutes 1971, Section 155.05, is amended to read:

155.05 [MEMBERS OF BOARD.] The governor shall appoint the members of the Minnesota state board of cosmetology ; ~~each~~ . *Three of whom* ~~such members shall have an official seal~~, shall have had five years of experience within the last seven years and practice in this state in the occupation and practices as named within this chapter, and ~~who is a~~ *shall be* senior instructor instructors or ~~has have~~ the qualifications to take the examination therefor, prior to the first appointment, one to serve one year, one to serve two years, and one to serve three years, or until their successors are duly appointed and have qualified, and thereafter the term of each *such* member shall be three years. The governor may remove any member of the board with or without cause. The board members shall be citizens of this state and not members of, nor affiliated with, any school duly approved and teaching the practices, as defined herein, while a member of the board, nor shall any two members of the board be graduates of the same school, or system of schools, teaching the practices, as defined herein. Each member of the board shall take the oath provided by law for public officers.

Sec. 35. Minnesota Statutes 1971, Section 155.18, Subdivision 1, is amended to read:

155.18 [DISPOSAL OF FEES.] Subdivision 1. All fees, as provided in this chapter, shall be paid in advance to the board and deposited in the state treasury and credited to the ~~board~~ *general fund together with the unexpended balance in any special account*

of the board as of July 1, 1973. The expenses of administering sections 155.01 to 155.21 shall be paid from the appropriations made to the Minnesota state board of cosmetology . These funds shall be disbursed by the board only on the order of the president of the board and in payment of expenses lawfully incurred and approved by the board and with the approval of the department of administration in these cases set forth heretofore where such approval is required. On the failure to pass an examination for license the fee paid shall not be returned to the applicant, but any time within one year after such failure such applicant may present himself and take a second examination without the payment of any additional license fee.

Sec. 36. Minnesota Statutes 1971, Section 156.01, Subdivision 1, is amended to read:

156.01 [STATE VETERINARY EXAMINING BOARD.] Subdivision 1. There is hereby created a state veterinary examining board which shall consist of *two public members as defined for purposes of this act and five qualified veterinarians* appointed by the governor. Each appointee shall be a resident of the state of Minnesota, *and the veterinarian members of the board shall have practiced veterinary medicine in this state for at least five years prior to his their appointment ; and shall be a graduate graduates* of a reputable veterinary college. Each member of the board shall be appointed for a term of five years and until his successor is appointed and qualifies; provided, that the first board appointed by the governor pursuant to this chapter shall consist of five members, who shall hold office for one, two, three, four, and five years, respectively. *The initial public members of the board shall be appointed for four and five year terms respectively.* Vacancies occurring during an appointed term shall be filled by the governor for the unexpired term.

Sec. 37. Minnesota Statutes 1971, Section 156.01, Subdivision 2, is amended to read:

Subd. 2. Whenever the occasion arises pursuant to this chapter for the appointment of a *veterinarian* member of the board by the governor the board of trustees of the Minnesota state veterinary medical society ~~shall may~~ recommend to the governor, at least 30 day in advance of the date that the appointment is to be made, three veterinarians qualified to serve on the board for each appointment so to be made ~~and the governor may appoint one of these persons so recommended to fill the vacancy .~~

Sec. 38. Minnesota Statutes 1971, Section 156.14, is amended to read:

156.14 [FUNDS PAID TO STATE TREASURER.] All fees collected on behalf of the veterinary examining board, as provided by this chapter, and all receipts of every kind or nature received by the board shall be collected by the treasurer of the board and by him deposited in the state treasury and credited to the ~~board~~ *general fund, together with the unexpended balance in any special account of the board as of July 1, 1973. The expenses of administering sections 156.001 to 156.14 shall be paid from the appro-*

priations made to the state veterinary examining board. Such fund shall be known as the state veterinary examining board fund and shall be under the sole and exclusive jurisdiction of the board for the purposes of carrying out the provisions of this chapter. All money in the state treasury credited to the state veterinary examining board fund is annually appropriated to the board for the purposes of carrying out the provisions of Minnesota Statutes, Chapter 156.

Sec. 39. Minnesota Statutes 1971, Section 326.04, is amended to read:

326.04 [STATE BOARD OF REGISTRATION FOR ARCHITECTS, ENGINEERS, AND SURVEYORS.] To carry out the provisions of sections 326.02 to 326.15 there is hereby created a state board of registration for architects, engineers, and land surveyors (hereinafter called the board) consisting of ~~nine~~ fifteen members, who shall be appointed by the governor. Three members shall be registered architects, five members shall be registered engineers and , one member shall be a registered land surveyor and six members shall be public members as defined for purposes of this act . Not more than one member of said board shall be from the same branch of the profession of engineering. The members of the first board shall be appointed to serve for the following terms: two members for one year; two members for two years; two members for three years; and one member for four years, said term ending on the first day of January of the succeeding years. On the expiration of each of said terms the term of office of each newly appointed or reappointed member of the board shall be for a period of four years and 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. The two engineering members of the board added by this amendment shall be appointed for the following term: one for a term ending on the first day of January of the next succeeding year, and one for a term ending on the first day of January of the second succeeding year following his appointment. Thereafter their successors shall be appointed for a term of four years as provided for the other members of the board. *Each public member of the board shall be appointed for a term of four years, provided that of the initial public members appointed two shall serve for a term of one year, two shall serve for a term of two years, and two shall serve for a term of three years.* The governor may remove any member of the board for misconduct, incompetency or neglect of duty. Vacancies in the membership of the board, however created, shall be filled by appointment by the governor for the unexpired term.

Sec. 40. Minnesota Statutes 1971, Section 326.05, is amended to read:

326.05 [QUALIFICATIONS OF BOARD MEMBERS.] Each member of the board shall be a citizen of the United States and a resident of this state at the time of his appointment. ~~He~~ *Each member except the public members* shall have been engaged in the practice of his profession for at least ten years and shall have

been in responsible charge of work for at least five years. *He Each such member* shall be a member in good standing of a recognized society of architects, engineers, or land surveyors; and, except as provided in section 326.06, shall be a registered architect, registered engineer, or registered land surveyor.

Sec. 41. Minnesota Statutes 1971, Section 326.08, Subdivision 1, is amended to read:

326.08 [FEES, DISPOSAL OF; PAY OF BOARD MEMBERS; BONDS.] Subdivision 1. All fees and other moneys accruing from the operation of sections 326.02 to 326.15 shall be paid to the board and shall be used for the purposes of sections 326.02 to ~~326.16~~ credited to the general fund in the state treasury together with any unexpended balance in a special fund of the board as of July 1, 1973. *The expenses of administering sections 326.02 to 326.16 shall be paid from the appropriation made to the state board of registration for architects, engineers and surveyors . The expenses of the board shall be paid by voucher made by the secretary-treasurer and approved by the chairman. Each member of the board shall receive \$35 for each day or portion thereof that he attends a meeting of the board or is otherwise engaged in performing official business of the board. The members of the board shall be reimbursed for ordinary and actual expenses incurred in travel to and from meetings and for expenditures for hotel bills, meals, stationery, postage, printing, typewriting, and the like necessary expenses incurred in the performance of their duties in the same amount and manner as state employees .*

Sec. 42. Minnesota Statutes 1971, Section 326.17 is amended to read:

326.17 [STATE BOARD OF ACCOUNTANCY.] A board of examiners, to be known as the state board of accountancy, is hereby created to carry out the purposes and enforce the provisions of sections 326.17 to 326.23. It shall consist of ~~five~~ seven citizens of this state to be appointed by the governor, *two of whom shall be public members as defined for purposes of this act and who five of whom shall be the holders of certificates issued under the provisions of sections 326.17 to 326.23 ; and . Each member shall hold office until the expiration of their respective terms and until their successors are appointed and have qualified. The members of the state board of accountancy in office on June 30, 1962, shall continue in office for the remainder of their respective unexpired terms, which terms expire on December 31 of successive years. If a member is unable or unwilling to complete the term for which he was appointed, the governor shall appoint a member for the remainder of his term. The initial terms of the public members of the board shall be for four and five years respectively. Upon the expiration of any term, the governor shall appoint a member of the board for a term of five years.*

Sec. 43. Minnesota Statutes 1971, Section 326.18, is amended to read:

326.18 [BOARD, DUTIES, OFFICERS, EXAMINATIONS, REPORT.] A majority of the board shall constitute a quorum. The

board shall elect one of its number as chairman, another as vice chairman, and another as secretary and treasurer, who shall hold their respective offices for a term of one year and until their successors are elected. The affirmative vote of ~~three~~ *four* members of the board shall be considered as the action of the board. The board shall enforce the standard of general education; the standard of special education in the science and art of accounting; the standard of moral character and general public experience, as prescribed in sections 326.17 to 326.23, in all examination conducted thereunder. The board shall make rules and regulations for the conduct of applicants' examinations and the character and scope of such examinations, the method and time of filing applications for examinations and their form and contents, and all other rules and regulations proper to carry into effect the purposes of sections 326.17 to 326.23. All such examinations shall be conducted by the state board of accountancy. The time and place of holding examinations shall be advertised for not less than three consecutive days in one daily newspaper published in each of the counties where the examinations are to be held, and not less than 20 days prior to the date of each examination. The examinations shall take place as often as may be convenient in the opinion of the board, but not less than once in each year. The board may make further rules and regulations, including but not limited to rules of professional conduct, pertaining to corporations practicing public accounting which it deems consistent with or required by the public welfare.

The board shall keep records of its proceedings, an accurate list of all applications made, certificates issued, certificates registered, and certificates revoked, and shall keep proper financial records in which there shall be entered a complete statement of the cash receipts and disbursements. It shall adopt and provide itself with a seal with a band inscribed "Certified Public Accountant, State of Minnesota," with the coat of arms of Minnesota in the center, which seal shall be affixed to each certificate issued or registered under sections 326.17 to 326.23. All records of the board shall be open to the inspection of the public at the office of its secretary. It shall report biennially, on or before October 1 in each even numbered year to the governor for the two preceding fiscal years, as follows:

- (1) Its receipts and disbursements;
- (2) Names of persons to whom certificates have been issued;
- (3) Names of all persons whose certificates have been revoked;
- (4) Recommendations, if any, for new legislation; and
- (5) Such other matters as the board may deem proper.

Sec. 44. Minnesota Statutes 1971, Section 326.22, Subdivision 3, is amended to read:

Subd. 3. [EXPENSES OF ADMINISTRATION.] ~~From the fees collected under sections 326.17 to 326.23~~ The board shall pay all *ordinary and necessary* expenses incident to the examinations, hearings, and expense of issuing certificates, traveling expenses of

the board while performing their duties in the same amount and manner as state employees. The fees collected under sections 326.17 to 326.23 shall be paid into the state treasury and credited to the general fund together with the unexpended balance in any special fund of the board as of July 1, 1973. The expenses of administering sections 326.17 to 326.23 shall be paid from appropriations made to the state board of accountancy. The members of the board of accountancy shall be paid \$35 per day spent in the performance of their duties and all necessary expenses incurred in the performance of their duties.

Sec. 45. Minnesota Statutes 1971, Section 326.241, Subdivision 1, is amended to read:

326.241 [STATE BOARD OF ELECTRICITY.] Subdivision 1. [COMPOSITION.] The state board of electricity shall consist of ~~seven~~ nine members, residents of the state, appointed by the governor with the advice and consent of the senate, each for a term of five years, *except that the initial public members shall serve four and five year terms respectively* and until his successor qualifies, of whom at least two shall be representatives of the electrical suppliers in the rural areas of the state, two shall be master electricians, who shall be contractors, two journeyman electricians, and one a registered consulting electrical engineer and two public members as defined for purposes of this act.

Sec. 46. Minnesota Statutes 1971, Section 326.241, Subdivision 3, is amended to read:

Subd. 3. [COMPENSATION AND FINANCES.] Each member of the board shall be paid compensation of \$35 per day for each day spent in performance of his duties, plus *actual ordinary and necessary expenses in the same amount and manner as state employees*. Compensation and expenses shall not be paid for more than twenty-four days in any calendar year, exclusive of days spent in actual attendance at required public hearings on matters before the board in regard to rules and regulations, appeals, or license proceedings. All fees collected under the provisions of Laws 1967, Chapter 602 are ~~annually appropriated to the board for its use and, on or before October 1 of each year, the board shall report, in writing, to the governor and the commissioner of administration its receipts and disbursements for the preceding twelve months~~ to be credited to the general fund in the state treasury along with any unexpended balance in a special fund of the board as of July 1, 1973. *The expenses of administering sections 326.241 to 326.339 shall be paid from appropriations made to the state board of electricity.*

Sec. 47. Minnesota Statutes 1971, Section 326.541, is amended to read:

326.541 [BOARD OF EXAMINERS IN WATCHMAKING.] (1) There is created a board to be known as the "Minnesota Board of Examiners in Watchmaking," whose duties it shall be to administer the provisions of Laws 1943, Chapter 474. Such board shall consist of ~~five~~ seven members, appointed by the governor ~~within 60 days after the effective date of Laws 1943, Chapter 474~~. All persons so appointed shall have been resident of this state and

five such members shall have actually engaged in watchmaking, as defined in section 326.01, subdivision 20, for at least five years immediately preceding the time of their appointment. The remaining members shall be public members as defined for purposes of this act. Each member of the board shall hold office for four years and until his successor shall be appointed, and qualifies, except that in the first appointments three members shall be appointed for four years, two for two years, and the term of office in such case shall be designated by the governor at the time of the appointment. The board of five ~~seven~~ shall ~~consist of not have at least less than~~ two employees as members. The initial public members shall serve terms of three and four years respectively .

(2) The board shall choose annually, one of its members as president and one as secretary, who shall severally have power to administer oaths and take affidavits certifying thereto under the seal of the board. The board shall meet at such times and places as the officers may direct. A majority of the board shall constitute a quorum. The secretary shall give such bond as the board shall determine to be proper. The secretary shall keep a full record of its proceedings, which shall be open to inspection at all reasonable times. The members and officers of the board shall be paid a per diem of ~~\$25~~ \$35 for time spent in the performance of ~~his~~ their duties but not to exceed in one year the total sum of ~~\$750~~ \$950 ; ~~also they shall be paid mileage of 7½ cents per mile, and actual and necessary expenses for lodging and meals and they shall receive ordinary and necessary expenses in the same amount and manner as state employees .~~ The secretary, in addition to such per diem and expenses, may be paid an annual salary not to exceed \$2,500. All expenses ~~connected with the operation of the board shall be defrayed from the revenue derived from the licenses, renewals, and examination fees.~~

(3) The board shall establish suitable and proper uniform apprenticeship regulations; may retain administrative or legal counsel, if it deems needed or proper; and to appoint one clerk or assistant to the secretary, exempt from civil service, and to fix the salary therefor.

(4) The secretary shall collect the fees and shall pay the same into the state treasury, to be ~~kept by the state treasurer in a fund entitled "Watchmakers' fund,"~~ credited to the general fund together with any unexpended balance in a special fund of the board as of July 1, 1973. The secretary shall draw by warrant for necessary expenses ~~which shall be paid from said fund .~~ The expenses of administering sections 326.54 to 326.546 shall be paid from appropriations made to the Minnesota board of examiners in watchmaking.

Sec. 48. Minnesota Statutes 1971, Section 341.01, is amended to read:

341.01 [CREATION.] There is hereby created the state ~~athletic boxing~~ commission, to consist of ~~five~~ seven commissioners, citizens of this state, ~~two of whom shall be public members as defined for purposes of this act,~~ who shall be appointed by the governor and hold office for a term of three years, except as hereinafter

provided, and until their successors are appointed and have qualified.

Sec. 49. Minnesota Statutes 1971, Section 341.02, is amended to read:

341.02 [GOVERNOR TO APPOINT.] The governor shall appoint as members of this commission one commissioner for a term of one year, two commissioners for a term of two years, and two commissioners for a term of three years such term to commence on the first day of the month following such appointments. *The initial public members appointed to the board shall serve two and three year terms respectively, such terms to commence on the first day of the month following such appointment.* Any vacancy in office shall be filled by appointment by the governor for the unexpired portion of the term. No commissioner shall directly or indirectly promote any boxing or sparring exhibition or directly or indirectly engage in the managing of any boxer or be interested in any manner in any proceeds from any boxing match.

Sec. 50. Minnesota Statutes 1971, Section 341.03, is amended to read:

341.03 [COMPENSATION; EXPENSES.] Each commissioner shall receive \$25 \$35 for each meeting of the commission he attends, plus mileage, ~~also expenses actually and necessarily incurred in the performance of his duties ordinary and necessary expenses in the same amount and manner as state employees~~, but he shall not be paid for attending more than 22 such meetings in any calendar year.

Sec. 51. Minnesota Statutes 1971, Section 341.06, is amended to read:

341.06 [MONEYS PAID INTO STATE TREASURY.] The commission shall pay into the state treasury all moneys collected by it. ~~The sum of \$20,000 is appropriated to the commission annually for the purposes of chapter 341~~ *The expenses of administering sections 341.01 to 341.15 shall be paid for from appropriations made to the state boxing commission.*

Sec. 52. Minnesota Statutes 1971, Section 386.63, Subdivision 1, is amended to read:

386.63 [MINNESOTA ABSTRACTERS BOARD OF EXAMINERS.] Subdivision 1. There is hereby created a board to be known as the "Minnesota Abstracters Board of Examiners," whose duties it shall be to administer the provisions of sections 386.61 to 386.76. The board shall consist of ~~five~~ *seven* members to be appointed by the governor of the state ~~within 60 days after July 1, 1957~~. Four persons so appointed shall be residents of this state and actually engaged in the business of making abstracts of title to real estate for at least five years immediately preceding the time of their appointment, but no more than one such member shall be from a county containing a city of the first class. The fifth member of the board shall be an attorney at law admitted to practice in the state of Minnesota. *The remaining members shall be public members as defined for purposes of this act.* Each member of the board

shall qualify by taking the oath provided by law for public officers and shall hold office for six years until his successor shall be appointed and qualified, except that for the first *five* appointments, two members shall be appointed for two years, two for four years, and one for six years, and the term of office in such case shall be designated by the governor at the time of the appointment. *The initial two public members shall serve terms of five and six years respectively.* Vacancies caused by death, resignation, expiration of the term of public office to which a board member has been appointed or elected, or otherwise shall be filled by the governor for the unexpired term of such member, proceedings, which shall be open to inspection at all reasonable times.

Sec. 53. Minnesota Statutes 1971, Section 386.63, Subdivision 5, is amended to read:

Subd. 5. Each member of the board shall be paid a per diem of \$5 \$35 for attendance of meetings and other service rendered ~~while absent from home~~ upon business connected with and authorized by the board, and in addition ~~mileage not to exceed seven cents for each mile traveled and actual expenses not to exceed \$5 per day,~~ as determined by the board *ordinary and necessary expenses in the same amount and manner as state employees .*

Sec. 54. Minnesota Statutes 1971, Section 386.64, is amended to read:

386.64 [MINNESOTA ABSTRACTERS BOARD OF EXAMINERS REVOLVING FUND.] ~~Subdivision 1. There is hereby created the Minnesota Abstracters Board of Examiners Revolving Fund, and all moneys therein are hereby appropriated to the Minnesota Abstracters Board of Examiners for the administration and enforcement of sections 386.61 to 386.76. All receipts derived from the administration of sections 386.61 to 386.76 shall be deposited in the general fund together with any unexpended balance of any special fund of the board as of July 1, 1973. The expenses of administering sections 386.61 to 386.76 shall be paid from appropriations made to the Minnesota abstracters board of examiners.~~

Subd. 2. ~~Such fund shall consist of any amount appropriated thereto by the legislature from the general fund, together with all receipts derived from the administration of sections 386.61 to 386.76, which the board is hereby directed to deposit in the state treasury to the credit of such fund.~~

Subd. 3. ~~Such fund shall be in the state treasury and the moneys therein shall be paid out in the manner prescribed by law for moneys in the state treasury.~~

Subd. 4. ~~If at any time in the future there is a sum in the said revolving fund an amount sufficient to reimburse the general fund of any amounts previously appropriated therefrom in accordance with sections 386.61 to 386.76 over and above any liabilities or encumbered funds, there shall be transferred from such revolving fund an amount sufficient to reimburse the general fund and the state auditor and state treasurer are authorized and directed to make the necessary entries upon their books.~~

Subd. 5. After the repayment to the general fund referred to in subdivision 4, at the end of any fiscal year thereafter on June 30, there shall be transferred to the general fund from said revolving fund an amount equal to the amount of the unencumbered balance of said revolving fund at midnight of the preceding April 30.

Sec. 55. Minnesota Statutes 1971, Section 481.01, is amended to read:

481.01 [BOARD OF LAW EXAMINERS; EXAMINATIONS.] The supreme court shall, by rule from time to time, prescribe the qualifications of all applicants for admission to practice law in this state, and shall appoint a state board of law examiners, which shall be charged with the administration of such rules and regulations and with the examination of all applicants for admission to practice law. The board shall consist of not less than three, nor more than seven, attorneys at law, who shall be appointed each for the term of three years and until his successor qualifies. The supreme court may fill any vacancy in the board for the unexpired term and in its discretion may remove any member thereof. The board shall have a seal and shall keep a record of its proceedings, of all applications for admission to practice, and of persons admitted to practice upon its recommendation. At least two times a year the board shall hold examinations and report the result thereof, with its recommendations, to the supreme court. Upon consideration of such report, the supreme court shall enter an order in the case of each person examined, directing the board to reject him or to issue to him a certificate of admission to practice. The board shall have such officers as may, from time to time, be prescribed and designated by the supreme court. The fee for examination shall be fixed, from time to time, by the supreme court, but shall not exceed \$50. Such fees, and any other fees which may be received pursuant to such rules as the supreme court may promulgate governing the practice of law shall be paid to the state treasurer and shall constitute a special fund in the state treasury. ~~The moneys in such fund are appropriated annually to the supreme court for the payment of compensation and expenses of the members of the board of law examiners and for otherwise regulating the practice of law. The moneys in such fund shall never cancel. Payments therefrom shall be made by the state treasurer, upon warrants of the state auditor issued upon vouchers signed by one of the justices of the supreme court be credited to the general fund along with any unexpended balance in a special fund of the board or supreme court as of July 1, 1973.~~ The members of the board shall have such compensation and such allowances for expenses as may, from time to time, be fixed by the supreme court. *The expenses of administering the provisions of sections 481.01 to 481.17 shall be paid from appropriations made to the state board of law examiners upon vouchers signed by one of the justices of the supreme court.*

Sec. 56. *Any board of professional responsibility established by rule of the Minnesota supreme court whose function is recommending the discipline of attorneys at law shall be composed of nine members learned in the law and six public members as defined*

for purposes of this act. Members shall be appointed by the court for four year terms; provided that of the public members first appointed, two shall serve a one year term, two shall serve a two year term, and two shall serve a three year term. Any funds now collected by the clerk of the Minnesota supreme court from attorneys at law as a registration fee and used to defray the costs of the board of law examiners and the board of professional responsibility shall be paid by the clerk of the Minnesota supreme court into the general fund in the state treasury together with the unexpended balance of any special fund pertaining thereto. The cost of administering the laws and rules of court applicable to the licensing and discipline of attorneys at law shall be paid for by general appropriation made to the supreme court. The members of the board of professional responsibility shall receive a per diem payment of \$35 for activity directly connected with board activity as well as their actual and necessary expenses in the same manner and amount as state employees.

Sec. 57. "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 does not have or has never 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. 58. All state examining and licensing boards shall use national standardized tests for the objective, nonpractical portion of any examination given to prospective licensees to the extent that such national standardized tests are appropriate, except when the subject matter of the examination relates to the application of Minnesota law to the profession or calling being licensed.

Sec. 59. [DEFINITIONS.] Subdivision 1. The words defined in this section for purposes of sections 59 through 62 have the meanings given them unless the context clearly requires otherwise.

Subd. 2. "Health related licensing board" means the board of examiners of nursing home administration established pursuant to Minnesota Statutes, Section 144.952, the board of examiners in basic sciences established pursuant to Minnesota Statutes, Section 146.03, the state board of medical examiners created pursuant to Minnesota Statutes, Section 147.01, the Minnesota board of nursing created pursuant to Minnesota Statutes, Section 148.181, the state board of chiropractic examiners established pursuant to Minnesota Statutes, Section 148.02, the licensed practical nurses examining board created pursuant to Minnesota Statutes, Section 148.296, the state board of optometry established pursuant to Minnesota Statutes Section 148.52, the state examining committee for physical therapists established pursuant to Minnesota Statutes, Section 148.66, the state board of dentistry established pursuant to Minnesota Statutes, Section 150A.02, the state board of pharmacy established pursuant to Minnesota Statutes, Section 151.02, the state board of podiatry examiners and registration established pursuant to Minnesota Statutes, Section 153.02, and the state veterinary examining board, established pursuant to Minnesota Statutes, Section 156.01.

Subd. 3. "Non-health related licensing board" means the state board of examiners of psychologists established pursuant to Minnesota Statutes, Section 148.79 or its successor board, the board of barber examiners established pursuant to Minnesota Statutes, Section 154.22, the state board of cosmetology examiners established pursuant to Minnesota Statutes, Section 155.04, the state board of architects, engineers and land surveyors established pursuant to Minnesota Statutes, Section 326.04, the state board of accountancy established pursuant to Minnesota Statutes, Section 326.17, the state board of electricity established pursuant to Minnesota Statutes, Section 326.241, the Minnesota board of examiners in watchmaking established pursuant to Minnesota Statutes, Section 326.541, the state boxing commission established pursuant to Minnesota Statutes, Section 341.02, the Minnesota abstracters' board of examiners established pursuant to Minnesota Statutes, Section 386.63, the state board of law examiners established pursuant to Minnesota Statutes, Section 481.01, and the board of professional responsibility established by rule of the Minnesota supreme court.

Sec. 60. [SERVICES.] Subdivision 1. It shall be the duty of the commissioner of administration with respect to the health related licensing boards and non-health related boards to provide at a central location suitable offices and other space, joint conference and hearing facilities, examination rooms, and the following administrative support services: purchasing service, accounting service, advisory personnel services, data processing, duplicating, mailing services, automated printing of license renewals, and such other similar services of a housekeeping nature as are generally available to other agencies of state government. With respect to the health related licensing boards, the commissioner of administration shall consult with the state board of health.

Subd. 2. The health related licensing boards with respect to the board of health and the non-health related licensing boards with respect to the department of administration shall be required to provide compensation for the reasonable costs associated with providing the services required by subdivision 1 of this section. Such compensation shall be based upon biennial budgeting statements prepared by each licensing board. Transfers of funds to the accounts of the state board of health with respect to the health related boards and to the account of the department of administration with respect to the non-health related boards shall be made on the first day of each quarter of the biennium for services to be furnished, and all funds so transferred shall be deposited to the account of the board of health and the department of administration respectively.

Sec. 61. Nothing in sections 59 to 62 shall be construed to limit the powers granted to the health related boards or the non-health related boards in their enabling legislation.

Sec. 62. Minnesota Statutes 1971, Section 45.16, Subdivision 3, is repealed.

Sec. 63. [FEES.] Notwithstanding any law to the contrary, all health related licensing boards as defined in section 59 of this act

and all non-health related licensing boards as defined in section 59 of this act, acting pursuant to the administrative procedures act, may, with the approval of the legislative advisory committee, increase the fee for the renewal of a license or certificate a sufficient amount so that the total fees collected by each board will as closely as possible equal anticipated expenditures.

Sec. 64. [EFFECTIVE DATE.] *The provisions of this act except section 60 shall be effective July 1, 1973. Section 60 shall be effective January 1, 1974.*"

Further, amend the title by striking lines 2 through 5 and inserting in lieu thereof the following:

"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; 147.05; 148.03; 148.07, Subdivisions 2 and 3; 148.181; 148.201; 148.241; 148.29, Subdivisions 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; 326.08, 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."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1117: A bill for an act relating to game and fish; permanent fishing licenses for dependents of certain veterans; amending Minnesota Statutes 1971, Section 98.47, Subdivision 16.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 15, after "spouse" strike "or any dependent minor child"

Page 1, line 17, after "spouse" strike "or dependent"

Page 1, line 18, strike "minor child"

Page 1, lines 20 to 23, strike new language.

Amend title, line 3, strike "dependents" and insert in lieu thereof "the spouse"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1583: A bill for an act relating to agriculture; promotion of agricultural commodities; amending Minnesota Statutes 1971, Section 17.54, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 1137, 362, 610, 1130, 425, 1084, 1268, 78, 821, 356, 263 and 1218 for comparison to companion Senate Files, reports the following House Files were found identical and recommends the House Files be given their Second Reading and substituted for its companion Senate File as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1084	1011	1137	1244		
1268	1207	362	383		
		610	564		
		1130	1115		
		425	396		
		78	299		

And that the above Senate Files be indefinitely postponed.

The following House Files were found not identical with their companion Senate Files as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
821	728	263	784		
356	218				
1218	1234				

Pursuant to Rule 49 the Committee recommends that H. F. No. 821 be amended as follows:

Page 27, line 24, after "1973" insert a comma

Page 28, line 5, strike "patrolmen's" and insert in lieu thereof "patrol"

Page 28, line 8, after "system" delete the comma

And when so amended, H. F. No. 821 will be identical to S. F. No. 728 and further recommends that H. F. No. 821 be given its second reading and substituted for S. F. No. 728 and S. F. No. 728 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 356 be amended, as follows:

Page 1, line 20, after "(1)" insert a comma

Page 1, line 21, after "requirement" insert a comma

Page 14, line 13, after "subdivision 2" insert a comma

Page 14, line 14, after "*subdivision 1*" insert a comma

Page 19, delete lines 25 and 26

And when so amended, H. F. No. 356 will be identical to S. F. No. 218 and further recommends that H. F. No. 356 be given its second reading and substituted for S. F. No. 218 and S. F. No. 218 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 1218 be amended, as follows:

Page 55, line 23, after "*day*" insert "*next*"

Page 55, line 24, strike "*the*" and insert in lieu "*its*"

And when so amended, H. F. No. 1218 will be identical to S. F. No. 1234 and further recommends that H. F. No. 1218 be given its second reading and substituted for S. F. No. 1234 and S. F. No. 1234 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 263 be amended as follows:

Page 1, line 8, strike "or any other law"

And when so amended, H. F. No. 263 will be identical to S. F. No. 784 and further recommends that H. F. No. 263 be given its second reading and substituted for S. F. No. 784 and S. F. No. 784 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 458, 1123, 1186, 70, 178, 482 and 221 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. No. 458 to the Committee on Education.

H. F. Nos. 70 and 178 to the Committee on Finance.

H. F. No. 482 to the Committee on Health, Welfare and Corrections.

H. F. No. 221 to the Committee on Judiciary.

H. F. Nos. 1123 and 1186 to the Committee on Labor and Commerce.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

APPOINTMENTS

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 765, pursuant to the request of the Senate, Messrs. Anderson, Brown, Chmielewski.

Mr. Davies moves that the foregoing appointments be approved. Which motion prevailed.

SECOND READING OF SENATE BILLS

S. F. Nos. 1117 and 1583 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 308, 1137, 362, 610, 1130, 425, 1084, 1268, 78, 821, 356, 263 and 1218 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Doty moved that H. F. No. 1056 be taken from the table. Which motion prevailed.

SUSPENSION OF RULES

Mr. Doty moved that an urgency be declared within the meaning of Article IV, Section 20, of the Constitution of Minnesota, with respect to H. F. No. 1056 and that the rules of the Senate be so far suspended as to give H. F. No. 1056 its second and third reading and placed on its final passage. Which motion prevailed.

H. F. No. 1056 was read the second time.

H. F. No. 1056: A bill for an act relating to public welfare; raising the age limitation on licensure of foster care facilities; amending Minnesota Statutes 1971, Section 257.081, Subdivision 6.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Chmielewski	Hansen, Mel	Kowalczyk	Novak
Arnold	Coleman	Hanson, R.	Krieger	Ogdahl
Ashbach	Conzemius	Hughes	Larson	Olhoft
Bang	Davies	Humphrey	Lewis	Olson, A. G.
Berg	Doty	Jensen	Lord	Olson, H. D.
Bernhagen	Dunn	Josefson	McCutcheon	Olson, J. L.
Blatz	Fitzsimons	Keefe, S.	Milton	O'Neill
Borden	Frederick	Kirchner	Moe	Patton
Brown	Gearty	Kleinbaum	Nelson	Perpich, A. J.
Chenoweth	Hansen, Baldy	Knutson	North	Perpich, G.

Pillsbury
Purfeerst
Renneke

Schaaf
Schrom
Sillers

Solon
Spear
Stokowski

Tennessen
Thorup
Ueland

Wegener
Willet

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Perpich, G. moved that the name of Mr. Keefe, S. be added as co-author to S. F. No. 1648. Which motion prevailed.

Mr. North moved that S. F. No. 1104 be withdrawn from the Committee on Labor and Commerce. Which motion prevailed.

Mr. North moved that S. F. No. 1104 be re-referred to the Committee on Local Government. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended that the General Orders Calendar be taken up at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Hansen, Mel in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Hansen, Mel reported that the committee had considered S. F. No. 415 which the committee recommends to pass.

S. F. No. 416, which the committee recommends to pass with the following amendment offered by Mr. Thorup:

Page 1, line 27, before the period insert the following: "*; provided that the license fee in cities and villages of over 10,000 population shall not exceed \$400; in cities and villages of between 5,000 and 10,000 population, the fee shall not exceed \$300; and in cities, villages, and boroughs of less than 5,000 population, the fee shall not exceed \$200*"

Page 2, restore lines 21 through 28 and further amend as follows:

Page 2, line 24, strike "\$1,000" and insert "\$1,500"

Page 2, line 27, strike "\$200" and insert "\$600"

Page 3, restore lines 1 and 2 and further amend as follows:

Page 3, line 1, strike "\$150" and insert "\$450"

Page 3, line 2, strike "\$100" and insert "\$300"

Page 3, strike line 3

H. F. No. 626, which the committee recommends to pass with the following amendments offered by Messrs. Thorup and Davies:

Mr. Thorup moved to amend H. F. No. 626, the printed bill, as follows:

Page 2, line 4, strike everything after "the" and insert in lieu thereof "*second and fourth judicial districts.*"

Page 2, strike line 5

Mr. Davies moved to amend H. F. No. 626, the printed bill as follows:

Page 1, line 2, strike "*Subdivision 1.*"

Page 2, strike lines 6 through 11

Amend the title as follows:

Second line of title, strike "providing for court reporters cost-of-living salary increases;"

Mr. Dunn moved to amend H. F. No. 626, the printed bill, as follows:

Page 2, line 3, strike everything after "superseded" and insert a period

Strike lines 4 and 5

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 24 and nays 39, as follows:

Those who voted in the affirmative were:

Arnold	Fitzsimons	Josefson	Olson, J. L.	Schrom
Berg	Frederick	Kirchner	Patton	Sillers
Bernhagen	Hansen, Baldy	Knutson	Perpich, A. J.	Solon
Brown	Hanson, R.	Kowalczyk	Perpich, G.	Willet
Dunn	Jensen	North	Renneke	

Those who voted in the negative were:

Anderson	Conzemius	Keefe, S.	Moe	Spear
Ashbach	Davies	Kleinbaum	Nelson	Stassen
Bang	Doty	Larson	Novak	Stokowski
Blatz	Gearty	Laufenburger	Olson, A. G.	Tennessen
Borden	Hansen, Mel	Lewis	O'Neill	Thorup
Chenoweth	Hughes	Lord	Pillsbury	Ueland
Chmielewski	Humphrey	McCutcheon	Purfeerst	Wegener
Coleman	Keefe, J.	Milton	Schaaf	

Which motion did not prevail. So the amendment was not adopted.

The question being taken on the committee recommendation,

And the roll being called, there were yeas 62 and nays 4, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Novak	Schrom
Arnold	Doty	Kleinbaum	Ogdahl	Solon
Ashbach	Fitzsimons	Knutson	Olhoft	Spear
Bang	Frederick	Kowalczyk	Olson, A. G.	Stassen
Berg	Gearty	Krieger	Olson, J. L.	Stokowski
Bernhagen	Hansen, Mel	Larson	O'Neill	Tennessen
Blatz	Hanson, R.	Laufenburger	Patton	Thorup
Borden	Hughes	Lewis	Perpich, A. J.	Ueland
Brown	Humphrey	Lord	Perpich, G.	Wegener
Chenoweth	Jensen	McCutcheon	Pillsbury	Willet
Chmielewski	Josefson	Milton	Purfeerst	
Coleman	Keefe, J.	Moe	Renneke	
Conzemius	Keefe, S.	Nelson	Schaaf	

Messrs. Dunn; Hansen, Baldy, North and Sillers voted in the negative.

Which motion prevailed.

And then, on motion of Mr. Hansen, Mel, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

PROTEST AND DISSENT

Pursuant to the provisions of Article IV, Section 16, of the Minnesota Constitution, the undersigned request that the following dissent and protest be spread on the Journal of the Senate.

The undersigned members of the Senate, dissent and protest the action of the Senate on House File No. 307, for the following reasons:

House File No. 307 is an invasion of privacy of the constitutional right of citizens to secure privately owned premises from uninvited solicitors and other callers.

As the Court said in *Watchtower Bible and Tract Society v. Metropolitan Life Insurance Company*, "there is no invitation either expressed or implied, to the public to enter into the common hallways of an apartment house for the purpose of using them as a forum in which to air one's views on any subject, be it religious, political or anything else" (69NYS₂385,393, affirmed 75 NYS₂81, 272 App. Div. 103, appeal denied 297 NY 805, certiorari denied 69 D Ct. 232, rehearing denied 69 S. Ct. 479).

For the above, and other pertinent reasons, the undersigned wish to make the foregoing a matter of public record and, therefore, call for this dissent to be spread on the pages of the Senate Journal.

(Signed) Messrs. Ashbach; Bang; Berg; Bernhagen; Blatz; Dunn; Fitzsimons; Frederick; Hansen, Baldy; Hansen, Mel; Hanson, R.; Jensen; Josefson; Keefe, J.; Kirchner; Knutson; Kowalczyk; Krieger; Larson; Nelson; Ogdahl; Olson, J. L.; O'Neill; Patton; Pillsbury; Purfeerst; Renneke; Schrom; Sillers; Stassen; Ueland.

RECESS

Mr. Coleman moved that the Senate do now recess until 4:00 o'clock p.m. Which motion prevailed.

The hour of 4:00 o'clock p.m. having arrived, the President called the Senate to order.

MEMBERS EXCUSED

Messrs. Krieger, Jensen and Pillsbury were excused from the Session of this afternoon.

CALL OF THE SENATE

Mr. Hansen, Baldy imposed a call of the Senate. The following Senators answered to their names:

Arnold	Dunn	Keefe, S.	Olhoff	Spear
Ashbach	Fitzsimons	Kirchner	Olson, A. G.	Stassen
Bang	Frederick	Kleinbaum	Olson, H. D.	Stokowski
Berg	Gearty	Kowalczyk	Olson, J. L.	Ueland
Bernhagen	Hansen, Baldy	Larson	Patton	Wegener
Borden	Hansen, Mel	Laufenburger	Perpich, A. J.	Willet
Brown	Hanson, R.	Lewis	Perpich, G.	
Chenoweth	Hughes	Lord	Purfeerst	
Coleman	Humphrey	North	Renneke	
Conzemius	Josefson	Novak	Schrom	

The Sergeant-at-Arms was instructed to bring in the absent members.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended that the General Orders Calendar be taken up at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS—CONTINUED

The Senate resolved itself into a Committee of the Whole, with Mr. Hughes in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Hughes reported that the committee had considered S. F. No. 425, which the committee recommends to pass.

S. F. No. 1010, which the committee recommends to pass with the following amendment offered by Mr. Solon:

Page 1, at the end of line 15, insert "*Provided, however, that no lien pursuant to this section shall be effective as to any payment made prior to the time that the lien is filed.*"

S. F. No. 942, which the committee recommends to pass with the following amendment offered by Mr. Renneke:

Page 1, line 12, strike "the chairman"

Line 13, strike "of"

Line 13, strike ", or any member of the county board"

Strike line 14

Line 15, before "pay" insert "to"

Line 15, after "incurred" insert "by them"

Line 16, strike everything after the period

Strike lines 17 through 19

Amend the title as follows:

Line 4, after "the" insert "members"

Line 5, strike "chairman"

S. F. No. 507, which the committee recommends to pass.

Mr. Kirchner moved to amend S. F. No. 507 as follows:

Page 7, line 21, reinstate the stricken language and strike the new language.

Page 9, strike lines 23 to 25

Amend the title as follows:

Line 10, strike "Sections" and insert in lieu thereof "Section"

Lines 11 and 12, strike all the language after "116.15" in line 11 and insert in lieu thereof a period

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 27 and nays 32, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Josefson	Nelson	Sillers
Bang	Fitzsimons	Keefe, J.	Ogdahl	Stassen
Berg	Frederick	Kirchner	Olson, J. L.	Ueland
Bernhagen	Hansen, Baldy	Knutson	O'Neill	
Blatz	Hansen, Mel	Kowalczyk	Patton	
Brown	Hanson, R.	Larson	Renneke	

Those who voted in the negative were:

Arnold	Gearty	Lord	Olson, H. D.	Tennessen
Borden	Hughes	Milton	Perpich, A. J.	Thorup
Chenoweth	Humphrey	Moe	Purfeerst	Wegener
Chmielewski	Keefe, S.	North	Schaaf	Willet
Coleman	Kleinbaum	Novak	Solon	
Conzemius	Laufenburger	Olhoft	Spear	
Doty	Lewis	Olson, A. G.	Stokowski	

Which motion did not prevail. So the amendment was not adopted.

Mr. Dunn moved to amend S. F. No. 507, first engrossment, as follows:

Page 3, lines 3 to 8, reinstate the stricken language and strike the new language.

Page 6, strike lines 21 to 28.

Page 7, strike lines 1 to 16.

Renumber the sections accordingly.

Amend the title in line 8 by striking "116.17, Subdivision 5,"

The question being taken on adoption of the amendment.

And the roll being called, there were yeas 26 and nays 34, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Josefson	Nelson	Stassen
Bang	Fitzsimons	Kirchner	Olson, J. L.	Ueland
Berg	Frederick	Knutson	O'Neill	
Bernhagen	Hansen, Baldy	Kowalczyk	Patton	
Blatz	Hansen, Mel	Larson	Renneke	
Brown	Hanson, R.	McCutcheon	Sillers	

Those who voted in the negative were:

Anderson	Doty	Lewis	Olhoft	Solon
Arnold	Gearty	Lord	Olson, A. G.	Spear
Borden	Hughes	Milton	Olson, H. D.	Tennessen
Chenoweth	Humphrey	Moe	Perpich, A. J.	Thorup
Chmielewski	Keefe, S.	North	Perpich, G.	Wegener
Coleman	Kleinbaum	Novak	Purfeerst	Willet
Conzemius	Laufenburger	Ogdahl	Schaaf	

Which motion did not prevail. So the amendment was not adopted.

The question being taken on the committee recommendation,

And the roll being called, there were yeas 56 and nays 5, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Olson, A. G.	Solon
Arnold	Dunn	Knutson	Olson, H. D.	Spear
Ashbach	Fitzsimons	Kowalczyk	Olson, J. L.	Stokowski
Berg	Frederick	Laufenburger	O'Neill	Tennessen
Bernhagen	Gearty	Lord	Patton	Thorup
Blatz	Hansen, Baldy	McCutcheon	Perpich, A. J.	Ueland
Borden	Hanson, R.	Milton	Perpich, G.	Wegener
Chenoweth	Hughes	Moe	Purfeerst	Willet
Chmielewski	Humphrey	North	Renneke	
Coleman	Keefe, J.	Novak	Schaaf	
Conzemius	Keefe, S.	Ogdahl	Schrom	
Davies	Kirchner	Olhoft	Sillers	

Those who voted in the negative were:

Brown	Hansen, Mel	Josefson	Larson	Stassen
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Which motion prevailed. So the committee recommends S. F. No. 507 to pass.

S. F. No. 642, which the committee recommends to pass with the following amendment offered by Mr. Ashbach:

Page 7, after line 12, insert:

"Sec. 11. [EFFECTIVE DATE.] The rules and regulations adopted pursuant to this act shall not apply until July 1, 1974."

Mr. Chmielewski moved to amend S. F. No. 642 as follows:

Page 1, line 30, after the period insert: "This law shall not apply to any land in incorporated areas of the state of Minnesota."

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 17 and nays 42, as follows:

Those who voted in the affirmative were:

Ashbach	Brown	Hansen, Baldy	Olson, H. D.	Willet
Berg	Chmielewski	Hanson, R.	Olson, J. L.	
Bernhagen	Fitzsimons	Josefson	Patton	
Blatz	Frederick	Kowalczyk	Schrom	

Those who voted in the negative were:

Anderson	Hansen, Mel	Lord	O'Neill	Stassen
Borden	Hughes	Milton	Perpich, A. J.	Stokowski
Chenoweth	Humphrey	Moe	Perpich, G.	Tennessee
Coleman	Keefe, J.	Nelson	Purfeerst	Thorup
Conzemius	Keefe, S.	North	Renneke	Ueland
Davies	Kirchner	Novak	Schaaf	Wegener
Doty	Kleinbaum	Ogdahl	Sillers	
Dunn	Knutson	Olhoff	Solon	
Gearty	Laufenburger	Olson, A. G.	Spear	

Which motion did not prevail. So the amendment was not adopted.

Mr. Chmielewski moved to amend S. F. No. 642 as follows:

Page 4, line 20, after "necessary" insert a period and strike the rest of the line.

Page 4, strike line 21, and in line 22 strike everything before "The" and insert in lieu thereof: "The Minnesota legislature shall have full and exclusive authority for designating rivers to be designated as wild, scenic, or recreational and shall first pass into law any management plan drawn up by the commissioner of natural resources before it shall take effect."

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 17 and nays 40, as follows:

Those who voted in the affirmative were:

Ashbach	Brown	Hansen, Baldy	Olson, H. D.	Willet
Berg	Chmielewski	Hanson, R.	Patton	
Bernhagen	Fitzsimons	Josefson	Renneke	
Blatz	Frederick	Knutson	Ueland	

Those who voted in the negative were:

Anderson	Gearty	Kowalczyk	Olhoff	Sillers
Borden	Hansen, Mel	Laufenburger	Olson, A. G.	Solon
Chenoweth	Hughes	Lord	Olson, J. L.	Spear
Coleman	Humphrey	Milton	O'Neill	Stassen
Conzemius	Keefe, J.	Moe	Perpich, A. J.	Stokowski
Davies	Keefe, S.	Nelson	Perpich, G.	Tennessee
Doty	Kirchner	North	Purfeerst	Thorup
Dunn	Kleinbaum	Novak	Schaaf	Wegener

Which motion did not prevail. So the amendment was not adopted.

The question being taken on the committee recommendation,

And the roll being called, there were yeas 54 and nays 4, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Ogdahl	Sillers
Ashbach	Doty	Kleinbaum	Olhoffs	Solon
Bang	Dunn	Kowalczyk	Olson, A. G.	Spear
Berg	Fitzsimons	Laufenburger	Olson, J. L.	Stassen
Bernhagen	Frederick	Lord	O'Neill	Stokowski
Blatz	Gearty	McCutcheon	Patton	Tennessee
Borden	Hansen, Mel	Milton	Perpich, A. J.	Thorup
Brown	Hughes	Moe	Perpich, G.	Ueland
Chenoweth	Humphrey	Nelson	Purfeerst	Wegener
Coleman	Keefe, J.	North	Renneke	Willet
Conzemius	Keefe, S.	Novak	Schaaf	

Messrs. Chmielewski; Hansen, Baldy; Hanson, R. and Olson, H. D. voted in the negative.

Which motion prevailed. So the committee recommends S. F. No. 642 to pass.

And then, on motion of Mr. Hughes, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Schaaf moved that S. F. No. 1346 be withdrawn from the Committee on Governmental Operations. Which motion prevailed.

Mr. Schaaf moved that S. F. No. 1346 be re-referred to the Committee on Finance. Which motion prevailed.

Mr. Bernhagen moved that the names of Messrs. Gearty and Frederick be added as co-authors to S. F. No. 1680. Which motion prevailed.

Mr. Solon moved that the name of Mr. Chmielewski be added as co-author to S. F. No. 1794. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended as to revert to Messages From the House remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of three members of the House, on the amendments adopted by the House to the following Senate File:

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.

There has been appointed as such committee on the part of the House:

Kahn, Searle, and Norton

Senate File No. 765 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 5, 1973.

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 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.

Senate File No. 34 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 5, 1973.

Mr. North moved that the Senate do not concur in the amendments by the House to S. F. No. 34 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate to act with a like Conference Committee to be appointed on the part of the House. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 349, 614, 777, 986, 990, 1006, 1007, 1008 and 1094.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 5, 1973.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 627, 702, 672, 877, 1158, 1433, 1435, 483, 606, 847, 1162, 1164, 1166, 1170, 1171 and 591.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 5, 1973.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended as to

revert to First Readings of House Bills, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

FIRST READING OF HOUSE BILLS

H. F. No. 627: A bill for an act relating to probate proceedings; inventory and appraisal of estates in probate courts; amending Minnesota Statutes 1971, Sections 525.33 and 525.331.

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. 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.

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. 1158: A bill for an act relating to taxation; providing for confiscation of vehicles, trailers and airplanes used to transport illegally untaxed cigarettes; amending Minnesota Statutes 1971, Section 297.08, Subdivisions 1 and 2, and by adding a subdivision.

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. 1435: A bill for an act relating to towns; powers of town boards within certain areas; amending Minnesota Statutes 1971, Section 366.01, Subdivision 2.

H. F. No. 483: A bill for an act relating to the practice of massage; amending Minnesota Statutes 1971, Sections 146.16; 154.04; and 155.19; repealing Minnesota Statutes 1971, Sections 148.33 to 148.511.

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.

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. 1162: A bill for 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. 1164: A bill for 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. 1166: A bill for an act relating to inheritance taxes; providing for certain deductions; amending Minnesota Statutes 1971, Section 291.08.

H. F. No. 1170: A bill for 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: A bill for 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. 591: A bill for 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.

Which were read the first time and referred to the Committee on Rules and Administration.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon Monday, April 9, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

THIRTY-THIRD DAY

St. Paul, Minnesota, Monday, April 9, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kirchner	Ogdahl	Sillers
Arnold	Dunn	Kleinbaum	Olhoft	Solon
Ashbach	Fitzsimons	Knutson	Olson, A. G.	Spear
Bang	Frederick	Kowalczyk	Olson, H. D.	Stassen
Berg	Gearty	Larson	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Laufenburger	O'Neill	Tennessee
Blatz	Hansen, Mel	Lewis	Patton	Thorup
Borden	Hanson, R.	Lord	Perpich, A. J.	Ueland
Brown	Hughes	McCutcheon	Perpich, G.	Wegener
Chenoweth	Humphrey	Milton	Pillsbury	Willet
Chmielewski	Jensen	Moe	Purfeerst	
Coleman	Josefson	Nelson	Renneke	
Conzemius	Keefe, J.	North	Schaaf	
Davies	Keefe, S.	Novak	Schrom	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Mr. Krieger was excused from the Session of today.

REPORTS FILED WITH THE SECRETARY OF THE SENATE

The following reports were received and filed by the Secretary of the Senate: Committee on Commerce and Insurance, Subcommittee on Commerce and Consumer Affairs, 1971-1972 Interim; Biennial Report of the Department of Labor and Industry, July 1, 1970 through June 30, 1972; Minnesota Constitutional Study Commission, Final Report, February, 1973; Minnesota Constitutional Study Commission, Amendment Process Committee Report, November, 1972; Minnesota Constitutional Study Commission, Bill of Rights Committee Report, November, 1972; Minnesota Constitutional Study Commission, Education Committee Report, November, 1972; Minnesota Constitutional Study Commission, Executive Branch Committee Report, November, 1972; Minnesota Constitutional Study Commission, Finance Committee Report,

November, 1972; Minnesota Constitutional Study Commission, Intergovernmental Relations and Local Government Committee Report, November, 1972; Minnesota Constitutional Study Commission, Judicial Branch Committee Report, November, 1972; Minnesota Constitutional Study Commission, Legislative Branch Committee Report, November, 1972; Minnesota Constitutional Study Commission, Natural Resources Committee Report, November, 1972; Minnesota Constitutional Study Commission, Transportation Committee Report, November, 1972; Department of Aeronautics, Biennial Report, July 1, 1970 through June 30, 1972; Department of Public Safety, Minnesota Crime Information 1971; Minnesota Commission on Interstate Cooperation, Biennial Report to the Governor and the Legislature, 1971-1973; State Auditor's Quarterly Report, December 31, 1972; Biennial Report of the Commissioner of Highways, July 1, 1970 to June 30, 1972.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

April 3, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

Paul Thuet, 228 Grand Avenue, South St. Paul, Dakota County, has been appointed by me to the Metropolitan Council, effective April 3, 1973, for a term expiring the first Monday of January, 1979.

Sincerely,
Wendell R. Anderson, Governor

Which appointment was referred to the committee on Rules and Administration.

INTRODUCTION OF BILLS

Mr. Chmielewski introduced—

S. F. No. 1804: A bill for an act relating to the operations of the state government; defining services for state departments; appropriating moneys; amending Minnesota Statutes 1971, Section 16.80, Subdivision 1.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Chmielewski introduced—

S. F. No. 1805: A bill for an act relating to the state parks working capital fund; amending Minnesota Statutes 1971, Section 85.22, Subdivision 2a.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Chmielewski introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Bernhagen, Laufenburger and Frederick introduced—

S. F. No. 1807: A bill for an act relating to highways; cooperative agreements between the commissioner of highways and municipalities; restricting the terms thereof; amending Minnesota Statutes 1971, Section 161.38, by adding a subdivision.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Keefe, J.; Arnold and Hanson, R. introduced—

S. F. No. 1808: A bill for an act relating to the Minnesota historical society; commissioning a painting concerning Indian life; appropriating money.

Which was read the first time and referred to the Committee on Finance.

Messrs. Borden, Humphrey and Keefe, S. introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Keefe, J.; Spear and O'Neill introduced—

S. F. No. 1810: A bill for an act relating to taxation and the improvement of waterways; appropriating money; amending Minnesota Statutes 1971, Sections 296.01, Subdivisions 6, 17 and 19; 296.02, Subdivision 6; 296.025, Subdivisions 1, 3, and 5, and adding a subdivision; 296.12, Subdivisions 3, 4, 5 and 6; 296.14, Subdivision 2; 296.16, Subdivisions 1 and 2; 296.17, Subdivision 5; 296.18, Subdivisions 1 and 2; and 296.421, Subdivision 3, and adding subdivisions; repealing Minnesota Statutes 1971, Section 296.421, Subdivisions 4 and 5.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Lewis; Keefe, J. and Perpich, A. J. introduced—

S. F. No. 1811: A bill for an act relating to taxation; gasoline and gasoline substitutes; exempting liquid petroleum gas used to propel certain vehicles from certain taxes.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Olson, H. D. introduced—

S. F. No. 1812: A bill for an act relating to Fairlakes state junior college; operating funds for temporary quarters; appropriating money.

Which was read the first time and referred to the Committee on Education.

Messrs. Hughes; Hanson, R. and Keefe S. introduced—

S. F. No. 1813: A bill for an act relating to commerce; providing for the use of Minnesota law in certain consumer transactions; amending Minnesota Statutes 1971, Section 336.1-105.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Davies, Blatz and Novak introduced—

S. F. No. 1814: 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Davies, O'Neill and Gearty introduced—

S. F. No. 1815: A bill for an act relating to homestead exemptions; defining a homestead and limiting the exemption thereof; repealing Minnesota Statutes 1971, Chapter 510.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Olson, H. D. introduced—

S. F. No. 1816: A bill for an act relating to Fairlakes state junior college; operating funds for temporary quarters; appropriating money.

Which was read the first time and referred to the Committee on Education.

Messrs. Hughes, Doty and Olson, J. L. introduced—

S. F. No. 1817: A bill for an act relating to post-secondary education; appropriating money to support innovative activities for improving post-secondary education.

Which was read the first time and referred to the Committee on Education.

Messrs. Ogdahl, Lewis and Spear introduced—

S. F. No. 1818: A bill for an act relating to divorce; custody and support of children on judgment; amending Minnesota Statutes 1971, Section 518.17.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Ogdahl, Gearty and Spear introduced—

S. F. No. 1819: A bill for an act relating to divorce; annulment and separate maintenance and disposition of property; amending Minnesota Statutes 1971, Sections 518.58; 518.61; 518.64; 518.65; and Chapter 518, by adding a section; repealing Minnesota Statutes 1971, Sections 518.59 and 518.63.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Purfeerst, Chmielewski and Sillers introduced—

S. F. No. 1820: A bill for an act relating to taxation; taxes upon real property; establishing an income tax credit for property taxes paid by certain disabled veterans; appropriating money.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Solon introduced—

S. F. No. 1821: A bill for an act relating to taxation; tax on oleomargarine; amending Minnesota Statutes 1971, Section 33.171; repealing Minnesota Statutes 1971, Sections 33.10; 33.11; 33.12 to 33.17; and 270.051, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Nelson and Humphrey introduced—

S. F. No. 1822: A bill for an act relating to the village of New Hope; authorizing the village of New Hope to refund certain temporary improvement bonds.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Krieger, Thorup and Laufenburger introduced—

S. F. No. 1823: A bill for an act relating to highway traffic regulations; speed restrictions; authorizing local authorities to reduce speed limits on certain portions of highways and streets during school hours; amending Minnesota Statutes 1971, Section 169.14, Subdivision 5, and by adding a subdivision.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Larson, Chmielewski and Laufenburger introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Bernhagen introduced—

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.

Which was read the first time and referred to the Committee on Finance.

Messrs. Conzemius, Krieger and Tennesen introduced—

S. F. No. 1826: A bill for an act relating to corrections; community corrections centers; amending Minnesota Statutes 1971, Section 241.31, Subdivisions 1 and 7.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Novak, for the Committee on Finance introduced—

S. F. No. 1827: A bill for an act relating to the operation of state government for the fiscal year ending June 30, 1973; appropriating money therefor.

Which was read the first time and under the rules of the Senate laid over one day.

Mr. Perpich, A. J. introduced—

S. F. No. 1828: A bill for an act relating to taxation; regulating the distribution of certain state delinquent property tax collections.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Olson, H. D. introduced—

S. F. No. 1829: 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, Subdivisions 12 and 22; 221.101; 221.121, Subdivision 1; 221.131; 221.141; 221.151, Subdivision 2; 221.281; 221.291; and 239.18, Subdivision 2.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Olson, H. D. introduced—

S. F. No. 1830: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Stokowski introduced—

S. F. No. 1831: A bill for an act relating to the claim of Mrs. Peter (Dorothy T.) Chura; arising from injury suffered at Minnesota state fair; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Hansen, Baldy introduced—

S. F. No. 1832: 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 5.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Hansen, Baldy introduced—

S. F. No. 1833: A bill for an act relating to railroads; regulating the disposition of railroad lands upon abandonment of railroad trackage.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Hansen, Baldy introduced—

S. F. No. 1834: A bill for an act relating to insurance; regulating the taxation of insurance companies; amending Minnesota Statutes 1971, Section 60A.15, Subdivisions 1 and 2a, and by adding subdivisions; repealing Minnesota Statutes 1971, Sections 60A.15, Subdivision 2; 61A.49; 64A.44; and 71A.04.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Hansen, Baldy introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Hansen, Baldy and Schrom introduced—

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.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Hansen, Baldy introduced—

S. F. No. 1837: A bill for an act relating to savings banks; specifically authorizing such banks to invest in certain types of bonds; amending Minnesota Statutes 1971, Section 50.14, Subdivision 8.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Hansen, Baldy introduced—

S. F. No. 1838: A bill for an act relating to crimes and criminals; issuance of worthless check; providing a penalty; amending Minnesota Statutes 1971, Section 609.535, Subdivision 2.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Milton, O'Neill and Conzemius introduced—

S. F. No. 1839: A bill for an act relating to public health; practicing without a license; physicians' assistants; amending Minnesota Statutes 1971, Section 147.10.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Hughes, Kirchner and Olson, A. G. introduced—

S. F. No. 1840: A bill for an act relating to bicycles; providing for a statewide bicycle registration system; providing penalties for violation thereof.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Brown, Solon and Knutson introduced—

S. F. No. 1841: A bill for an act relating to public welfare, mental health; providing state matching grants for the construction of cottage-type units for the residential care of mentally retarded persons; appropriating money therefor.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Moe, McCutcheon and Purfeerst introduced—

S. F. No. 1842: A bill for an act relating to the operation of the state; department of administration; authorizing state institutions to make certain local and direct purchases of drugs; amending Minnesota Statutes 1971, Section 16.34.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Purfeerst, Conzemius and Knutson introduced—

S. F. No. 1843: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Hughes, Krieger and Conzemius introduced—

S. F. No. 1844: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Kleinbaum, Larson and Willet introduced—

S. F. No. 1845: A bill for an act relating to claims, adjusted compensation for military service.

Which was read the first time and referred to the Committee on Finance.

Messrs. Milton, Spear and Tennesen introduced—

S. F. No. 1846: A resolution memorializing the President and Congress to restore federal support for Comprehensive Neighborhood Health Centers.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Lewis, Kirchner and Perpich, A. J. introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Perpich, G. introduced—

S. F. No. 1848: A bill for an act relating to St. Louis county; providing certain benefits for employees of the county board of education for unorganized territory; authorizing certain taxes; amending Laws 1971, Chapter 665, Sections 1, 2 and 3.

Which was read the first time and referred to the Committee on Education.

Messrs. Jensen, Krieger and Ashbach introduced—

S. F. No. 1849: A bill for an act relating to the iron range resources and rehabilitation commission; abolishing the commission and office of the commissioner; cancelling appropriations and transferring functions and powers therefrom; repealing Minnesota Statutes 1971, Sections 298.22 and 298.23.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Olhoft, Moe and Willet introduced—

S. F. No. 1850: A bill for an act relating to wild animals; altering certain provisions regarding commercial fishing in Lake Superior; amending Minnesota Statutes 1971, Sections 98.46, Subdivision 12; 102.28, Subdivisions 2 and 4; repealing Laws 1963, Chapter 70, Section 1.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Borden introduced—

S. F. No. 1851: A bill for an act relating to the Crow Wing county welfare board and the county nursing home board; providing for increased compensation.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Brown and Conzemius introduced—

S. F. No. 1852: A bill for an act relating to taxation; railroad gross earnings; increase in rates; appropriating money; amending Minnesota Statutes 1971, Section 295.02.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Keefe, S.; Solon and Spear introduced—

S. F. No. 1853: A bill for an act relating to commerce; prohibiting certain practices; providing remedies; amending Minnesota Statutes 1971, Chapter 332, by adding sections.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Conzemius, O'Neill and Coleman introduced—

S. F. No. 1854: A bill for an act appropriating money to the commissioner of administration to pay a portion of the expenses of sending the Minnesota Youth Symphony to Romania to perform.

Which was read the first time and referred to the Committee on Finance.

Messrs. Tennesen, Ogdahl and Keefe, S. introduced—

S. F. No. 1855: 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.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Nelson and Milton introduced—

S. F. No. 1856: A bill for an act relating to insurance; creating a catastrophic health insurance plan; providing a deduction from gross income; appropriating money; amending Minnesota Statutes 1971, Section 290.09, Subdivision 10.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Olhoft, Bernhagen and Olson, H. D. introduced—

S. F. No. 1857: A bill for an act relating to safety in the use of waters of this state; amending Minnesota Statutes 1971, Section 361.215.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Chmielewski and Arnold introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Jensen; Olson, H. D. and Ueland introduced—

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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Stassen; Keefe, S. and Brown introduced—

S. F. No. 1860: A bill for an act relating to standards of weight and measure; providing for the gradual implementation and instruction concerning the metric system of weights and measures.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Knutson, Stassen and Conzemius introduced—

S. F. No. 1861: A bill for an act relating to education; prescribing accounting and reporting system for all school districts.

Which was read the first time and referred to the Committee on Education.

Messrs. Davies, Blatz and Thorup introduced—

S. F. No. 1862: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Tennesen, Ogdahl and Humphrey introduced—

S. F. No. 1863: A bill for an act relating to the metropolitan council; providing for the election of the members, relating to the powers and duties of the council, consolidating and clarifying the relationship between the council and the metropolitan area transit, airport and sewer service functions; amending Minnesota Statutes 1971, Chapter 473B, by adding a section; Sections 473B.02, Subdivisions 1, 2, 4, 5, and 6, and by adding subdivisions; and 473B.06, Subdivision 6; repealing Minnesota Statutes 1971, Section 473B.02, Subdivision 3.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Tennesen, Ogdahl and Davies introduced—

S. F. No. 1864: A bill for an act relating to the term of office of the comptroller and of the treasurer of the city of Minneapolis.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Solon, Stokowski and Keefe, S. introduced—

S. F. No. 1865: A bill for an act relating to plumbers; fees for examination and licensing; amending Minnesota Statutes 1971, Section 326.42.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Lewis, Gearty and Schaaf introduced—

S. F. No. 1866: A bill for an act relating to health; authorizing the governor to enter into an agreement with the United States to take over responsibility for regulation of radiation sources.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Wegener introduced—

S. F. No. 1867: A bill for an act relating to Morrison county; providing for increased compensation for county welfare board; amending Laws 1967, Chapter 818, Section 1.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Tennesen, McCutcheon and Solon introduced—

S. F. No. 1868: A bill for an act relating to the practices of chiropractic; providing additional powers to the board of chiropractic examiners; amending Minnesota Statutes 1971, Section 148.04.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Tennesen, Thorup and Krieger introduced—

S. F. No. 1869: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Chmielewski introduced—

S. F. No. 1870: A bill for an act relating to withdrawal from sale of state owned lands on meandered lakes; amending Minnesota Statutes 1971, Section 92.45.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Olson, A. G. introduced—

S. F. No. 1871: A bill for an act relating to state lands; surplus real estate; providing that sales of state lands to municipalities or school districts be made at 50 percent of appraised value; amending Minnesota Statutes 1971, Section 94.10, Subdivision 1.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Olson, A. G. and Wegener introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Olson, A. G. and Coleman introduced—

S. F. No. 1873: A bill for an act relating to levy limitations of municipalities and counties; amending Minnesota Statutes 1971, Chapter 275, by adding sections; and Sections 275.50, Subdivisions 2, 4 and 5; 275.51, Subdivisions 1, 2, 3 and 4, and adding a subdivision; 275.52, Subdivisions 2 and 3; 275.53, Subdivisions 1 and 3; 275.55; and 414.01, by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exception of reports pertaining to appointments. Which motion prevailed.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1347: A bill for an act relating to the administration of state government; authorizing certain agencies to make direct purchases under certain conditions; amending Minnesota Statutes 1971, Section 16.06, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, after "\$200" and before the comma, insert "*per client*";

Page 1, line 13, strike "*persons*" and insert "*clients*";

Page 1, line 18, strike "*persons*" and insert "*clients*".

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

H. F. No. 205: A bill for an act relating to the supreme court; appropriating money for its facilities.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was re-referred

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.

Reports the same back with the recommendation that the printed bill be amended as follows:

Page 1, line 5, strike "*public or private*" and insert in lieu thereof "*street or*"; strike "*or road*" and insert in lieu thereof "*or upon any public or privately owned land adjacent thereto without the owner's consent*"

Line 9, strike "*, including*"; after "*matter*" insert "*or any other substance likely to injure any person, animal or vehicle upon any such street or highway.*"

Strike lines 10 through 17.

Page 2, strike lines 8 through 11.

Line 13, after "*conviction*" insert "*of*"; after "*act*" insert "*of a person operating a motor vehicle*"

Line 17, delete "*state highway patrol*" and insert in lieu thereof "*Department of Highways*"

Renumber subdivisions accordingly.

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1618: A bill for an act relating to Nicollet county; authorizing an increased annual appropriation to the county extension committee.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1535: A bill for an act relating to towns; powers of town boards within certain areas; amending Minnesota Statutes 1971, Section 366.01, Subdivision 2.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 826: A bill for an act relating to real property; subdivision plats; parks and playgrounds; providing municipalities with the option of electing land or cash contributions from developers for parks and playgrounds; amending Minnesota Statutes 1971, Section 462.358, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. Minnesota Statutes 1971, Section 462.358, Subdivision 2, is amended to read:

Subd. 2. [TERMS OF REGULATIONS.] Subdivision regulations shall require that a proposed subdivision plat shall be in conformity with the official map if such exist. In establishing requirements for the location and width of streets, the municipality shall take into consideration anticipated traffic needs and the prospective character of the development and make any reasonable requirements therefor. As a condition to the approval of any subdivision plat of lands to which the regulations apply, subdivision regulations may prescribe requirements concerning the extent and manner in which streets shall be graded and improved, and electric and gas distribution lines or piping, water, sewer, or other facilities shall be installed. The regulations may provide, or authorize the governing body or other platting authority to provide, that, in lieu of the completion of such work before the final approval of the plat, the governing body or platting authority may accept or require a contract secured by a cash deposit, certified check, or a bond in an amount and with surety and conditions satisfactory to it, to assure the municipality that such improvements and utilities will be actually constructed and installed according to the specifications approved by the governing body or platting authority as expressed in the contract; and the municipa-

lity may enforce such contracts by appropriate legal and equitable remedies. The subdivision regulations may require that in appropriate plots of subdivisions to be developed for residential, commercial, industrial or other uses, or as a planned unit development which includes residential, commercial and industrial uses, or any combination thereof, that a reasonable portion of each proposed subdivision be dedicated to the public for public use as parks, and playgrounds, or storm water holding areas or ponds, or that the subdivider at his option in subdivisions in excess of 30 acres, contribute an equivalent amount in cash based on the fair market value of the undeveloped land value, as defined by the regulations, provided that cash payments received under such regulations shall be placed in a special fund by the municipality and used only for the acquisition of land for parks and playgrounds and storm water holding areas or ponds, development of existing park and playground sites and storm water holding areas or ponds, and debt retirement in connection with land previously acquired for parks and playgrounds and storm water holding areas or ponds. In residential subdivisions of less than 30 acres, the subdivision regulations may provide that the subdivider, at the municipality's option, in lieu of the dedication of land for public use, contribute an equivalent amount in cash based on the undeveloped land value as defined by the regulations, for use as above provided. The subdivision regulations, in setting forth the reasonable portion of each proposed subdivision to be dedicated to the public for public use as provided above, may take into consideration the open space, park, recreational or common areas and facilities which the subdivider has provided for the exclusive use of the residents of the subdivision."

Amend the title by striking it and inserting in lieu thereof:

"A bill for 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."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 12, strike "subsection" and insert "subdivision"

Page 2, line 14, strike "this" and insert "a"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1503: A bill for an act relating to natural resources; the production, procurement, distribution, and planting of trees, shrubs, and vines for conservation purposes; amending Minnesota Statutes 1971, Sections 89.36, Subdivision 2; 89.37, by adding a subdivision; 89.38; and Chapter 89, by adding a section; repealing Minnesota Statutes 1971, Sections 89.31 through 89.34, and 89.40.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 12, strike *“upon”* and insert in lieu thereof *“the day following its”*

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1582: A bill for an act relating to agriculture, beef industry promotion board; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 29, insert:

“Subd. 4. The per diem expenses allowed to members of the Beef Industry Advisory Board pursuant to Minnesota Statutes, Section 17.60, shall not exceed \$35 per day.”

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 902: 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 85, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, strike “85” and insert in lieu thereof “104”

Page 1, line 12, strike “85.33” and insert in lieu thereof “104.25”

Page 2, after line 8, insert:

“The commissioner shall make the proposed comprehensive master plan available to affected local governmental bodies, shoreland owners, conservation and outdoor recreation groups, and the

general public. Not less than 60 days after making such information available, the commissioner shall conduct a public hearing on the proposed comprehensive master plan in the county seat of each county which contains a portion of the area covered by the comprehensive master plan, in the manner provided in chapter 15."

Page 2, line 13, after "acquisition" and before "of" insert ", by the commissioner of administration for the commissioner of natural resources,"

Page 2, line 13, after "gift" strike "," and insert in lieu thereof "or"

Page 2, line 14, strike " , or eminent domain,"

Page 3, line 9, strike "stand" and insert in lieu thereof "state"

Amend the title in line 8 by striking "85" and insert in lieu thereof "104"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 861: A bill for an act relating to Independent School District Number 707 in St. Louis county; providing an exemption therefor from the provisions of Minnesota Statutes 1971, Sections 122.41 to 122.52.

Reports the same back with the recommendation that the bill as amended as follows:

Page 1, line 9, after "Statutes" delete "1971"

After line 11, insert the following:

"Sec. 2. Any student residing in Independent School District No. 707 who successfully completes the elementary school of that district shall have the right to attend as a non-resident the nearest secondary school in the St. Louis county unorganized territory or its successor district with tuition to be paid by the resident school district in accordance with Minnesota Statutes Section 124.18, Subdivision 2, and he may attend a secondary school in any other district which is willing to accept him under the same conditions."

Renumber Sec. 2 as Sec. 3.

Further, amend the title as follows:

Page 1, line 5, after "Statutes" delete "1971"

Line 6, after "122.52" and before the period insert ", allowing tuition to be paid in accordance with Section 124.18, Subdivision 2".

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1476: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 8, after *"include"* add the word *"actual"*

Page 1, line 22, after *"and"* and before *"inspecting"* insert *"the actual"*

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

H. F. No. 803: A resolution memorializing Congress to further restrict deductions for "tax loss farming."

Reports the same back with the recommendation that the resolution do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 849: A bill for an act relating to taxes on and measured by net income; income; education cost deduction; amending Minnesota Statutes 1971, Section 290.086, Subdivision 8.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred.

S. F. No. 1119: A bill for an act relating to employment and employment opportunities of youths; directing the department of manpower services to research programs providing employment opportunities for youth and to initiate additional programs therefor; and appropriating money.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 612: A bill for an act relating to employment; prohibiting lie detector tests of employees or prospective employees; providing a penalty.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. [LIE DETECTOR TESTS OF EMPLOYEES OR PROSPECTIVE EMPLOYEES PROHIBITED.] No employer or agent thereof shall suggest, request or require a polygraph or any test purporting to test the honesty of any employee or prospective employee. An employer or agent violating this section is guilty of a misdemeanor.

Sec. 2. [DISCLOSURE OF LIE DETECTOR TESTS PROHIBITED.] No person shall disclose that another person has taken a polygraph or any test purporting to test honesty or the results of that test except to the individual tested. If such a test is given after the effective date of this act and at the employee's request, the results may be given only to persons authorized by the employee to receive the results. A person who violates this section is guilty of a misdemeanor.”

Amend the title by striking lines 2 through 5 and inserting in lieu thereof:

“Relating to employment; prohibiting polygraph or other tests purporting to test the honesty of employees or prospective employees; providing a penalty.”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 541: A bill for an act relating to drainage; providing for appeals from joint county ditch authority to district court; amending Minnesota Statutes 1971, Sections 106.015, Subdivision 3; and 106.631, Subdivisions 1, 4 and 6.

Reports the same back with the recommendation that the bill be amended as follows:

Page 4, after line 11 add a new section to read:

“Sec. 5. *This act is effective the day following final enactment.*”

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1035: A bill for an act relating to courts; setting compensation of jurors; amending Minnesota Statutes 1971, Section 357.26, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 18 add a new section to read:

"Sec 2. This act is effective January 1, 1974."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1497: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 25, after "Scott," add "and"

Line 25, after "Washington" strike the remainder of the line and lines 26 and 27

Line 28, before "authorize" insert "to" and after "the" and before "reorganization" insert "transfer,"

Line 29, after "of" strike "such" and insert in lieu thereof "certain" and after "functions" insert "of currently elected offices"

Line 31, strike "independent" and insert in lieu thereof "independent"

Page 2, line 2, strike "any or"

Line 3, strike "or" and insert in lieu thereof "and"

Line 12, after "through" and before "department" insert "a county administrator or through"

Line 26, after "Subd. 3" strike the remainder of the line, strike line 27, and in line 28 strike "deeds or sheriff" and insert in lieu thereof "When the county board acts to implement the provisions of subdivision 1 of this section"

Line 28, after "incumbent" insert the word "elected"

Page 3, line 2, after "perform" insert "some or all of"

Line 3, after "until" insert "four years after"

Line 3, after "of" and before "office" insert "elected"

Line 3, after "would" insert "have"

Line 4, strike "expire" and insert in lieu thereof "expired"

Page 4, line 2, after "This act" strike the remainder of the section and insert in lieu thereof "shall become effective the day next following its final enactment."

Further amend the title as follows:

Page 1, line 3, after "Scott," add "and"

Line 4, strike "and Wright"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Pursuant to Rule 56, a roll call vote was taken on the motion to further amend S. F. No. 1497 by striking the word "sheriff" wherever it appears.

There were yeas 4 and nays 9, as follows:

Those who voted in the affirmative were:

Ashbach Kirchner Knutson Humphrey

Those who voted in the negative were:

Chenoweth	Gearty	McCutcheon	North	Stokowski
Doty	Lewis	Milton	Schaaf	

The motion did not prevail.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 996: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 7, after "Section 1." strike the remainder of line 7 and lines 8, 9, 10, and in line 11 strike "limits of St. Francis. The" and insert in lieu thereof: "Whenever the village of St. Francis shall enter into an agreement to receive fire protection pursuant to Minnesota Statutes, Section 471.59, the"

Amend the title as follows:

Page 1, line 2, strike "authorizing" and insert in lieu thereof "relating to the village of St. Francis; making the provision of Minnesota Statutes, Section 365.18, applicable when"

Line 3, after "county" strike "to enter" and insert in lieu thereof "enters"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 249: A bill for an act relating to municipalities; building officials instructional courses; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

“Section 1. Minnesota Statutes 1971, Section 16.861, is amended by adding a subdivision to read:

Subd. 3a. At convenient places throughout the state, the commissioner shall establish basic and continuing education courses for building officials as defined in Minnesota Statutes 1971, Section 16.84, designed to train, assist and enable building officials to become qualified and certified pursuant to subdivisions 2 and 3 of this section, and to better carry out their responsibilities pursuant to Laws 1971, Chapter 561. The commissioner shall offer basic courses to all building officials before expending any funds on continuing education. The commissioner may establish such courses directly or by contract with governmental agencies or units or educational institutions. Funds appropriated to carry out the purposes of this subdivision may be used to pay the costs of tuition and instruction, travel, lodging and meals for building officials attending such courses, provided that payment may only be made if an application for attendance is made by the municipality or municipalities employing the building official and approved by the commissioner of administration. Two or more municipalities may join together in enrolling building officials in established courses.

Sec. 2. Minnesota Statutes 1971, Section 16.861, Subdivision 3, is amended to read:

Subd. 3. [CERTIFICATION.] The civil service department of the state of Minnesota with the approval of the commissioner, shall either:

(a) Prepare and conduct oral, written and practical examinations to determine if a person is qualified pursuant to subdivision 2 to be a building official or

(b) Accept documentation of successful completion of programs of training developed by public agencies, as proof of qualification pursuant to subdivision 2. Upon a determination of qualification under either clause (a) or (b) of this section the commissioner shall issue or cause to be issued a certificate to the building official stating that he is so certified. Each person applying for examination and certification pursuant to this section shall pay a fee of \$20. The civil service department and the commissioner or his designee may establish classes of certification that will recognize the varying complexities of code enforcement in the municipalities within the state. Except as provided by subdivision 2, no person shall act as a building official for any municipality unless the civil service department and the commissioner determine that he is so qualified. ~~The civil service department may, with approval of the commissioner, prepare and conduct educational programs designed to train and assist building officials in carrying out their respons-~~

ibilities and may institute any such program after July 1, 1972. The commissioner shall reimburse the civil service department for costs of any services performed by them pursuant to Laws 1971, Chapter 561.

Sec. 3. There is hereby appropriated to the commissioner of administration the sum of \$40,000 to carry out the purposes of this act."

Further, amend the title in line 4, before the period insert "; amending Minnesota Statutes 1971, Section 16.861, Subdivision 3, and by adding a subdivision"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1170: A bill for an act relating to public welfare; providing for state payment of 50 percent of costs incurred by counties, and not paid by United States, in administering welfare programs; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 8, after the period and before "The" insert "To the extent of appropriations available therefor,"

Page 1, line 9, after "expenses" and before "incurred" insert ", approved by the commissioner,"

Page 1, line 12, after "administering" and before "all" insert ", and administrative costs in providing services in connection with,"

Page 1, line 16, strike "department" and insert "commissioner"

Page 1, at the end of line 16, insert "The commissioner shall, pursuant to the administrative procedures act, promulgate rules to implement this act."

Page 1, line 20, after "administering" and before "public" insert ", and administrative costs in providing services in connection with,"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1457: A bill for an act relating to public welfare; creating a general assistance program; providing for administration of general assistance by county welfare boards; abolishing the town system of poor relief; providing a penalty; amending Minnesota Statutes 1971, Sections 245.77; 261.04, Subdivision 1; 261.063; 275.09, Subdivision 3; 376.424; 393.01, Subdivision 3; and 393.07, Subdivision 2; repealing Minnesota Statutes 1971, Sections 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 8, line 24, after "*standards*" and before "*for*" insert "*and levels of payment*"

Page 10, line 18, strike "4" and insert "6"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 750: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 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 carry-forwards 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.

(9) Expenses and losses arising from a farm which are not allowable under section 290.09, subdivision 29.

(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.

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 section 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."*

Amend the title, as follows:

Line 2, strike "taxation" and insert "taxes on and measured by net income"

Line 4, strike "allowed against Minnesota gross income"

Line 6, strike "290.09, Subdivision 1" and insert "290.01, Subdivision 20"

Line 7, strike "290.972" and insert "290.09"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 479: A resolution memorializing the Congress of the United States to propose a constitutional amendment affirming and protecting the value of human life.

Pursuant to Rule 56, a roll call was taken on the motion of the recommendation to pass. There were yeas 12 and nays 5, as follows:

Those who voted in the affirmative were:

Anderson	Humphrey	Knutson	McCutcheon	O'Neill
Blatz	Jensen	Lord	Novak	Thorup
Doty	Keefe, J.			

Those who voted in the negative were:

Davies	Perpich, G.	Pillsbury	Schaaf	Tennessee
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Which motion prevailed.

Reports the same back with the recommendation that the resolution do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 18, strike the period and insert "; nor shall it include a contract whereby a processor or distributor of farm products or supplies provides spraying, harvesting or other farm services."

Page 2, line 26, after "act" insert "including the normal expansion of such ownership at a rate not to exceed twenty percent, measured in acres, in any five year period, and including additional ownership reasonably necessary to meet the requirements of pollution control regulations"

Page 3, line 5, after the comma insert "wild rice,"

Page 3, line 9, after "act" insert "and the additional acreage required for normal expansion at a rate not to exceed twenty percent in any five year period, and the additional acreage reasonably necessary to meet the requirements of pollution control regulations"

Page 3, after line 9, insert a new clause as follows:

"(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;"

Renumber the clauses in order.

Page 6, line 19, strike "upon" and insert in lieu thereof: "the day following its"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 977: A bill for an act relating to public health and conservation; prohibiting the sale of beverages in containers made of aluminum in certain cases; providing penalties.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, strike "ten" and insert "fifteen"

Page 1, line 9, after "aluminum" add "by weight"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 351: A bill for an act relating to mineral lands; requiring all leases by the state of mineral lands or rights to be approved by the legislature before such leases become effective; amending Minnesota Statutes 1971, Chapter 93, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, after "lease" and before "of" insert "*or extension of a lease*"

Page 1, line 15, after "executed" and before "without" insert "*or extended*"

Page 1, line 16, after "state." insert "*When the legislature is not in session, in the case of an emergency requiring a mineral lease to be executed or extended before the legislature is next scheduled to be called into session, the lease or lease extension may be executed upon approval of the legislative advisory committee, and no further approval by the legislature is required.*"

Amend the title as follows:

Page 1, line 3, after "leases" and before "by" insert "and extensions of leases"

Page 1, line 5, after "leases" and before "become" insert "and lease extensions"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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, by adding a subdivision; 104.04, Subdivision 3, and by adding subdivisions; and Chapter 104, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 21, insert:

“Sec. 2. Minnesota Statutes 1971, Section 104.03, Subdivision 1, is amended to read:

104.03 [FLOOD PLAINS; COMMISSIONER'S DUTIES; USES OF FLOOD PLAINS.] Subdivision 1. The commissioner shall (a) collect and distribute information relating to flooding and flood plain management; (b) coordinate local, state, and federal flood plain management activities to the greatest extent possible, *and to this end shall encourage the United States army corps of engineers and the United States soil conservation service to make their flood control planning data available to local governmental units for planning purposes, in order to allow adequate local participation in the planning process and in the selection of desirable alternative;* (c) assist local governmental units in their flood plain management activities within the limits of available appropriations and personnel in cooperation with the office of local and urban affairs and the state planning officer; (d) do all other things, within his lawful authority, which are necessary or desirable to manage the flood plains for beneficial uses compatible with the preservation of the capacity of the flood plain to carry and discharge the regional flood. In cooperation with local governmental units, the commissioner shall conduct, whenever possible, periodic inspections to determine the effectiveness of local flood plain management programs, including an evaluation of the enforcement of and compliance with local flood plain management ordinances.”

Page 4, line 15, strike “*may*” and insert in lieu thereof “*shall*”

Page 4, line 21, strike “*This additional*”

Page 4, strike lines 22 to 24

Page 4, line 25, strike “*amount whatsoever.*”

Page 6, line 2, after “*upon*” insert “*the day following its*”

Amend the title as follows:

Line 5, after “104.03,” insert “Subdivision 1, and”

Renumber the sections in sequence.

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1573: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 3, reinstate the stricken language

Page 2, line 4, reinstate "~~or used exclusively on~~", and at the end of the line insert the following new language: "*a designated site and solid waste disposal and pollution control equipment, regardless of where located,*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred the following appointments:

STATE ZOOLOGICAL BOARD

Steven Balach, 317 99th Avenue, West, Duluth, St. Louis County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

Dr. U. S. Seal, 9801 Pillsbury Avenue, South, Bloomington, Hennepin County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

Mrs. Mary Ann Scroggins, 2015 James Avenue, South, Minneapolis, Hennepin County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

Mrs. Norma Hanson, Route 3, Goodridge, Pennington County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

STATE BOARD OF ELECTRICITY

Al Seanger, 2616 Cooper Avenue, St. Cloud, Stearns County, appointed effective February 16, 1973, for a term expiring the first Monday in January.

Reports the same back with the recommendation that the appointments be confirmed.

Mr. Gearty moved that the foregoing Committee report be laid on the table. Which motion prevailed.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

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.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 952: A bill for an act relating to public transit; prohibiting public transit authorities from transporting school children on a regular contract basis.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 795: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 18, strike “, but all such vehicles” and insert “. Vehicles”

Line 19, strike “except those”

Line 21, after “shall” strike the remainder of the line.

Strike lines 22 through 30 and insert:

“not be required to register or display number plates. Vehicles used in general police work shall be registered and shall display passenger vehicle classification license number plates which shall be furnished by the registrar at cost. All other motor vehicles shall be registered and display tax exempt number plates which shall be furnished by the registrar at cost. All vehicles required to display tax exempt number plates shall have the name of the state department or public subdivision on the vehicle plainly printed on both sides”

Page 2, strike lines 1 and 2

Line 4, after “stroke” insert:

“; except that each state hospital and institution for the mentally ill and mentally retarded may have one vehicle without the required printing on the sides of the vehicle”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1262: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, strike "and constructing of" and insert ", construction, operating and leasing of"

Page 1, line 13, strike "an"; strike "facility" and insert "facilities"

Page 1, line 17, strike "with prospective users of the center" and insert "to effect the purposes of this act"

Page 1, strike line 25 and insert "purposes specified in this act."

Page 1, line 26, strike "shall be in effect" and insert "is effective"; strike "after" and insert "following"

And further amend the title as follows:

On page 1, line 3, after "apply" and before "and" insert "for"

Page 1, line 4, strike "the planning"

Page 1, strike lines 5, 6 and 7

Page 1, line 8, strike "facility" and insert "a highway safety center"; strike "for the"

Page 1, line 9, strike "operation and maintenance thereof"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 483, 606, 847, 1166, 627, 702, 877, 1158, 1433, 1170, 1171, 1164, 1102, 1187, 23 and 672 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. No. 877 to the Committee on Education.

H. F. No. 483 to the Committee on Health, Welfare and Corrections.

H. F. Nos. 606, 1158, 627 and 702 to the Committee on Judiciary.

H. F. No. 1433 to the Committee on Metropolitan and Urban Affairs.

H. F. Nos. 847 and 1166 to the Committee on Taxes and Tax Laws.

The following House Files were found identical and recommends the House Files be given their Second Reading and substituted for their companion Senate Files as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1170	1238				
1171	1195				
1164	1186				
1102	1144				
1187	1034				

and that the above Senate Files be indefinitely postponed.

The following House Files were found not identical with their companion Senate Files as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
23	222			672	642

Pursuant to Rule 49 the Committee recommends that H. F. No. 23 be amended as follows:

Page 1, line 14, after "*distribution*" strike "(" and insert "," and in the same line, after "*retail*" strike ")" and insert ","

Page 1, line 15, after "*purchasers*" insert "*who are retailers within the meaning of Minnesota Statutes, Section 325.01, Subdivision 2,*"

Page 1, line 19, before "*other*" strike "(" and insert "," and in the same line, after "*retail*" strike ")" and insert ","

Page 2, strike all of lines 6 through 15 and insert in lieu the following:

"Sec. 2. Minnesota Statutes 1971, Chapter 151, is amended by adding a section to read:

[151.062] [PRICE ADVERTISING AND POSTING.] *Notwithstanding any law, or rule or regulation of the board to the contrary, it shall be lawful for any pharmacy or pharmacist to advertise the price of any prescription drug which is not a controlled substance listed pursuant to Minnesota Statutes, Section 152.02. In order, however, that advertisements permitted under this section shall not encourage the unnecessary use or consumption of prescription drugs, no such advertisement shall contain other than the following information:*

- (a) *The name of the drugs;*
- (b) *The prices at which they are offered for sale by the advertiser;*
- (c) *The name, address and telephone number of the advertiser;*
and
- (d) *Professional services reasonably related to the sale, delivery, or proper use of prescription drugs.*

Further, each pharmacy shall post and maintain in a conspicuous place a list easily read by consumers which shall contain the names and current prices of the 60 prescription drugs most frequently dispensed by such pharmacy based upon the dollar volume of sales."

Further, amend the title as follows:

Strike all of lines 4 and 5

In line 6, strike "disclosure of prices" and insert "prohibiting certain unfair practices; requiring the posting of certain drug prices"

In lines 7 and 8 of the title strike "Section 151.06, by adding a subdivision" and insert "Chapter 151, by adding sections"

And when so amended, H. F. No. 23 will be identical to S. F. No. 222 and further recommends that H. F. No. 23 be given its second reading and substituted for S. F. No. 222 and S. F. No. 222 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 672 be amended as follows:

Page 3, delete lines 12 through 28

Page 4, delete lines 1 through 5 and insert:

"Sec. 5. [104.35] [MANAGEMENT PLANS; HEARING; ESTABLISHMENT.] Subdivision 1. For each river proposed to be included in the wild and scenic rivers system, the commissioner shall prepare a management plan to preserve and enhance the values that cause the river to be proposed for inclusion in the system with no unnecessary restrictions on those compatible land management practices, such as farming and timber harvesting, as they have customarily been used on the particular tract in the past. The plan shall give primary emphasis to the area's scenic, recreational, historical, scientific, and similar values. The plan shall set forth the proposed classification of the river and segments thereof, and the boundaries of the area along the river to be included within the system. The boundaries shall include not more than 320 acres per mile on both sides of the river. The plan shall include proposed regulations governing the use of public lands and waters within the area, which may differ from any statewide standards and criteria prescribed pursuant to section 4 to the extent necessary to take account of the particular attributes of the area. The plan may include proposed standards and criteria for local land use controls that differ from the statewide standards and criteria adopted pursuant to section 4 of this act to the extent necessary to take account of the particular attributes of the area."

Page 4, line 18, after "river" strike the comma

Page 5, line 23, strike ", and he may acquire also by eminent" and insert a period

Page 5, strike lines 24 and 25

Page 5, strike "classified as wild or scenic."

Page 7, line 7, strike "The commissioner is hereby empowered to adopt any"

Page 7, strike lines 8 through 12

Page 7, after line 17, insert

"Sec. 11. [EFFECTIVE DATE.] The rules and regulations adopted pursuant to this act shall not apply until July 1, 1974."

Further, amend the title in line 8, after "thereof" and before the period, by inserting "; providing penalties"

And when so amended, H. F. No. 672 will be identical to S. F. No. 642 and further recommends that H. F. No. 672 be given its second reading and substituted for S. F. No. 642 and S. F. No. 642 be indefinitely postponed. Amendment adopted.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF SENATE BILLS

S. F. No. 1618, 1535, 910, 903, 899, 826, 1386, 1503, 902, 861, 1476, 849, 612, 541, 1035, 1497, 996, 750, 479, 753, 977, 351, 1332, 1573, 952, 1147 and 795 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 205, 240, 803, 1164, 1171, 1170, 1102, 1187, 23 and 672 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Laufenburger moved that the report from the Committee on Transportation and General Legislation reported February 19, 1973, pertaining to appointments be taken from the table. Which motion prevailed.

Mr. Laufenburger moved that the foregoing report be now adopted. Which motion prevailed.

CONFIRMATION

Mr. Laufenburger moved that in accordance with the report from the Committee on Transportation and General Legislation, reported February 19, 1973, the Senate having advised with, do now consent to and confirm the appointment of:

STATE ARTS COUNCIL

Dr. Alvin Zelickson, 101 Ardmore Drive, Minneapolis, Hennepin County, appointed effective January 19, 1973, for a term expiring April 1, 1973.

Which motion prevailed. Which appointment was confirmed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Laufenburger moved that the report from the Committee on Transportation and General Legislation reported February 8, 1973, pertaining to appointments be taken from the table. Which motion prevailed.

Mr. Laufenburger moved that the foregoing report be now adopted. Which motion prevailed.

CONFIRMATION

Mr. Laufenburger moved that in accordance with the report from the Committee on Transportation and General Legislation, reported February 8, 1973, the Senate having advised with, do now consent to and confirm the appointments of:

STATE BOARD OF ELECTRICITY

Cecil Holsing, 461 West Fifth Street, Zumbrota, Goodhue County, appointed effective January 3, 1972, for a term expiring the first Monday of January, 1977.

Gordon Gerling, Route 1, Little Falls, Morrison County, appointed effective January 3, 1972, for a term expiring the first Monday of January, 1977.

REAL ESTATE ADVISORY BOARD

Roger Sax, 129 Wildwood Avenue, Birchwood, Washington County, appointed effective July 1, 1972, for a term expiring June 30, 1977.

Which motion prevailed. Which appointments were confirmed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Larson moved that the name of Mr. Lord be shown as chief author to S. F. No. 1250. Which motion prevailed.

Mr. Gearty moved that S. F. No. 1783 be withdrawn from the Committee on Governmental Operations. Which motion prevailed.

Mr. Gearty moved that S. F. No. 1783 be re-referred to the Committee on Judiciary. Which motion prevailed.

Mr. Coleman, from the Committee on Rules and Administration, offered the following resolution:

BE IT RESOLVED, by the Senate, that the following named persons be and are hereby appointed to the position hereinafter stated and at the salary heretofore fixed.

Rev. Amos C. Brown, Chaplain, effective April 2, 1973.

Tim Harty, substituted for Mary Jo Wimmer in the Page classification, effective April 2, 1973.

Jon LaRoque, in the Sergeant classification, effective April 3, 1973.

Jeanne Kerber, substituted for Carol Wold in the Clerk-Typist I classification, effective April 9, 1973.

Arthur Carroll, in the Page classification, effective April 9, 1973.

Mr. Coleman moved the adoption of the foregoing resolution. Which motion prevailed. So the resolution was adopted.

THIRD READING OF SENATE BILLS

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 45 and nays 20, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Kowalczyk	Ogdahl	Schrom
Arnold	Gearty	Laufenburger	Olhoff	Solon
Ashbach	Hansen, Mel	Lewis	Olson, A. G.	Spear
Borden	Hanson, R.	Lord	Olson, H. D.	Stassen
Chenoweth	Hughes	McCutcheon	O'Neill	Stokowski
Coleman	Humphrey	Milton	Perpich, A. J.	Tennessee
Conzemius	Keefe, S.	Moe	Perpich, G.	Thorup
Davies	Kirchner	North	Purfeerst	Wegener
Doty	Kleinbaum	Novak	Schaaf	Willet

Those who voted in the negative were:

Bang	Brown	Hansen, Baldy	Larson	Pillsbury
Berg	Chmielewski	Jensen	Nelson	Renneke
Bernhagen	Dunn	Josefson	Olson, J. L.	Sillers
Blatz	Frederick	Knutson	Patton	Ueland

So the bill passed and its title was agreed to.

PROTEST AND DISSENT

Pursuant to the provisions of Article IV, Section 16, of the Minnesota Constitution, the undersigned requests that the following dissent and protest be spread on the Journal of the Senate.

The undersigned member of the Senate, dissents and protests the action of the Senate on Senate File No. 488, for the following reasons:

Prior to passage of Senate File No. 488 I advised the Senate that in my opinion it is unconstitutional to exempt any particular race from a criminal statute and that even if it were constitutional, it would not be good legislation. No one disputed the fact that such a classification is unconstitutional and I protest the passage of such laws.

For the above, and other pertinent reasons, the undersigned wishes to make the foregoing a matter of public record and, therefore, call for this dissent to be spread on the pages of the Senate Journal.

Dated: April 9, 1973

(Signed) Carl A. Jensen, Rolf Nelson

THIRD READING OF SENATE BILLS—CONTINUED

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 6, as follows:

Those who voted in the affirmative were:

Anderson	Chenoweth	Hansen, Mel	Kleinbaum	Milton
Arnold	Coleman	Hanson, R.	Knutson	Moe
Ashbach	Conzemius	Hughes	Kowalczyk	Nelson
Bang	Davies	Humphrey	Larson	North
Berg	Doty	Jensen	Laufenburger	Novak
Blatz	Dunn	Keefe, J.	Lewis	Ogdahl
Borden	Fitzsimons	Keefe, S.	Lord	Olhoff
Brown	Gearty	Kirchner	McCutcheon	Olson, A. G.

Olson, H. D.	Perpich, A. J.	Renneke	Spear	Thorup
Olson, J. L.	Perpich, G.	Schaaf	Stassen	Ueland
O'Neill	Pillsbury	Sillers	Stokowski	Wegener
Patton	Purfeerst	Solon	Tennessee	Willet

Those who voted in the negative were:

Bernhagen	Frederick	Hansen, Baldy	Josefson	Schrom
Chmielewski				

So the bill passed and its title was agreed to.

S. F. No. 416: A bill for an act relating to intoxicating liquor; fees for licensing sale; amending Minnesota Statutes 1971, Section 340.11, Subdivisions 11 and 14.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 43 and nays 23, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Kirchner	Ogdahl	Schaaf
Arnold	Gearty	Kleinbaum	Olhoft	Solon
Bang	Hansen, Mel	Kowalczyk	Olson, A. G.	Spear
Borden	Hanson, R.	Larson	Olson, H. D.	Stassen
Chenoweth	Hughes	Lewis	Olson, J. L.	Stokowski
Coleman	Humphrey	Lord	O'Neill	Tennessee
Conzemius	Jensen	McCutcheon	Perpich, A. J.	Thorup
Davies	Keefe, J.	Milton	Perpich, G.	
Doty	Keefe, S.	North	Pillsbury	

Those who voted in the negative were:

Ashbach	Chmielewski	Knutson	Patton	Ueland
Berg	Dunn	Laufenburger	Purfeerst	Wegener
Bernhagen	Frederick	Moe	Renneke	Willet
Blatz	Hansen, Baldy	Nelson	Schrom	
Brown	Josefson	Novak	Sillers	

So the bill passed and its title was agreed to.

S. F. No. 1010: A bill for an act relating to public welfare; extending the period during which a medical assistance lien may be filed; amending Minnesota Statutes 1971, Section 393.10, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kirchner	Novak	Schaaf
Arnold	Fitzsimons	Kleinbaum	Ogdahl	Schrom
Bang	Frederick	Knutson	Olhoft	Sillers
Berg	Gearty	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Brown	Hanson, R.	Lewis	O'Neill	Stokowski
Chenoweth	Hughes	Lord	Patton	Tennessee
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Thorup
Coleman	Jensen	Milton	Perpich, G.	Ueland
Conzemius	Josefson	Moe	Pillsbury	Wegener
Davies	Keefe, J.	Nelson	Purfeerst	Willet
Doty	Keefe, S.	North	Renneke	

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 56 and nays 10, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Kleinbaum	Olson, A. G.	Solon
Arnold	Frederick	Knutson	Olson, H. D.	Spear
Ashbach	Gearty	Kowalczyk	O'Neill	Stassen
Bang	Hansen, Baldy	Larson	Patton	Stokowski
Blatz	Hansen, Mel	Laufenburger	Perpich, A. J.	Thorup
Borden	Hanson, R.	Lord	Perpich, G.	Ueland
Brown	Hughes	McCutcheon	Pillsbury,	Wegener
Chenoweth	Humphrey	Milton	Purfeerst	Willet
Chmielewski	Jensen	Moe	Renneke	
Coleman	Josefson	Nelson	Schaaf	
Davies	Keefe, J.	Ogdahl	Schrom	
Dunn	Kirchner	Olhoft	Sillers	

Those who voted in the negative were:

Berg	Conzemius	Keefe, S.	North	Olson, J. L.
Bernhagen	Doty	Lewis	Novak	Tennessee

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 48 and nays 18, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Lewis,	Olson, H. D.	Solon
Arnold	Frederick	Lord	O'Neill	Spear
Borden	Gearty	McCutcheon	Patton	Stassen,
Chenoweth	Hansen, Baldy	Milton	Perpich, A. J.	Stokowski
Chmielewski	Hanson, R.	Moe	Perpich, G.	Tennessee
Coleman	Hughes	North	Purfeerst	Thorup
Conzemius	Humphrey	Novak	Renneke	Wegener
Davies	Keefe, S.	Ogdahl	Schaaf	Willet
Doty	Kleinbaum	Olhoft	Schrom	
Dunn	Laufenburger	Olson, A. G.	Sillers	

Those who voted in the negative were:

Ashbach	Blatz	Josefson	Kowalczyk	Pillsbury
Bang	Brown	Keefe, J.	Larson	Ueland
Berg	Hansen, Mel	Kirchner	Nelson	
Bernhagen	Jensen	Knutson	Olson, J. L.	

So the bill passed and its title was agreed to.

S. F. No. 425: A bill for an act relating to the state; authorizing the sale of certain state lands to, and the development of that land for industrial purposes by, the city of Owatonna; amending Laws 1965, Chapter 216, Section 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 29 and nays 33, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Keefe, J.	Nelson	Renneke
Ashbach	Fitzsimons	Kirchner	Ogdahl	Sillers
Bang	Hansen, Mel	Knutson	Olson, J. L.	Solon
Bernhagen	Hanson, R.	Kowalczyk	O'Neill	Stassen
Blatz	Jensen	Larson	Patton	Ueland,
Brown	Josefson	Laufenburger	Pillsbury	

Those who voted in the negative were:

Anderson	Doty	Lewis	Olson, H. D.	Stokowski
Berg	Frederick	Lord	Perpich, A. J.	Tennessee
Borden	Gerty	Milton	Perpich, G.	Thorup
Chenoweth	Hansen, Baldy	Moe	Purfeerst	Wegener
Chmielewski	Hughes	North	Schaaf	Willet
Coleman	Humphrey	Novak	Schrom	
Davies	Keefe, S.	Olhoft	Spear	

So the bill failed to pass.

RECONSIDERATION

Mr. Frederick moved that the vote whereby S. F. No. 425 failed to pass the Senate on April 9, 1973, be now reconsidered. Which motion prevailed.

Mr. Frederick moved that S. F. No. 425 be returned to the top of General Orders. Which motion prevailed.

THIRD READING OF HOUSE BILL

H. F. No. 626: A bill for an act relating to courts; increasing the limitation on salaries of court reporters in certain districts; providing for court reporters cost-of-living salary increases; increasing the allowable charge for transcripts; amending Minnesota Statutes 1971, Sections 486.05; and 486.06.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Chenoweth	Hansen, Mel	Knutson	Nelson
Arnold	Chmielewski	Hanson, R.	Kowalczyk	North
Ashbach	Coleman	Hughes	Larson,	Novak
Bang	Conzemius	Humphrey	Laufenburger	Ogdahl
Berg	Davies	Jensen	Lewis	Olhoft
Bernhagen	Doty	Josefson	Lord	Olson, A. G.
Blatz	Fitzsimons	Keefe, J.	McCutcheon	Olson, H. D.
Borden	Frederick	Keefe, S.	Milton	Olson, J. L.
Brown	Gearty	Kleinbaum	Moe	O'Neill

Patton	Purfeerst	Solon	Tennessee	Willet
Perpich, A. J.	Renneke	Spear	Thorup	
Perpich, G.	Schaaf	Stassen	Ueland	
Pillsbury	Sillers	Stokowski	Wegener	

Messrs. Dunn; Hansen, Baldy and Schrom voted in the negative.

So the bill passed and its title was agreed to.

CALENDAR OF ORDINARY MATTERS

S. F. No. 1249: A bill for an act authorizing the village of Rushford to establish cartways in the manner prescribed for establishing town roads.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Purfeerst
Arnold	Doty	Keefe, S.	North	Renneke
Ashbach	Dunn	Kirchner	Novak	Schaaf
Bang	Fitzsimons	Kleinbaum	Ogdahl	Schrom
Berg	Frederick	Knutson	Olhoff	Solon
Bernhagen	Gearty	Kowalczyk	Olson, A. G.	Spear
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Brown	Hanson, R.	Lewis	O'Neill	Tennessee
Chenoweth	Hughes	Lord	Patton	Thorup
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Ueland
Coleman	Jensen	Milton	Perpich, G.	Wegener
Conzemius	Josefson	Moe	Pillsbury	Willet

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Novak	Schaaf
Arnold	Dunn	Kirchner	Ogdahl	Schrom
Ashbach	Fitzsimons	Kleinbaum	Olhoff	Solon
Bang	Frederick	Knutson	Olson, A. G.	Spear
Berg	Gearty	Kowalczyk	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	Milton	Perpich, G.	Wegener
Chmielewski	Jensen	Moe	Pillsbury	Willet
Coleman	Josefson	Nelson	Purfeerst	
Conzemius	Keefe, J.	North	Renneke	

Mr. Doty voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1277: A bill for an act relating to child welfare; powers and duties of county welfare boards; authorizing all county welfare boards to compel certain persons to pay child support; amending Minnesota Statutes 1971, Section 393.07, Subdivision 9.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Purfeerst
Arnold	Doty	Keefe, S.	North	Renneke
Ashbach	Dunn	Kirchner	Novak	Schaaf
Bang	Fitzsimons	Kleinbaum	Ogdahl	Schrom
Berg	Frederick	Knutson	Olhoft	Sillers
Bernhagen	Gearty	Kowalczyk	Olson, A. G.	Solon
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Spear
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Brown	Hanson, R.	Lewis	O'Neill	Tennessee
Chenoweth	Hughes	Lord	Patton	Thorup
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Ueland
Coleman	Jensen	Milton	Perpich, G.	Wegener
Conzemius	Josefson	Moe	Pillsbury	Willet

So the bill passed and its title was agreed to.

H. F. No. 739: A bill for an act authorizing Independent School District No. 728, Elk River, to issue bonds in excess of the limitation prescribed by Minnesota Statutes, Section 475.53.

Was read the third time.

With the unanimous consent of the Senate, Mr. Dunn moved to amend H. F. No. 739, the printed bill, as follows:

Page 1, line 6, after "that" insert "if"

Which motion prevailed. So the amendment was adopted.

H. F. No. 739 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	North	Renneke
Arnold	Doty	Keefe, S.	Novak	Schaaf
Ashbach	Dunn	Kirchner	Ogdahl	Schrom
Bang	Fitzsimons	Kleinbaum	Olhoft	Sillers
Berg	Frederick	Knutson	Olson, A. G.	Solon
Bernhagen	Gearty	Kowalczyk	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Borden	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Brown	Hanson, R.	Lewis	Patton	Tennessee
Chenoweth	Hughes	Lord	Perpich, A. J.	Thorup
Chmielewski	Humphrey	McCutcheon	Perpich, G.	Ueland
Coleman	Jensen	Moe	Pillsbury	Wegener
Conzemius	Josefson	Nelson	Purfeerst	Willet

So the bill, as amended, passed and its title was agreed to.

Mr. Chenoweth moved that H. F. Nos. 78, 425, 1137, 1130, 610, 362 and 263 on Calendar of Ordinary Matters, be stricken and returned to the top of General Orders. Which motion prevailed.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Berg in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Berg reported that the committee had considered S. F. Nos. 557 and 1149, also H. F. Nos. 1102, 1084 and 1268, which the committee recommends to pass.

S. F. No. 282, which the committee recommends to pass with the following amendments offered by Mr. Keefe, S.:

On page 2, after line 1, add the following:

“Subd. 2. Vehicles used at off highway work sites and traveling on the highway at a safe speed under prevailing conditions considering the limitations on the tires of the vehicle specified in subdivision 1 of this section, are exempt from this section”

Renumber the remaining subdivision

And:

Page 1, line 15, strike “2/32” and insert “1/32”

Page 1, line 18, before the period insert “; provided that this clause shall not pertain to tires that are manufactured without a tread design”

H. F. No. 225, which the committee recommends to pass with the following amendment offered by Mr. Chenoweth:

Mr. Chenoweth moved to amend the amendment to H. F. No. 225, adopted by the Senate April 2, 1973, as follows:

Page 1 of the amendment, strike line 10

Page 1, line 11, strike “690, as amended,”

Page 1 of the amendment, line 30, before “are” insert “and Laws 1959, Chapter 690, Section 1, and Section 2 as amended by Laws 1963, Chapter 729, Section 1, as amended by Laws 1971, Chapter 599, Section 1”

Further, amend the title of H. F. No. 225 by striking it in its entirety and inserting in lieu thereof:

“A bill for an act relating to municipal corporations; powers; providing for severance pay to employees; amending Minnesota Statutes 1971, Chapter 465, by adding a section; repealing Laws 1959, Chapter 690, Section 1, and Section 2 as amended; and Laws 1965, Chapters 621 and 690.”

And then, on motion of Mr. Berg, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Wednesday, April 11, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

THIRTY-FOURTH DAY

St. Paul, Minnesota, Wednesday, April 11, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

CALL OF THE SENATE

Mr. Perpich, G. imposed a call of the Senate. The following Senators answered to their names:

Arnold	Fitzsimons	Kowalczyk	Olson, A. G.	Ueland
Bang	Gearty	Larson	Olson, J. L.	Wegener
Borden	Hansen, Baldy	Lewis	Perpich, A. J.	Willet
Coleman	Hanson, R.	McCutcheon	Perpich, G.	
Davies	Humphrey	Moe	Pillsbury	
Doty	Josefson	Novak	Schaaf	
Dunn	Keefe, S.	Olhoft	Tennessee	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Keefe, S.	Nelson	Schrom
Arnold	Dunn	Kirchner	North	Sillers
Ashbach	Fitzsimons	Kleinbaum	Novak	Solon
Bang	Frederick	Knutson	Ogdahl	Spear
Bernhagen	Gearty	Kowalczyk	Olhoft	Stokowski
Blatz	Hansen, Baldy	Krieger	Olson, A. G.	Tennessee
Borden	Hansen, Mel	Larson	Olson, H. D.	Thorup
Brown	Hanson, R.	Laufenburger	Olson, J. L.	Ueland
Chenoweth	Hughes	Lewis	Patton	Wegener
Chmielewski	Humphrey	Lord	Perpich, A. J.	Willet
Coleman	Jensen	McCutcheon	Perpich, G.	
Conzemius	Josefson	Milton	Pillsbury	
Davies	Keefe, J.	Moe	Schaaf	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Messrs. Berg, Purfeerst and Stassen were excused from the Session of today.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

April 5, 1973

The Honorable Alec G. Olson
President of the Senate

Dear Sir:

Enclosed are the appointments to the post of Notary Public made by Governor Wendell R. Anderson from July 1, 1971 through and including December 31, 1972.

Sincerely,
Wendell R. Anderson, Governor

Mr. Davies moved that the foregoing communication be laid on the table. Which motion prevailed.

INTRODUCTION OF BILLS

Messrs. Knutson, Novak and Stassen introduced—

S. F. No. 1874: A bill for an act relating to taxation; levy by school districts; excess levy; amending Minnesota Statutes 1971, Section 275.125, Subdivision 3.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Laufenburger introduced—

S. F. No. 1875: A bill for an act relating to taxation; real property; delayed assessment for improvements to commercial and residential structures.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Wegener, Frederick and Anderson introduced—

S. F. No. 1876: A bill for an act relating to watersheds; the procedure for establishment, membership, overall plan, budget, drainage systems within, enlargement and withdrawal of territory from watershed districts; amending Minnesota Statutes 1971, Sections 112.35, Subdivision 4; 112.37, Subdivisions 1 and 5; 112.42, Subdivision 3; 112.46; 112.611, Subdivision 1; 112.65; 112.761, Subdivision 2; 112.85, Subdivision 2; and repealing Minnesota Statutes 1971, Section 112.37, Subdivision 2.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Laufenburger, Larson and Anderson introduced—

S. F. No. 1877: A bill for an act relating to municipalities; authorizing the establishment of storm sewer improvement districts.

Which was read the first time and referred to the Committee on Local Government.

Mr. Borden introduced—

S. F. No. 1878: 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.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Bang; Perpich, A. J. and Laufenburger introduced—

S. F. No. 1879: A bill for an act relating to insurance; licensing and regulation of insurance premium finance companies; granting rule-making authority; and providing penalties.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Kirchner, Ogdahl and Gearty introduced—

S. F. No. 1880: A bill for an act relating to Hennepin county; granting the Hennepin county assessor with the general powers and duties now provided to county assessors of counties not having a city of the first class.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Bernhagen, by request, introduced—

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.

Which was read the first time and referred to the Committee on Local Government.

Messrs. O'Neill, Borden and Tennesen introduced—

S. F. No. 1882: A bill for an act relating to education; prescribing state aid to school districts under certain circumstances; appropriating money.

Which was read the first time and referred to the Committee on Education.

Messrs. Chmielewski, Frederick and Laufenburger introduced—

S. F. No. 1883: A bill for an act relating to the regulation of outdoor advertising on highways; amending Minnesota Statutes

1971, Sections 173.04, Subdivision 2; 173.08, Subdivision 2; 173.09; 173.10; 173.13, Subdivisions 1, 9, and 11; 173.16, Subdivisions 4 and 5; 173.17; and 173.21; repealing Minnesota Statutes 1971, Sections 173.11; 173.12; and 173.20.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Lord introduced—

S. F. No. 1884: A bill for an act relating to highways; directing the construction of a new bridge crossing the Minnesota river at the location of the proposed trunk highway marked No. 169 river crossing.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Anderson, Frederick and Chmielewski introduced—

S. F. No. 1885: A bill for an act relating to motor vehicles; unauthorized use of certain vehicles; repealing Minnesota Statutes 1971, Section 168.83.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Frederick, Thorup and Patton introduced—

S. F. No. 1886: A bill for an act relating to crimes and criminals; the appointment of legal counsel for a defendant by a full-time salaried judge; amending Minnesota Statutes 1971, Section 611.07, Subdivision 1.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. O'Neill, Gearty and Nelson introduced—

S. F. No. 1887: A bill for an act relating to juvenile court; providing for payment by parents of attorneys fees of court-appointed counsel; amending Minnesota Statutes 1971, Section 260.251, by adding a subdivision.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. O'Neill, Gearty and Keefe, J. introduced—

S. F. No. 1888: A bill for an act relating to adoption; providing for appointment of guardian ad litem and attorney for child.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Chmielewski introduced—

S. F. No. 1889: A bill for an act relating to Carlton county; appropriating moneys as an advance against tax moneys allegedly due to but withheld from taxing authorities in and for that county.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Stokowski; Keefe, J. and Solon introduced—

S. F. No. 1890: A bill for an act relating to manpower services; unemployment compensation; employers contribution; amending Minnesota Statutes 1971, Section 268.06, Subdivision 8.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Stokowski; Keefe, J. and Solon introduced—

S. F. No. 1891: A bill for an act relating to manpower services; unemployment compensation; administrative expense; amending Minnesota Statutes 1971, Section 268.05, Subdivision 5.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Stokowski, Purfeerst and Renneke introduced—

S. F. No. 1892: 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.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Spear, Kirchner and Konzemius introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Spear, Ogdahl and Keefe, S. introduced—

S. F. No. 1894: A bill for an act relating to divorce; custody and support of children; amending Minnesota Statutes 1971, Section 518.17.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. O'Neill, Kleinbaum and McCutcheon introduced—

S. F. No. 1895: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. O'Neill, Thorup and Davies introduced—

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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Milton, Ashbach and Moe introduced—

S. F. No. 1897: 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Chenoweth, Kleinbaum and Ogdahl introduced—

S. F. No. 1898: A bill for an act relating to retirement; age, contributions, benefits and coverage of state employees; amending Minnesota Statutes 1971, Sections 43.051; 352.04, Subdivisions 2 and 3; 352.115, Subdivisions 2, 3, and by adding subdivisions; 352.116, Subdivision 1; 352.118; 352.22, Subdivision 1; and 356.21, Subdivision 5; and Chapter 352, by adding sections.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Renneke, Conzemius and Patton introduced—

S. F. No. 1899: A bill for an act relating to education; atten-

dance option of pupils from multidistrict farms; amending Minnesota Statutes 1971, Section 120.065.

Which was read the first time and referred to the Committee on Education.

Messrs. Willet, Larson and Chmielewski introduced—

S. F. No. 1900: A bill for an act relating to tax-forfeited land sales; payment for expenses; providing that a greater portion of the receipts from tax-forfeited land sales be paid to the counties to defray expenses; amending Minnesota Statutes 1971, Section 282.-226.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Milton, Schrom and Nelson introduced—

S. F. No. 1901: A bill for an act relating to public health; requiring certificate of need for construction of health care facilities; capital expenditure rate; amending Minnesota Statutes 1971, Section 145.72, Subdivision 3.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Arnold introduced—

S. F. No. 1902: A bill for an act relating to Itasca county; authorizing issuance of additional on-sale intoxicating liquor licenses.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Conzemius, Sillers and Olson, A. G. introduced—

S. F. No. 1903: A bill for an act relating to labor; employment of minors; providing that prohibitions do not apply to employment of certain farm children; amending Minnesota Statutes 1971; Section 181.40.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Chmielewski introduced—

S. F. No. 1904: A bill for an act relating to independent school district No. 94; assumption of bonded indebtedness of former independent school district No. 98 by independent school district No. 94.

Which was read the first time and referred to the Committee on Education.

Messrs. Chmielewski and Laufenburger introduced—

S. F. No. 1905: A bill for an act relating to taxation; qualification of lakeshore property under the Minnesota agricultural property tax law; amending Minnesota Statutes 1971, Section 273.111, Subdivision 4.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Chmielewski and Laufenburger introduced—

S. F. No. 1906: A bill for an act relating to real property; assessment and valuation; providing that all appraisal records concerning the assessor's valuation shall be open to public inspection; amending Minnesota Statutes 1971, Section 273.11.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, A. J.; Kirchner and Spear introduced—

S. F. No. 1907: A bill for an act relating to railroads; requiring certain railroad locomotives operating over 30 miles per hour to have certain equipment; requiring certain records to be kept thereof; and prescribing certain duties of the department of public service in relation thereto.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Olson, A. G.; Bang and Thorup introduced—

S. F. No. 1908: A bill for an act relating to corporations; take-overs; regulating corporate take-overs; providing a penalty.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Lord, Dunn and Chenoweth introduced—

S. F. No. 1909: A bill for an act relating to charitable type organizations; prohibiting the sale or furnishing for a consideration of lists of contributors; providing a penalty.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Sillers and O'Neill introduced—

S. F. No. 1910: A bill for an act relating to economic development; responsibility for; amending Minnesota Statutes 1971, Section 362.07.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Spear, Tennesen and Lewis introduced—

S. F. No. 1911: A bill for an act relating to highways; providing for a two year moratorium on freeway construction in the seven county metropolitan area with certain exceptions.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Blatz; Olson, H. D. and Solon introduced—

S. F. No. 1912: A bill for an act relating to education; permitting teaching and singing of sacred music in public schools; prohibiting in public schools compulsory learning and singing of and listening to sacred music.

Which was read the first time and referred to the Committee on Education.

Messrs. Milton, Kirchner and Schrom introduced—

S. F. No. 1913: A bill for an act relating to taxation; property tax; exempting the property owned by joint and cooperative health care service organizations from property tax.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Olson, A. G.; Doty and Hansen, Baldy introduced—

S. F. No. 1914: A bill for an act relating to game and fish; prohibiting commercial fishing in Lake of the Woods.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Borden introduced—

S. F. No. 1915: A bill for an act relating to taxation; Minnesota tree growth tax law; repealing Minnesota Statutes 1971, Sections 270.31 to 270.39.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Borden introduced—

S. F. No. 1916: A bill for an act relating to certain actions to recover damages arising out of defective improvements to real property; limitation on time for such actions; amending Minnesota Statutes 1971, Section 541.051, Subdivisions 1 and 2.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Lord introduced—

S. F. No. 1917: A bill for an act relating to retirement; service pensions for volunteer firemen; amending Minnesota Statutes 1971, Section 69.06.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Davies, Ogdahl and Novak introduced—

S. F. No. 1918: 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Chenoweth; Perpich, A. J. and O'Neill introduced—

S. F. No. 1919: A bill for an act relating to taxation; requiring the payment of certain taxes prior to the registration or licensing of aircraft.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Keefe, S.; Spear and Blatz introduced—

S. F. No. 1920: A bill for an act relating to intoxicating liquor; regulation of the on-sale thereof; amending Minnesota Statutes 1971, Section 340.07, Subdivision 5.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Keefe, S.; North and Milton introduced—

S. F. No. 1921: A bill for an act proposing an amendment to the Minnesota Constitution, by adding an article; providing public policy and legislative responsibility relating to the environment.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Keefe, S.; Coleman and Gearty introduced—

S. F. No. 1922: A bill for an act relating to local government; providing for the creation and functioning, in certain cities and counties, of neighborhood government councils.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Willet introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Pillsbury and Kowalczyk introduced—

S. F. No. 1924: A bill for an act relating to Hennepin county; soil and water conservation; expenditures from general revenue fund.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Olson, J. L. and Josefson introduced—

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.

Which was read the first time and referred to the Committee on Local Government.

Mr. Pillsbury introduced—

S. F. No. 1926: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Gearty introduced—

S. F. No. 1927: A bill for an act relating to the commissioner of administration, term of office; amending Minnesota Statutes 1971, Section 16.01.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Gearty introduced—

S. F. No. 1928: A bill for an act relating to crimes and criminals; sentencing; providing that offenders may be sentenced to a workhouse term in a county other than the county where the offender was tried or where the offense was committed; amending Minnesota Statutes 1971, Section 631.461.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Gearty introduced—

S. F. No. 1929: A bill for an act relating to workmen's compensation, suicide; amending Minnesota Statutes 1971, Section 176.021, Subdivision 1.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Gearty introduced—

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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Gearty introduced—

S. F. No. 1931: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Gearty introduced—

S. F. No. 1932: A bill for an act relating to the commissioner of public safety, term of office; amending Minnesota Statutes 1971, Section 299A.01, Subdivision 1.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Keefe, S. introduced—

S. F. No. 1933: A bill for an act relating to elections; providing for statewide registration of voters and closed party primaries; amending Minnesota Statutes 1971, Sections 201.02; 201.03; 201.04; 201.05; 201.06; 201.07, Subdivision 1; 201.11; 201.14; 201.15; 201.17, Subdivision 2; 201.20, Subdivision 2; 201.21; 201.22; 201.23; 201.24; 201.25; 201.33; 202.08, Subdivision 1; 203.35; and 206.07, Subdivision 4; repealing Minnesota Statutes 1971, Sections 201.261 and 204.07.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Milton introduced—

S. F. No. 1934: A bill for an act relating to health; state payments to counties and cities for public health nursing services; amending Minnesota Statutes 1971, Sections 145.08, Subdivision 1; and 145.125, Subdivision 1.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Arnold introduced—

S. F. No. 1935: A bill for an act relating to the organization and administration of state government; providing changes in the distribution of receipts credited to the state forest suspense account; amending Minnesota Statutes 1971, Section 16.20, Subdivision 5.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Solon and Doty introduced—

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.

Which was read the first time and referred to the Committee on Education.

Messrs. Doty and Solon introduced—

S. F. No. 1937: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Doty and Solon introduced—

S. F. No. 1938: A bill for an act relating to the city of Duluth; Duluth airport authority; amending Laws 1969, Chapter 577, Section 14.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Doty and Solon introduced—

S. F. No. 1939: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Solon and Doty introduced—

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.

Which was read the first time and referred to the Committee on Education.

Messrs. Solon and Doty introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Olson, A. G. introduced—

S. F. No. 1942: A bill for an act relating to the city of Redwood Falls; authorizing payment of lump sum retirement benefits to firemen.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. O'Neill, Laufenburger and Hansen, Baldy introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Bang; Keefe, J. and Lord introduced—

S. F. No. 1944: A bill for an act providing for the creation, organization, administration, and functions of a Hennepin-Scott Minnesota river bridge authority as a local government unit; authorizing the authority to acquire, construct, finance, operate, and

maintain a bridge and the approaches thereto across the Minnesota river connecting state highway 101 and Hennepin county state aid highway 18.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Doty, Arnold and Chmielewski introduced—

S. F. No. 1945: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Kleinbaum, McCutcheon and Lewis introduced—

S. F. No. 1946: A bill for an act relating to public safety; division of highway patrol; providing salary adjustments for members of the highway patrol assigned to freeway patrol duty; amending Minnesota Statutes 1971, Section 299D.03, by adding a subdivision.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Anderson introduced—

S. F. No. 1947: A bill for an act relating to the town of Ramsey in Anoka county; providing certain powers.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Anderson introduced—

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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Anderson introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Perpich, A. J. and Solon introduced—

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.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Conzemius; Olson, J. L. and Hansen, Baldy introduced—

S. F. No. 1951: A bill for an act relating to taxation; real property; homesteads exempt from judgment; amending Minnesota Statutes 1971, Sections 273.13, Subdivision 6; and 510.02.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Chenoweth, McCutcheon and Doty introduced—

S. F. No. 1952: A bill for an act relating to education; requiring all independent school districts to provide transportation to pupils living two miles or more from school; amending Minnesota Statutes 1971, Section 123.39, Subdivision 1.

Which was read the first time and referred to the Committee on Education.

Messrs. Kleinbaum and Chenoweth introduced—

S. F. No. 1953: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Kleinbaum introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Borden introduced—

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.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Olson, A. G.; Blatz and Hansen, Baldy introduced—

S. F. No. 1956: A bill for an act relating to taxation; providing

that inheritance tax exemptions and rates for widowers shall be the same as for widows; amending Minnesota Statutes 1971, Sections 291.03 and 291.05.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Pillsbury and North introduced—

S. F. No. 1957: 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.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Jensen introduced—

S. F. No. 1958: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Patton; Hansen, Baldy and Bernhagen introduced—

S. F. No. 1959: A bill for an act relating to elections; regulating affidavits of candidacy; amending Minnesota Statutes 1971, Section 202.04, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Perpich, G.; Conzemius and Anderson introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, A. J.; Blatz and Conzemius introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Perpich, A. J. introduced—

S. F. No. 1962: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Laufenburger, Bang and Keefe, S. introduced—

S. F. No. 1963: A bill for an act relating to small loans; increasing the maximum limit on loans; providing charges for examination; amending Minnesota Statutes 1971, Sections 56.13, Subdivisions 1 and 5; and 56.15, Subdivision 1.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Borden; Olson, J. L. and Moe introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Knutson, by request, introduced—

S. F. No. 1965: A bill for an act relating to the claim of Russell Verby; arising from negligence by Stillwater prison; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Knutson and Hansen, Mel introduced—

S. F. No. 1966: A bill for an act relating to education; school taxes, funds, aids; definition of pupil units; amending Minnesota Statutes 1971, Section 124.17, Subdivision 1.

Which was read the first time and referred to the Committee on Education.

Messrs. Knutson and Perpich, A. J. introduced—

S. F. No. 1967: A bill for an act relating to taxation; levy by school districts; amending Minnesota Statutes 1971, Section 275.125, Subdivision 3.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Knutson questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Knutson; Perpich, A. J. and Brown introduced—

S. F. No. 1968: A bill for an act relating to education; tax levy; school districts; amending Minnesota Statutes 1971, Section 275.125, Subdivision 2.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Knutson questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Knutson; Perpich, A. J. and Hansen, Mel introduced—

S. F. No. 1969: A bill for an act relating to taxation; levy by school districts; transportation levy adjustments; amending Minnesota Statutes 1971, Section 275.125, Subdivision 3.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Knutson questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Knutson; Perpich, A. J. and Hansen, Mel introduced—

S. F. No. 1970: A bill for an act relating to education; regulating the tax levy of school districts; amending Minnesota Statutes 1971, Section 275.125, Subdivision 2.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Knutson questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 663, 1012 1192.

Edward A. Burdick, Chief Clerk, House of Representatives.
Returned April 9, 1973.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 294, 389, 600, 660, 818, 955, 7, 703, 704, 974, 1504 and 1624.

Edward A. Burdick, Chief Clerk, House of Representatives.
Transmitted April 9, 1973.

FIRST READING OF HOUSE BILLS

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.

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. 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. 974: A bill for an act relating to public health; authorizing the state board of health to prescribe fees for permits, licenses, registrations and certifications issued by it; amending Minnesota Statutes 1971, Sections 144.169, Subdivision 1; 144.53; 144.60; 144.61; 144.802; 149.02; 149.03; 149.04; 149.08; 156A.03, Subdivision 2; 156A.07, Subdivisions 1 and 3; 157.03; 326.42; 326.-60, Subdivision 3; 326.62; 327.15; 327.16, Subdivisions 1, 2 and 3; and Chapter 144, by adding a section.

H. F. No. 1504: A bill for an act relating to elections; providing for the hours that the office of the commissioner of registration must be open; amending Minnesota Statutes 1971, Section 201.05.

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.

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.

H. F. No. 389: A bill for an act relating to public safety; fines and forfeited bail money from persons apprehended by the highway patrol; providing for the distribution and use of such money; amending Minnesota Statutes 1971, Section 299D.03, Subdivision 5.

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.

H. F. No. 660: A bill for an act relating to municipalities; subdivision regulations; authorizing municipalities to require dedi-

cation 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. 818: A bill for an act relating to elections; removing limitations on the transportation of voters to the polls; repealing Minnesota Statutes 1971, Section 211.14, Subdivision 4.

H. F. No. 955: A bill for an act relating to state lands; directing conveyance of a certain parcel of land in Otter Tail county.

Which were read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. Which motion prevailed.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 1572: A bill for an act relating to taxation; rates of tax upon insurance companies; state aid to fire and police departments; amending Minnesota Statutes 1971, Sections 60A.15, Subdivisions 1 and 2; and 69.021, Subdivision 5.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Labor and Commerce. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 1600: A bill for an act relating to peace officers; providing benefits to survivors of peace officers killed or permanently disabled in the line of duty; establishing a peace officers benefit account; and appropriating money.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Judiciary. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 1715: A bill for an act relating to taxation; securities; imposing a tax on transfers of securities; appropriating money; providing penalties.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Labor and Commerce. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 1631: A bill for an act relating to public welfare; authorizing publication of names of welfare recipients.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Health, Welfare and Corrections. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred appointments submitted to the Senate by His Excellency, Governor Wendell R. Anderson, for confirmation and to be found in the Journal for the 32nd day, reports the same back with the recommendation that said appointments be re-referred to the Committee on Transportation and General Legislation.

STATE ARTS COUNCIL

Dr. Walter G. Prausnitz, 2614 South 11th Street, Moorhead, Clay County, appointed effective April 3, 1973, for a term expiring April 1, 1977.

Miss Laura Jane Musser, 608 Highland, Little Falls, Morrison County, appointed effective April 3, 1973, for a term expiring April 1, 1977.

Louis V. Zelle, 1 Teal Island Road, North Oaks, Ramsey County, appointed effective April 3, 1973, for a term expiring April 1, 1977.

Alvin Zelickson, M.D., 101 Ardmore Drive, Minneapolis, Hennepin County, appointed effective April 3, 1973, for a term expiring April 1, 1977.

Kenneth Dayton, c/o Dayton-Hudson Corporation, 700 Nicollet Mall, Minneapolis, Hennepin County, appointed effective April 3, 1973, for a term expiring April 1, 1977.

Phillip Von Blon, 2121 Dwight Lane, Minneapolis, Hennepin County, appointed effective April 3, 1973, for a term expiring April 1, 1977.

Maxwell Oie, 2228 Waverly Avenue, Duluth, St. Louis County, appointed effective April 3, 1973, for a term expiring April 1, 1977.

Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred appointments submitted to the Senate by His Excellency, Governor Wendell R. Anderson, for confirmation and to be found in the Journal for the 32nd day, reports the same back with the recommendation that said appointments be re-referred to the Committee on Education.

HIGHER EDUCATION COORDINATING COMMISSION

Mrs. Eunice Johnson, Rural Route, Butterfield, Watonwan County, appointed effective April 3, 1973, for a term expiring February 15, 1977.

Mrs. Mary Schertler, 875 Clear Avenue, St. Paul, Ramsey County, appointed effective April 3, 1973, for a term expiring February 15, 1977.

Carl Kroening, 3539 Vincent Avenue North, Minneapolis, Hennepin County, appointed effective April 3, 1973, for a term expiring February 15, 1977.

Emil A. Erickson, 1009 Third Street South, Virginia, St. Louis County, appointed effective April 3, 1973, for a term expiring February 15, 1977.

Mrs. Judy Hamilton, 11309 Timberline Road, Minnetonka, Hennepin County, appointed effective April 3, 1973, for a term expiring February 15, 1975.

Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred appointments submitted to the Senate by His Excellency, Governor Wendell R. Anderson, for confirmation and to be found in the Journal for the 32nd day, reports the same back with the recommendation that said appointments be referred to the Committee on Governmental Operations.

POLLUTION CONTROL AGENCY

Steve J. Gadler, 2120 Carter Avenue, St. Paul, Ramsey County, appointed effective April 2, 1973, for a term expiring February 15, 1977.

Burton Genis, 5941 29th Place North, Crystal, Hennepin County, appointed effective April 2, 1973, for a term expiring February 15, 1977.

Joseph Grinnell, 2901 Idylwood Drive, Edina, Hennepin County, appointed effective April 2, 1973, for a term expiring February 15, 1976.

Art Engelbrecht, Rural Route 4, Alexandria, Douglas County, appointed effective April 2, 1973, for a term expiring February 15, 1977.

Report adopted.

Mr. Chenoweth 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 and membership; amending Special Laws 1891, Chapter 438, Section 1, as amended.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 27, strike "*six*" and insert in lieu thereof "*seven*"

Line 27, after "*commissioner*" insert "*who shall be a resident of the district*"

Line 29, after the period insert "*At least sixty days prior to the first day for filings for the 1974 election,*"

Line 30, strike "*six*" and insert in lieu thereof "*seven*"

Page 2, after line 4, insert a new section to read:

"Sec. 2. Special Laws 1871, Chapter 73, Section 4, is amended to read:

Sec. 4. ~~The mayor of the city of St. Paul for the time current shall be a full member of~~ The board of commissioners and *shall elect the chairman thereof from its members.*"

Line 5, after "*effect*" strike the remainder of the section and insert in lieu thereof "*July 1, 1973.*"

Renumber the sections accordingly.

Further, amend the title as follows:

Page 1, line 3, after "districts" insert a comma and strike "and"

Page 1, line 4, after "membership" and before the semicolon insert ", and the removal of the Mayor of the city of Saint Paul as a member and chairman of the board of commissioners"

Page 1, line 5, before the period insert "; and Special Laws 1871, Chapter 73, Section 4"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 594: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 22, strike "*increases*" and insert "*differentials*"

Page 1, line 23, strike "*Increase*" and insert "*Differential*"

Page 1, line 25, strike "*25*" and insert "*additional 5*"

Page 1, line 26, strike "*30*" and insert "*additional 5*"

Page 1, line 27, strike "*35*" and insert "*additional 5*"

Page 1, line 28, strike "*40*" and insert "*additional 5*"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Novak from the Committee on Finance, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 15, strike "on site"

Page 1, line 16, strike "administration, planning and development of"

Page 1, line 25, strike "expanded and"

Page 1, line 28, strike "expand" and insert in lieu thereof "*continue*"

Page 2, strike lines 7 through 16

Page 2, line 27, strike "If the appropriation made in subdivision 1"

Page 2, strike line 28

Page 3, line 1, before "advisory" insert "An"

Page 3, line 3, strike "authorized by"

Page 3, line 4, strike "this act"

Page 3, line 15, after "*commission*" add the following: "*, one member of which shall represent the university faculty based in St. Paul-Ramsey hospital*"

Page 3, line 20, strike "*one citizen of the county of Ramsey*" and insert in lieu thereof "*three citizens*"

Page 3, line 21, after "*commissioners*" strike the semicolon, and insert "*of Ramsey county.*"

Page 3, strike lines 22 through 26

Renumber the subdivisions to accord with the above amendments

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

S. F. No. 43: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike line 30

Page 2, strike lines 1 through 9

Page 3, strike lines 2 through 8

Page 3, line 9, strike "has one of the" and insert in lieu thereof "was a resident of the state of Minnesota at the time of induction into the armed forces and had been a resident of this state during the six months immediately preceding his induction. The rules for determining residency with regard to voter eligibility shall govern the determination of residency for purposes of this act."

Page 3, strike lines 10 through 28

Page 4, strike lines 1 through 14

Page 4, line 16, strike "(1) between" and insert a period

Page 4, strike lines 17 through 19

Page 4, line 22, strike "The term veteran"

Page 4, strike lines 23 through 25

Page 4, line 26, strike "shall be"

Page 4, strike lines 27 and 28

Page 5, strike lines 1 through 6 and insert in lieu thereof "who became eligible for the Vietnam Expeditionary Medal or the Vietnam Service Medal as the result of service between July 1, 1958 and July 27, 1973 shall be paid adjusted compensation by the state of Minnesota. The amount of the compensation paid to a veteran eligible for these medals shall be \$300 plus \$15 for each month or major fraction of a month of active duty served by the veteran between July 1, 1958 and July 27, 1973. The maximum payment of adjusted compensation for these veterans shall be \$600.

All other veterans who served on active duty during the period between August 5, 1964 and January 27, 1973 shall be paid adjusted compensation by the state of Minnesota in an amount equal to \$15 for each month or major fraction of a month service on active duty during this period. The maximum payment to these veterans shall be \$300 and the minimum payment shall be \$100."

Page 5, line 7, strike "shall not exceed \$600."

Page 5, line 10, after the period insert "The beneficiary of a veteran who died from service connected causes which arose during the period of time in which the veteran could become eligible for adjusted compensation, shall receive the sum of \$1,000 in lieu of all other payments."

Page 5, line 11, strike "applied" and insert "an application pending"

Page 5, line 13, strike "unless such application to another state" and insert a period

Page 5, strike lines 14 through 25

Page 6, line 1, strike "such form as he may prescribe and duly" and insert in lieu thereof "a form prescribed by the commissioner and"

Page 6, line 15, strike "provided by section 8"

Page 6, line 22, strike "as provided by section 9, subdivision 3"

Page 8, line 3, strike ", as required by section 1, subdivision 4,"

Page 8, line 4, after "determine" strike ", as"

Page 8, line 5, strike "required by section 1, subdivision 8,"

Page 8, line 14, strike "such"

Page 8, line 16, strike "such"

Page 8, line 19, strike "such" and insert in lieu thereof "a"

Page 9, strike line 2, and insert in lieu thereof "one of"

Page 10, line 21, strike "the services of the"

Page 10, line 22, after "veterans" strike the remainder of the line

Page 10, line 23, strike "Minnesota in time of grave national emergency"

Page 11, strike lines 15 through 26 and insert in lieu thereof the following:

"Sec. 16. [VETERANS BONUS BOND ISSUE.] For the purpose of providing the moneys appropriated by this act from the veterans adjusted compensation fund to the commissioner of veterans affairs for the payment of the Vietnam veterans bonus and meeting other obligations imposed by this act, the state auditor is authorized upon request of the governor to sell and issue Minnesota state Vietnam veterans bonus bonds in the amount of \$60,000,000, for the prompt and full payment of which, with interest thereon, the full faith, credit, and taxing powers of the state are irrevocably pledged. The proceeds of such bonds are appropriated and shall be credited to the veterans adjusted compensation fund, except that any accrued interest and premium received upon the sale thereof is appropriated and shall be credited to a separate bookkeeping account to be maintained in the state bond fund and designated as the Minnesota state Vietnam veterans bonus bond account. The bonds shall be issued, sold, executed, authenticated, and secured in the same manner as provided for Minnesota state building bonds in Minnesota Statutes 1971, Section 6.31, except that the expenses thereof shall be paid and the amounts necessary therefor are appropriated from the veterans adjusted compensation fund, and all money appropriated and taxes levied for the payment of the bonds shall be credited to the Minnesota state Vietnam veterans bonus bond account. The bonds are further secured by the provisions of Article IX, Section 6 and Article XX of the Constitution."

Page 12, line 3, strike "section 16" and insert in lieu thereof "this act"

Further amend by renumbering the sections and subdivisions to accord with the above amendments

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1627: A bill for an act relating to agriculture; promotion of commodities; amending Minnesota Statutes 1971, Sections 17.54, Subdivisions 1 and 5; and 17.56, Subdivision 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 7 to 18

Renumber the sections

Amend the title as follows:

Page 1, line 4, strike "Subdivisions 1 and" insert in lieu thereof "Subdivision"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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; appropriating money therefor; amending Minnesota Statutes 1971, Section 138.025, Subdivision 2, and by adding subdivisions.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 11 to 32

Page 2, strike lines 1 to 28

Page 3, strike lines 1 to 28

Page 4, strike lines 1 to 7 and insert in lieu thereof:

"Section 1. Minnesota Statutes 1971, Section 138.025, is amended by adding a subdivision to read:"

Page 4, line 8, before "*Commencing*" insert:

"*Subd 2a. [CAMP COLDWATER.]*"

Page 5, after line 7, insert:

"Sec. 2. Minnesota Statutes 1971, Section 138.025, is amended by adding a subdivision to read:

Subd. 2b. The department of natural resources may develop a recreation trail along the old railroad right-of-way provided it does not impair any historic sites located within the tract of land described in section 1, subdivision 2a of this act."

Page 6, strike lines 18 to 23

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 6, strike "appropriating money therefor;"

Page 1, line 8, strike "Subdivision 2, and"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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.

Reports the same back with the recommendation that the printed bill be amended as follows:

Page 1, line 12, strike "upon" and insert in lieu thereof "*the date following its*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

S. F. No. 1401: A bill for an act relating to state employment; service workers; employment above quotas or complement.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. Minnesota Statutes 1971, Section 43.17 is amended by adding a subdivision to read:

Subd. 4a. Notwithstanding any law to the contrary, persons may be employed by any governmental department in the classification of service worker, as defined by applicable civil service job description, in excess of any personnel limitations, quotas or complements as established by law. Said employment shall be subject to the advance approval of the commissioner of administration.

Sec. 2. Minnesota Statutes 1971, Section 16.173 is amended to read:

16.173 [APPROVED COMPLEMENTS.] Whenever an appropriation to any state department or agency for salaries discloses an approved complement, that department or agency, except for seasonal employees, and part time employees, and service workers is limited in the employment of the number of persons indicated by such approved complement. The employment of seasonal employees, and part time employees, and service workers shall be in addition to the approved complement but subject to the approval of the commissioner of administration who shall determine the need therefor.

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. 3. *Minnesota Statutes 1971, Section 43.17, Subdivision 4, is repealed.*"

Amend the title as follows:

Page 1, line 4, strike the period and insert in lieu thereof:

“; amending Minnesota Statutes 1971, Section 43.17, by adding a subdivision; 16.173; repealing Minnesota Statutes 1971, Section 43.17, Subdivision 4.”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

S. F. No. 618: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 4, line 1, following “*Constitution*” and before the period insert: “*or for reimbursing the bond fund for amounts previously transferred to the state zoological garden bond account so as to eliminate any prior deficiency covered by the state bond fund, the general fund in the state treasury, or through a tax levy*”

Page 7, line 28, strike “*an*” and insert in lieu thereof “*and*”

Page 8, line 8, following “*appropriated*” and before the period insert: “*with such sums from tax levies and the general fund subject to future reimbursement to the bond fund by the Minnesota zoo-*

logical garden bond account as indicated in section 2, subdivision 2 of this act"

Page 8, line 16, after "*the*" strike "*maximum*"

Page 8, line 17, strike "\$27,700,000" and insert in lieu thereof "\$23,025,000"

Page 8, line 18, after the period insert a new sentence to read: "*The state auditor may sell or issue an additional \$2,350,000 of bonds, but no part thereof shall be expended unless equally matched by other than state appropriations.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1343: A bill for an act relating to public safety and governmental units; authorizing governmental units to hire certain motor vehicles under certain circumstances.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert the following:

"Section 1. A motor vehicle licensed as a farm truck may be rented to any governmental unit for use in snow removal, flood, tornado, fire or other emergency or disaster situation without affecting its license status."

Further amend the title by striking lines 2 through 5 and inserting in lieu thereof:

"relating to licensing of motor vehicles; authorizing use of farm trucks in certain situations without affecting license status."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1069: A bill for an act relating to traffic regulations; motorcycle license requirements; amending Minnesota Statutes 1971, Section 169.974, Subdivision 2.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

S. F. No. 832: A bill for an act relating to public health; regulating and certifying x-ray machine operators and providing for fees; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Novak from the Committee on Finance, 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

S. F. No. 882: A bill for an act relating to transportation; appropriating money to the public service commission for the purpose of contracting for railroad passenger service.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

H. F. No. 267: A bill for an act relating to actions; litigation costs and fees; authorizing proceedings in forma pauperis; and providing a penalty.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 69: A bill for an act proposing an amendment to the Minnesota Constitution, repealing Article IV, Section 32[a]; providing that railroads may be taxed in the same manner as other enterprises.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Judiciary. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 7, line 12, after "of" strike "printed"

Page 7, line 13, after "which" strike "printed"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 253: A bill for an act relating to taxes on and measured by net income; income of nonresidents; reciprocity; amending Minnesota Statutes 1971, Section 290.081.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 13, after "chapter" insert ", plus an additional credit of \$20"

Page 2, line 14, after "exceed" insert "by \$20"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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 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; 104.04, 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.

Reports the same back with the recommendation that the bill be amended as follows:

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 adopt 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."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1649: A bill for an act relating to Otter Tail county; authorizing a levy for county extension work.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1701: 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1802: A bill for an act relating to the town of Iron Range and Bass Brook; authorizing electors to fix monthly salaries of chairman and supervisor of town board.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was re-referred

S. F. No. 838: A bill for an act relating to the department of natural resources; providing conservation officers with the powers of peace officers; amending Minnesota Statutes 1971, Section 84.028, Subdivision 3.

Reports the same back with the recommendation that the report from the Committee on Natural Resources and Agriculture reported March 29, 1973, page 869 of the Journal of the Senate be adopted and that the bill then be re-referred to the Committee on Judiciary. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1633: A bill for an act relating to the Minnesota-Wisconsin boundary compact commission; compensation and reimbursement for Minnesota members; amending Minnesota Statutes 1971, Section 1.36.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 7, insert:

"Section 1. Minnesota Statutes 1971, Section 1.34, Subdivision 1, is amended to read:

1.34 [LEGISLATIVE ADVISORY COMMITTEE.] Subdivision 1. In order to assist the Minnesota-Wisconsin boundary area commission in the performance of its duties, there is created a legislative advisory committee comprised of five members of the house of representatives to be appointed by the speaker, and five members of the senate to be appointed by the committee on committees. The members of the advisory committee shall be selected before the close of any regular session of the legislature by January 31 of each odd numbered year. Vacancies, when the legislature is not in regular session, shall be filled by appointment of the last duly elected speaker, in the case of members of the house of representatives, and the last duly elected members of the committee on committees, in the case of members of the senate."

Page 1, line 11, before "Members" insert "*Subdivision 1.*"

Page 1, line 12, strike "committees" and insert "*committee*"

Page 1, lines 12 and 13, reinstate the stricken language and delete the new language

Page 1, lines 14, 15 and 16, reinstate the stricken language

Page 1, line 16, strike "*in*" and insert in lieu thereof a period

Strike lines 17 to 19; after line 19 insert:

"*Subd. 2. Members of the legislative advisory committee shall be compensated and reimbursed for expenses in the same manner that members of legislative standing committees are compensated and reimbursed pursuant to Minnesota Statutes, Section 3.102.*"

Renumber the remaining sections accordingly.

Amend the title as follows:

Line 3, after the semicolon, insert "appointment,"

Line 5, after "Minnesota" insert "legislative advisory committee"

Line 6, strike "Section" and insert "Sections 1.34, Subdivision 1, and"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 294, 389, 600, 818, 703, 704, 974, 1504, 1624, 1162, 1435 and 591 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. No. 389 to the Committee on Finance.

H. F. Nos. 600 and 974 to the Committee on Governmental Operations.

H. F. Nos. 703 and 704 to the Committee on Judiciary.

H. F. No. 294 to the Committee on Labor and Commerce.

H. F. Nos. 818, 1504 and 1624 to the Committee on Transportation and General Legislation.

The following House Files were found identical and recommends the House Files be given their Second Reading and substituted for their companion Senate Files as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1162	849				
1435	1535				
591	861				

And that the above Senate Files be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 879, 581, 43, 1627, 1080, 1401, 618, 1343, 1069, 832, 1030, 882, 537, 830, 253, 1649, 1701, 1802 and 1827 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 678, 267, 1162, 1435 and 591 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Gearty moved that the report from the Committee on Governmental Operations reported April 9, 1973, pertaining to appointments be taken from the table. Which motion prevailed.

Mr. Gearty moved that the foregoing report be now adopted. Which motion prevailed.

CONFIRMATION

Mr. Gearty moved that in accordance with the report from the Committee on Governmental Operations, reported April 9, 1973, the Senate having advised with, do now consent to and confirm the appointments of:

STATE ZOOLOGICAL BOARD

Steven Balach, 317 99th Avenue, West, Duluth, St. Louis County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

Dr. U. S. Seal, 9801 Pillsbury Avenue, South, Bloomington, Hennepin County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

Mrs. Mary Ann Scroggins, 2015 James Avenue, South, Minneapolis, Hennepin County, appointed effective January 1, 1973 for a term expiring January 1, 1979.

Mrs. Norma Hanson, Route 3, Goodridge, Pennington County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

Which motion prevailed. Which appointments were confirmed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Gearty moved that the report from the Committee on Governmental Operations reported April 9, 1973, pertaining to appointments be taken from the table. Which motion prevailed.

Mr. Gearty moved that the foregoing report be now adopted. Which motion prevailed.

CONFIRMATION

Mr. Gearty moved that in accordance with the report from the Committee on Governmental Operations, reported April 9, 1973, the Senate having advised with, do now consent to and confirm the appointment of:

STATE BOARD OF ELECTRICITY

Al Seanger, 2616 Cooper Avenue, St. Cloud, Stearns County, appointed effective February 16, 1973, for a term expiring the first Monday in January.

Which motion prevailed. Which appointment was confirmed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Humphrey moved that S. F. No. 1744 be withdrawn from the Committee on Taxes and Tax Laws. Which motion prevailed.

Mr. Humphrey moved that S. F. No. 1744 be re-referred to the Committee on Education. Which motion prevailed.

Mr. Knutson moved that S. F. No. 1874 be withdrawn from the Committee on Taxes and Tax Laws. Which motion prevailed.

Mr. Knutson moved that S. F. No. 1874 be re-referred to the Committee on Rules and Administration. Which motion prevailed.

Mr. Coleman moved that S. F. No. 868, No. 16 on the General Orders be stricken and re-referred to the Committee on Finance. Which motion prevailed.

Mr. Coleman, from the Committee on Rules and Administration, offered the following resolution:

BE IT RESOLVED, by the Senate, that in addition to the employees authorized by Rule 69, an attorney, namely David Kennedy, may be employed as authorized by the Committee on Rules and Administration to be assigned to the Committee on Metropolitan and Urban Affairs to assist in the drafting of an omnibus metropolitan bill; said David Kennedy shall be employed on an hourly basis for approximately 40 hours at the rate of \$40 per hour, effective March 23, 1973.

BE IT FURTHER RESOLVED, that at the termination of David Kennedy's services a statement covering services rendered certified to by the Chairman of the Committee on Metropolitan and Urban Affairs shall be submitted to the Secretary of the Senate for payment.

Mr. Coleman moved the adoption of the foregoing resolution.

The question being taken on adoption of the resolution,

And the roll being called, there were yeas 60 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	North	Renneke
Arnold	Dunn	Kleinbaum	Novak	Schaaf
Ashbach	Fitzsimons	Knutson	Ogdahl	Schrom
Bang	Gearty	Kowalczyk	Olhoft	Sillers
Blatz	Hansen, Baldy	Krieger	Olson, A. G.	Solon
Borden	Hansen, Mel	Larson	Olson, H. D.	Spear
Brown	Hanson, R.	Laufenburger	Olson, J. L.	Stokowski
Chenoweth	Hughes	Lord	O'Neill	Tennessee
Chmielewski	Humphrey	McCutcheon	Patton	Thorup
Coleman	Jensen	Milton	Perpich, A. J.	Ueland
Conzemius	Keefe, J.	Moe	Perpich, G.	Wegener
Davies	Keefe, S.	Nelson	Pillsbury	Willet

Messrs. Bernhagen, Frederick and Josefson voted in the negative.

Which motion prevailed. So the resolution was adopted.

Mr. Coleman moved that the name of Mr. Keefe, S. be added as co-author to S. F. No. 1444. Which motion prevailed.

Mr. Coleman moved that the name of Mr. Keefe, S. be added as co-author to S. F. No. 1545. Which motion prevailed.

Mr. Wegener moved that the name of Mr. Willet be added as co-author to S. F. No. 1867. Which motion prevailed.

Mr. Laufenburger moved that the name of Mr. Lord be added as co-author to S. F. No. 1593. Which motion prevailed.

Messrs. Lord and Keefe, S. introduced—

Senate Concurrent Resolution No. 9: A Senate concurrent resolution authorizing the Secretary of the Senate and the Chief Clerk of the House of Representatives to establish a procedure for recycling of paper used in the Minnesota Legislature.

WHEREAS, there is a large volume of paper used in the Minnesota Legislature; and

WHEREAS, a large quantity of the paper which is used daily is destroyed; and

WHEREAS, this paper is not recovered for recycling; and

WHEREAS, it is the intention of the Senate and the House of Representatives to preserve energy and our natural resources, and to curtail unnecessary waste thereof; now, therefore,

BE IT RESOLVED, by the Senate of the State of Minnesota, the House of Representatives concurring therein, that the Secretary of the Senate and the Chief Clerk of the House of Representatives be authorized and directed to establish and implement a procedure for recycling as much of the paper used by the Legislature as practical.

Which was referred to the Committee on Rules and Administration.

THIRD READING OF SENATE BILLS

S. F. No. 282: A bill for an act relating to highway traffic regulations; prohibiting the operation of motor vehicles with unsafe tires on public streets or highways; and prescribing penalties.

Was read the third time and placed on its final passage.

Mr. Coleman moved that those not voting be excused from voting. Which motion prevailed.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 38 and nays 25, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kowalczyk	Novak	Spear
Arnold	Gearty	Laufenburger,	Olhoft	Stokowski
Borden	Hansen, Mel	Lewis	Olson, A. G.	Tennessee
Chenoweth	Hughes	Lord	Olson, H. D.	Thorom
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Wegener
Coleman	Keefe, J.	Milton	Perpich, G.	Willet
Conzemius	Keefe, S.	Moe	Schaaf	
Davies	Kleinbaum	North	Solon	

Those who voted in the negative were:

Bang	Fitzsimons	Josefson	Nelson	Pillsbury
Bernhagen	Frederick	Kirchner	Ogdahl	Renneke
Blatz	Hansen, Baldy	Knutson	Olson, J. L.	Schrom
Brown	Hanson, R.	Krieger	O'Neill	Sillers
Dunn	Jensen	Larson	Patton	Ueland

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	North	Sillers
Arnold	Dunn	Kleinbaum	Novak	Solon
Ashbach	Fitzsimons	Knutson	Ogdahl	Spear
Bang	Frederick	Kowalczyk	Olson, A. G.	Stokowski
Bernhagen	Gearty	Krieger	Olson, H. D.	Tennessee
Blatz	Hansen, Mel	Larson	Olson, J. L.	Thorup
Borden	Hanson, R.	Laufenburger	O'Neill	Ueland
Brown	Hughes	Lewis	Patton	Wegener
Chenoweth	Humphrey	Lord	Perpich, A. J.	Willet
Chmielewski	Jensen	McCutcheon	Perpich, G.	
Coleman	Josefson	Milton	Pillsbury	
Conzemius	Keefe, J.	Moe	Renneke	
Davies	Keefe, S.	Nelson	Schaaf	

Messrs. Hansen, Baldy and Schrom voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1149: A bill for an act relating to state government; permitting use of duplicating machines for police training in the bureau of criminal apprehension; amending Minnesota Statutes 1971, Section 16.02, Subdivision 16.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Nelson	Renneke
Arnold	Dunn	Kirchner	North	Schaaf
Ashbach	Fitzsimons	Kleinbaum	Novak	Schrom
Bang	Frederick	Knutson	Ogdahl	Sillers
Bernhagen	Gearty	Kowalczyk	Olhoft	Solon
Blatz	Hansen, Baldy	Krieger	Olson, A. G.	Spear
Borden	Hansen, Mel	Larson	Olson, H. D.	Stokowski
Brown	Hanson, R.	Laufenburger	Olson, J. L.	Tennessee
Chenoweth	Hughes	Lewis	O'Neill	Thorup
Chmielewski	Humphrey	Lord	Patton	Ueland
Coleman	Jensen	McCutcheon	Perpich, A. J.	Wegener
Conzemius	Josefson	Milton	Perpich, G.	Willet
Davies	Keefe, J.	Moe	Pillsbury	

So the bill passed and its title was agreed to.

THIRD READING OF HOUSE BILLS

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; providing penalties.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 53 and nays 9, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	North	Renneke
Arnold	Fitzsimons	Kowalczyk	Novak	Schaaf
Bang	Frederick	Krieger	Ogdahl	Sillers
Blatz	Gearty	Larson	Olhoft	Solon
Borden	Hansen, Mel	Laufenburger	Olson, A. G.	Spear
Brown	Hughes	Lewis	Olson, J. L.	Tennessee
Chenoweth	Humphrey	Lord	O'Neill	Thorup
Coleman	Josefson	McCutcheon	Patton	Wegener
Conzemius	Keefe, J.	Milton	Perpich, A. J.	Willet
Davies	Keefe, S.	Moe	Perpich, G.	
Doty	Kirchner	Nelson	Pillsbury	

Those who voted in the negative were:

Ashbach	Chmielewski	Hanson, R.	Knutson	Schrom
Bernhagen	Hansen, Baldy	Jensen	Olson, H. D.	

So the bill passed and its title was agreed to.

H. F. No. 1102: A bill for an act relating to the port authority of Winona; amending Laws 1967, Chapter 541, Section 1, as amended.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Nelson	Renneke
Arnold	Dunn	Kirchner	North	Schaaf
Ashbach	Fitzsimons	Kleinbaum	Novak	Schrom
Bang	Frederick	Knutson	Ogdahl	Sillers
Bernhagen	Gearty	Kowalczyk	Olhoft	Solon
Blatz	Hansen, Baldy	Krieger	Olson, A. G.	Spear
Borden	Hansen, Mel	Larson	Olson, H. D.	Stokowski
Brown	Hanson, R.	Laufenburger	Olson, J. L.	Tennessee
Chenoweth	Hughes	Lewis	O'Neill	Thorup
Chmielewski	Humphrey	Lord	Patton	Ueland
Coleman	Jensen	McCutcheon	Perpich, A. J.	Wegener
Conzemius	Josefson	Milton	Perpich, G.	Willet
Davies	Keefe, J.	Moe	Pillsbury	

So the bill passed and its title was agreed to.

H. F. No. 1084: A bill for an act relating to railroads; regulations; requiring certain equipment on locomotives; amending Minnesota Statutes 1971, Section 219.551, Subdivisions 5 and 6; and by adding a subdivision.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Nelson	Renneke
Arnold	Dunn	Kirchner	North	Schaaf
Ashbach	Fitzsimons	Kleinbaum	Novak	Schrom
Bang	Frederick	Knutson	Ogdahl	Sillers
Bernhagen	Gearty	Kowalczyk	Olhoft	Solon
Blatz	Hansen, Baldy	Krieger	Olson, A. G.	Spear
Borden	Hansen, Mel	Larson	Olson, H. D.	Stokowski
Brown	Hanson, R.	Laufenburger	Olson, J. L.	Tennessee
Chenoweth	Hughes	Lewis	O'Neill	Thorup
Chmielewski	Humphrey	Lord	Patton	Ueland
Coleman	Jensen	McCutcheon	Perpich, A. J.	Wegener
Conzemius	Josefson	Milton	Perpich, G.	Willet
Davies	Keefe, J.	Moe	Pillsbury	

So the bill passed and its title was agreed to.

H. F. No. 1268: A bill for an act relating to railroads; regulations; requiring certain equipment on caboose cars; amending Minnesota Statutes 1971, Section 219.56.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Borden	Davies	Hansen, Baldy	Josefson
Arnold	Brown	Doty	Hansen, Mel	Keefe, J.
Ashbach	Chenoweth	Dunn	Hanson, R.	Keefe, S.
Bang	Chmielewski	Fitzsimons	Hughes	Kirchner
Bernhagen	Coleman	Frederick	Humphrey	Kleinbaum
Blatz	Conzemius	Gearty	Jensen	Knutson

Kowalczyk	Milton	Olson, A. G.	Renneke	Thorup
Krieger	Moe	Olson, H. D.	Schaaf	Ueland
Larson	Nelson	Olson, J. L.	Sillers	Wegener
Laufenburger	North	O'Neill	Solon	Willet
Lewis	Novak	Patton	Spear	
Lord	Ogdahl	Perpich, A. J.	Stokowski	
McCutcheon	Olhoff	Perpich, G.	Tennessee	

Mr. Schrom voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 225: A bill for an act relating to municipal corporations; powers; providing for severance pay to employees; amending Minnesota Statutes 1971, Chapter 465, by adding a section.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Nelson	Renneke
Arnold	Dunn	Kirchner	North	Schaaf
Ashbach	Fitzsimons	Kleinbaum	Novak	Schrom
Bang	Frederick	Knutson	Ogdahl	Sillers
Bernhagen	Gearty	Kowalczyk	Olhoff	Solon
Blatz	Hansen, Baldy	Krieger	Olson, A. G.	Spear
Borden	Hansen, Mel	Larson	Olson, H. D.	Stokowski
Brown	Hanson, R.	Laufenburger	Olson, J. L.	Thorup
Chenoweth	Hughes	Lewis	O'Neill	Ueland
Chmielewski	Humphrey	Lord	Patton	Wegener
Coleman	Jensen	McCutcheon	Perpich, A. J.	Willet
Conzemius	Josefson	Milton	Perpich, G.	
Davies	Keefe, J.	Moe	Pillsbury	

So the bill passed and its title was agreed to.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Hanson, R. in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Hanson, R., reported that the committee had considered

S. F. Nos. 607, 255, 256, 122, 257, 1027, 1079, 1092, 853, and 236, also H. F. No. 917, which the committee recommends to pass.

And then, on motion of Mr. Hanson, R., the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Thursday, April 12, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

THIRTY-FIFTH DAY

St. Paul, Minnesota, Thursday, April 12, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kirchner	Novak	Sillers
Arnold	Dunn	Kleinbaum	Ogdahl	Solon
Ashbach	Fitzsimons	Knutson	Olhoft	Spear
Bang	Frederick	Kowalczyk	Olson, A. G.	Stassen
Berg	Gearty	Krieger	Olson, H. D.	Stokowski
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Tennessee
Blatz	Hansen, Mel	Laufenburger	O'Neill	Thorup
Borden	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Brown	Hughes	Lord	Perpich, G.	Wegener
Chenoweth	Humphrey	McCutcheon	Pillsbury	Willet
Chmielewski	Jensen	Milton	Purfeerst	
Coleman	Josefson	Moe	Renneke	
Conzemius	Keefe, J.	Nelson	Schaaf	
Davies	Keefe, S.	North	Schrom	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Mr. Patton was excused from the Session of today.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

April 11, 1973

The Honorable Alec G. Olson
President of the Senate

Sir:

I have the honor to inform you that I have received, approved, signed, and deposited in the office of the Secretary of State the following Senate File:

S. F. No. 3, An act relating to old age assistance; releasing claims and liens of the state; repealing Minnesota Statutes 1971, Section 256.26, Subdivisions 3 to 11.

Sincerely,
Wendell R. Anderson, Governor

INTRODUCTION OF BILLS

Mr. Ogdahl introduced—

S. F. No. 1971: 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 statewide retirement plans and programs for public employees.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. North, Ashbach and Chenoweth introduced—

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.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Milton, Ashbach and Hughes introduced—

S. F. No. 1973: A bill for an act relating to courts; redefining jurisdiction of certain courts in Ramsey county; providing for conciliation courts in Ramsey county municipalities; amending Minnesota Statutes 1971, Sections 37.23; 488.04, Subdivision 3; 488.05, Subdivision 2; and 633.01.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Hansen, Baldy; Olson, J. L. and Schrom introduced—

S. F. No. 1974: A bill for an act relating to taxation; credits against tax; feedlot pollution control equipment.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Lord, McCutcheon and Schaaf introduced—

S. F. No. 1975: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Willet introduced—

S. F. No. 1976: A bill for an act relating to Cass county; authorizing issuance of additional on-sale intoxicating liquor licenses.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Ogdahl, Milton and Kleinbaum introduced—

S. F. No. 1977: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Milton, McCutcheon and Hughes introduced—

S. F. No. 1978: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Chenoweth, Stokowski and Ogdahl introduced—

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.

Which was read the first time and referred to the Committee on Education.

Messrs. Hansen, Baldy; Bang and Kleinbaum introduced—

S. F. No. 1980: A bill for an act relating to commerce; regulating finance charges for open end credit sales; amending Minnesota Statutes 1971, Section 334.16, Subdivision 1.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Milton, Ogdahl and Novak introduced—

S. F. No. 1981: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Knutson, by request, introduced—

S. F. No. 1982: A bill for an act relating to taxation; senior citizen deferred property tax.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. North, O'Neill and Hughes introduced—

S. F. No. 1983: A bill for an act relating to education; advisory board on handicapped, gifted and exceptional children; amending Minnesota Statutes 1971, Section 121.34.

Which was read the first time and referred to the Committee on Education.

Messrs. Renneke and Dunn introduced—

S. F. No. 1984: A bill for an act relating to property taxation; exempting certain wetlands; amending Minnesota Statutes 1971, Section 272.02, Subdivision 1.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Davies, McCutcheon and Humphrey introduced—

S. F. No. 1985: A bill for an act relating to courts; providing for tolling of statutes of limitation for reasons of disability; amending Minnesota Statutes 1971, Sections 281.04; 508.79; and 541.15.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Lewis; Perpich, G. and Kirchner introduced—

S. F. No. 1986: A bill for an act relating to licensure to practice the healing arts; requiring graduation from accredited institution.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Blatz, Kirchner and Bang introduced—

S. F. No. 1987: A bill for an act relating to aeronautics; regulating the composition of the metropolitan airports commission; amending Minnesota Statutes 1971, Sections 306.104, Subdivision 5; 360.108, Subdivision 2; and Chapter 360, by adding a section; repealing Minnesota Statutes 1971, Sections 360.104, Subdivisions 1, 2, 3, 4, and 6; and 360.108, Subdivisions 3 and 4.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Bang, Fitzsimons and Brown introduced—

S. F. No. 1988: A bill for an act relating to elections; limiting allowable expenditures by and contributions of money to certain candidates for public office; providing an exception for donations to a candidate by a political party; amending Minnesota Statutes 1971, Section 211.06; and Chapter 211, by adding a section.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Bang, Blatz and Brown introduced—

S. F. No. 1989: A bill for an act relating to motor vehicles; prohibiting the alteration of odometer mileage; imposing penalties.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Tennesen, Ogdahl and Gearty introduced—

S. F. No. 1990: A bill for an act relating to the city of Minneapolis; council powers to establish a commission; committee, director, or department to regulate the field of civil rights; granting certain powers and providing for judicial review.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Wegener introduced—

S. F. No. 1991: A bill for an act relating to the claim of Gerald E. Host; arising from negligence by the highway department; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Willet introduced—

S. F. No. 1992: A bill for an act relating to Wadena county; expansion of campgrounds on Crow Wing river; appropriating money.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Olhoft, Arnold and Hanson, R. introduced—

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.

Which was read the first time and referred to the Committee on Education.

Messrs. Willet, Fitzsimons and Chmielewski introduced—

S. F. No. 1994: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Krieger introduced—

S. F. No. 1995: A bill for an act relating to elections; providing for the reception and counting of absentee ballots; amending Minnesota Statutes 1971, Section 207.11.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Doty, O'Neill and Schaaf introduced—

S. F. No. 1996: A bill for an act relating to right to privacy; providing penalties for releasing unlisted or unpublished phone numbers; amending Minnesota Statutes 1971, Section 609.775.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Chenoweth, North and Ueland introduced—

S. F. No. 1997: A bill for an act relating to employment and employment opportunities of youths; directing the department of manpower services to research programs providing employment opportunities for youth and to initiate additional programs therefor; and appropriating money.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Jensen, Bernhagen and Renneke introduced—

S. F. No. 1998: A bill for an act relating to counties; allowing county boards to authorize publication of names of children found to have violated, or charged with violating, any federal, state or local laws or ordinances; amending Minnesota Statutes 1971, Section 260.161, Subdivision 1.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Chmielewski introduced—

S. F. No. 1999: A bill for an act relating to tax levies for county road and bridge purposes in St. Louis county.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Milton, Purfeerst and Keefe, S. introduced—

S. F. No. 2000: A bill for an act relating to snowmobiles, regulations; warning devices; providing a penalty.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Hansen, Baldy introduced—

S. F. No. 2001: A bill for an act relating to insurance; taxation of certain insurance companies; amending Minnesota Statutes 1971, Section 60A.15, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Chenoweth, Doty and Hansen, Mel introduced—

S. F. No. 2002: A bill for an act relating to education; appropriating money to cover reimbursement deficiencies for vocational aid programs.

Which was read the first time and referred to the Committee on Finance.

Messrs. Hansen, Mel; Hughes and Laufenburger introduced—

S. F. No. 2003: A bill for an act relating to education; approval of plans for school buildings; amending Minnesota Statutes 1971, Section 121.15.

Which was read the first time and referred to the Committee on Education.

Messrs. Ashbach and Milton introduced—

S. F. No. 2004: A bill for an act relating to municipalities; providing for reimbursement for expenses incurred in the prosecution of highway patrol traffic violations; amending Minnesota Statutes 1971, Section 299D.03, Subdivision 5.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Borden, Ogdahl and Milton introduced—

S. F. No. 2005: A bill for an act relating to the interchange of employees between the state and its political subdivisions and private industry; amending Minnesota Statutes 1971, Chapter 15, by adding a section.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Perpich, G. introduced—

S. F. No. 2006: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Purfeerst, Spear and Ueland introduced—

S. F. No. 2007: A bill for an act relating to courts; exempting students from service as grand jurors; amending Minnesota Statutes 1971, Section 628.43.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Davies, Knutson and Borden introduced—

S. F. No. 2008: A bill for an act relating to evidence; proscribing use of taped verbatim records of legislative proceedings as evidence of legislative intent or contemporaneous history.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Stokowski and Ogdahl introduced—

S. F. No. 2009: A bill for an act relating to teachers retirement; 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; 354.31; 354.33, Subdivisions 1 and 5; 354.39; 354.44, Subdivision 2; 354.45, Subdivision 2; 354.48, Subdivision 3; 354.50, by adding a subdivision; 354.55, Subdivision 3, and by adding a subdivision; 354.62, Subdivision 5; and 354.63, Subdivision 2; repealing Minnesota Statutes 1971, Section 354.09, Subdivision 5.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Perpich, A. J.; Solon and Jensen introduced—

S. F. No. 2010: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Borden, Bang and Conzemius introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Conzemius and Pillsbury introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Keefe, S.; O'Neill and Anderson introduced—

S. F. No. 2013: A bill for an act relating to education; permitting six school districts to implement and experiment with an educational voucher system; 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Willet and Fitzsimons introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Willet and Fitzsimons introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Olson, A. G. and Conzemius introduced—

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 Stat-

utes 1971, Sections 462.39, Subdivision 1; and 462.396, Subdivision 1; and Chapter 462, by adding a section.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 716: A bill for an act relating to education; prohibiting interest in school supplies; amending Minnesota Statutes 1971, Section 127.15; repealing Minnesota Statutes 1971, Section 127.24.

Senate File No. 716 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 11, 1973.

CONCURRENCE AND REPASSAGE

Mr. Lewis moved that the Senate do now concur in the amendments by the House to S. F. No. 716 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 716 was read the third time, as amended by the House, and placed on its repassage.

The question being taken on the repassage of the bill, as amended,

And the roll being called, there were yeas 54 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	North	Schaaf
Arnold	Dunn	Kleinbaum	Novak	Schrom
Ashbach	Fitzsimons	Kowalczyk	Olhoft	Sillers
Berg	Frederick	Krieger	Olson, A. G.	Spear
Bernhagen	Gearty	Larson	Olson, H. D.	Stokowski
Blatz	Hansen, Mel	Lewis	Olson, J. L.	Tennessee
Borden	Hanson, R.	Lord	O'Neill	Thorup
Chenoweth	Hughes	McCutcheon	Perpich, G.	Ueland
Coleman	Humphrey	Milton	Pillsbury	Wegener
Conzemius	Jensen	Moe	Purfeerst	Willet
Davies	Keefe, S.	Nelson		

Messrs. Chmielewski and Hansen, Baldy voted in the negative.

So the bill, as amended, was repassed and its title was agreed to.

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: 1229 and 1137.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 11, 1973.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 672.

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.

And the House respectfully requests that a Conference Committee of three members be appointed thereon: Sieben, H.; Graba, and Savelkoul have been appointed as such committee on the part of the House.

House File No. 672 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 11, 1973.

Mr. Borden moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 672 and that a Conference Committee of 3 members be appointed by the Committee on Committees, on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 869, 946, 1185, 1429, 1431, 1557, 373, 1257, 1258, 1259, 159, 694, 942, 1255 and 1434.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 11, 1973.

FIRST READING OF HOUSE BILLS

H. F. No. 869: A bill for 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. 946: A bill for 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: A bill for 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. 1429: A bill for 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. 1431: A bill for an act relating to St. Louis county; providing certain benefits for employees of the county board of education for unorganized territory; authorizing certain taxes; amending Laws 1971, Chapter 665, Sections 1, 2 and 3.

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. 373: A bill for an act relating to crimes and criminals; establishing bail procedure; providing penalty.

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. 159: A bill for an act relating to attorneys at law; providing that graduates of Minnesota law schools approved by the American Bar Association need not take a bar examination to be admitted to practice; amending Minnesota Statutes 1971, Sections 480.05 and 481.01.

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.

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.

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.

H. F. No. 1434: A bill for an act relating to counties; authorizing the construction, improvement and maintenance of television translator towers by counties.

Which were read the first time and referred to the Committee on Rules and Administration.

H. F. No. 1258: A bill for 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.

Mr. Davies moved that H. F. No. 1258 be laid on the table. Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. Which motion prevailed.

APPOINTMENTS

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 34, pursuant to the request of the Senate,

Messrs. North, Knutson, Milton.

Mr. Davies moved that the foregoing appointments be approved. Which motion prevailed.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

“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 designated 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 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 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. 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 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

(i) the number of presentence investigations completed in each county for the current year multiplied by \$50;

(ii) the annual cost to the county for county probation 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) 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 on 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."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1109: A bill for an act relating to villages; authorizing village contributions to village chamber of commerce.

Reports the same back with the recommendation that the bill be amended as follows:

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 as follows:

Strike everything after “villages” and insert in lieu thereof “, 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.”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 647: A bill for an act relating to health; licensing and regulation of plumbers; amending Minnesota Statutes 1971, Sections 326.38 and 326.40; repealing Minnesota Statutes 1971, Section 326.45.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, lines 20, 21 and 22, reinstate the stricken language

Page 3, after line 6 insert:

“Sec. 3. *Any person now engaged in the occupation of a master plumber or journeyman plumber on the effective date of this act in any city, village, borough, or town which has not heretofore been subject to the provisions of sections 326.37 to 326.45, who shall furnish to the board within 120 days, satisfactory evidence that he*

was actually engaged in the business of a master plumber or journeyman plumber for a period of at least four years prior to the effective date of this act is entitled to receive a license as a master plumber or journeyman plumber, respectively, without examination, upon payment of the prescribed fees."

Page 3, line 7, renumber Sec. 3 to Sec. 4

Page 3, after line 8 insert:

"Sec. 5. This act is effective January 1, 1975."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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; 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.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 9, strike "*passage and approval*" and insert in lieu thereof: "*enactment*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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; appropriating money; amending Minnesota Statutes 1971, Chapter 105, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike line 15

Page 1, line 16, strike "conditions,"

Page 2, after line 27, add a new subdivision to read:

"Subd. 5. [COUNTY MATCHING FUNDS.] Any county may appropriate from its general revenue fund sufficient funds to match the grants in aid authorized in this section."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1721: A bill for an act authorizing the commissioner of natural resources to sell certain real estate in Winona county.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 7, after "COUNTY.]" and before "The" insert "The commissioner of administration, for"

Page 1, line 7, after "resources" and before "may" insert ","

Page 1, after line 17, insert:

"Sec. 2. This act is effective the day following its final enactment."

Amend the title as follows:

Page 1, lines 2 and 3, strike "natural resources" and insert in lieu thereof "administration"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 27, strike "of not less than"

Page 1, strike line 28

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1616: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 7, strike "\$700" and insert in lieu thereof "\$750"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1298: A bill for an act relating to agriculture; appropriating funds to the department of agriculture for agricultural products promotion.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 740: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 14, lines 15 through 19, strike all of paragraph (b) and insert a new paragraph (b) to read:

"(b) To any person who acquires such land for the purpose of engaging in and who does use such land to engage in the business of constructing residential, commercial or industrial buildings thereon for the purpose of resale or constructing commercial or industrial buildings for his own use;"

Page 14, after line 26, add a new paragraph:

"(g) If the land is located within the corporate limits of a municipality as defined in Minnesota Statutes, Section 462.352, Sub-

division 2, or within any subdivision located within a town or municipality located within 20 miles of the city limits of a city of the first class or within 3 miles of the city limits of a city of the second class, in this state. The commissioner may, by written rule or order, suspend, wholly revoke, or further condition this exemption, or may require, prior to the first disposition of subdivided lands, such further information with respect thereto as may be necessary for the protection of purchasers consistent with the provisions hereof."

Page 20, line 20, after "within" strike "14" and insert "5".

Page 32, line 4, strike the period and insert a semicolon.

Page 32, after line 4, insert the following:

"(f) Provisions for cooperation with the commissioner of the department of natural resources to insure compliance with environmental quality standards.

Subd. 2. The commissioner may, upon request and upon the payment of the sum of \$20, grant a request for a written opinion concerning the availability of any exemption in section 7 or interpreting any provisions of this act."

Page 33, after line 17, add a new subdivision:

"Subd. 4. Notwithstanding any provision of this act to the contrary, this act does not apply to or invalidate the lien of a mortgagee, nonaffiliated with the subdivider, when said lien attaches to land pledged as collateral in a transaction negotiated directly with the purchaser."

And when so amended the bill do pass and be re-referred to the Committee on Governmental Operations. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 806: A bill for an act relating to crimes 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 20, after "*pistols*" insert "*nor to place the cost of administration upon those citizens who wish to lawfully possess or carry pistols*"

Page 1, line 24, after "*weapon*" insert "*originally designed to be fired by the use of a single hand and*"

Page 2, line 12, strike "*parts*" and insert in lieu thereof "*the frame or receiver*"

Page 2, line 14, strike "*Subd. 6.*"

Page 2, line 15, strike "*a part*" and insert in lieu thereof "*the frame or receiver*"

Page 2, line 17, strike "*Subd. 7.*"

Page 2, line 19, strike "*parts*" and insert in lieu thereof "*the frame or receiver*"

Page 2, after line 19, add a new paragraph to read as follows:

"The terms defined in this subdivision shall not apply to the following loans made for temporary use:

(1) *Between relatives who reside with the owner of the pistol if the loan was intended to be for a period less than 14 days;*

(2) *Between an owner of a pistol and a prospective buyer if the loan to the prospective buyer does not exceed one hour;*

(3) *Between the owner of the pistol and a person for the purpose of repairing the pistol;*

(4) *Between teachers and students enrolled in a course designed to teach marksmanship and safety with a pistol and approved by the commissioner of natural resources;*

(5) *Between persons at a pistol or firearm collector's exhibition;*

(6) *Between persons lawfully engaged in hunting or target shooting if the loan was intended to be for a period less than 12 hours;*

(7) *Between law enforcement officers who have the power to make arrests other than citizen arrests; or*

(8) *Between employees and between the employer and employees of a corporation when the employee is required to carry a pistol by reason of his employment and has applied for and received a permit to carry."*

Renumber the remaining subdivisions of section 3.

Page 2, line 26, strike "*mistreatment of*"

Page 2, line 27, strike "*persons confined,*"

Page 3, line 1, strike "*coercion, pandering or procuring for*"

Page 3, line 2, strike "*prostitution,*"

Page 3, line 3, strike "*indecent liberties,*" and insert in lieu thereof "*felonious*"

Page 3, line 4, strike "*disorderly conduct,*" ; strike "*prohibited acts with dangerous*" and insert in lieu thereof "*reckless use of a gun or dangerous weapon, intentionally pointing a gun at or towards a human being*"

Page 3, line 5, strike "*weapons*"

Page 3, line 6, strike "*or conspiracy*"

Page 3, line 17, after the period insert "*The licenses and their renewal shall be granted free of charge.*"

Page 4, line 6, strike "*a denial thereof*" and insert in lieu thereof "*an acceptance thereof.*"

Page 4, strike lines 7 and 8

Page 4, line 14, after "*years*" insert "*except that a person under 18 may carry, hold, possess or use a pistol (i) in the actual presence or under the direct supervision of his parent or guardian, (ii) for the purpose of military drill under the auspices of a legally recognized military organization and under competent supervision, (iii) for the purpose of instruction, competition or target practice on a firing range approved by the chief of police or county sheriff in whose jurisdiction the range is located and under constant direct supervision; or (iv) if the person has successfully completed a course designed to teach marksmanship and safety with a pistol and approved by the commissioner of natural resources*"

Page 4, line 16, after "*violence*" insert "*unless ten years have elapsed since the person has been restored his civil rights and during that time he has not been convicted of any other crime of violence*"

Page 5, line 1, strike everything after "*disability*" and insert in lieu thereof a semi-colon

Page 5, strike line 2

Page 5, line 4, after "*substance*" insert "*or marijuana*"

Page 5, line 8, after "*substance*" insert "*or marijuana*"

Page 5, line 10, after "*substance*" insert "*or marijuana*"

Page 5, line 14, strike everything after "*disability*" and insert in lieu thereof "*; or*"

Page 5, strike line 15

Page 5, line 25, strike everything after "*disability*" and insert in lieu thereof a period

Page 5, strike lines 26 and 27

Page 6, line 3, after "*who*" insert "*carries, holds, possesses or*"

Page 6, line 9, strike "*The commissioner*"

Page 6, strike lines 10 and 11

Page 6, line 12, after "*applications*" insert "*for transferee's permits*"

Page 6, line 17, after "*no*" insert "*such*"

Page 6, line 25, after the comma insert "*and*" ; strike "*other*"

Page 6, line 27, strike "*, and such other*"

Page 6, strike line 28

Page 7, line 1, strike "*proper enforcement of this act*"

Page 7, line 18, strike "*denial thereof unless the*" and insert in lieu thereof "*a grant thereof*"

Page 7, strike line 19

Page 7, line 20, strike "*extension in writing*"

Page 7, line 23, at the end thereof insert "*The permits shall be issued free of charge.*"

Page 8, line 11, strike everything after the period and insert in lieu thereof "*The commissioner and local police authority shall keep their copies of the permit. The transferor shall keep his copy for 90 days. The transferee need not keep his copy after he has acquired the pistol or 90 days elapse.*"

Page 8, strike line 12

Page 9, strike line 3 and insert in lieu thereof "*A person who is not a resident of the state and*"

Page 9, line 4, strike "*person who*"

Page 9, line 5, after "*shall*" insert "*within 30 days after entering the state*"; strike "*pistol with*" and insert in lieu thereof "*pistols which he owned, possessed or otherwise controlled when he entered the state at the office of*"

Page 9, line 6, strike "*with*"

Page 9, line 8, strike "*permit*" and insert in lieu thereof "*application*"

Page 9, line 15, strike "*permit*" and insert in lieu thereof "*application*"

Page 9, line 23, after "*pistol*" where it first appears insert "*or pistols pursuant to section 5*"; after "*pistol*" where it next appears insert "*or pistols*"

Page 10, line 1, after the period insert "*An executor may sell or transfer the pistol or pistols pursuant to this section without obtaining a dealer's permit or registering the pistol or pistols pursuant to section 6.*"

Page 10, line 20, strike "*denial thereof*" and insert in lieu thereof "*grant thereof. The permits and their renewal shall be granted free of charge.*"

Page 10, strike lines 21 and 22

Page 11, lines 8 and 9, strike the language after the headnote and insert in lieu thereof "*A permit to carry is not required of a person:*"

Page 11, line 10, strike "*prevent a person from keeping or carrying*" and insert "*keep or carry*"

Page 11, line 13, strike "*prevent a person from carrying*" and insert "*carry*"; strike "*directly*"

Page 11, line 18, strike "*prevent a person from carrying*" and insert "*carry*"; strike "*directly*"

Page 11, line 20, strike "*prevent a person from carrying*" and insert "*carry*"

Page 11, line 22, after "*animals*" insert "*or of target shooting in a safe area*"

Page 11, line 23, strike "*prevent a person from transporting*" and insert "*transport*"

Page 11, line 24, strike "*directly*"

Page 11, line 28, after "*pistol*" insert "*while carried in a motor vehicle*"

Page 12, strike line 8 and insert in lieu thereof "*If the pistol is carried lawfully pursuant to this section in a snowmobile or boat, it shall be unloaded.*"

Page 12, strike line 9

Page 13, line 27, strike "*transfers*" and insert in lieu thereof "*possesses*"

Page 14, line 18, after the period insert "*Any person aggrieved by the operation of this section may no later than 30 days after the forfeiture of a pistol request a hearing before the commissioner and obtain judicial review of the commissioner's decision pursuant to Minnesota Statutes, Sections 15.0418 to 15.0426. A copy of the request for hearing shall be served upon the law enforcement officer to whom the pistol was originally forfeited. He shall immediately notify the custodian of the pistol of the request for hearing. No pistol which is the subject of a hearing shall be disposed of until the proceedings are completed by final order of the commissioner or judicial order when the commissioner's order is appealed.*"

Page 17, line 13, strike "*upon*" and insert in lieu thereof "*October 1, 1973.*"

Page 17, strike line 14

And when so amended the bill do pass. Amendments adopted. Report adopted.

Pursuant to Rule 56, a roll call vote was taken on the motion of Mr. Jensen to amend S. F. No. 806 as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [DEFINITION.] Subdivision 1. For the purposes of this act, the following terms shall have the meaning herein ascribed to them.

Subd. 2. "Concealed" means in any way not visible to the naked eye.

Subd. 3. "Pistol" or "Handgun" includes any weapon with an overall length less than 26 inches, or having a barrel or barrels of a length less than 16 inches from which may be fired or ejected one or more solid projectiles.

Subd. 4. "Municipality" means any incorporated city or village or any township having the powers of a village.

Subd. 5. "Police authority" means any local agency having the power to enforce statutes and ordinances within the municipality, but if none, the county sheriff.

Subd. 6. "Notification" means written notice which shall contain the name and address of the person who will be carrying the pistol or handgun and the description of the pistol or handgun to be carried. The form of the notice shall be prepared by the Attorney General. Such notification shall be signed by the person who will be carrying the pistol or handgun. The notification shall expire on January 1st of each year but a new notification may be given each year.

Sec. 2. [CARRYING A CONCEALED PISTOL OR HANDGUN, PENALTY.] No person who is under indictment or has been convicted of a gross misdemeanor or a felony within the preceding ten years or who has been adjudicated mentally defective and not restored to full legal capacity shall carry a concealed pistol or handgun within any municipality. Any other person, other than a law enforcement officer, who carries or possesses any concealed pistol or handgun on or about his clothes or person within any municipality except in his own home or apartment shall give prior written notification to the local police authorities. Any violation of this section is a gross misdemeanor.

Sec. 3. [MUNICIPAL ORDINANCES NOT VOIDED.] This act shall not void any ordinance heretofore or hereafter adopted by any municipality. The notification required herein shall be in addition to the requirements of any municipal ordinance.

Sec. 4. This act is effective January 1, 1974."

Further amend by striking the title and inserting in lieu thereof the following:

"A bill for an act relating to crimes and criminals, regulating the carrying of concealed pistols or handguns within a municipality without prior notification of police authorities; providing a penalty."

There were yeas 5 and nays 10 as follows:

Those who voted in the affirmative were:

Blatz, Jensen, Knutson, O'Neill and Thorup

Those who voted in the negative were:

Davies	Humphrey	Lord	Novak	Schaaf
Doty	Keefe, J.	McCutcheon	Pillsbury	Tennessee

The motion did not prevail.

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 955, 660 and 7 for comparison to companion Senate Files, reports the following House File was found identical and recommends the House File be given its Second Reading and substituted for its companion Senate File as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
955	1255				

And that the above Senate File be indefinitely postponed.

The following House Files were found not identical with their companion Senate Files as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
660	826				
7	43				

Pursuant to Rule 49 the Committee recommends that H. F. No. 660 be amended as follows:

Page 2, line 8, after "*planned*" insert "*unit*"

Page 2, line 12, delete "*public open space,*"

Page 2, line 16, after the stricken "*value*" strike the comma

Page 2, line 19, after "*parks*" restore the stricken "*and*" and delete " ,"

Page 2, line 20, after "*playgrounds*" and before the comma insert "*and storm water holding areas or ponds*"

Page 2, lines 20 and 21, delete the underscored language

Page 2, line 21, after "*sites*" and before the comma insert "*and storm water holding areas or ponds*"

Page 2, line 22, delete the underscored language

Page 2, line 24, restore the stricken "*parks and playgrounds*" and after the restored "*playgrounds*" delete the underscored language and insert before the period "*and storm water holding areas or ponds*"

And when so amended, H. F. No. 660 will be identical to S. F. No. 826 and further recommends that H. F. No. 660 be given its second reading and substituted for S. F. No. 826 and S. F. No. 826 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 7 be amended as follows:

Page 1, delete line 30

Page 2, delete all of lines 1 through 9

Page 3, delete all of lines 2 through 28

Page 4, delete all of lines 1 through 14 and insert in lieu thereof the following:

"Subd. 9. "*Resident*" means a person who was a resident of the state of Minnesota at the time of induction into the armed forces and had been a resident of this state during the six months im-

mediately preceding his induction. The rules for determining residency with regard to voter eligibility shall govern the determination of residency for purposes of this act."

Page 4, line 16, after "forces" insert a period

Page 4, line 16, delete "(1) between"

Page 4, delete all of lines 17 through 19

Page 4, line 22, delete "The term "veteran" "

Page 4, delete all of lines 23 through 25

Renumber the subdivisions in Section 1 in sequence

Page 4, delete all of lines 26 through 28

Page 5, delete all of lines 1 through 25 and insert in lieu thereof the following:

"Sec. 2. [ADJUSTED COMPENSATION.] Each veteran who became eligible for the Vietnam Expeditionary Medal or the Vietnam Service Medal as the result of service between July 1, 1958 and July 27, 1973 shall be paid adjusted compensation by the state of Minnesota. The amount of the compensation paid to a veteran eligible for these medals shall be \$300 plus \$15 for each month or major fraction of a month of active duty served by the veteran between July 1, 1958 and July 27, 1973. The maximum payment of adjusted compensation for these veterans shall be \$600.

All other veterans who served on active duty during the period between August 5, 1964 and January 27, 1973 shall be paid adjusted compensation by the state of Minnesota in an amount equal to \$15 for each month or major fraction of a month service on active duty during this period. The maximum payment to these veterans shall be \$300 and the minimum payment shall be \$100. Any veteran who was a prisoner of war or missing in action shall receive the sum of \$1,000 in lieu of all other payments. If the veteran is deceased, payment shall be made to his beneficiary. The beneficiary of a veteran who died from service connected causes which arose during the period of time in which the veteran could become eligible for adjusted compensation, shall receive the sum of \$1,000 in lieu of all other payments. No payment shall be made to any veteran or beneficiary who has an application pending for, or received, or is eligible to receive, a similar payment from another state."

Page 6, line 1, strike "such" and insert in lieu "a"

Page 6, line 1, strike "as he may prescribe" and insert in lieu "prescribed by the commissioner"

Page 6, line 1, strike "duly"

Page 6, line 15, strike "provided by section 8"

Page 6, line 22, strike "as provided by section 9, subdivision 3"

Page 7, line 11, strike "16 and 17" and insert in lieu "15 and 16"

Page 8, line 3, strike “, as required by section 1, subdivision 4,”

Page 8, line 4, after “determine” strike “, as”

Page 8, line 5, strike “required by section 1, subdivision 8,”

Page 8, line 14, strike “such”

Page 8, line 16, strike “such”

Page 8, line 19, strike “such” and insert in lieu “a”

Page 9, line 2, strike “as defined in Minnesota Statutes, Section 197.447,”

Page 10, line 21, strike “the services of the”

Page 10, line 22, strike “rendered the people of the state of”

Page 10, line 23, strike “Minnesota in time of grave national emergency”

Page 11, line 5, strike “as described in section 1, subdivision”

Page 11, line 6, before “, and” strike “12”

Page 11, strike all of lines 16 through 27 and insert in lieu thereof the following:

“Sec. 15. [VETERANS BONUS BOND ISSUE.] For the purpose of providing the moneys appropriated by this act from the veterans adjusted compensation fund to the commissioner of veterans affairs for the payment of the Vietnam veterans bonus and meeting other obligations imposed by this act, the state auditor is authorized upon request of the governor to sell and issue Minnesota state Vietnam veterans bonus bonds in the amount of \$60,000,000, for the prompt and full payment of which, with interest thereon, the full faith, credit, and taxing powers of the state are irrevocably pledged. The proceeds of such bonds are appropriated and shall be credited to the veterans adjusted compensation fund, except that any accrued interest and premium received upon the sale thereof is appropriated and shall be credited to a separate bookkeeping account to be maintained in the state bond fund and designated as the Minnesota state Vietnam veterans bonus bond account. The bonds shall be issued, sold, executed, authenticated, and secured in the same manner as provided for Minnesota state building bonds in Minnesota Statutes 1971, Section 6.31, except that the expenses thereof shall be paid and the amounts necessary therefor are appropriated from the veterans adjusted compensation fund, and all money appropriated and taxes levied for the payment of the bonds shall be credited to the Minnesota state Vietnam veterans bonus bond account. The bonds are further secured by the provisions of Article IX, Section 6 and Article XX of the Constitution.”

Page 12, line 4, strike “section 16” and insert “this act”

Renumber the sections in sequence

And when so amended, H. F. No. 7 will be identical to S. F. No. 43 and further recommends that H. F. No. 7 be given its second reading and substituted for S. F. No. 43 and S. F. No. 43 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 1431, 1557, 373, 1257, 1259, 159 and 1434 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. No. 1431 to the Committee on Education.

H. F. Nos. 373 and 159 to the Committee on Judiciary.

H. F. No. 1434 to the Committee on Local Government.

H. F. No. 1557 to the Committee on Metropolitan and Urban Affairs.

H. F. Nos. 1257 and 1259 to the Committee on Taxes and Tax Laws.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 1109, 647, 1593, 1594, 1721, 1670, 1616 and 806.

SECOND READING OF HOUSE BILLS

H. F. Nos. 955, 660 and 7 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Hansen, Baldy moved that the names of Messrs. Kleinbaum and Willet be added as co-authors to S. F. No. 1838. Which motion prevailed.

Mr. Kleinbaum moved that his name be stricken as co-author to S. F. No. 952. Which motion prevailed.

Mr. Lord moved that the name of Mr. Chenoweth be added as co-author to S. F. No. 1917. Which motion prevailed.

Mr. Tennesen moved that S. F. No. 1245 be withdrawn from the Committee on Health, Welfare and Corrections. Which motion prevailed.

Mr. Tennesen moved that S. F. No. 1245 be re-referred to the Committee on Finance. Which motion prevailed.

Mr. Tennesen moved that the names of Messrs. Borden and Kowalczyk be added as co-authors to S. F. No. 1181. Which motion prevailed.

Mr. Chenoweth moved that the names of Messrs. Ogdahl and Stokowski be added as co-authors to S. F. No. 1615. Which motion prevailed.

Mr. Olhofft moved that S. F. No. 1993 be withdrawn from the Committee on Education. Which motion prevailed.

Mr. Olhofft moved that S. F. No. 1993 be re-referred to the Committee on Finance. Which motion prevailed.

Mr. Coleman, from the Committee on Rules and Administration, offered the following resolution:

WHEREAS, Rule 10, paragraph 3, appearing on page 229 of the Senate Journal for the 13th day, reads as follows:

“After a time specified by a resolution offered by the Committee on Rules and Administration, the Chairmen of the Committees on Finance and Taxes and Tax Laws, as authorized by their respective committees, may designate a special order for any bill favorably reported by their respective committees.”

NOW THEREFORE, Be It Resolved, that the above shall become operative April 16, 1973.

Mr. Coleman moved the adoption of the foregoing resolution. Which motion prevailed. So the resolution was adopted.

Mr. Coleman, from the Committee on Rules and Administration, moved to amend the Joint Rules of the Senate and the House of Representatives as follows:

Page 628 of the Senate Journal for the 23rd day, after “Rule 22” add the following new rules:

DISPOSITION OF BILLS

Rule 23. Adjournment of the regular session in any odd-numbered year to a date certain in the following year shall be equivalent to daily adjournment, except that upon adjournment in any odd-numbered year to a date certain in the following year:

(a) any bill on the Calendar in either house shall be returned to General Orders in that house;

(b) any bill being considered by a conference committee shall be returned to the house of origin and laid on the table, and the conference committee shall be discharged;

(c) any bill referred to the Committee on Rules and Administration in the Senate or the Committee on Rules and Legislative Administration in the House pursuant to Rule 20 shall be returned to the standing committee to which it was last previously referred;

(d) any bill returned by the Governor to the house of origin with his objections following such adjournment shall be laid on the table.

RECESS BILL INTRODUCTIONS

Rule 24. During the period between the last day of the session in any odd-numbered year and the first day of the session in the following year, any bill filed with the President of the Senate for introduction shall be given a file number and may be unofficially referred by the Committee on Rules and Administration to an appropriate standing committee of the Senate, and any bill filed with the Speaker of the House of Representatives for introduction shall be given a file number and may be unofficially referred to an appropriate standing committee of the House of Representatives.

Mr. Coleman moved the adoption of the amendment. Which motion prevailed. So the amendment was adopted.

Mr. Coleman, from the Committee on Rules and Administration, offered the following resolution:

BE IT RESOLVED, by the Senate, that the following changes be made in staff assignments originally reported on page 449 of the Senate Journal for Thursday, March 1, 1973 (19th day).

Effective April 2, 1973 the employment of Joseph G. Beaton, Administrative Assistant, be on a *full-time basis*.

Effective April 2, 1973 the employment of Isabel Levinson as Researcher II be on a *full-time basis*.

Effective April 2, 1973 Kenneth Dalluge, employed as a Researcher II on a part-time basis, be transferred to *Researcher I on a full-time basis*.

Mr. Coleman moved the adoption of the foregoing resolution. Which motion prevailed. So the resolution was adopted.

SUSPENSION OF RULES

Mr. Coleman moved that the Rules be so far suspended as to take up the General Orders Calendar, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Jensen in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Jensen reported that the committee had considered

S. F. No. 160, which the committee recommends to pass with the following amendment offered by Mr. North:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. The legislature recognizes the entire food industry in the nation as leaders in the world in providing wholesome, nutri-

tious, 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 provides for a quality assurance date on perishable foods, to assure the continuation and degree of improvement reasonable and feasible, 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 meaning ascribed to it.

Subd. 2. "Commissioner" means the commissioner of agriculture or designee.

Subd. 3. "Perishable food" means any food intended for human consumption (other than fresh meat and poultry, frozen food, or fresh fruit or vegetables), which has a quality assurance date of less than 365 calendar days from the date of packaging, or, if unpackaged, from the original display date.

Subd. 4. "Quality assurance date" means any date after which the manufacturer or processor reasonably determines that the product life has expired. The date shall include the day, month, and year.

Sec. 3. The commissioner shall administer and enforce the provisions of this act by regulations adopted pursuant to the administrative procedures act.

Sec. 4. [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. 5. [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. 6. [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. 7. [PENALTIES.] Any person injured by a violation of this act may bring a civil action and recover damages, together with costs and disbursements, including reasonable attorney's fees, and receive other equitable relief as determined by the court.

Sec. 8. Nothing in this act shall apply to any sale exempt from a license by the Minnesota Constitution, Article I, Section 18.

Sec. 9. [EFFECTIVE DATE.] This act shall be effective as to all perishable food manufactured or processed on or after October 1, 1973."

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 36 and nays 28, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Lewis	Olson, H. D.	Tennessee
Arnold	Gearty	Lord	Perpich, A. J.	Thorup
Borden	Hughes	Milton	Perpich, G.	Wegener
Chenoweth	Humphrey	Moe	Purfeerst	Willet
Chmielewski	Keefe, J.	North	Schaaf	
Coleman	Keefe, S.	Novak	Solon	
Conzemius	Kleinbaum	Olhoff	Spear	
Davies	Laufenburger	Olson, A. G.	Stokowski	

Those who voted in the negative were:

Ashbach	Dunn	Jensen	McCutcheon	Renneke
Bang	Fitzsimons	Josefson	Nelson	Sillers
Berg	Frederick	Kirchner	Ogdahl	Stassen
Bernhagen	Hansen, Baldy	Kowalczyk	Olson, J. L.	Ueland
Blatz	Hansen, Mel	Krieger	O'Neill	
Brown	Hanson, R.	Larson	Pillsbury	

Which motion prevailed. So the amendment was adopted.

Mr. Frederick moved to amend S. F. No. 160, as follows:

Page 1, line 5, of the North amendment:

After "foods," insert "when it is determined that a problem exists,"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 28 and nays 32, as follows:

Those who voted in the affirmative were:

Ashbach	Fitzsimons	Josefson	Larson	Renneke
Bang	Frederick	Keefe, J.	Nelson	Sillers
Bernhagen	Hansen, Baldy	Kirchner	Ogdahl	Stassen
Blatz	Hansen, Mel	Knutson	Olson, J. L.	Ueland
Brown	Hanson, R.	Kowalczyk	O'Neill	
Dunn	Jensen	Krieger	Pillsbury	

Those who voted in the negative were:

Anderson	Doty	Lord	Perpich, A. J.	Tennessee
Arnold	Gearty	Milton	Perpich, G.	Thorup
Borden	Hughes	Moe	Purfeerst	Wegener
Chenoweth	Humphrey	North	Schaaf	Willet
Coleman	Keefe, S.	Olhoff	Solon	
Conzemius	Laufenburger	Olson, A. G.	Spear	
Davies	Lewis	Olson, H. D.	Stokowski	

Which motion did not prevail. So the amendment was not adopted.

The question being taken on the committee recommendation

And the roll being called, there were yeas 40 and nays 20, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	North	Schaaf
Arnold	Doty	Knutson	Ogdahl	Solon
Ashbach	Gearty	Kowalczyk	Olhoft	Spear
Borden	Hansen, Mel	Lewis	Olson, A. G.	Stokowski
Chenoweth	Hughes	Lord	O'Neill	Tennessee
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Thorup
Coleman	Keefe, J.	Moe	Perpich, G.	Wegener
Conzemius	Keefe, S.	Nelson	Purfeerst	Willet

Those who voted in the negative were:

Berg	Dunn	Hanson, R.	Larson	Renneke
Bernhagen	Fitzsimons	Jensen	Laufenburger	Schrom
Blatz	Frederick	Josefson	Olson, J. L.	Sillers
Brown	Hansen, Baldy	Krieger	Pillsbury	Ueland

So the committee recommends S. F. No. 160 to pass.

And then, on motion of Mr. Jensen, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Perpich, A. J. moved that H. F. No. 1258 be taken from the table. Which motion prevailed.

SUSPENSION OF RULES

Mr. Perpich, A. J. moved that an urgency be declared within the meaning of Article IV, Section 20, of the Constitution of Minnesota, with respect to H. F. No. 1258 and that the rules of the Senate be so far suspended as to give H. F. No. 1258 its second and third reading and placed on its final passage. Which motion prevailed.

H. F. No. 1258 was read the second time.

H. F. No. 1258: A bill for 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Borden	Dunn	Hughes	Kleinbaum
Arnold	Brown	Fitzsimons	Humphrey	Knutson
Ashbach	Chenoweth	Frederick	Jensen	Kowalczyk
Ang	Chmielewski	Gearty	Josefson	Krieger
rg	Coleman	Hansen, Baldy	Keefe, J.	Larson
hagen	Conzemius	Hansen, Mel	Keefe, S.	Laufenburger
	Davies	Hanson, R.	Kirchner	Lewis

Lord	Ogdahl	Perpich, A. J.	Schrom	Tenessen
McCutcheon	Olthoft	Perpich, G.	Sillers	Thorup
Milton	Olson, A. G.	Pillsbury	Solon	Ueland
Moe	Olson, H. D.	Purfeerst	Spear	Wegener
Nelson	Olson, J. L.	Renneke	Stassen	Willet
Novak	O'Neill	Schaaf	Stokowski	

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Schaaf moved that S. F. No. 1521, No. 70 on General Orders be stricken and re-referred to the Committee on Health, Welfare and Corrections. Which motion prevailed.

RECESS

Mr. Coleman moved that the Senate do now recess subject to the call of the President. Which motion prevailed.

After a brief recess, the President called the Senate to order.

APPOINTMENTS

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 672, pursuant to the request of the House,

Messrs. Borden, Moe, Dunn.

Mr. Davies moved that the foregoing appointments be approved. Which motion prevailed.

RECESS

Mr. Coleman moved that the Senate do now recess until 4:00 o'clock p.m. Which motion prevailed.

The hour of 4:00 o'clock p.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

Mr. Hansen, Baldy imposed a call of the Senate. The following Senators answered to their names:

Anderson	Gearty	Kowalczyk	Olson, A. G.	Renneke
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Borden	Hanson, R.	Lord	Olson, J. L.	Stassen
Brown	Jensen	McCutcheon	Perpich, A. J.	Thorup
Coleman	Keefe, S.	Milton	Perpich, G.	Wegener
Conzemius	Kirchner	North	Pillsbury	Willet
Doty	Kleinbaum	Olthoft	Purfeerst	

The Sergeant-at-Arms was instructed to bring in the absent members.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended that the General Orders Calendar be taken up at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS—CONTINUED

The Senate resolved itself into a Committee of the Whole, with Mr. Jensen in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Jensen reported that the committee had considered

S. F. Nos. 1191, 609, 1327, 1072, 719, 935, also H. F. Nos. 1164, 1171, 681, 345, 256, which the committee recommends to pass.

H. F. No. 1170, which the committee recommends to pass with the following amendment offered by Mr. Perpich, G.:

Page 2, line 1, strike "ever"

S. F. No. 733, which the committee recommends to pass with the following amendments offered by Messrs. Purfeerst and Tennesen:

Mr. Purfeerst moved to amend S. F. No. 733 as follows:

Page 2, lines 15 and 16, strike the new language

Line 17, strike "\$10 for Class A."

Page 3, line 13, strike "; provided," and insert in lieu thereof a period

Strike line 14 and in line 15 strike everything before "the"

Mr. Tennesen moved to amend S. F. No. 733 as follows:

Page 5, delete lines 20 through 23

Page 5, line 24, strike "(10)" and insert "(8)"

Page 5, line 24, after "171.22" insert "clause (4)"

S. F. No. 1004, which the committee recommends to pass.

Mr. Spear moved to amend S. F. No. 1004, as follows:

Page 1, line 9, strike "and 2" and insert "to 3"

Page 1, line 21, strike "Whoever uses or"

Page 1, strike lines 22 through 26, and insert in lieu thereof "It shall be unlawful to conduct experimental studies on the intact living conceptus except those studies which do not harm, disfigure or jeopardize the potential viability of the conceptus. If the conceptus is not living, the individual tissues may be used for study or cultivation. Sale of the intact conceptus or any part thereof, except established cell culture lines, is unlawful. A person violating this section is guilty of a gross misdemeanor."

Page 1, after line 26, add a section to read:

“Sec. 3. A person who conducts or wishes to conduct a lawful study involving a conceptus shall not participate in the decision to terminate the pregnancy which results in the conceptus.”

Page 1, line 27, strike “Sec. 3.” and insert “Sec. 4.”

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 18 and nays 38, as follows:

Those who voted in the affirmative were:

Ashbach	Krieger	Nelson	Pillsbury	Tennessee
Conzemius	Laufenburger	North	Schaaf	Ueland
Hansen, Mel	Lewis	Ogdahl	Sillers	
Humphrey	Milton	Perpich, G.	Spear	

Those who voted in the negative were:

Arnold	Davies	Keefe, S.	Novak	Schrom
Berg	Doty	Kirchner	Olhoft	Solon
Bernhagen	Dunn	Kleinbaum	Olson, A. G.	Stassen
Blatz	Fitzsimons	Knutson	Olson, H. D.	Thorup
Borden	Gearty	Kowalczyk	Olson, J. L.	Wegener
Brown	Hansen, Baldy	Larson	O'Neill	Willet
Chmielewski	Hanson, R.	McCutcheon	Purfeerst	
Coleman	Hughes	Moe	Renneke	

Which motion did not prevail. So the amendment was not adopted.

S. F. No. 667, which the committee reports progress.

Mr. Perpich, G. moved to amend S. F. No. 667 as follows:

Page 1, line 18, following “*treatment*” and before the period insert “*while in the ambulance*”

Which motion prevailed. So the amendment was adopted.

Mr. Hansen, Baldy moved to amend S. F. No. 667 as follows:

Page 2, line 25, after “*attendant*” insert “*except in emergency situations*”

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 30 and nays 23, as follows:

Those who voted in the affirmative were:

Ashbach	Davies	Kirchner	Olson, H. D.	Stassen
Bang	Dunn	Krieger	Pillsbury	Tennessee
Berg	Fitzsimons	Larson	Purfeerst	Thorup
Bernhagen	Hansen, Baldy	Novak	Renneke	Ueland
Blatz	Hanson, R.	Olhoft	Schrom	Wegener
Chmielewski	Jensen	Olson, A. G.	Sillers	Willet

Those who voted in the negative were:

Arnold	Gearty	Knutson	Milton	Solon
Borden	Hansen, Mel	Kowalczyk	Nelson	Spear
Chenoweth	Humphrey	Laufenburger	Perpich, A. J.	Stokowski
Conzemius	Keefe, S.	Lewis	Perpich, G.	
Doty	Kleinbaum	McCutcheon	Schaaf	

Which motion prevailed. So the amendment was adopted.

The committee then progressed S. F. No. 667.

H. F. No. 347, which the committee recommends to pass with the following amendment offered by Mr. Davies:

Page 1, line 4, after "arrow and" insert "may"

Page 1, line 5, strike the comma and insert ". Hunting and trapping pursuant to this subdivision may take place"

H. F. No. 955, which the committee recommends to pass with the following amendment offered by Mr. Olhoft:

Page 1, after line 16, insert:

"Sec. 2. This act is effective the day following its final enactment."

And then, on motion of Mr. Jensen, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. McCutcheon moved that the name of Mr. Larson be stricken and the name of Mr. Hansen, Baldy be added as co-author to S. F. No. 683. Which motion prevailed.

Mr. Laufenburger moved that H. F. No. 600 be withdrawn from the Committee on Governmental Operations and re-referred to the Committee on Rules and Administration for comparison with S. F. No. 759. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended as to revert to Messages From the House and First Reading of House Bills, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned:

S. F. No. 244.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned April 12, 1973.

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 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.

Senate File No. 342 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned April 12, 1973

Mr. Dunn moved that S. F. No. 342 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted:

H. F. No. 952.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted April 12, 1973

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 225.

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.

And the House respectfully requests that a Conference Committee of three members be appointed thereon:

St. Onge, Boland, and Pleasant have been appointed as such committee on the part of the House.

House File No. 225 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted April 12, 1973

Mr. Davies moved that H. F. No. 225 be laid on the table. Which motion prevailed.

FIRST READING OF HOUSE BILL

H. F. No. 952: A bill for an act relating to housing; requiring installation of fire extinguishers in apartments.

Which was read the first time and referred to the Committee on Rules and Administration.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to revert to Reports from Committees, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. Which motion prevailed.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 759: 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 82.16.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 18, after "*securities*" strike "*and includes any person designated by him*" and insert "*or his designee*"

Page 1, line 28, after "*(b)*" insert "*For another and for commission, fee or other valuable consideration or with the intention or expectation of receiving the same directly or indirectly*"

Page 2, line 23, after "*engages*" insert "*as principal*"

Page 3, after line 18, add the following:

"*Subd. 9. "Public member" means a person who is not, or never was, a real estate broker or real estate salesperson or the spouse of such person, or person who has no, or never has had a material financial interest in acting as a real estate broker or real estate salesperson or a directly related activity.*"

Page 4, line 13, after "*association,*" insert "*public utility,*"

Page 8, line 27, after "*broker*" insert "*in this state*"

Page 8, line 27, after "*time.*" insert: "*The license of each real estate salesperson shall be mailed to and remain in the possession of the licensed broker with whom he is or is to be associated until canceled or until such licensee leaves such broker.*"

Page 11, line 21, strike "\$15" and insert "\$20"

Page 12, strike all of line 11 after "*salesperson.*" and all of lines 12 and 13, and insert: "*Any applicant who fails to pass the examination for a real estate sales person's license after two attempts may not take another examination prior to the expiration of six months from the time the applicant took the last examination.*"

Page 13, line 24, after "*commissioner.*" insert "*Upon appropriate showing of hardship by the licensee, the commissioner may waive or modify the requirements of this subdivision.*"

Page 15, line 17, strike "*all*"

Page 15, line 18, strike "*all documents*" and insert "*any document*"

Page 15, strike all of lines 19 and 20 and insert in lieu thereof "*pertaining to their interests as the commissioner through appropriate rules may require.*"

Page 15, line 24, strike "*he determines*" and insert "*is*"

Page 20, line 5, after "*to*" insert "*reasonably*"

Page 20, line 5, after "*salesperson*" insert "*so as to cause injury or harm to the public*"

Page 20, line 14, strike "*may*" and insert "*shall*"

Page 20, line 16, after "suspended" insert ", or the licensee censured."

Page 21, line 27, after the period insert: "The commissioner may also publish materials for the benefit of license applicants."

Page 22, line 5, strike "A majority" and insert "Five members"

Page 22, line 7, after "Minnesota" insert "and two members shall be public members"

Page 22, line 10, after "pay" insert "except that each shall be allowed ordinary and necessary expenses in the same manner and amount as state employees while attending any called meeting of the commission"

Page 22, line 12, after "years" insert "; provided that the members of the real estate advisory commission established pursuant to Minnesota Statutes, Section 82.125, shall serve out the remaining portion of their current terms and that two additional members shall be appointed, one for a term of four years and one for a term of five years"

Page 25, line 16, strike "\$15" and insert "\$20"

Page 25, line 20, strike "\$15" and insert "\$20"

Page 25, line 23, strike "\$15" and insert "\$20"

Page 26, line 1, strike "\$15" and insert "\$20"

Page 32, line 20, after "to" insert "knowingly"

Page 33, strike all of lines 7, 8 and 9

Renumber "Subd. 19." as "Subd. 18."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 116.07, is amended by adding a subdivision to read:

Subd. 7. [COUNTIES; PROCESSING OF APPLICATIONS FOR ANIMAL LOT PERMITS.] Any Minnesota county board may, by resolution, assume responsibility for processing applications for such permits as may be required by the pollution control agency under this section for livestock feedlots, poultry lots or other animal lots. The responsibility for such permit application processing, if assumed by a county, may be delegated by the county board to any appropriate county officer or employee.

For the purposes of this subdivision, the term "processing" shall include:

(a) The distribution to applicants of forms provided by the pollution control agency;

(b) *The receipt and examination of completed application forms, and the certification, in writing, to the pollution control agency either that the animal lot facility for which a permit is sought by an applicant will comply with applicable regulations and standards, or, if such facility will not comply, the respects in which a variance would be required for the issuance of a permit; and*

(c) *Rendering to applicants, upon request, such assistance as may be necessary for the proper completion of an application.*

For the purposes of this subdivision, the term "processing" may include, at the option of the county board:

(d) *Issuing, denying, modifying, imposing conditions upon, or revoking permits pursuant to the provisions of this section or regulations promulgated hereunder, subject to review, suspension, and reversal by the pollution control agency. The pollution control agency shall after written notification have 15 days to review, suspend, modify, or reverse the issuance of the permit. After this period, the action of the county board shall be final, subject to appeal to the district court as provided in section 115.05.*

The pollution control agency, by January 1, 1974, and in the manner provided by chapter 15, shall adopt rules governing the issuance and denial of permits for livestock feedlots, poultry lots or other animal lots pursuant to this section. These rules shall apply both to permits issued by counties and to permits issued by the pollution control agency directly.

The pollution control agency shall exercise supervising authority with respect to the processing of animal lot permit applications by a county."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1553: A bill for 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill

do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 20, strike "*if he resides outside a municipality*"

Line 22, after "*municipality*" insert "*of 20,000 or more population,*"

Page 12, line 14, strike "*if his place of residence is outside a*"

Line 15, strike "*municipality*"

Line 17, after "*municipality*" insert "*of 20,000 or more population*"

Page 13, line 8, strike "tke" and insert "the"

Page 13, line 9, strike "six"

Line 10, strike "months" and insert "20 days"

Page 14, line 28, strike "if"

Page 15, line 1, strike "*his place of residence is outside a municipality*"

Line 3, after "*municipality*" insert "*of 20,000 or more population*"

Line 9, after "*clerk*" insert "*of a municipality of 20,000 or more population*"

Page 19, strike lines 5 through 28

Page 20, strike lines 1 through 18

Further, amend the title as follows:

Line 10, before "207.28" insert "and"

Line 10, strike "; 207.30," and insert a period

Strike lines 11 and 12

Pursuant to Rule 56, a roll call was taken on the motion of Mr. Josefson on the recommendation to pass S. F. No. 813 as amended.

There were yeas 8 and nays 3, as follows:

Those who voted in the affirmative were:

Arnold	Chmielewski	Hansen, Mel	Keefe, S.	Olhoft
Bang	Fitzsimons	Josefson		

Those who voted in the negative were:

Hansen, Baldy	Olson, A. G.	Schrom
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And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1666: A bill for an act authorizing the county of St. Louis to borrow money from agencies of the United States for certain purposes.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1599: A bill for an act relating to Koochiching county; prescribing conditions of veterans preference for employment by the county sheriff's department.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1589: A bill for an act relating to the town of Taconite Harbor; authorizing the taking of a special federal census and its use.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1538: A bill for an act relating to highway traffic regulations; slow moving vehicles; signs required; amending Minnesota Statutes 1971, Section 169.522, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

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.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1310: A bill for an act relating to taxation; assess-

ment of personal property of electric light and power companies; amending Minnesota Statutes 1971, Section 273.38.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

S. F. No. 820: A bill for an act appropriating money to the department of military affairs for the St. Cloud national guard armory.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1293: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 3, after "to" and before "relieve" insert "partially"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. No. 952 for comparison to companion Senate Files, reports the following House File was found to have no companion Senate File on Senate Calendars and is recommended to be referred to its respective Committee as follows:

H. F. No. 952 to the Committee on Transportation and General Legislation.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended as to revert to Second Readings of Senate Bills, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

SECOND READING OF SENATE BILLS

S. F. Nos. 759, 1505, 1354, 1553, 1695, 813, 1666, 1599, 1589, 1538, 1376, 1310, and 820 were read the second time.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. North moved that S. F. No. 1972 be withdrawn from the Committee on Local Government and be re-referred to the Committee on Metropolitan and Urban Affairs. Which motion prevailed.

Mr. Coleman moved that the Senate do now adjourn until 8:30 o'clock a.m., Saturday, April 14, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

THIRTY-SIXTH DAY

St. Paul, Minnesota, Friday, April 13, 1973.

The House of Representatives met on Friday, April 13, 1973, which was the Thirty-Sixth Legislative Day of the Sixty-eighth Session of the Minnesota State Legislature. The Senate did not meet on this date.

THIRTY-SEVENTH DAY

St. Paul, Minnesota, Saturday, April 14, 1973.

The Senate met at 8:30 o'clock a.m. and was called to order by the President.

CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Arnold	Frederick	Kleinbaum	Olson, A. G.	Schrom
Ashbach	Gearty	Knutson	Olson, J. L.	Sillers
Berg	Hansen, Baldy	Kowalczyk	Patton	Solon
Bernhagen	Hansen, Mel	Krieger	Perpich, A. J.	Spear
Borden	Hanson, R.	McCutcheon	Perpich, G.	Stokowski
Brown	Hughes	Milton	Pillsbury	Ueland
Coleman	Keefe, S.	Novak	Purfeerst	Willet
Dunn	Kirchner	Ogdahl	Renneke	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kleinbaum	Ogdahl	Sillers
Arnold	Dunn	Knutson	Olhoff	Solon
Ashbach	Fitzsimons	Kowalczyk	Olson, A. G.	Spear
Bang	Frederick	Krieger	Olson, H. D.	Stassen
Berg	Gearty	Larson	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Laufenburger	O'Neill	Tennessee
Blatz	Hansen, Mel	Lewis	Patton	Thorup
Borden	Hanson, R.	Lord	Perpich, A. J.	Ueland
Brown	Hughes	McCutcheon	Perpich, G.	Wegener
Chenoweth	Humphrey	Milton	Pillsbury	Willet
Chmielewski	Josefson	Moe	Purfeerst	
Coleman	Keefe, J.	Nelson	Renneke	
Conzemius	Keefe, S.	North	Schaaf	
Davies	Kirchner	Novak	Schrom	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Messrs. Lewis and Chmielewski were excused from the Session of today, beginning at 12:00 o'clock noon. Mr. Hansen, Baldy was

excused from the Session of today, beginning at 3:45. Mr. Anderson was excused from today's Session until noon. Mr. Jensen was excused from today's Session. Mr. Blatz was excused from the afternoon's Session until 2:30 o'clock p.m.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

April 12, 1973

The Honorable Alec G. Olson
President of the Senate

Sir:

I have the honor to inform you that I have received, approved, signed, and deposited in the office of the Secretary of State the following Senate Files:

S. F. No. 136, An act relating to corrections; authorizing social service, educational and rehabilitative agencies, public or private, to utilize the facilities of state correctional institutions; amending Minnesota Statutes 1971, Section 241.01, by adding a subdivision.

S. F. No. 183, An act relating to motor vehicles; authorizing the department of corrections to operate unmarked vehicles and to display number plates on such vehicles; amending Minnesota Statutes 1971, Section 168.012, Subdivision 1.

S. F. No. 297, An act relating to the interstate compact for the supervision of parolees and probationers; providing for parole and probation revocation hearings; amending Minnesota Statutes 1971, Section 243.16, by adding a subdivision.

S. F. No. 324, An act relating to highway traffic regulations; seasonal load restrictions; prescribing axle weight limitations on certain vehicles; amending Minnesota Statutes 1971, Section 169.87, by adding a subdivision.

S. F. No. 538, An act relating to health; establishing a symbol to indicate facilities accessible to the wheelchair user.

S. F. No. 553, An act relating to state government operations; repealing the rural credit law and disposing of rural credit records; amending Minnesota Statutes 1971, Section 9.071; and Chapter 46, by adding a section; repealing Minnesota Statutes 1971, Chapter 41.

S. F. No. 614, An act relating to the county of Olmsted, joint districts for public water and sewer improvements; amending Laws 1971, Chapter 916, Section 26.

S. F. No. 616, An act relating to weights and measures; standard weights for certain commodities; amending Minnesota Statutes 1971, Section 239.34.

S. F. No. 623, An act relating to the attorney general; appearance of the attorney general in court proceedings; amending Minnesota Statutes 1971, Section 8.01.

S. F. No. 787, An act relating to the city of Hastings; authorizing it to contract with the United States for the control of flood, to acquire property for such purposes, to issue bonds to pay the city's

share of the costs, and to assess all or a portion of the city's share of the cost to benefitted property.

Sincerely,

Wendell R. Anderson, Governor

April 13, 1973

The Honorable Alec G. Olson
President of the Senate

Sir:

I have the honor to inform you that I have received, approved, signed, and deposited in the office of the Secretary of State the following Senate Files:

S. F. No. 777, An act relating to education; vocational rehabilitation; contract with federal government; amending Minnesota Statutes 1971, Section 121.30, Subdivision 1.

S. F. No. 986, An act relating to taxation; due date of returns; extension of time; amending Minnesota Statutes 1971, Chapter 270, by adding a section.

S. F. No. 990, An act relating to taxation; providing penalties and interest for nonpayment of tax on petroleum products; amending Minnesota Statutes 1971, Section 296.15, Subdivision 1.

S. F. No. 1006, An act relating to taxation; providing for use of certain meters by certain users of special fuels; providing a penalty for violation; amending Minnesota Statutes 1971, Section 296.12, by adding a subdivision.

S. F. No. 1007, An act relating to taxation; providing for powers to enforce provisions relating to petroleum products tax; amending Minnesota Statutes 1971, Section 296.17, Subdivision 20.

S. F. No. 1008, An act relating to taxation; providing for a method of testing fuel oil; amending Minnesota Statutes 1971, Sections 296.01, Subdivision 4; and 296.05, Subdivision 2.

S. F. No. 1094, An act relating to Goodhue county; authorizing use of county funds for county extension committee.

Sincerely,

Wendell R. Anderson, Governor

The Honorable Martin O. Sabo, Speaker
of the House of Representatives

The Honorable Alec G. Olson, President
of the Senate

Sir:

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:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
3		Chapter 78	April 11, 1973	April 11, 1973
	224	Chapter 79	April 11, 1973	April 11, 1973
	341	Chapter 80	April 11, 1973	April 11, 1973
	656	Chapter 81	April 11, 1973	April 11, 1973

Sincerely,

Arlen Erdahl
Secretary of State

INTRODUCTION OF BILLS

Messrs. Milton, Kirchner and Conzemius introduced—

S. F. No. 2017: A bill for an act relating to the organization and operation of state government; creating the office of commissioner of health and transferring the functions, powers, and duties of the state board of health thereto; abolishing certain offices; amending Minnesota Statutes 1971, Chapter 144, by adding a section; Section 144.02; and repealing Minnesota Statutes 1971, Section 144.03.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Hansen, Mel; Hanson, R. and Olson, A. G. introduced—

S. F. No. 2018: A bill for an act relating to courts; requiring filing of surety bonds in certain civil actions against architects, engineers, land surveyors, attorneys, dentists, or physicians.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Hansen, Mel; O'Neill and McCutcheon introduced—

S. F. No. 2019: A bill for an act relating to housing; authorizing housing assistance for low and moderate income minority persons and families; appropriating money therefor.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. O'Neill, Milton and Coleman introduced—

S. F. No. 2020: A bill for an act relating to the Saint Paul Ramsey hospital and sanitarium commission; amending Laws 1969, Chapter 1104, Section 11.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Hughes, Chenoweth and Sillers introduced—

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.

Which was read the first time and referred to the Committee on Education.

Messrs. Willet and Conzemius introduced—

S. F. No. 2022: A bill for an act relating to natural resources, wild rice; providing for distinguishing labeling of naturally and commercially grown rice; providing a penalty.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Nelson, Tennessen and McCutcheon introduced—

S. F. No. 2023: A bill for an act relating to criminal trials; providing for dismissal if trial not commenced within 90 days of arraignment; providing for extensions.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Coleman, McCutcheon and Novak introduced—

S. F. No. 2024: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Nelson, Chmielewski and Arnold introduced—

S. F. No. 2025: A bill for an act relating to crimes and criminals; providing minimum sentences for certain felonies; amending Minnesota Statutes 1971, Section 609.11.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Nelson, Gearty and Anderson introduced—

S. F. No. 2026: A bill for an act relating to prohibited drugs; violations; regulating penalties; amending Minnesota Statutes 1971, Section 152.15, Subdivision 1.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Milton, Kirchner and Perpich, G. introduced—

S. F. No. 2027: A bill for an act relating to welfare; authorizing the establishment of a centralized disbursement system for medical assistance payments; appropriating money; amending Minnesota Statutes 1971, Sections 256B.09; 256B.10; and 256B.22; and Chapter 256B, by adding a section.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Hughes, Dunn and Anderson introduced—

S. F. No. 2028: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Hughes, Sillers and Moe introduced—

S. F. No. 2029: A bill for an act relating to education, teacher certification; providing for the refund or return of renewal fees paid by mistake; amending Minnesota Statutes 1971, Section 125.08.

Which was read the first time and referred to the Committee on Education.

Mr. North introduced—

S. F. No. 2030: A bill for an act relating to the claim of John D. Burke; arising from accident on state owned property; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Knutson, Conzemius and Stassen introduced—

S. F. No. 2031: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Stassen, Knutson and Conzemius introduced—

S. F. No. 2032: A bill for an act relating to Dakota county; hous-

ing and redevelopment authority; jurisdiction; amending Laws 1971, Chapter 333, Section 2.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Knutson, Stassen and Conzemius introduced—

S. F. No. 2033: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Willet, Sillers and Kleinbaum introduced—

S. F. No. 2034: A bill for an act relating to education, state colleges; authorizing the state college board to grant certain dormitory scholarships; appropriating money.

Which was read the first time and referred to the Committee on Education.

Messrs. North, McCutcheon and Novak introduced—

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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Hansen, Mel; Gearty and Ogdahl introduced—

S. F. No. 2036: A bill for an act relating to the suspension of employees in the classified service of the city of Minneapolis.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. McCutcheon, Coleman and Chenoweth introduced—

S. F. No. 2037: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Dunn, Wegener and Lord introduced—

S. F. No. 2038: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Perpich, G.; Conzemius and Larson introduced—

S. F. No. 2039: 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Olson, H. D. introduced—

S. F. No. 2040: A bill for an act relating to courts; providing retirement compensation to county court judge of Cottonwood county.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Novak, Bang and Davies introduced—

S. F. No. 2041: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Keefe, J.; Humphrey and O'Neill introduced—

S. F. No. 2042: A bill for an act relating to courts; venue change in civil actions; amending Minnesota Statutes 1971, Section 542.10.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Milton, Ogdahl and Borden introduced—

S. F. No. 2043: A bill for an act relating to children; creating the office of children's advocate and prescribing the powers and duties thereof; providing penalties; appropriating money.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Anderson introduced—

S. F. No. 2044: A bill for an act relating to Chisago county; appropriating money for the construction of a county lock-up.

Which was read the first time and referred to the Committee on Finance.

Messrs. Arnold, Fitzsimons and Hansen, Baldy introduced—

S. F. No. 2045: A bill for an act relating to state and local government; increasing the maximum amount for mileage from ten to 15 cents a mile; amending Minnesota Statutes 1971, Section 15A.20, Subdivision 1.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Kirchner, Lewis and Gearty introduced—

S. F. No. 2046: A bill for an act relating to welfare; providing for reimbursement for malpractice insurance for state hospital physicians; amending Minnesota Statutes 1971, Chapter 246, by adding a section.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Gearty, Ogdahl and Moe introduced—

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; and 15A.085.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Kleinbaum, Ueland and Laufenburger introduced—

S. F. No. 2048: A bill for an act relating to state colleges; permitting the state college board to designate certain colleges as state universities.

Which was read the first time and referred to the Committee on Education.

Mr. Ashbach introduced—

S. F. No. 2049: A bill for an act relating to the claim of S. F. Douglas Truck Line; arising from credit due from payment on truck license; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. O'Neill, Milton and Hughes introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Borden introduced—

S. F. No. 2051: A bill for an act relating to Aitkin county; authorizing issuance of additional on-sale intoxicating liquor licenses.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Arnold introduced—

S. F. No. 2052: A bill for an act relating to Koochiching county; authorization to employ a full-time county attorney.

Which was read the first time and referred to the Committee on Local Government.

Mr. Ueland introduced—

S. F. No. 2053: A bill for an act relating to the claim of city of Mankato; arising from improvements made to the property of Mankato state college; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Borden, Knutson and Solon introduced—

S. F. No. 2054: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Perpich, A. J.; Larson and Wegener introduced—

S. F. No. 2055: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Renneke and Olson, H. D. introduced—

S. F. No. 2056: A bill for an act relating to counties; granting the authority to regulate logging; providing a model ordinance.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. O'Neill, Milton and McCutcheon introduced—

S. F. No. 2057: A bill for an act relating to courts; prescribing number and salary of judges of the municipal court of the city of St. Paul; amending Minnesota Statutes 1971, Section 488A.19, Subdivisions 1 and 10.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Spear, Ogdahl and Gearty introduced—

S. F. No. 2058: A bill for an act relating to Independent School District No. 1; restoring employees salary and retirement benefits withheld under law.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Perpich, G.; Perpich, A. J. and Arnold introduced—

S. F. No. 2059: A bill for an act relating to taxation; mining of iron ore; providing for the county assessor to engage in exploratory work in order to ascertain the existence of unmined iron ore; and providing for condemnation proceedings in certain cases.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Chmielewski and Willet introduced—

S. F. No. 2060: A bill for an act to regulate the vertical integration in agriculture; providing penalties; and appropriating moneys.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Perpich, A. J.; O'Neill and Spear introduced—

S. F. No. 2061: A bill for an act relating to ad valorem taxes; limiting exemption of church property; amending Minnesota Statutes 1971, Section 272.02, by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Hughes, Brown and Solon introduced—

S. F. No. 2062: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Perpich, A. J.; Ogdahl and Coleman introduced—

S. F. No. 2063: A bill for an act relating to ad valorem taxes; limiting exemption of church property; amending Minnesota Statutes 1971, Section 272.02, by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Laufenburger, Larson and Chenoweth introduced—

S. F. No. 2064: A bill for an act relating to liquor; eliminating the distinction between malt liquors based upon alcohol content; amending Minnesota Statutes 1971, Sections 340.001; 340.01; 340.013; 340.02; 340.024; 340.032; 340.033; 340.034; 340.035; 340.038; 340.07, Subdivisions 2 and 13; 340.08, Subdivision 1; 340.115; 340.12; 340.13, Subdivision 8; 340.355; 340.401; 340.402; 340.403, Subdivision 2; 340.404, Subdivisions 1, 2, 3, and 5; 340.405; 340.406; 340.47, Subdivision 2; 340.62; 340.80; 340.81; 340.85, Subdivision 2; and 340.942; repealing Minnesota Statutes 1971, Sections 340.031 and 340.11, Subdivision 15.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Hansen, Mel; Nelson and Frederick introduced—

S. F. No. 2065: A bill for an act relating to public welfare; providing for continued funding for the day care of children; appropriating money.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Purfeerst, McCutcheon and Gearty introduced—

S. F. No. 2066: A bill for an act relating to the legislature; creating a commission to study probate proceedings; directing the commission to draft legislation and report to the 1975 legislature in connection therewith; appropriating money.

Which was read the first time and referred to the Committee on Rules and Administration.

Messrs. Perpich, G.; Perpich, A. J. and Spear introduced—

S. F. No. 2067: A bill for an act proposing an amendment to the Minnesota Constitution, Article XIV, Section 1; providing the majority necessary to pass constitutional amendments.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Perpich, G.; Perpich, A. J. and Spear introduced—

S. F. No. 2068: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 11, Article V, Sections 1, 2, 4, and 5, Article VIII, Section 4, Article XIII, Section 1 and Article XV, Section 4; removing the secretary of state from the constitution.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Kirchner introduced—

S. F. No. 2069: A bill for an act relating to aid to certain school districts; amending Minnesota Statutes 1971, Section 360.133, Subdivision 2; repealing Minnesota Statutes 1971, Section 360.133, Subdivision 3.

Which was read the first time and referred to the Committee on Education.

Messrs. Anderson, Borden and Purfeerst introduced—

S. F. No. 2070: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Borden and Conzemius introduced—

S. F. No. 2071: A bill for an act relating to environmental protection; providing a civil action for the prevention and abatement of pollution; providing permanent and temporary relief and remedies; repealing Minnesota Statutes 1971, Sections 116B.01 to 116B.13.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Gearty, Blatz and Perpich, A. J. introduced—

S. F. No. 2072: A bill for an act relating to taxation; adopting the multistate tax compact.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Brown, Conzemius and Nelson introduced—

S. F. No. 2073: A bill for an act relating to taxation; imposing a horsepower tax on the sale of all new passenger motor vehicles having horsepower in excess of 100; providing penalties; appropriating money; amending Minnesota Statutes 1971, Section 297B.04.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Gearty, Blatz and Perpich, A. J. introduced—

S. F. No. 2074: A bill for an act relating to taxation; providing for exchange of information with the multistate tax commission; amending Minnesota Statutes 1971, Sections 290.61 and 297A.43.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Thorup; Hanson, R. and Novak introduced—

S. F. No. 2075: A bill for an act relating to public indebtedness; authorizing surpluses to be deposited in time deposits; amending Minnesota Statutes 1971, Section 475.66.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Thorup; Hanson, R. and Novak introduced—

S. F. No. 2076: A bill for an act relating to banks and banking; state nonmember bank's cash reserves; amending Minnesota Statutes 1971, Section 48.22.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Perpich, A. J.; Blatz and Borden introduced—

S. F. No. 2077: A bill for an act relating to taxation; reassessment of improperly valued property; amending Minnesota Statutes 1971, Section 270.18, Subdivision 2.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, A. J.; Blatz and Borden introduced—

S. F. No. 2078: A bill for an act relating to taxation, providing for hearings before the commissioner in certain property tax reductions, amending Minnesota Statutes 1971, Section 270.19.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, A. J. and Borden introduced—

S. F. No. 2079: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Doty introduced—

S. F. No. 2080: A bill for an act relating to state building code; exempting fire halls built prior to 1971 in towns having less than 5,000 residents and only a volunteer fire department from requirements; amending Minnesota Statutes 1971, Section 16.851.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Doty introduced—

S. F. No. 2081: 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.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Borden and Humphrey introduced—

S. F. No. 2082: A bill for an act relating to probate proceedings; authorizing and employing conservators.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Conzemius; Perpich, A. J. and Borden introduced—

S. F. No. 2083: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Tennessen, Blatz and Novak introduced—

S. F. No. 2084: A bill for an act relating to public utilities; regulating the filing by certain public utilities of mortgages or deeds of trusts 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Perpich, A. J.; Conzemius and O'Neill introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Chenoweth, Doty and Ogdahl introduced—

S. F. No. 2086: A bill for an act relating to retirement; contributions and actuarial surveys under the police and firemen's relief association guidelines act of 1969, amending Minnesota Statutes 1971, Section 69.77, Subdivision 2.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Perpich, A. J.; Blatz and Conzemius introduced—

S. F. No. 2087: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, G.; Blatz and Conzemius introduced—

S. F. No. 2088: A bill for an act relating to taxation; appointment of special boards of review and equalization; amending Minnesota Statutes 1971, Sections 274.01; 274.13 and 274.14.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Milton, McCutcheon and Borden introduced—

S. F. No. 2089: A bill for an act relating to taxation; defining homesteads established after assessment date; amending Minnesota Statutes 1971, Section 273.13, Subdivision 16.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Perpich, A. J. introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Gearty introduced—

S. F. No. 2091: A bill for an act relating to the personnel system in Hennepin county; providing for certain changes in the personnel rules; amending Laws 1965, Chapter 855, Section 4, Subdivision 2.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Olson, A. G. and Willet introduced—

S. F. No. 2092: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 188, 566, 839, 908 and 994.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned April 13, 1973.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 309, 490, 1167, 479, 707, 723, 904, 1075 and 1568.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted April 13, 1973

FIRST READING OF HOUSE BILLS

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.

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.

H. F. No. 1167: A bill for 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. 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. 707: A bill for an act relating to courts; providing a salary increase for the judge of Roseville municipal court; amending Minnesota Statutes 1971, Section 488.21, Subdivision 2.

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.

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. 1075: A bill for an act creating a housing and redevelopment authority in Washington county; applying the provisions of the municipal housing and redevelopment act to Washington county.

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.

Which were read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. Which motion prevailed.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

H. F. No. 818: A bill for an act relating to elections; removing limitations on the transportation of voters to the polls; repealing Minnesota Statutes 1971, Section 211.14, Subdivision 4.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred appointment submitted to the Senate by His Excellency, Governor Wendell R. Anderson, for confirmation and to be found in the Journal for the 33rd day, reports the same back with the recommendation that said appointment be re-referred to the Committee on Metropolitan and Urban Affairs.

METROPOLITAN COUNCIL

Paul Thuet, 228 Grand Avenue, South St. Paul, Dakota County, appointed effective April 3, 1973, for a term expiring the first Monday of January, 1979.

Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

H. F. No. 1434: A bill for an act relating to counties; authorizing the construction, improvement and maintenance of television translator towers by counties.

Reports the same back with the recommendation that the printed bill be amended as follows:

Page 1, line 3, after "construction," insert "acquisition,"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

H. F. No. 1166: A bill for an act relating to inheritance taxes; providing for certain deductions; amending Minnesota Statutes 1971, Section 291.08.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 24, after "*corporation*" insert ". "*Family farm corporation*" for the purpose of this subdivision means a corporation founded for the purpose of farming and owning agricultural land, in which all of the stockholders are members of a family related to each other within the third degree of kindred according to the rules of civil law"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 27, strike "1973" and insert "1974"

Amend the title as follows:

Line 4, strike "homsteads" and insert "homesteads"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 534: A bill for an act relating to education; providing per diem compensation for members of Minnesota education council; amending Minnesota Statutes 1971, Section 121.83.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, lines 29 and 30, reinstate the stricken language

Page 1, line 30, strike "*receive \$25 per day for each day actually*"

Page 2, line 1, strike "*engaged in council meetings and may*"

Page 2, line 1, before the word "be" insert "*shall*"

Page 2, line 2, strike "and necessary"

Page 2, line 3, after "council" insert "."

Page 2, line 3, strike "at rates provided by law for state employees and"

Page 2, strike line 4

Further, amend the title as follows:

Line 2, strike "per"

Line 3, strike "diem"

Line 3, after "compensation" insert "for expenses"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 217: A bill for an act relating to education; education of gifted or talented children.

Reports the same back with the recommendation that the bill be amended as follows:

On page 1, line 5, strike "OR TALENTED CHILDREN DEFINED" and insert "CHILDREN AND TEACHER COORDINATORS; DEFINITIONS AND PROVISIONS"

Page 1, line 7, strike "aesthetic" and insert "cognitive"

Page 1, line 9, strike "or"

Page 1, line 10, strike "talented"

Page 1, line 11, strike "or talented students" and insert "children"

Page 1, line 13, strike "students" and insert "children"

Page 1, line 13, strike "approved by the" and insert "determined by school districts or combinations of districts using guidelines established by the"

Page 1, after line 14, insert:

"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."

Page 1, line 15, strike "OR TALENTED"

Page 1, line 16, strike "STUDENTS" and insert "CHILDREN"

Page 1, line 16, strike "area"

Page 1, line 17, strike "vocational-technical" and insert "combinations of"

Page 1, line 17, strike "apply" and insert "provide"

Page 1, line 18, strike "or talented"

Page 1, line 19, after "district" and before "and" insert "or combination of districts"

Page 1, line 19, strike "or talented"

Page 1, line 20, strike "or talented"

Page 1, line 22, strike "or talented"

Page 1, line 24, strike "adjoining"

Page 1, line 26, strike "or talented"

Page 1, line 28, after "districts" and before "to" insert "or combinations of districts."

Page 2, line 3, strike "REIMBURSEMENT" and insert in lieu thereof "FUNDING"

Page 2, line 3, strike "OR"

Page 2, line 4, strike "TALENTED"

Page 2, line 6, strike "area vocational-technical" and insert "combinations of"

Page 2, line 7, strike "or talented"

Page 2, strike all of lines 9 to 13

Page 2, line 15, strike "or talented"

Re-number the subsequent subdivision accordingly

Further, amend the title on page 1, line 3, by striking "or talented"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1164: A bill for an act relating to intoxicating liquor; county licenses in unorganized or unincorporated areas of certain counties.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, after "areas." insert, "No combination license shall be issued to an establishment which is located less than five miles by the most direct route from a municipality which contains an establishment possessing an off-sale liquor license."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, reinstate lines 26, 27, 28, 29 and 30 and further amend as follows:

Page 1, line 29, strike "four" and insert "six"

Page 1, line 30, strike "six" and insert "ten"

Page 2, reinstate lines 1, 2 and 3

Renumber the remaining clause

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 985: 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.

Reports the same back with the recommendation that the bill be amended as follows:

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.

Sub. 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 and employees 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 or, as regards the health maintenance organization, any provider or other person which contracts with 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) 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 services. If contracts are made with insurance companies or nonprofit 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 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 non-contributory 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, other persons, and insurance companies or nonprofit 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 ex-

cessive 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.

Subd. 9. [REQUIREMENT TO MAINTAIN NONPROFIT STATUS.] No health maintenance organization shall provide for the payment, whether directly or indirectly, of any part of its net earnings, to any person as a dividend or rebate. All net earnings shall be devoted to the nonprofit purposes of the health maintenance organization in providing comprehensive health care. The inability of a health maintenance organization to obtain or keep tax exemption under Section 501 (c) (4) of the Internal Revenue Code and under Minnesota Statutes, Section 290.05, Subdivision 1, Clause (j), subsequent to 18 months after being granted a certificate of authority pursuant to this act, shall be prima facie evidence that it is in violation of this act. The board shall, pursuant to this act, revoke the certificate of authority of any health maintenance organization in violation of this subdivision.

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 nonprofit health service plan corporation act. Under such contracts, the insurer or nonprofit health service plan corporation may take 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 administrative 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 60B, 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.

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, including, 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;"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1032: A bill for an act relating to workmen's compensation; providing certain exemptions from liability; 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 176.031; 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 11, line 18, strike "\$35,000" and insert "\$40,000"

Page 12, line 1, strike "\$35,000" and insert "\$40,000"

Page 12, strike all of line 20

Page 12, line 21, strike "benefits under the government program"

and insert, "*that no state workmen's compensation death benefit shall be paid for any week in which the survivor benefits paid under the federal program*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1540: A bill for an act relating to St. Louis county, authorizing the establishment of a county charter commission.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. Within 30 days of the effective date of this act the judges of the district court for St. Louis county shall appoint a charter commission to frame a charter to provide for the form of government of St. Louis county as provided in this act. Such charter commission shall be composed of not less than seven nor more than fifteen persons, as shall be determined by the appointing authority. 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 judicial.

Sec. 2. Subdivision 1. Charter commission members shall hold office until a final report has been made as provided in section 3. 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. \$10,000 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. The county board may authorize additional commission expenses as it deems necessary. 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 St. Louis county 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 sub-

ject to the tax levy limitations as provided in Minnesota Statutes, Chapter 275 or any other provision of law.

Sec. 3. 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. 4. 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_____”

Sec. 5. If 55 percent 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. 6. 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, Section 645.021.”

Strike the title and insert in lieu thereof:

“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.”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 452: A bill for an act relating to the city of St. Paul; providing for a change in the election of members of the council.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 8, after “equal” insert “so far as possible”

Line 8, after “population” strike the remainder of the line and insert in lieu thereof “60 days prior to the first day for filing”

Line 9, strike “time”

Line 9, strike “primary and general” and insert in lieu thereof “city”

Line 9, after “elections” strike “in 1974”

Line 10, before “general” insert “city”

Line 10, after “election” strike “of 1974” and insert in lieu thereof “next following the effective date of this act”

Line 10, after “councilmen” insert “who shall be residents of the district”

Line 17, after the period insert the following new sentence: “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.”

Line 22, strike the period and insert “ ; provided that notwithstanding the provisions of Minnesota Statutes, section 645.021, subdivision 1, relating to expiration of special laws, this act 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.”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1160: A bill for an act relating to natural resources and the environment; establishing the environmental quality council;

stating the powers and duties of the council; providing a penalty; appropriating money therefor.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. [FINDINGS.] The legislature of the state of Minnesota finds that problems related to the environment often encompass the responsibilities of several state agencies and that solutions to these environmental problems require the interaction of these agencies.

Sec. 2. [DEFINITIONS.] Subdivision 1. For the purpose of this act, the following terms have the meaning given them.

Subd. 2. “Council” means Minnesota environmental quality council.

Sec. 3. [CREATION OF THE ENVIRONMENTAL QUALITY COUNCIL; MEMBERSHIP; CHAIRMAN; STAFF.] Subdivision 1. An environmental quality council, designated as the Minnesota environmental quality council, is hereby created.

Subd. 2. The council shall include as permanent members the director of the state planning agency, the director of the pollution control agency, the commissioner 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 citizens advisory committee, and two other members of the citizens advisory committee as designated by the governor.

Subd. 3. The director of the state planning agency shall be the chairman of the council.

Subd. 4. The state planning agency shall provide continuous staff support for the council and direct the work of the staff. The director of the state planning agency shall employ staff or consultants as required by the council. 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.

Sec. 4. [POWERS AND DUTIES.] Subdivision 1. The powers and duties of the Minnesota environmental quality council shall be as provided in this section and as otherwise provided by law or executive order. Actions of the council shall be taken only upon a majority vote of all the permanent members of the council at an open meeting. Actions of the council shall be binding upon all state agencies, notwithstanding any other provisions of law to the contrary.

Subd. 2. (a) The council shall determine which environmental problems of interdepartmental concern to state government shall be considered by the council. The council shall initiate interdepartmental investigations into those matters that it determines

are in need of study. Topics for investigation may include but need not be limited to future population and settlement patterns, air and water resources and quality, solid waste management, transportation and utility corridors, economically productive open space, energy policy and need, growth and development, and land use planning.

(b) The council shall review programs of state agencies that significantly affect the environment and coordinate those it determines are interdepartmental in nature, and shall resolve conflicts between state agencies concerning environmental matters and insure agency compliance with state environmental policy.

(c) The council shall review environmental regulations and criteria for granting and denying permits by state agencies and shall resolve conflicts involving state agencies with regard to environmental regulations, permits, and procedures.

(d) State agencies shall submit to the council all proposed legislation of major significance relating to the environment and the council shall submit a report to the governor and the legislature indicating approval or disapproval of such major environmental proposals of state agencies and listing the reasons for such action.

Subd. 3. The council shall cooperate with regional development commissions in appropriate matters of environmental concern.

Subd. 4. The council may establish interdepartmental or citizen task forces or subcommittees to study particular problems.

Subd. 5. Pursuant and subject to the provisions of chapter 15, and the provisions hereof, the council may adopt, amend, and rescind rules governing its own administration and procedure and its staff and employees.

Subd. 6. The council shall assist and advise the governor on all environmental issues in which action or comment by the governor is required by law or is otherwise appropriate.

Subd. 7. At its discretion, the council shall convene an annual environmental quality council congress including, but not limited to, representatives of state, federal and regional agencies, citizen organizations, associations, industries, colleges and universities, and private enterprises who are active in or have a major impact on environmental quality. The purpose of the congress shall be to receive reports and exchange information on progress and activities related to environmental improvement.

Subd. 8. The council shall provide the citizens advisory committee established in section 5 with such administrative, clerical and technical assistance as may be required by the committee to carry out its functions.

Subd. 9. The council shall meet with the citizens advisory committee established in section 5 at least four times a year, at approximately three-month intervals, to receive advice from the committee and to coordinate the activities of the council and the committee.

Sec. 5. [CITIZENS ADVISORY COMMITTEE.] Subdivision 1.

There is established a citizens advisory committee composed of one resident from each congressional district and three members at large as a vehicle for citizen participation in the activities of the council. The governor shall appoint the members of the citizens advisory committee and the committee annually shall elect one of their members to serve as chairman. Members of the committee shall serve four-year terms coterminus with the governor. Each member shall receive as compensation for his services the sum of \$35 per day or fraction thereof spent in attending meetings of the citizens advisory committee or in performing other duties required by law, and each member of the committee shall be reimbursed for actual and necessary expenses incurred in the performance of his duties.

Subd. 2. The duties and functions of the committee shall be as follows:

(a) To review and appraise the various programs and activities of the state government in light of environmental quality concerns for the purpose of determining the extent to which such programs and activities are contributing to state environmental policies and goals;

(b) To hold meetings throughout the state as it deems necessary for the purpose of gathering information on public and private opinions concerning the adequacy of the state's environmental quality policies and the extent to which these policies are being implemented;

(c) To give advice and counsel to the council; and

(d) To make recommendations to the governor, legislature and the public on or before December 31 of each year regarding any needed state policy or program changes to foster and promote the improvement of environmental quality.

Sec. 6. [HEARINGS.] Subdivision 1. The council shall hold public hearings on matters that it determines to be of major environmental impact. The council shall prescribe by rule and regulation in conformity to the provisions of Minnesota Statutes, Sections 15.0411 to 15.0423, inclusive, the procedures for the conduct of all hearings and review procedures.

Subd. 2. The council may delegate its authority to conduct a hearing to a hearings officer. The hearings officer shall have the same power as the council to compel the attendance of witnesses to examine them under oath, to require the production of books, papers, and other evidence, and to issue subpoenas and cause the same to be served and executed in any part of the state. The hearings officer shall be knowledgeable in matters of law and the environment.

If a hearings officer conducts a hearing, he shall make findings of fact and submit them to the council. The transcript of testimony and exhibits shall constitute the exclusive record upon which such findings are made. The findings shall be available for public inspection.

Subd. 3. After receipt of the findings of fact of the hearings

officer, the council shall make recommendations to the governor and legislature as to administrative and legislative actions to be considered in regard to the matter.

Sec. 7. [POLICY; LONG-RANGE PLAN; PURPOSE.] Consistent with the policy announced herein, the council shall, before November 15, of each even-numbered year, prepare a long-range plan and program for the effectuation of said policy, and shall make a report to the governor and the legislature of progress on those matters assigned to it by law.

Sec. 8. [FEDERAL FUNDS; DONATIONS.] The council may apply for, receive, and disburse federal funds made available to the state by federal law or rules promulgated thereunder for any purpose related to the powers and duties of the council. The council shall comply with any and all requirements of such federal law or such rules and regulations promulgated thereunder in order to apply for, receive, and disburse such funds. The council is authorized to accept any donations or grants from any public or private concern. All such moneys received by the council shall be deposited in the state treasury and are hereby appropriated to it for the purpose for which they are received.

Sec. 9. [APPROPRIATION.] There is hereby appropriated \$200,000 from the general fund for the operation of the council."

Strike the title and insert in lieu thereof:

"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."

And when so amended the bill do pass and be re-referred to the Committee on Governmental Operations. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 844: A bill for an act relating to game and fish; exporting of fish by private fish hatcheries; amending Minnesota Statutes 1971, Section 97.48, Subdivision 22.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1051: A bill for an act relating to safety; requiring the safety glazing of certain glass or plastic panels for doors and enclosures; providing a penalty.

Reports the same back with the recommendation that the bill be amended as follows:

Page 4, line 11, strike "whether"

Page 5, line 3, strike "gross" ; insert a period after "misdemeanor" and strike "and, upon"

Strike all of lines 4, 5 and 6.

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1421: A bill for an act relating to education; community school program; continuing and increasing certain reimbursements to participating school districts; appropriating money therefor; amending Minnesota Statutes 1971, Section 121.89.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 11, after "*Statutes*" strike "1971"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1699: A bill for an act relating to education; veteran farmer cooperative training program; appropriating money.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Gearty 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 security; amending Minnesota Statutes 1971, Sections 268.12, Subdivision 1a; and 268.24.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, strike "*security*" and insert "*services*"

Line 16, strike "*security*" and insert "*services*"

Line 21, strike "security" and insert "services"

Lines 27 and 28, strike "*This act is in effect on and after January 1, 1973, but*" and insert in lieu thereof "*This act is effective on the day next following enactment; provided, that the change of name of the department of manpower services to the department of employment services shall be effective January 1, 1974; and provided further, that*"

Page 1, lines 29 and 30, strike "*for a period of six months thereafter*" and insert in lieu thereof "*until exhausted*"

Further, amend the title as follows: line 4, strike "security" and insert "services"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1636: A bill for an act relating to public libraries; providing state aid for certain libraries; and appropriating money therefor.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 6, strike "region" and insert "system"

Page 1, line 7, after "Section" insert "375.33," and after "471.59" add "and the Southeastern Libraries Cooperating (SELCO) organized as a non-profit corporation"

Page 1, line 12, after "such" delete "library or"

Page 1, lines 13 through 21, delete Section 2 in its entirety.

Renumber Sections accordingly.

Page 1, line 22, after "any" delete "library or"

Page 1, line 25, after "by the" and before "board" delete "library"; and after "of the" delete "recipient library or"

Page 2, line 17, delete "\$3,681,360" and insert "\$3,911,541 annually"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 746: A bill for an act relating to securities; repealing Minnesota Statutes 1971, Chapter 80.

Reports the same back with the recommendation that the bill be amended as follows:

Page 5, line 11, insert a comma after the word "effect" and strike "and"

Page 5, line 12, after "section 7," insert "and all of the requirements of this subdivision and subdivision 3 have been complied with,"

Page 8, line 25, after the period, add a new sentence, "This subdivision shall not be construed to prohibit charges by an investment adviser based upon the total value of the assets under management averaged over a definite period, or as of definite dates, or taken as of a definite date, nor charges based upon the performance of the managed assets as compared to an established index in compliance with rules promulgated by the commissioner."

Page 9, line 14, after "has" insert "willfully"

Page 16, line 20, strike "post-effective" and insert "price"

Page 19, line 12, strike "not"

Page 25, line 5, after "state." begin a new paragraph with the word "A"

Page 27, line 14, strike "new" and insert "news"

Page 28, following line 18, insert a new clause (1) to read, "(1) "Purchasing for investment" means a purchase made for investment and not for the purpose of resale. In determining whether securities have been purchased for investment, the length of the period for which the securities are held will be one of the factors considered. Securities held for two years after their purchase shall be conclusively deemed to have been purchased for investment."

Reletter clauses accordingly.

Page 34, strike lines 20 through the words "offerees or" in line 27 and insert,

"(h) Any sales by an issuer to such number of persons as, when aggregated with the number of persons to whom sales have been made pursuant to clauses (a) or (k) of this section, shall not exceed 25 persons in this state (other than those designated in clause (g) during any period of 12 consecutive months, whether or not any of the"

Page 36, line 5, before the period insert, "; and any offer of a security if the sale of such security is or would be exempt under this section. The commissioner may by rule exempt such other offers (but not sales) of securities for which a registration statement has been filed as he deems appropriate, consistent with the purposes of this act"

Page 36, line 11, before the period insert, ", or when such securities are issued as patronage dividends"

Page 36, line 12, after "securities" insert, ", including offers and sales pursuant to preorganization subscriptions for the securities of an issuer to be formed,"

Page 36, lines 12 and 13, strike the words "an incorporated issuer" and insert "a corporation"

Page 36, line 16, strike "and not with a view toward resale"

Page 36, lines 23 and 24, strike "ten upon a showing of sufficient cause therefor" and insert "of persons to whom sales may be made under this exemption"

Page 37, after line 9, insert:

"(n) The distribution by a corporation of its or other securities to its own security holders as a stock dividend or as a dividend from earnings or surplus or as a liquidating distribution; or upon conversion of an outstanding convertible security; or pursuant to a stock split or reverse stock split.

(o) Any offer or sale of securities by an affiliate of the issuer thereof if: (1) a registration statement is in effect with respect to securities of the same class of such issuer and (2) such offer or sale has been exempted from registration by rule or order of the commissioner."

Page 44, line 5, strike "act" and insert "acts"

Page 46, strike lines 7 through 10 and insert:

"Subd. 2. Any person who violates section 1 in connection with the purchase or sale of any security shall be liable to any person damaged thereby who sold such security to him or to whom he sold such security, and any person who violates section 3 in connection with the purchase or sale of any security shall be liable to any person damaged by the conduct prescribed by section 3. Any person who violates section 2 in connection with the purchase or sale of any security shall be liable to any investment advisory client of his who is damaged thereby. Damages in an action pursuant to this subdivision shall include the actual damages sustained plus interest from the date of payment or sale, costs and reasonable attorney's fees."

Page 47, line 3, strike "specified" and insert, "computed pursuant to subdivision 1 of this section"

Page 49, line 2, strike "an" and insert "any"

Page 52, line 11, before "18" strike "and"

Page 52, line 11, after "18" insert, "; and 23"

Page 58, line 15, after "receipts" insert, "or other evidence of ownership"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 309, 490, 904, 1075, 1568, 1255, 1429, 1185, 942, 694, 869, 946 and 600 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. Nos. 490 and 904 to the Committee on Judiciary.

H. F. No. 309 to the Committee on Labor and Commerce.

H. F. No. 1075 to the Committee on Metropolitan and Urban Affairs.

H. F. No. 1568 to the Committee on Transportation and General Legislation.

The following House Files were found identical and recommends the House Files be given their Second Reading and substituted for its companion Senate File as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1255	1524	1185	1553		
1429	1419				

And that the above Senate Files be indefinitely postponed.

The following House Files were found not identical with their companion Senate Files as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
942	902				
694	618				
869	931				
946	936				
600	759				

Pursuant to Rule 49 the Committee recommends that H. F. No. 942 be amended as follows:

Page 1, line 12, delete “[104.10]” and insert in lieu “[104.25]”

Page 2, line 24, delete “, or eminent domain,”

Page 3, line 19, delete “stand” and insert in lieu “state”

And when so amended, H. F. No. 942 will be identical to S. F. No. 902 and further recommends that H. F. No. 942 be given its second reading and substituted for S. F. No. 902 and S. F. No. 902 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 694 be amended as follows:

Page 8, line 24, delete “maximum”

Page 8, line 25, delete “\$27,700,000” and insert in lieu “\$23,025,000”

Page 8, line 26, after “1 to 5.” insert: “The state auditor may sell or issue an additional \$2,350,000 of bonds, but no part thereof shall be expended unless equally matched by other than state appropriations.”

And when so amended, H. F. No. 694 will be identical to S. F. No. 618 and further recommends that H. F. No. 694 be given its second reading and substituted for S. F. No. 618 and S. F. No. 618 be indefinitely postponed. Amendment adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 869 be amended as follows:

“CORPORATIONS.] Notwithstanding any ordinance, municipal charter provision or any law to the contrary, on-sale licenses for the sale of intoxicating liquor may be issued to any non-profit corporation organized prior to January 1, 1962 to promote, stimulate and support community education, appreciation and development of the theater and cultural arts through dramatic performances and other means which has operated a repertory theater in a city of the first class since at least January 1, 1964 upon payment of the regular on-sale license fee therefor to the municipality wherein the licensed premises are located.”

Page 1, line 28, strike *“shall apply.”*

Page 2, line 3, strike *“shall become”* and insert in lieu *“becomes”*

And when so amended, H. F. No. 869 will be identical to S. F. No. 931 and further recommends that H. F. No. 869 be given its second reading and substituted for S. F. No. 931 and S. F. No. 931 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 946 be amended as follows:

Page 1, line 9, delete *“or patient”*

And when so amended, H. F. No. 946 will be identical to S. F. No. 936 and further recommends that H. F. No. 946 be given its second reading and substituted for S. F. No. 936 and S. F. No. 936 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 600 be amended as follows:

Page 1, line 18, strike *“and includes any person designated by him”* and insert in lieu *“or his designee”*

Page 3, after line 20, add the following:

“Subd. 9. “Public member” means a person who is not, or never was, a real estate broker or real estate salesperson or the spouse of such person, or a person who has no, or never has had a material financial interest in acting as a real estate broker or real estate salesperson or a directly related activity.”

Page 16, line 8, strike *“he determines”* and insert in lieu *“is”*

Page 22, line 19, strike *“A majority”* and insert in lieu *“Five members”*

Page 22, line 21, after *“Minnesota”* insert *“and two members shall be public members”*

Page 22, strike lines 25 through 27 and insert in lieu *“except that each shall be allowed ordinary and necessary expenses in the same manner and amount as state employees while attending any called meeting of the commission.”*

Page 23, line 1, after *“years”* and before the period insert *“; provided that the members of the real estate advisory commission*

established pursuant to Minnesota Statutes, Section 82.125, shall serve out the remaining portion of their current terms and that two additional members shall be appointed, one for a term of four years and one for a term of five years"

Page 33, line 9, after "to" insert "knowingly"

Page 33, delete lines 24 through 26

Page 33, line 27, strike "Subd. 19" and insert in lieu "Subd. 18"

Page 34, line 9, after "82.14," insert "82.15,"

Further, amend the title by striking line 7 and inserting in lieu "Sections 82.01 to 82.16."

And when so amended, H. F. No. 600 will be identical to S. F. No. 759 and further recommends that H. F. No. 600 be given its second reading and substituted for S. F. No. 759 and S. F. No. 759 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 1278, 752, 1261, 1164, 919, 1560, 1032, 1540, 452, 844, 1051, 60 and 662 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 818, 1434, 847, 843, 1166, 1255, 1429, 1185, 942, 694, 869, 946 and 600 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Krieger moved that S. F. No. 342 be taken from the table. Which motion prevailed.

Mr. Krieger moved that the Senate do not concur in the amendments by the House to S. F. No. 342 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate to act with a like Conference Committee to be appointed on the part of the House. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended as to revert to Reports of Committees, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

REPORT FROM THE COMMITTEE ON RULES AND ADMINISTRATION

Pursuant to Rule 10, Mr. Coleman, for the Committee on Rules and Administration, designates all of the bills on the General Or-

ders Calendar for Saturday, April 14, 1973, as a Special Order for today, to be considered immediately.

Mr. Coleman moved the adoption of the foregoing Committee report. Which motion prevailed. Report adopted.

SUSPENSION OF RULES

Mr. Kleinbaum moved that an urgency be declared within the meaning of Article IV, Section 20, of the Constitution of Minnesota, with respect to H. F. No. 946 and that the rules of the Senate be so far suspended as to give H. F. No. 946 its third reading and placed on its final passage. Which motion prevailed.

H. F. No. 946: A bill for an act relating to game and fish; fishing by certain institutional inmates or patients; amending Minnesota Statutes 1971, Section 98.47, Subdivision 12.

Mr. Kleinbaum moved to amend H. F. No. 946, the printed bill, as follows:

Page 1, after line 5, insert:

“Sec. 2. *This act is effective the day following its final enactment.*”

Which motion prevailed. So the amendment was adopted.

H. F. No. 946 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 57 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Ogdahl	Sillers
Arnold	Fitzsimons	Knutson	Olhoff	Solon
Ashbach	Frederick	Kowalczyk	Olson, A. G.	Spear
Bang	Gearty	Krieger	Olson, H. D.	Stokowski
Berg	Hansen, Baldy	Larson	Olson, J. L.	Tennessee
Bernhagen	Hansen, Mel	Laufenburger	O'Neill	Thorup
Borden	Hanson, R.	Lewis	Patton	Ueland
Chmielewski	Hughes	McCutcheon	Perpich, A. J.	Wegener
Coleman	Humphrey	Milton	Perpich, G.	Willet
Conzemius	Josefson	Moe	Pillsbury	
Davies	Keefe, S.	North	Renneke	
Doty	Kirchner	Novak	Schrom	

Mr. Brown voted in the negative.

So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

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 pub-

lic safety; prescribing penalties; amending Minnesota Statutes 1971, Section 169.47.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbacm	Ogdahl	Schrom
Arnold	Fitzsimons	Knutson	Olhoft	Sillers
Bang	Frederick	Kowalczyk	Olson, A. G.	Solon
Berg	Gearty	Krieger	Olson, H. D.	Spear
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Borden	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Brown	Hanson, R.	Lewis	Patton	Tennessee
Chmielewski	Hughes	McCutcheon	Perpich, A. J.	Thorup
Coleman	Humphrey	Milton	Perpich, G.	Ueland
Conzemius	Josefson	Moe	Pillsbury	Wegener
Davies	Keefe, S.	North	Purfeerst	Willet
Doty	Kirchner	Novak	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1187: A bill for an act relating to certain persons in the unclassified service of the city of Minneapolis; amending Laws 1969, Chapter 937, Section 1, Subdivision 1.

Mr. Stokowski moved to amend H. F. No. 1187, the printed bill, as follows:

Page 1, line 8, strike "*entitled to*" and insert in lieu thereof "*eligible for*"

Which motion prevailed. So the amendment was adopted.

H. F. No. 1187 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	North	Purfeerst
Arnold	Dunn	Kleinbaum	Novak	Renneke
Ashbach	Fitzsimons	Knutson	Ogdahl	Schrom
Bang	Frederick	Kowalczyk	Olhoft	Sillers
Berg	Gearty	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Brown	Hanson, R.	Lewis	O'Neill	Stokowski
Chmielewski	Hughes	McCutcheon	Patton	Tennessee
Coleman	Humphrey	Milton	Perpich, A. J.	Thorup
Conzemius	Josefson	Moe	Perpich, G.	Ueland
Davies	Keefe, S.	Nelson	Pillsbury	Willet

So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 627: A bill for an act relating to motor vehicles; licensing and taxation thereof; providing penalties; amending Minnesota Statutes 1971, Sections 168.011, Subdivisions 16 and 17; 168.013, Subdivisions 1, 3, 12, and 15; 168.12, Subdivision 1; and 168.29; repealing Minnesota Statutes 1971, Sections 168.011, Subdivision 24; 168.013, Subdivisions 1a, 10, and 13; 168.015; and 168.165.

Mr. Arnold moved to amend S. F. No. 627 as follows:

Page 4, line 23, after "lumber," insert "chips,"

Page 12, strike lines 4 through 18 and insert in lieu thereof:

"Provided however, that on all trucks, except those in this chapter defined as farm trucks and urban trucks, having a gross weight in excess of 18,000 pounds but less than 27,001 pounds, the tax shall be:

(a) For the registration year 1976, 70 per cent of the applicable Schedule I or Schedule II of this subdivision;

(b) For the registration year 1977, 80 per cent of the applicable Schedule I or Schedule II of this subdivision;

(c) For the registration year 1978, 90 per cent of the applicable Schedule I or Schedule II of this subdivision;

(d) For the registration year 1979 and thereafter, 100 per cent of the applicable Schedule I or Schedule II of this subdivision."

Page 23, line 8, after "percent" insert "or 1000 pounds, whichever is greater"

Page 24, line 3, after "four percent" insert "or 1000 pounds, whichever is greater,"

Page 24, line 6, after "four percent" insert "or 1000 pounds, whichever is greater,"

Page 31, at the end of line 3 insert "Provided, however, that a vehicle defined as an urban truck or trailer pursuant to Minnesota Statutes 1971, Section 168.013, Subdivision 1, clause 5(f), shall be eligible for registration for the year 1976 according to the provisions of Minnesota Statutes 1971, Section 168.013, Subdivision 1, clause 5(f). Such urban vehicles shall be subject to this act for the registration year 1977 and subsequent years."

Which motion prevailed. So the amendment was adopted.

S. F. No. 627 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 56 and nays 9, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Nelson	Solon
Arnold	Doty	Kleinbaum	North	Spear
Bang	Dunn	Knutson	Ogdahl	Stassen
Berg	Fitzsimons	Kowalczyk	Olhoff	Stokowski
Bernhagen	Frederick	Krieger	Olson, A. G.	Thorup
Blatz	Gearty	Larson	Olson, J. L.	Ueland
Borden	Hansen, Mel	Laufenburger	O'Neill	Wegener
Brown	Hanson, R.	Lewis	Perpich, A. J.	Willet
Chenoweth	Hughes	Lord	Perpich, G.	
Chmielewski	Humphrey	McCutcheon	Pillsbury	
Coleman	Keefe, J.	Milton	Purfeerst	
Conzemius	Keefe, S.	Moe	Sillers	

Those who voted in the negative were:

Ashbach	Josefson	Olson, H. D.	Renneke	Tennessen
Hansen, Baldy	Novak	Patton	Schrom	

So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 48 and nays 14, as follows:

Those who voted in the affirmative were:

Arnold	Conzemius	Josefson	Nelson	Renneke
Ashbach	Davies	Keefe, J.	Novak	Schrom
Bang	Doty	Kirchner	Olhoff	Sillers
Berg	Dunn	Kleinbaum	Olson, A. G.	Solon
Bernhagen	Fitzsimons	Knutson	Olson, H. D.	Stassen
Borden	Gearty	Kowalczyk	Olson, J. L.	Tennessen
Brown	Hansen, Baldy	Larson	O'Neill	Wegener
Chenoweth	Hansen, Mel	McCutcheon	Patton	Willet
Chmielewski	Hanson, R.	Milton	Pillsbury	
Coleman	Hughes	Moe	Purfeerst	

Those who voted in the negative were:

Anderson	Keefe, S.	Lewis	Perpich, A. J.	Stokowski
Blatz	Krieger	Lord	Perpich, G.	Ueland
Humphrey	Laufenburger	North	Spear	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 127: A bill for an act relating to Itasca county; authorizing the issuance of an on-sale license for the sale of intoxicating liquor.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 56 and nays 9, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	North	Solon
Arnold	Davies	Kleinbaum	Olson, A. G.	Spear
Ashbach	Doty	Knutson	Olson, H. D.	Stokowski
Bang	Dunn	Kowalczyk	O'Neill	Tennessee
Berg	Fitzsimons	Krieger	Patton	Thorup
Bernhagen	Frederick	Larson	Perpich, A. J.	Ueland
Blatz	Gearty	Lewis	Perpich, G.	Wegener
Borden	Hansen, Baldy	Lord	Pillsbury	Willet
Brown	Hansen, Mel	McCutcheon	Purfeerst	
Chenoweth	Hanson, R.	Milton	Schaaf	
Chmielewski	Hughes	Moe	Schrom	
Coleman	Humphrey	Nelson	Sillers	

Those who voted in the negative were:

Josefson	Kirchner	Novak	Olson, J. L.	Stassen
Keefe, J.	Laufenburger	Olhoft	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 420: A bill for an act relating to savings banks; authorizing and regulating the making of consumer installment loans.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 50 and nays 13, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Josefson	McCutcheon	Perpich, G.
Arnold	Davies	Keefe, J.	Milton	Pillsbury
Bang	Doty	Keefe, S.	Moe	Renneke
Berg	Dunn	Kirchner	Nelson	Schaaf
Bernhagen	Fitzsimons	Kleinbaum	North	Solon
Blatz	Gearty	Kowalczyk	Ogdahl	Spear
Borden	Hansen, Mel	Larson	Olson, A. G.	Stassen
Brown	Hanson, R.	Laufenburger	Olson, H. D.	Stokowski
Chenoweth	Hughes	Lewis	Olson, J. L.	Tennessee
Chmielewski	Humphrey	Lord	Perpich, A. J.	Thorup

Those who voted in the negative were:

Conzemius	Knutson	Olhoft	Schrom	Willet
Frederick	Krieger	Patton	Sillers	
Hansen, Baldy	Novak	Purfeerst	Wegener	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 40 and nays 24, as follows:

Those who voted in the affirmative were:

Anderson	Chmielewski	Keefe, J.	Moe	Pillsbury
Arnold	Davies	Keefe, S.	Nelson	Schaaf
Bang	Doty	Kowalczyk	North	Solon
Berg	Dunn	Larson	Ogdahl	Spear
Blatz	Fitzsimons	Laufenburger	Olson, A. G.	Stassen
Borden	Gearty	Lewis	Olson, H. D.	Stokowski
Brown	Humphrey	McCutcheon	Perpich, A. J.	Tennessee
Chenoweth	Josefson	Milton	Perpich, G.	Thorup

Those who voted in the negative were:

Ashbach	Hansen, Baldy	Knutson	Olson, J. L.	Sillers
Bernhagen	Hansen, Mel	Krieger	Patton	Ueland
Coleman	Hanson, R.	Lord	Purfeerst	Wegener
Conzemius	Hughes	Novak	Renneke	Willet
Frederick	Kleinbaum	Olhoft	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1182: A bill for an act relating to Houston county; providing for a county licensing bureau.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Nelson	Renneke
Arnold	Doty	Kirchner	North	Schaaf
Ashbach	Dunn	Kleinbaum	Novak	Schrom
Bang	Fitzsimons	Knutson	Olhoft	Sillers
Berg	Frederick	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Gearty	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Borden	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Brown	Hanson, R.	Lewis	Patton	Tennessee
Chenoweth	Hughes	Lord	Perpich, A. J.	Thorup
Chmielewski	Humphrey	McCutcheon	Perpich, G.	Ueland
Coleman	Josefson	Milton	Pillsbury	Willet
Conzemius	Keefe, J.	Moe	Purfeerst	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1114: A bill for an act relating to counties; authorizing counties to enter into rental purchase agreements and conditional sales agreements for acquisition of road equipment subject to limitations; amending Minnesota Statutes 1971, Section 373.01.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Olhoff	Sillers
Arnold	Dunn	Knutson	Olson, A. G.	Solon
Bang	Fitzsimons	Kowalczyk	Olson, H. D.	Spear
Berg	Frederick	Krieger	Olson, J. L.	Stassen
Bernhagen	Gearty	Larson	O'Neill	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Patton	Tennessen
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Thorup
Brown	Hanson, R.	Lord	Perpich, G.	Ueland
Chenoweth	Hughes	McCutcheon	Pillsbury	Wegener
Chmielewski	Josefson	Moe	Purfeerst	Willet
Coleman	Keefe, J.	Nelson	Renneke	
Conzemium	Keefe, S.	North	Schaaf	
Davies	Kirchner	Novak	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 423: A bill for an act relating to St. Louis county; revising the composition of the county welfare board; amending Laws 1907, Chapter 222, Section 1, Subdivisions 1, 2 and 3, as amended; amending Minnesota Statutes 1971, Section 393.01, Subdivision 5.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Kirchner	Novak	Schaaf
Ashbach	Dunn	Kleinbaum	Ogdahl	Schrom
Bang	Fitzsimons	Knutson	Olhoff	Sillers
Berg	Frederick	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Gearty	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Laufenburger	Olson, J. L.	Stassen
Borden	Hansen, Mel	Lewis	O'Neill	Stokowski
Brown	Hanson, R.	Lord	Patton	Tennessen
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Humphrey	Milton	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet
Davies	Keefe, S.	North	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 46 and nays 17, as follows:

Those who voted in the affirmative were:

Arnold	Fitzsimons	Kleinbaum	Olson, A. G.	Sillers
Bang	Frederick	Knutson	Olson, H. D.	Solon
Berg	Gearty	Kowalczyk	Olson, J. L.	Stokowski
Bernhagen	Hansen, Mel	Laufenburger	Patton	Tennessee
Borden	Hanson, R.	Lord	Perpich, G.	Wegener
Brown	Hughes	McCutcheon	Pillsbury	Willet
Chenoweth	Josefson	Milton	Purfeerst	
Davies	Keefe, J.	Moe	Renneke	
Doty	Keefe, S.	North	Schaaf	
Dunn	Kirchner	Olhoft	Schrom	

Those who voted in the negative were:

Ashbach	Conzemius	Larson	O'Neill	Ueland
Blatz	Hansen, Baldy	Lewis	Perpich, A. J.	
Chmielewski	Humphrey	Novak	Spear	
Coleman	Krieger	Ogdahl	Stassen	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 492: A bill for 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 54 and nays 10, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Kirchner	Ogdahl	Schrom
Arnold	Davies	Kleinbaum	Olhoft	Solon
Bang	Dunn	Knutson	Olson, A. G.	Spear
Berg	Fitzsimons	Krieger	Olson, J. L.	Stassen
Bernhagen	Frederick	Larson	Patton	Stokowski
Blatz	Gearty	Lewis	Perpich, A. J.	Tennessee
Borden	Hansen, Baldy	Lord	Perpich, G.	Thorup
Brown	Hanson, R.	Milton	Pillsbury	Ueland
Chenoweth	Hughes	Moe	Purfeerst	Wegener
Chmielewski	Keefe, J.	North	Renneke	Willet
Coleman	Keefe, S.	Novak	Schaaf	

Those who voted in the negative were:

Ashbach	Hansen, Mel	Josefson	McCutcheon	O'Neill
Doty	Humphrey	Kowalczyk	Nelson	Sillers

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 527: A bill for an act relating to education, teachers;

termination of a teaching contract after probationary period; amending Minnesota Statutes 1971, Section 125.12, Subdivision 4.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kirchner	Novak	Renneke
Arnold	Fitzsimons	Kleinbaum	Ogdahl	Schaaf
Bang	Frederick	Knutson	Olhofs	Schrom
Bernhagen	Gearty	Kowalczyk	Olson, A. G.	Sillers
Blatz	Hansen, Baldy	Krieger	Olson, H. D.	Solon
Borden	Hansen, Mel	Larson	Olson, J. L.	Spear
Brown	Hanson, R.	Lewis	O'Neill	Stassen
Chenoweth	Hughes	McCutcheon	Patton	Stokowski
Chmielewski	Humphrey	Milton	Perpich, A. J.	Thorup
Coleman	Josefson	Moe	Perpich, G.	Ueland
Conzemius	Keefe, J.	Nelson	Pillsbury	Wegener
Doty	Keefe, S.	North	Purfeerst	Willet

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1211: A bill for an act relating to independent school district No. 447 in Roseau, Marshall and Beltrami counties; providing certain statutory exemptions.

Mr. Fitzsimons moved to amend S. F. No. 1211 as follows:

Amend the title as follows:

Page 1, line 5, after "exemptions" insert "and validating the status of the district as an independent school district and the power of the district to issue previously authorized general obligation bonds"

Which motion prevailed. So the amendment was adopted.

S. F. No. 1211: A bill for an act relating to independent school district No. 447 in Roseau, Marshall and Beltrami counties; providing certain statutory exemptions, and validating the status of the district as an independent school district and the power of the district to issue previously authorized general obligation bonds.

Was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Blatz	Conzemius	Hansen, Baldy	Keefe, J.
Arnold	Borden	Doty	Hansen, Mel	Keefe, S.
Ashbach	Brown	Dunn	Hanson, R.	Kirchner
Bang	Chenoweth	Fitzsimons	Hughes	Kleinbaum
Berg	Chmielewski	Frederick	Humphrey	Knutson
Bernhagen	Coleman	Gearty	Josefson	Kowalczyk

Krieger	Nelson	O'Neill	Schaaf	Tennessen
Larson	North	Patton	Schrom	Thorup
Laufenburger	Novak	Perpich, A. J.	Sillers	Ueland
Lewis	Ogdahl	Perpich, G.	Solon	Wegener
McCutcheon	Olhoff	Pillsbury	Spear	Willet
Milton	Olson, H. D.	Purfeerst	Stassen	
Moe	Olson, J. L.	Renneke	Stokowski	

So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

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.

Mr. Davies moved to amend S. F. No. 1233 as follows:

Page 1, line 14, strike "*shall*" and insert "*may*"

Which motion prevailed. So the amendment was adopted.

S. F. No. 1233 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 59 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Davies	Keefe, J.	Moe	Purfeerst
Ashbach	Doty	Keefe, S.	Nelson	Renneke
Bang	Dunn	Kirchner	North	Schaaf
Berg	Fitzsimons	Kleinbaum	Novak	Schrom
Bernhagen	Frederick	Knutson	Ogdahl	Spear
Blatz	Gearty	Kowalczyk	Olhoff	Stassen
Borden	Hansen, Baldy	Krieger	Olson, J. L.	Stokowski
Brown	Hansen, Mel	Larson	O'Neill	Thorup
Chenoweth	Hanson, R.	Laufenburger	Patton	Ueland
Chmielewski	Hughes	Lord	Perpich, A. J.	Wegener
Coleman	Humphrey	McCutcheon	Perpich, G.	Willet
Conzemius	Josefson	Milton	Pillsbury	

So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 540: A bill for 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.

Was read the third time and placed on its final passage.

CALL OF THE SENATE

Mr. Brown imposed a call of the Senate on H. F. No. 540.

The following Senators answered to their names:

Arnold	Doty	Kirchner	North	Sillers
Ashbach	Dunn	Kleinbaum	Novak	Solon
Bang	Fitzsimons	Knutson	Ogdahl	Spear
Berg	Frederick	Kowalczyk	Olhoff	Stassen
Bernhagen	Gearty	Krieger	Olson, A. G.	Stokowski
Blatz	Hansen, Baldy	Larson	Patton	Tennessee
Brown	Hansen, Mel	Lewis	Perpich, A. J.	Ueland
Chenoweth	Hanson, R.	Lord	Perpich, G.	Wegener
Chmielewski	Hughes	McCutcheon	Pillsbury	Willet
Coleman	Humphrey	Milton	Purfeerst	
Conzemius	Josefson	Moe	Renneke	
Davies	Keefe, S.	Nelson	Schaaf	

The Seargent-at-Arms was instructed to bring in the absent members.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Kirchner	North	Renneke
Ashbach	Dunn	Kleinbaum	Novak	Schaaf
Bang	Fitzsimons	Knutson	Ogdahl	Schrom
Berg	Frederick	Kowalczyk	Olhoff	Sillers
Bernhagen	Gearty	Krieger	Olson, A. G.	Solon
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Spear
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Brown	Hanson, R.	Lewis	O'Neill	Stokowski
Chenoweth	Hughes	Lord	Patton	Tennessee
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Thorup
Coleman	Josefson	Milton	Perpich, G.	Ueland
Conzemius	Keefe, J.	Moe	Pillsbury	Willet
Davies	Keefe, S.	Nelson	Purfeerst	

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the bills not considered under Special Orders today be returned to the General Orders Calendar. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended as to take up the Senate Calendar at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

THIRD READING OF SENATE BILLS

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 1, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Kleinbaum	Novak	Schaaf
Ashbach	Dunn	Knutson	Ogdahl	Schrom
Bang	Fitzsimons	Kowalczyk	Olhoff	Sillers
Berg	Frederick	Krieger	Olson, A. G.	Solon
Bernhagen	Gearty	Larson	Olson, H. D.	Spear
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Borden	Hanson, R.	Lewis	O'Neill	Stokowski
Brown	Hughes	Lord	Patton	Tennessee
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Josefson	Milton	Perpich, G.	Ueland
Coleman	Keefe, J.	Moe	Pillsbury	Wegener
Conzemius	Keefe, S.	Nelson	Purfeerst	Willet
Davies	Kirchner	North	Renneke	

Mr. Hansen, Baldy voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 255: A bill for an act relating to eminent domain; rental of certain property acquired thereunder; compensation for taxes and assessments; amending Minnesota Statutes 1971, Section 117.135.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Kirchner	North	Renneke
Ashbach	Dunn	Kleinbaum	Novak	Schaaf
Bang	Fitzsimons	Knutson	Ogdahl	Schrom
Berg	Frederick	Kowalczyk	Olhoff	Sillers
Bernhagen	Gearty	Krieger	Olson, A. G.	Solon
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Spear
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Brown	Hanson, R.	Lewis	O'Neill	Stokowski
Chenoweth	Hughes	Lord	Patton	Tennessee
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Thorup
Coleman	Josefson	Milton	Perpich, G.	Ueland
Conzemius	Keefe, J.	Moe	Pillsbury	Wegener
Davies	Keefe, S.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Kirchner	North	Renneke
Ashbach	Dunn	Kleinbaum	Novak	Schaaf
Bang	Fitzsimons	Knutson	Ogdahl	Sillers
Berg	Frederick	Kowalczyk	Olhoft	Solon
Bernhagen	Gearty	Krieger	Olson, A. G.	Spear
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Brown	Hanson, R.	Lewis	O'Neill	Tennessee
Chenoweth	Hughes	Lord	Patton	Thorup
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Ueland
Coleman	Josefson	Milton	Perpich, G.	Wegener
Conzemius	Keefe, J.	Moe	Pillsbury	Willet
Davies	Keefe, S.	Nelson	Purfeerst	

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Kirchner	North	Renneke
Ashbach	Dunn	Kleinbaum	Novak	Schaaf
Bang	Fitzsimons	Knutson	Ogdahl	Schrom
Berg	Frederick	Kowalczyk	Olhoft	Sillers
Bernhagen	Gearty	Krieger	Olson, A. G.	Solon
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Spear
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Brown	Hanson, R.	Lewis	O'Neill	Stokowski
Chenoweth	Hughes	Lord	Patton	Tennessee
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Thorup
Coleman	Josefson	Milton	Perpich, G.	Ueland
Conzemius	Keefe, J.	Moe	Pillsbury	Wegener
Davies	Keefe, S.	Nelson	Purfeerst	Willet

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 5, as follows:

Those who voted in the affirmative were:

Arnold	Blatz	Chmielewski	Doty	Hansen, Mel
Ashbach	Borden	Coleman	Fitzsimons	Hanson, R.
Bang	Brown	Conzemius	Gearty	Hughes
Berg	Chenoweth	Davies	Hansen, Baldy	Humphrey

Josefson	Larson	Novak	Perpich, A. J.	Spear
Keefe, J.	Laufenburger	Ogdahl	Perpich, G.	Stassen
Keefe, S.	Lewis	Olhoft	Pillsbury	Stokowski
Kirchner	Lord	Olson, A. G.	Purfeerst	Tennessee
Kleinbaum	McCutcheon	Olson, H. D.	Renneke	Thorup
Knutson	Milton	Olson, J. L.	Schaaf	Ueland
Kowalczyk	Moe	O'Neill	Schrom	Wegener
Krieger	North	Patton	Solon	Willet

Those who voted in the negative were:

Bernhagen	Dunn	Frederick	Nelson	Sillers
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So the bill passed and its title was agreed to.

S. F. No. 1079: A bill for an act relating to local improvements, assessment procedures; notice of assessment; amending Minnesota Statutes 1971, Section 429.061, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Kirchner	Novak	Schaaf
Ashbach	Dunn	Kleinbaum	Ogdahl	Schrom
Bang	Fitzsimons	Kowalczyk	Olhoft	Sillers
Berg	Frederick	Krieger	Olson, A. G.	Solon
Bernhagen	Gearty	Larson	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Laufenburger	Olson, J. L.	Stassen
Borden	Hansen, Mel	Lewis	O'Neill	Stokowski
Brown	Hanson, R.	Lord	Patton	Tennessee
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Humphrey	Milton	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet
Davies	Keefe, S.	North	Renneke	

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Chmielewski	Hansen, Baldy	Kleinbaum	Milton
Ashbach	Coleman	Hansen, Mel	Knutson	Moe
Bang	Conzemius	Hanson, R.	Kowalczyk	Nelson
Berg	Davies	Hughes	Krieger	North
Bernhagen	Doty	Humphrey	Larson	Novak
Blatz	Dunn	Josefson	Laufenburger	Ogdahl
Borden	Fitzsimons	Keefe, J.	Lewis	Olhoft
Brown	Frederick	Keefe, S.	Lord	Olson, A. G.
Chenoweth	Gearty	Kirchner	McCutcheon	Olson, H. D.

Olson, J. L.	Perpich, G.	Schaaf	Spear	Thorup
O'Neill	Pillsbury	Schrom	Stassen	Ueland
Patton	Purfeerst	Sillers	Stokowski	Wegener
Perpich, A. J.	Renneke	Solon	Tennessee	Willet

So the bill passed and its title was agreed to.

S. F. No. 853: A bill for an act relating to taxation; individuals exempt from the income tax; providing that individuals serving in the armed forces of the United States shall be exempt from the Minnesota income tax while a prisoner of war in southeast Asia; amending Minnesota Statutes 1971, Section 290.65, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 1, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Kirchner	North	Renneke
Ashbach	Dunn	Kleinbaum	Novak	Schaaf
Bang	Fitzsimons	Knutson	Ogdahl	Schrom
Berg	Frederick	Kowalczyk	Olhoft	Sillers
Bernhagen	Gearty	Krieger	Olson, A. G.	Solon
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Brown	Hanson, R.	Lewis	O'Neill	Thorup
Chenoweth	Hughes	Lord	Patton	Ueland
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Wegener
Coleman	Josefson	Milton	Perpich, G.	Willet
Conzemius	Keefe, J.	Moe	Pillsbury	
Davies	Keefe, S.	Nelson	Purfeerst	

Mr. Spear voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 236: A bill for an act relating to taxation; excise tax on gasoline and gasoline substitutes; refunds; penalties for false claims; amending Minnesota Statutes 1971, Section 296.18, Subdivision 1.

Was read the third time and placed on its final passage.

Mr. Chmielewski moved that S. F. No. 236 be stricken from the Calendar and returned to General Orders.

The question being taken on adoption of the motion,

And the roll being called, there were yeas 21 and nays 43, as follows:

Those who voted in the affirmative were:

Berg	Hansen, Baldy	Larson	O'Neill	Willet
Bernhagen	Hansen, Mel	Laufenburger	Patton	
Brown	Hanson, R.	Nelson	Renneke	
Chmielewski	Josefson	Olson, H. D.	Schrom	
Frederick	Kleinbaum	Olson, J. L.	Sillers	

Those who voted in the negative were:

Arnold	Dunn	Kowalczyk	Ogdahl	Spear
Ashbach	Fitzsimons	Krieger	Olhoft	Stassen
Blatz	Gearty	Lewis	Olson, A. G.	Stokowski
Borden	Hughes	Lord	Perpich, A. J.	Tennessee
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Thorup
Coleman	Keefe, J.	Milton	Pillsbury	Ueland
Conzemius	Keefe, S.	Moe	Purfeerst	Wegener
Davies	Kirchner	North	Schaaf	
Doty	Knutson	Novak	Solon	

Which motion did not prevail.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 50 and nays 15, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Kirchner	Moe	Schaaf
Bang	Frederick	Kleinbaum	North	Solon
Bernhagen	Gearty	Knutson	Ogdahl	Spear
Blatz	Hansen, Mel	Kowalczyk	Olhoft	Stassen
Borden	Hanson, R.	Krieger	Olson, A. G.	Stokowski
Chenoweth	Hughes	Laufenburger	Olson, H. D.	Tennessee
Coleman	Humphrey	Lewis	O'Neill	Thorup
Conzemius	Josefson	Lord	Perpich, A. J.	Ueland
Davies	Keefe, J.	McCutcheon	Perpich, G.	Wegener
Doty	Keefe, S.	Milton	Pillsbury	Willet

Those who voted in the negative were:

Ashbach	Chmielewski	Larson	Olson, J. L.	Renneke
Berg	Fitzsimons	Nelson	Patton	Schrom
Brown	Hansen, Baldy	Novak	Purfeerst	Sillers

So the bill passed and its title was agreed to.

S. F. No. 160: A bill for an act relating to public health; dating of perishable foods; providing a penalty.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 39 and nays 26, as follows:

Those who voted in the affirmative were:

Arnold	Gearty	Laufenburger	Novak	Schaaf
Borden	Hansen, Mel	Lewis	Ogdahl	Solon
Chenoweth	Hughes	Lord	Olhoft	Spear
Chmielewski	Humphrey	McCutcheon	Olson, A. G.	Stokowski
Coleman	Keefe, J.	Milton	Olson, H. D.	Tennessee
Conzemius	Keefe, S.	Moe	Perpich, A. J.	Thorup
Davies	Knutson	Nelson	Perpich, G.	Willet
Doty	Kowalczyk	North	Purfeerst	

Those who voted in the negative were:

Ashbach	Dunn	Kirchner	Patton	Ueland
Bang	Fitzsimons	Kleinbaum	Pillsbury	Wegener
Berg	Frederick	Krieger	Renneke	
Bernhagen	Hansen, Baldy	Larson	Schrom	
Blatz	Hanson, R.	Olson, J. L.	Sillers	
Brown	Josefson	O'Neill	Stassen	

So the bill passed and its title was agreed 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; 171.07, Subdivision 1; 171.13, Subdivision 5; 171.18; and 171.27; repealing Minnesota Statutes 1971, Section 171.16, Subdivision 4.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Kleinbaum	Olson, A. G.	Solon
Ashbach	Dunn	Knutson	Olson, H. D.	Spear
Bang	Fitzsimons	Kowalczyk	Olson, J. L.	Stassen
Berg	Frederick	Krieger	O'Neill	Stokowski
Bernhagen	Gearty	Lord	Patton	Tennessee
Blatz	Hansen, Baldy	McCutcheon	Perpich, A. J.	Thorup
Borden	Hansen, Mel	Milton	Perpich, G.	Ueland
Brown	Hanson, R.	Moe	Pillsbury	Wegener
Chenoweth	Hughes	Nelson	Purfeerst	Willet
Chmielewski	Humphrey	North	Renneke	
Coleman	Keefe, J.	Novak	Schaaf	
Conzemius	Keefe, S.	Ogdahl	Schrom	
Davies	Kirchner	Olhoft	Sillers	

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 52 and nays 8, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Keefe, J.	North	Schrom
Berg	Dunn	Keefe, S.	Novak	Solon
Bernhagen	Fitzsimons	Kirchner	Olhoft	Stassen
Blatz	Frederick	Kleinbaum	Olson, A. G.	Stokowski
Borden	Gearty	Knutson	Olson, H. D.	Tennessee
Brown	Hansen, Baldy	Kowalczyk	Olson, J. L.	Thorup
Chenoweth	Hansen, Mel	Larson	O'Neill	Wegener
Chmielewski	Hanson, R.	Laufenburger	Patton	Willet
Coleman	Hughes	Lord	Perpich, A. J.	
Conzemius	Humphrey	McCutcheon	Purfeerst	
Davies	Josefson	Moe	Renneke	

Those who voted in the negative were:

Krieger	Ogdahl	Schaaf	Spear	Ueland
Nelson	Pillsbury	Sillers		

So the bill passed and its title was agreed to.

S. F. No. 1191: A bill for an act relating to taxation; eliminating

the requirement of publishing the personal property tax list; repealing Minnesota Statutes 1971, Section 275.30.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Kleinbaum	Ogdahl	Schrom
Ashbach	Fitzsimons	Knutson	Olhoft	Sillers
Bang	Frederick	Kowalczyk	Olson, A. G.	Solon
Berg	Gearty	Krieger	Olson, H. D.	Spear
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Blatz	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Borden	Hanson, R.	Lord	Patton	Tennessee
Brown	Hughes	McCutcheon	Perpich, A. J.	Thorup
Chenoweth	Humphrey	Milton	Perpich, G.	Ueland
Chmielewski	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet
Davies	Keefe, S.	North	Renneke	
Doty	Kirchner	Novak	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 1327: A bill for an act relating to natural resources; directing the release of certain easements and conveyance of certain land in Kandiyohi county.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Kirchner	Novak	Schaaf
Ashbach	Dunn	Kleinbaum	Ogdahl	Schrom
Bang	Fitzsimons	Knutson	Olhoft	Sillers
Berg	Frederick	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Gearty	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Borden	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Brown	Hanson, R.	Lord	Patton	Tennessee
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Humphrey	Milton	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet
Davies	Keefe, S.	North	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 1072: A bill for an act relating to wild animals; altering certain requirements for private shooting preserves; amending Minnesota Statutes 1971, Section 100.34, Subdivisions 3 and 4; repealing Minnesota Statutes 1971, Section 100.34, Subdivisions 1 and 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Kirchner	Novak	Schaaf
Ashbach	Dunn	Kleinbaum	Ogdahl	Schrom
Bang	Fitzsimons	Knutson	Olhoff	Sillers
Berg	Frederick	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Gerty	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Borden	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Brown	Hanson, R.	Lord	Patton	Tennessee
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Humphrey	Milton	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purferst	Willet
Davies	Keefe, S.	North	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 719: A bill for an act relating to wild animals; requiring licensed fish buyers and peddlers to identify fish being transported; amending Minnesota Statutes 1971, Section 97.45, by adding a subdivision.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 1, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Kirchner	Ogdahl	Schrom
Ashbach	Dunn	Kleinbaum	Olhoff	Sillers
Bang	Fitzsimons	Knutson	Olson, A. G.	Solon
Berg	Frederick	Kowalczyk	Olson, H. D.	Spear
Bernhagen	Gerty	Krieger	Olson, J. L.	Stassen
Blatz	Hansen, Baldy	Larson	O'Neill	Stokowski
Borden	Hansen, Mel	Laufenburger	Patton	Tennessee
Brown	Hanson, R.	Lord	Perpich, A. J.	Thorup
Chenoweth	Hughes	McCutcheon	Perpich, G.	Ueland
Chmielewski	Humphrey	Milton	Pillsbury	Wegener
Coleman	Josefson	Moe	Purferst	Willet
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

Mr. Novak voted in the negative.

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Kleinbaum	Ogdahl	Schrom
Ashbach	Dunn	Knutson	Olhoff	Sillers
Bang	Fitzsimons	Kowalczyk	Olson, A. G.	Solon
Berg	Frederick	Krieger	Olson, H. D.	Spear
Bernhagen	Gearty	Larson	Olson, J. L.	Stassen
Blatz	Hansen, Baldy	Laufenburger	O'Neill	Stokowski
Borden	Hansen, Mel	Lord	Patton	Thorup
Brown	Hanson, R.	McCutcheon	Perpich, A. J.	Ueland
Chenoweth	Hughes	Milton	Perpich, G.	Wegener
Chmielewski	Humphrey	Moe	Pillsbury	Willet
Coleman	Keefe, J.	Nelson	Purfeerst	
Conzemius	Keefe, S.	North	Renneke	
Davies	Kirchner	Novak	Schaaf	

So the bill passed and its title was agreed to.

RECESS

Mr. Coleman moved that the Senate do now recess until 1:40 o'clock p.m. Which motion prevailed.

The hour of 1:40 o'clock p.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

Mr. Hughes imposed a call of the Senate. The following Senators answered to their names:

Anderson	Dunn	Keefe, S.	Moe	Renneke
Arnold	Fitzsimons	Kirchner	Nelson	Schrom
Berg	Gearty	Kleinbaum	Novak	Solon
Bernhagen	Hansen, Baldy	Knutson	Olson, J. L.	Stokowski
Brown	Hansen, Mel	Kowalczyk	Patton	Tennessee
Chenoweth	Hanson, R.	Larson	Perpich, A. J.	Ueland
Conzemius	Hughes	Laufenburger	Perpich, G.	Wegener
Davies	Josefson	Lord	Pillsbury	Willet
Doty	Keefe, J.	McCutcheon	Purfeerst	

The Sergeant-at-Arms was instructed to bring in the absent members.

SUSPENSION OF RULES

Mr. Conzemius moved that the rules be so far suspended as to take up the General Orders Calendar at this time, remaining on the Order of Business of Motions and Resolutions.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Humphrey in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Humphrey reported that the committee had considered S. F. Nos. 1222, 1501, 1490, 1319, 225, also H. F. Nos. 610, 1130, 425, 78, 821, 1218 which the committee recommends to pass.

S. F. No. 667, which the committee recommends to pass with the following amendment offered by Mr. Perpich, G.:

Page 2, line 25, after the period insert: "*Whenever an ambulance service shall find it impossible to arrange for an attendant to accompany the driver, the driver may proceed to answer an emergency call without an accompanying attendant, provided that the ambulance service shall make all reasonable efforts to arrange for an attendant to be present at the site of the emergency.*"

S. F. No. 736, which the committee recommends to pass with the following amendments offered by Mr. Keefe, S.:

Page 3, line 18, strike "*, and blank spaces may not be*"

Page 3, line 19, strike "*provided for writing in the names of candidates*"

Mr. Brown moved to amend S. F. No. 736 as follows:

Page 2, line 26, strike everything after the period

Page 2, strike lines 27 and 28

Page 3, strike line 1

Page 3, line 3, strike everything after the period

Page 3, strike lines 4 through 8

Page 4, after line 11, insert:

"Sec. 3. Minnesota Statutes 1971, Section 203.34, Subdivision 1, is amended to read:

203.34 [GENERAL ELECTION BALLOT, ROTATION OF NAMES.] Subdivision 1. At the general election ~~and in the case of nonpartisan offices only~~, the names of all candidates for the same office shall be rotated on the ballots in the manner provided for primary election ballots by subdivision 5 of section 203.35, and all the provisions of subdivisions 5 and 6 of section 203.35 are applicable to general election ballots, so far as practicable."

Amend the title, as follows:

Line 6, strike "and"

Line 7, after "205.17" insert "; and 203.34"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 28 and nays 35, as follows:

Those who voted in the affirmative were:

Ashbach	Fitzsimons	Kirchner	Nelson	Renneke
Bang	Frederick	Knutson	Ogdahl	Sillers
Berg	Hansen, Mel	Kowalczyk	Olson, J. L.	Stassen
Bernhagen	Hanson, R.	Krieger	O'Neill	Ueland
Brown	Josefson	Larson	Patton	
Dunn	Keefe, J.	McCutcheon	Pillsbury	

Those who voted in the negative were:

Anderson	Chenoweth	Davies	Hansen, Baldy	Keefe, S.
Arnold	Coleman	Doty	Hughes	Kleinbaum
Borden	Conzemius	Gearty	Humphrey	Laufenburger

Lord	Novak	Perpich, A. J.	Schrom	Tennessen
Milton	Olhoff	Perpich, G.	Solon	Thorup
Moe	Olson, A. G.	Purfeerst	Spear	Wegener
North	Olson, H. D.	Schaaf	Stokowski	Willet

Which motion did not prevail. So the amendment was not adopted.

The question being taken on the committee recommendation,

And the roll being called, there were yeas 34 and nays 25, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Laufenburger	Olson, A. G.	Spear
Arnold	Gearty	Lord	Olson, J. L.	Stokowski
Borden	Hansen, Baldy	Milton	Perpich, A. J.	Tennessen
Chenoweth	Hughes	Moe	Perpich, G.	Thorup
Coleman	Humphrey	North	Schaaf	Wegener
Conzemius	Keefe, S.	Novak	Schrom	Willet
Davies	Kleinbaum	Olhoff	Solon	

Those who voted in the negative were:

Ashbach	Dunn	Josefson	Krieger	Pillsbury
Bang	Fitzsimons	Keefe, J.	Larson	Purfeerst
Berg	Frederick	Kirchner	Nelson	Sillers
Bernhagen	Hansen, Mel	Knutson	O'Neill	Stassen
Brown	Hanson, R.	Kowalczyk	Patton	Ueland

So the committee recommends S. F. No. 736 to pass as amended.

H. F. No. 263, which the committee recommends progress, subject to the following motion:

Mr. Chenoweth moved to amend H. F. No. 263, the printed bill, as follows:

Page 1, lines 5 and 6, strike "under the provisions of said Section 69.06" and insert in lieu thereof "after 20 years of service and having attained the age of 55"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	North	Schaaf
Arnold	Dunn	Kleinbaum	Novak	Sillers
Ashbach	Fitzsimons	Knutson	Ogdahl	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, J. L.	Stassen
Bernhagen	Hansen, Baldy	Larson	O'Neill	Stokowski
Blatz	Hansen, Mel	Laufenburger	Patton	Tennessen
Borden	Hanson, R.	Lord	Perpich, A. J.	Thorup
Chenoweth	Hughes	McCutcheon	Perpich, G.	Ueland
Coleman	Humphrey	Milton	Pillsbury	Wegener
Conzemius	Keefe, J.	Moe	Purfeerst	
Davies	Keefe, S.	Nelson	Renneke	

Which motion prevailed. So the amendment was adopted.

The committee then progressed H. F. No. 263.

H. F. No. 362, which the committee recommends to pass.

Mr. Chenoweth moved to amend H. F. No. 362, the printed bill, as follows:

Page 1, after line 4, insert:

"Sec. 2. Notwithstanding any other law or regulation, after the effective date of this act a retired or retiring member of the relief association shall not first qualify for a service pension except after 20 years of service and having attained the age of 55."

Renumber the remaining section

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 22 and nays 34, as follows:

Those who voted in the affirmative were:

Borden	Gearty	Lord	Olson, A. G.	Stokowski
Chenoweth	Hughes	Milton	Perpich, G.	Tennessen
Coleman	Humphrey	Moe	Schaaf	
Davies	Keefe, S.	North	Solon	
Doty	Kleinbaum	Novak	Spear	

Those who voted in the negative were:

Arnold	Dunn	Knutson	Ogdahl	Renneke
Ashbach	Fitzsimons	Kowalczyk	Olson, J. L.	Sillers
Bang	Frederick	Krieger	O'Neill	Stassen
Berg	Hansen, Mel	Larson	Patton	Ueland
Bernhagen	Hansen, R.	Laufenburger	Perpich, A. J.	Wegener
Blatz	Keefe, J.	McCutcheon	Pillsbury	Willet
Conzemius	Kirchner	Nelson	Purfeerst	

Which motion did not prevail. So the amendment was not adopted.

S. F. No. 1287, which the committee recommends to pass with the following amendment offered by Mr. Willet:

Page 1, line 15, after "1970" insert " , as amended by Extra Session Laws 1971, Chapter 32, Section 26,"

And then, on motion of Mr. Humphrey, the report of the Committee of the Whole, as kept by the Secretary, was adopted, with the exception of H. F. No. 263.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Anderson moved that H. F. No. 225 be taken from the table. Which motion prevailed.

Mr. Anderson moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 225 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. Which motion prevailed.

Mr. Anderson moved that S. F. No. 285 be taken from the table. Which motion prevailed.

CONCURRENCE AND REPASSAGE

Mr. Anderson moved that the Senate do now concur in the

amendments by the House to S. F. No. 285 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 285: A bill for an act relating to motor vehicles; providing for the manufacture of motor vehicle license number plates; amending Minnesota Statutes 1971, Section 168.381.

Was read the third time, as amended by the House, and placed on its repassage.

The question being taken on the repassage of the bill, as amended,

And the roll being called, there were yeas 47 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	Nelson	Sillers
Arnold	Davies	Kirchner	North	Spear
Ashbach	Dunn	Knutson	Olson, A. G.	Stassen
Bang	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Krieger	Patton	Tennessee
Blatz	Hansen, Mel	Laufenburger	Perpich, A. J.	Ueland
Borden	Hanson, R.	Lord	Pillsbury	Willet
Brown	Hughes	McCutcheon	Purfeerst	
Chenoweth	Humphrey	Milton	Renneke	
Coleman	Keefe, J.	Moe	Schrom	

So the bill, as amended, was repassed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that S. F. No. 1517 be withdrawn from the Committee on Health, Welfare and Corrections and re-referred to the Committee on Governmental Operations. Which motion prevailed.

Mr. North moved that S. F. No. 1742 be withdrawn from the Committee on Health, Welfare and Corrections and re-referred to the Committee on Governmental Operations. Which motion prevailed.

Mr. Milton moved that S. F. No. 1839 be withdrawn from the Committee on Health, Welfare and Corrections and re-referred to the Committee on Governmental Operations. Which motion prevailed.

Mr. Olson, A. G. moved that the name of Mr. Fitzsimons be added as co-author to S. F. No. 509.

Messrs. Fitzsimons, Doty and Solon introduced—

Senate Resolution No. 26: A senate resolution urging that the United States Customs Bureau direct all its activities in Minnesota from a central office in Duluth.

Which was referred to the Committee on Transportation and General Legislation.

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Monday, April 16, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

THIRTY-EIGHTH DAY

St. Paul, Minnesota, Monday, April 16, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kleinbaum	Ogdahl	Sillers
Arnold	Dunn	Knutson	Olhoft	Solon
Ashbach	Fitzsimons	Kowalczyk	Olson, A. G.	Spear
Bang	Frederick	Krieger	Olson, H. D.	Stassen
Berg	Gearty	Larson	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Laufenburger	O'Neill	Tennessee
Blatz	Hansen, Mel	Lewis	Patton	Thorup
Borden	Hanson, R.	Lord	Perpich, A. J.	Ueland
Brown	Hughes	McCutcheon	Perpich, G.	Wegener
Chenoweth	Humphrey	Milton	Pillsbury	Willet
Chmielewski	Jensen	Moe	Purfeerst	
Coleman	Josefson	Nelson	Renneke	
Conzemius	Keefe, J.	North	Schaaf	
Davies	Keefe, S.	Novak	Schrom	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Mr. Kirchner was excused from the Session of today.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The Honorable Martin O. Sabo, Speaker
of the House of Representatives

The Honorable Alec G. Olson, President
of the Senate

Sir:

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:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
	34	Res. #4	April 12, 1973
136		Chapter 82	April 12, 1973	April 12, 1973
183		Chapter 83	April 12, 1973	April 12, 1973
297		Chapter 84	April 12, 1973	April 12, 1973
324		Chapter 85	April 12, 1973	April 12, 1973
538		Chapter 86	April 12, 1973	April 12, 1973
553		Chapter 87	April 12, 1973	April 12, 1973
614		Chapter 88	April 12, 1973	April 12, 1973
616		Chapter 89	April 12, 1973	April 12, 1973
623		Chapter 90	April 12, 1973	April 12, 1973
787		Chapter 91	April 12, 1973	April 12, 1973
	270	Chapter 92	April 12, 1973	April 12, 1973
	307	Chapter 93	April 12, 1973	April 12, 1973
	418	Chapter 94	April 12, 1973	April 12, 1973
	507	Chapter 95	April 12, 1973	April 12, 1973
	550	Chapter 96	April 12, 1973	April 12, 1973
	725	Chapter 97	April 12, 1973	April 12, 1973
	999	Chapter 98	April 12, 1973	April 12, 1973
	1088	Chapter 99	April 12, 1973	April 12, 1973

Sincerely,

Arlen Erdahl
Secretary of State

The Honorable Martin O. Sabo, Speaker
of the House of Representatives

The Honorable Alec G. Olson, President
of the Senate

Sir:

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:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
	228	Chapter 100	April 13, 1973	April 13, 1973
	304	Chapter 101	April 13, 1973	April 13, 1973
	1056	Chapter 102	April 13, 1973	April 13, 1973
777		Chapter 103	April 13, 1973	April 13, 1973
986		Chapter 104	April 13, 1973	April 13, 1973
990		Chapter 105	April 13, 1973	April 13, 1973
1006		Chapter 106	April 13, 1973	April 13, 1973
1007		Chapter 107	April 13, 1973	April 13, 1973
1008		Chapter 108	April 13, 1973	April 13, 1973
1094		Chapter 109	April 13, 1973	April 13, 1973

Sincerely,

Arlen Erdahl
Secretary of State

INTRODUCTION OF BILLS

Messrs. Doty and Solon introduced—

S. F. No. 2093: A bill for an act relating to the transportation of school pupils by public transit; prohibiting the transportation of certain school children by a public transit authority on a regular contract basis; permitting the payment of state aid for the transportation of certain other students transported by a public transit authority.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Hughes questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Solon and Doty introduced—

S. F. No. 2094: A bill for an act relating to education; rehabilitation services; appropriating grant moneys to the Duluth Sheltered Workshop, Inc.

Which was read the first time and referred to the Committee on Finance.

Mr. Conzemius introduced—

S. F. No. 2095: A bill for an act relating to taxation; Minnesota tree growth tax law; repealing Minnesota Statutes 1971, Sections 270.31 to 270.39.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Lord, Dunn and Chenoweth introduced—

S. F. No. 2096: 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 and 5, and by adding subdivisions; 309.51, Subdivisions 1 and 2; 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Doty and Solon introduced—

S. F. No. 2097: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Schaaf and Humphrey introduced—

S. F. No. 2098: A bill for an act relating to courts; establishing and jurisdiction of conciliation courts; amending Minnesota Statutes 1971, Sections 487.27, Subdivision 1; and 487.30.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Sillers introduced—

S. F. No. 2099: A bill for an act relating to welfare; legal settlement of the poor; defining the jurisdiction of financial responsibility for poor relief; amending Minnesota Statutes 1971, Chapter 261, by adding a section; repealing Minnesota Statutes 1971, Section 261.07.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Patton, Krieger and Arnold introduced—

S. F. No. 2100: A bill for an act relating to Laws of Minnesota for 1973; requiring the printing of a certain settlement agreement therein.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Kleinbaum, Ogdahl and Stokowski introduced—

S. F. No. 2101: A bill for an act relating to collection agencies; the licensing and regulation thereof; providing penalties; amending Minnesota Statutes 1971, Sections 332.31, Subdivision 1; 332.33, Subdivisions 1, 2, 3, 4, and 5; 332.34; 332.36, Subdivisions 1, 2, 3, and 5; 332.37; 332.38; 332.39; 332.40; 332.41, Subdivision 1; 332.42; 332.44; and Chapter 332, by adding a section; and repealing Minnesota Statutes 1971, Sections 332.43 and 332.45.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Conzemius, Stassen and Perpich, G. introduced—

S. F. No. 2102: A bill for an act relating to highway traffic regulations; accident reports; amending Minnesota Statutes 1971, Section 169.09, Subdivision 7.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Coleman, McCutcheon and Chenoweth introduced—

S. F. No. 2103: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Moe introduced—

S. F. No. 2104: A bill for an act relating to the university of Minnesota, technical college at Crookston; appropriating money.

Which was read the first time and referred to the Committee on Finance.

Messrs. Hansen, Baldy; Berg and Novak introduced—

S. F. No. 2105: A bill for a act relating to game and fish; wearing of red or orange clothing; amending Minnesota Statutes 1971, Section 100.29, Subdivision 8.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Nelson, Kowalczyk and Hansen, Mel introduced—

S. F. No. 2106: A bill for an act relating to real estate taxes; increasing the rate of interest and penalties on delinquent real estate taxes; amending Minnesota Statutes 1971, Section 279.01.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, A. J.; Pillsbury and Borden introduced—

S. F. No. 2107: A bill for an act relating to taxation; amending Minnesota Statutes 1971, Section 272.02, by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Ashbach introduced—

S. F. No. 2108: A bill for an act relating to municipal courts;

criminal venue within the village of St. Anthony; amending Minnesota Statutes 1971, Sections 488A.01, Subdivision 6; 488A.18, Subdivision 7; and 627.01.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Gearty, Krieger and Kleinbaum introduced—

S. F. No. 2109: A bill for an act relating to the state building code; authorizing municipalities to impose certain fire prevention standards; amending Minnesota Statutes 1971, Section 16.851.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Milton, Gearty and Keefe, J. introduced—

S. F. No. 2110: A bill for an act relating to natural resources; providing for the establishment of standards for the regulation of the subdivision, use and development of land and water; requiring adoption and enforcement of ordinances therefor.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Conzemius, Willet and McCutcheon introduced—

S. F. No. 2111: A bill for an act relating to education; organization of school districts on Indian reservations.

Which was read the first time and referred to the Committee on Education.

Messrs. Ashbach and Milton introduced—

S. F. No. 2112: A bill for an act relating to special assessments; assessment against governmental units; amending Minnesota Statutes 1971, Section 435.19.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Ogdahl, Gearty and Coleman introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Milton, Kirchner and Perpich, G. introduced—

S. F. No. 2114: A bill for an act relating to old age assistance;

fixing of the amount thereof; amending Minnesota Statutes 1971, Section 256.15, Subdivision 4.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Lewis, Dunn and Lord introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Chmielewski introduced—

S. F. No. 2116: 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, by adding a subdivision.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Conzemius, Stassen and Perpich, G. introduced—

S. F. No. 2117: A bill for an act relating to the delivery of social services; appropriating money.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Knutson and Conzemius introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 150 and 831.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 14, 1973.

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Com-

mittee, consisting of three members of the House, on the amendments adopted by the House to the following Senate File:

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.

There has been appointed as such committee on the part of the House: Moe, Ojala, and Adams, J.

Senate File No. 34 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 14, 1973.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 474, 708, 1416 and 1522.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 14, 1973.

FIRST READING OF HOUSE BILLS

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. 708: A bill for an act relating to courts; increasing salary of judge of New Brighton municipal court; amending Minnesota Statutes 1971, Section 488.21, Subdivision 2.

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.

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.

Which were read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. Which motion prevailed.

Mr. Novak from the Committee on Finance, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Novak from the Committee on Finance, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 25, strike the period and insert in lieu thereof "*not more than three of whom shall be residents of Ramsey county.*"

Page 4, line 13, strike the entire line and insert in lieu thereof "*November 15 of each even-numbered year.*"

Page 4, line 19, after the period strike "*The*" and insert in lieu thereof "*To the extent of appropriations available therefor, the*"

Page 5, strike all of Section 4

Renumber the sections accordingly

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 66: A bill for an act creating a Minnesota law revision commission; prescribing its duties and functions; and appropriating funds for its operation.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 14, strike "five" and insert "seven"

Page 1, line 15, strike "Each" and insert "Five"

Page 1, line 16, strike "person" and insert "persons"

Page 1, lines 16 and 17, strike "have been admitted to the practice of" and insert in lieu thereof "be learned in the"

Page 1, line 17, strike "before the courts of this state" and insert in lieu thereof "and two shall be public members"

Page 1, line 18, strike "five" and insert in lieu thereof "seven"

Page 1, after line 20, insert:

"Subd. 3. [PUBLIC MEMBER.] For the purpose of this act "public member" shall be defined as 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, or 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."

Renumber the subdivisions

Page 1, line 22, after "1973:" strike "one" and insert "two"

Page 1, line 23, at the beginning of the line, strike "one" and insert "two"

Page 2, lines 1 and 2, strike "incurred in the discharge of his duties, including travel expenses" and insert in lieu thereof "in the same manner and amount as state employees"

Page 3, line 14, after "SERVICES" insert "; FUNDS"

Page 3, line 19, after "duties," insert "The commission may apply for and accept grants and gifts to carry out the purposes for which it is established."

Page 4, line 8, strike "\$150,000" and insert "\$50,000"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1576: 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1728: A bill for an act relating to garnishment, state employees; amending Minnesota Statutes 1971, Section 571.46.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1612: 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1398: A bill for an act relating to the uniform management of institutional funds; providing for the management, investment and appropriation of such funds.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1783: A bill for an act relating to rates for publication of legal notices; amending Minnesota Statutes 1971, Sections 3.21 and 331.08.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 19, strike "6.5" and insert in lieu thereof "8.0"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 474, 708, 1416, 723, 707, 1167 and 479 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. No. 474 to the Committee on Finance.

H. F. No. 1416 to the Committee on Health, Welfare and Corrections.

H. F. No. 708 to the Committee on Metropolitan and Urban Affairs.

The following House Files were found identical and recommends the House Files be given their Second Reading and substituted for its companion Senate File as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1167	1196				
479	479				

And that the above Senate Files be indefinitely postponed.

The following House Files were found not identical with their companion Senate Files as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
723	795			707	607

Pursuant to Rule 49 the Committee recommends that H. F. No. 723 be amended as follows:

Page 1, line 18, strike ", but all such vehicles"

Page 1, line 19, strike "except those"

Page 1, line 19, before "owned" insert ". Vehicles"

Page 1, line 21, strike "be registered as"

Page 1, lines 22 through 30, strike all the old language and delete all the new language

Page 2, strike lines 1 and 2

Page 2, line 3, strike "printed on both sides" and insert "*not be required to register or display number plates. Vehicles used in general police work shall be registered and shall display passenger vehicle classification license number plates which shall be furnished by the registrar at cost. All other motor vehicles shall be registered and display tax exempt number plates which shall be furnished by the registrar at cost. All vehicles required to display tax exempt number plates shall have the name of the state department or public subdivision on the vehicle plainly printed on both sides*"

Page 2, line 4, after "stroke" and before the period insert "*except that each state hospital and institution for the mentally ill and mentally retarded may have one vehicle without the required printing on the sides of the vehicle*"

And when so amended, H. F. No. 723 will be identical to S. F. No. 795 and further recommends that H. F. No. 723 be given its second reading and substituted for S. F. No. 795 and S. F. No. 795 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 707 be amended as follows:

Page 3, line 9, after "New Brighton," insert "*, effective July 1, 1973*"

Page 3, strike "9,000" and insert "13,200"

Further, amend the title in lines 3 and 4, by striking "judge of Roseville municipal court" and inserting in lieu "judges of Roseville and New Brighton municipal courts"

And when so amended, H. F. No. 707 will be identical to S. F. No. 607 and further recommends that H. F. No. 707 be given its second reading and substituted for S. F. No. 607 and S. F. No. 607 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 190, 162, 56, 1576, 1728, 1612, 1398 and 1783 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 400, 794, 702, 1167, 479, 723 and 707 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Milton introduced—

Senate Resolution No. 27: A senate resolution expressing support for the National Tax Action Day, April 16, 1973.

Which was referred to the Committee on Taxes and Tax Laws.

Mr. Milton moved that the name of Mr. Willet be added as co-author to S. F. No. 1934. Which motion prevailed.

Mr. Larson moved that S. F. No. 1182 be recalled from the House of Representatives and placed at the top of General Orders. Which motion prevailed.

Mr. Pillsbury moved that the name of Mr. Spear be added as co-author to S. F. No. 1924. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended as to pass over the Senate Calendar for today and take up the Calendar of Ordinary Matters. Which motion prevailed.

CALENDAR OF ORDINARY MATTERS

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Renneke
Arnold	Dunn	Kleinbaum	Novak	Schaaf
Ashbach	Fitzsimons	Knutson	Ogdahl	Schrom
Berg	Frederick	Kowalczyk	Olhoff	Sillers
Bernhagen	Gearty	Krieger	Olson, A. G.	Solon
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Spear
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Brown	Hanson, R.	Lewis	O'Neill	Stokowski
Chenoweth	Hughes	Lord	Patton	Tennessen
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Thorup
Coleman	Jensen	Milton	Perpich, G.	Ueland
Conzemius	Josefson	Moe	Pillsbury	Wegener
Davies	Keefe, J.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

S. F. No. 541: A bill for an act relating to drainage; providing for appeals from joint county ditch authority to district court; amending Minnesota Statutes 1971, Sections 106.015, Subdivision 3; and 106.631, Subdivisions 1, 4 and 6.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Ogdahl	Sillers
Arnold	Dunn	Knutson	Olhoft	Solon
Ashbach	Fitzsimons	Kowalczyk	Olson, A. G.	Spear
Bang	Frederick	Krieger	Olson, H. D.	Stassen
Berg	Gearty	Larson	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Laufenburger	O'Neill	Tennessee
Blatz	Hansen, Mel	Lewis	Patton	Thorup
Borden	Hanson, R.	Lord	Perpich, A. J.	Ueland
Brown	Hughes	McCutcheon	Perpich, G.	Wegener
Chenoweth	Humphrey	Milton	Pillsbury	Willet
Chmielewski	Jensen	Moe	Purfeerst	
Coleman	Josefson	Nelson	Renneke	
Conzemius	Keefe, J.	North	Schaaf	
Davies	Keefe, S.	Novak	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 1802: A bill for an act relating to the town of Iron Range and Bass Brook; authorizing electors to fix monthly salaries of chairman and supervisor of town board.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Renneke
Arnold	Dunn	Kleinbaum	Novak	Schaaf
Bang	Fitzsimons	Knutson	Ogdahl	Schrom
Berg	Frederick	Kowalczyk	Olhoft	Sillers
Bernhagen	Gearty	Krieger	Olson, A. G.	Solon
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Spear
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Brown	Hanson, R.	Lewis	O'Neill	Stokowski
Chenoweth	Hughes	Lord	Patton	Tennessee
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Thorup
Coleman	Jensen	Milton	Perpich, G.	Ueland
Conzemius	Josefson	Moe	Pillsbury	Wegener
Davies	Keefe, J.	Nelson	Purfeerst	Willet

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Berg	Brown	Conzemius	Fitzsimons
Arnold	Bernhagen	Chenoweth	Davies	Frederick
Ashbach	Blatz	Chmielewski	Doty	Gearty
Bang	Borden	Coleman	Dunn	Hansen, Baldy

Hansen, Mel	Knutson	Moe	O'Neill	Solon
Hanson, R.	Kowalczyk	Nelson	Patton	Spear
Hughes	Krieger	North	Perpich, A. J.	Stassen
Humphrey	Larson	Novak	Perpich, G.	Stokowski
Jensen	Laufenburger	Ogdahl	Pillsbury	Tennessee
Josefson	Lewis	Olhoft	Purfeerst	Thorup
Keefe, J.	Lord	Olson, A. G.	Renneke	Ueland
Keefe, S.	McCutcheon	Olson, H. D.	Schrom	Wegener
Kleinbaum	Milton	Olson, J. L.	Sillers	Willet

Mr. Schaaf voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1185: A bill for 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Renneke
Arnold	Dunn	Kleinbaum	Novak	Schaaf
Ashbach	Fitzsimons	Knutson	Ogdahl	Schrom
Bang	Frederick	Kowalczyk	Olhoft	Sillers
Berg	Gearty	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Spear
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stassen
Brown	Hanson, R.	Lewis	O'Neill	Stokowski
Chenoweth	Hughes	Lord	Patton	Tennessee
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Thorup
Coleman	Jensen	Milton	Perpich, G.	Ueland
Conzemius	Josefson	Moe	Pillsbury	Wegener
Davies	Keefe, J.	Nelson	Purfeerst	Willet

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Chmielewski	Hansen, Mel	Kowalczyk	North
Arnold	Coleman	Hanson, R.	Krieger	Novak
Ashbach	Conzemius	Hughes	Larson	Ogdahl
Bang	Davies	Humphrey	Laufenburger	Olhoft
Berg	Doty	Jensen	Lewis	Olson, A. G.
Bernhagen	Dunn	Josefson	Lord	Olson, H. D.
Blatz	Fitzsimons	Keefe, J.	McCutcheon	Olson, J. L.
Borden	Frederick	Keefe, S.	Milton	O'Neill
Brown	Gearty	Kleinbaum	Moe	Patton
Chenoweth	Hansen, Baldy	Knutson	Nelson	Perpich, A. J.

Perpich, G.	Schaaf	Solon	Stokowski	Ueland
Pillsbury	Schrom	Spear	Tennessee	Wegener
Purfeerst	Sillers	Stassen	Thorup	Willet
Renneke				

So the bill passed and its title was agreed to.

S. F. No. 1599: A bill for an act relating to Koochiching county; prescribing conditions of veterans preference for employment by the county sheriff's department.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 4, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Schrom
Arnold	Doty	Keefe, S.	Novak	Sillers
Ashbach	Dunn	Kleinbaum	Olhoff	Solon
Bang	Fitzsimons	Knutson	Olson, A. G.	Stassen
Berg	Frederick	Kowalczyk	Olson, H. D.	Stokowski
Bernhagen	Gearty	Krieger	Olson, J. L.	Thorup
Blatz	Hansen, Baldy	Larson	O'Neill	Ueland
Borden	Hansen, Mel	Laufenburger	Patton	Wegener
Brown	Hanson, R.	Lewis	Perpich, A. J.	Willet
Chenoweth	Hughes	Lord	Perpich, G.	
Chmielewski	Humphrey	McCutcheon	Pillsbury	
Coleman	Jensen	Milton	Purfeerst	
Conzemius	Josefson	Moe	Renneke	

Messrs. North, Schaaf, Spear and Tennessee voted in the negative.

So the bill passed and its title was agreed to.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Josefson in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Josefson reported that the committee had considered S. F. Nos. 645, 658, 650, 912, 1156, 1095, 1498, 1181, also H. F. Nos. 263, 1137, 212, 356 which the committee recommends to pass.

S. F. No. 425, which the committee recommends to pass with the following amendment offered by Mr. Frederick:

Page 3, after line 20, insert a new section to read:

"Sec. 2. The first \$55,000 derived from the sale of the lands, described in section 1, which may be conveyed after the effective date of this act shall be made available to the commissioner of the department of natural resources to be used for the acquisition of land for wildlife purposes in the county of Steele, such moneys to be made available as they are received."

Renumber the subsequent section accordingly.

H. F. No. 869, which the committee recommends to pass, subject to the following motion:

Mr. Tennessen moved that the amendment made to H. F. No. 869 by the Committee on Rules and Administration in the report adopted April 14, 1973 pursuant to Rule 49 be stricken. Which motion prevailed. So the amendment was stricken.

H. F. No. 1167, which the committee recommends to pass with the following amendment offered by Mr. Conzemius:

Page 2, line 22, strike "*the date of final enactment*" and insert "*July 1, 1973*"

S. F. No. 1060, which the committee recommends to pass with the following amendment offered by Mr. Davies:

Page 3, strike lines 1 through 4

Page 3, strike section 6 in its entirety

Page 4, strike section 8 in its entirety

Renumber the sections accordingly

Amend the title as follows:

Line 10, strike " , 5,"

Lines 10 and 11, strike " , and by adding a subdivision"

And then, on motion of Mr. Josefson, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Wednesday, April 18, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

THIRTY-NINTH DAY

St. Paul, Minnesota, Tuesday, April 17, 1973.

The House of Representatives met on Tuesday, April 17, 1973, which was the Thirty-Ninth Legislative Day of the Sixty-eighth Session of the Minnesota State Legislature. The Senate did not meet on this date.

FORTIETH DAY

St. Paul, Minnesota, Wednesday, April 18, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

INTRODUCTION OF BILLS

Messrs. Perpich, G.; Kowalczyk and Conzemius introduced—

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, 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Keefe, S.; Stokowski and Spear introduced—

S. F. No. 2120: A bill for an act relating to Hennepin county; authorizing the county board of commissioners to increase the number of commissioner districts; repealing Laws 1963, Chapter 789.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Keefe, S.; Ogdahl and Spear introduced—

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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Hughes, Stokowski and Ashbach introduced—

S. F. No. 2122: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Purfeerst introduced—

S. F. No. 2123: A bill for an act relating to agriculture; investigation of complaints against wholesale produce dealers; amending Minnesota Statutes 1971, Section 27.13.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Gearty; Keefe, J. and Keefe, S. introduced—

S. F. No. 2124: A bill for an act relating to judges of the municipal court of Hennepin county; providing for retirement and compensation allowance for said judges, and compensation allowances for surviving spouses of such judges.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Arnold, Chmielewski and Willet introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Solon introduced—

S. F. No. 2126: A bill for an act relating to St. Louis county; authorizing the issuance of seasonal on-sale intoxicating liquor licenses.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Jensen; Perpich, A. J. and Blatz introduced—

S. F. No. 2127: A bill for an act relating to inheritance taxes; defining and prescribing inheritance tax rates and exemptions for certain beneficiaries and donees; amending Minnesota Statutes 1971, Sections 291.03; 291.05; and 292.07, Subdivisions 3 and 5.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Ashbach, Hughes and Milton introduced—

S. F. No. 2128: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Kleinbaum, Berg and Willet introduced—

S. F. No. 2129: A bill for an act relating to wild animals; prescribing the wearing of fluorescent orange outer garments by hunters or trappers; reducing certain penalties for failing to wear such garments; amending Minnesota Statutes 1971, Sections 98.52, Subdivision 2; and 100.29, Subdivision 8; and repealing Minnesota Statutes 1971, Section 98.52, Subdivision 5.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Laufenburger, Larson and Kleinbaum introduced—

S. F. No. 2130: A bill for an act relating to wild animals; permitting the use of certain rifles during shotgun deer season; amending Minnesota Statutes 1971, Section 100.29, Subdivisions 3 and 9.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Perpich, A. J. introduced—

S. F. No. 2131: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Borden, Krieger and Konzemius introduced—

S. F. No. 2132: A bill for an act relating to courts; providing for payment by state of certain expenses of litigation in lawsuits contesting constitutionality of laws.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Purfeerst, Milton and Anderson introduced—

S. F. No. 2133: A bill for an act relating to education; aid for handicapped children under special residency conditions; amending Minnesota Statutes 1971, Sections 120.17, Subdivisions 6, 7, and 8; and 124.32, Subdivision 4; and by adding a subdivision.

Which was read the first time and referred to the Committee on Education.

Messrs. Brown, Coleman and Thorup introduced—

S. F. No. 2134: A bill for an act proposing an amendment to Article I of the Minnesota Constitution; adding a section requiring the due process of law and the equal protection of the law.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Chenoweth, Ashbach and Keefe, S. introduced—

S. F. No. 2135: A bill for an act relating to prevention of cruelty; regulating the membership of the state bureau of child and animal protection; amending Minnesota Statutes 1971, Section 343.05.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Milton, Stokowski and Bernhagen introduced—

S. F. No. 2136: A bill for an act relating to counties; commissioner districts; amending Minnesota Statutes 1971, Section 375.02.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Krieger, Frederick and Laufenburger introduced—

S. F. No. 2137: A bill for an act authorizing the conveyance of certain state lands in Olmsted county to the county of Olmsted.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Knutson, Purfeerst and Blatz introduced—

S. F. No. 2138: A bill for an act relating to education; school district capital expenditure taxing authority; amending Minnesota Statutes 1971, Section 124.04.

Which was read the first time and referred to the Committee on Education.

Mr. Kleinbaum introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Laufenburger introduced—

S. F. No. 2140: A bill for an act relating to the city of Winona; placing newly hired police and firemen under the public employees police and fire fund.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Perpich, A. J.; McCutcheon and Conzemius introduced—

S. F. No. 2141: A bill for an act relating to taxation; parking lots and ramps owned by certain exempt institutions; amending Minnesota Statutes 1971, Section 272.02, by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Schaaf introduced—

S. F. No. 2142: A bill for an act relating to the policemen's relief association in the city of Fridley; and membership of certain police personnel in the public employees police and fire fund.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Keefe, S.; Conzemius and Spear introduced—

S. F. No. 2143: A bill for an act relating to metropolitan public

transit; tax levies; use of proceeds; authorizing the use of a portion of the proceeds of the tax to provide transit service to disabled persons; amending Minnesota Statutes 1971, Section 473A.111, Subdivision 4.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Perpich, A. J.; Arnold and Perpich, G. introduced—

S. F. No. 2144: A bill for an act relating to education; establishing an upper division and graduate level extension center to provide continuing opportunities for residents of the Mesabi Iron Range; appropriating money.

Which was read the first time and referred to the Committee on Education.

Mr. Perpich, A. J. introduced—

S. F. No. 2145: A bill for an act relating to the town of White, St. Louis county; authorizing an increase in the salaries of clerk and treasurer.

Which was read the first time and referred to the Committee on Local Government.

Mr. McCutcheon, by request, introduced—

S. F. No. 2146: A bill for an act relating to dentistry; abolishing the continuing educational requirements for dentists and dental hygienists; repealing Minnesota Statutes 1971, Section 150A.09, Subdivision 2.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Borden introduced—

S. F. No. 2147: A bill for an act relating to school districts; providing aid in lieu of non-taxable land; appropriating money; amending Minnesota Statutes 1971, Section 124.30, Subdivisions 1, 2, and 4.

Which was read the first time and referred to the Committee on Education.

Messrs. North, Novak and McCutcheon introduced—

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.

Which was read the first time and referred to the Committee on Education.

Messrs. O'Neill, North and Chenoweth introduced—

S. F. No. 2149: A bill for an act relating to education; providing state transportation aid under certain circumstances; amending Minnesota Statutes 1971, Section 124.22, by adding a subdivision.

Which was read the first time and referred to the Committee on Education.

Messrs. Novak, McCutcheon and Coleman introduced—

S. F. No. 2150: A bill for an act relating to education; increasing the permissible mill rate limitation for cities of the first class maintaining post secondary area vocational technical schools; amending Minnesota Statutes 1971, Section 275.125, Subdivision 3.

Which was read the first time and referred to the Committee on Education.

Mr. Chmielewski introduced—

S. F. No. 2151: A bill for an act relating to St. Louis county; levy of taxes for major capital improvements.

Which was read the first time and referred to the Committee on Local Government.

Mr. Laufenburger introduced—

S. F. No. 2152: A bill for an act relating to agriculture; authorizing the sale of natural and organic fertilizers and providing for the regulation thereof; providing a penalty.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Laufenburger introduced—

S. F. No. 2153: A bill for an act relating to the public employee's retirement association; minimum annuities; amending Minnesota Statutes 1971, Section 353.29, Subdivision 3.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Laufenburger introduced—

S. F. No. 2154: A bill for an act relating to retirement; credit for legislators for service under more than one program; amending Minnesota Statutes 1971, Chapter 3A, by adding a section.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Jensen, Fitzsimons and Ashbach introduced—

S. F. No. 2155: A bill for an act relating to elections; disclosure of campaign contributions; providing a penalty.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Wegener introduced—

S. F. No. 2156: A bill for an act relating to Mille Lacs county; permitting the county attorney to also act as village, city and school attorney.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Chmielewski and Laufenburger introduced—

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.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Borden and Conzemius introduced—

S. F. No. 2158: 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; §31.09; and 355.17.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Milton, North and Lewis introduced—

S. F. No. 2159: A bill for an act relating to the department of corrections; community corrections centers; amending Minnesota Statutes 1971, Sections 241.31; and 241.32.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Arnold introduced—

S. F. No. 2160: A bill for an act relating to Itasca county; authorization to employ a full-time county attorney.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Milton, Kleinbaum and Ogdahl introduced—

S. F. No. 2161: A bill for an act relating to mobile homes; establishing a section on mobile homes; providing for licensing of certain activities relating to mobile homes; providing penalties; appropriating money.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Thorup, Bang and Novak introduced—

S. F. No. 2162: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Wegener introduced—

S. F. No. 2163: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Perpich, A. J.; Arnold and Perpich, G. introduced—

S. F. No. 2164: A bill for an act providing for filing reports on lands drilled or explored to discover ore deposits, empowering commissioner of taxation to examine records pertaining thereto and providing a penalty for violations.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Fitzsimons introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Novak, for the Committee on Finance, introduced—

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.

Under the Rules of the Senate, to lie over one day.

Mr. Novak, for the Committee on Finance, introduced—

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 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.

Under the Rules of the Senate, to lie over one day.

Mr. Perpich, A. J. introduced—

S. F. No. 2168: A bill for an act relating to transportation; motor vehicle carriers; defining exempt carrier; amending Minnesota Statutes 1971, Section 221.011, Subdivision 22.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Perpich, A. J.; Larson and Spear introduced—

S. F. No. 2169: A bill for an act relating to the sale of goods and services; limiting finance charges of open end credit sales; prescribing penalties; amending Minnesota Statutes 1971, Sections 334.16, Subdivision 1; and 334.18.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Perpich, A. J. introduced—

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.

Which was read the first time and referred to the Committee on Local Government.

Mr. Gearty introduced—

S. F. No. 2171: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Chenoweth and Gearty introduced—

S. F. No. 2172: A bill for an act creating a legislative commission to study problems relating to the Twin Cities seven county metropolitan area; appropriating money therefor.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 277, 317, 460, 655, 783, 829, 274, 442, 489, 688, 778, 790 and 823.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 16, 1973

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 819 and 895.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 17, 1973

Mr. President:

I have the honor to announce that the House accedes to the request of the Senate for the return of Senate File No. 1182 for further consideration.

S. F. No. 1182. A bill for an act relating to Houston county; providing for a county licensing bureau.

Senate File No. 1182 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 16, 1973

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 6: A bill for an act relating to real estate; liens for improvements thereto; extent and amount thereof; requiring notice to owners; amending Minnesota Statutes 1971, Sections 514.01; 514.03; 514.05; 514.07; 514.08; and 514.11; and Chapter 514, by adding a section.

Senate File No. 6 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 16, 1973

Mr. Tennesen moved that S. F. No. 6 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 197: A bill for an act relating to corrections; regulating prison industries; authorizing the establishment of private industry within the state prison.

Senate File No. 197 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 16, 1973

Mr. Chenoweth moved that S. F. No. 197 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 66, 759, 833, 1548, 1639, 1714, 611, 629, 632, 633, 1005, 1031, 83, 146, 231, 346, 906, 1275, 1200, 255, 368, 954, 978, 1053, 1080, 1338, 242, 565, 1047, 1211, 1452, 1666 and 1547.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 16, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 574, 685, 1264, 1500, 102, 864, 1103, 1184, 1219, 1483, 1704 and 1776.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 17, 1973

FIRST READING OF HOUSE BILLS

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. 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. 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.

H. F. No. 1548: A bill for an act relating to Nicollet county; authorizing an increased annual appropriation to the county extension committee.

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. 1714: A bill for an act authorizing the issuance of bonds by Independent School District No. 877.

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.

H. F. No. 629: A bill for an act relating to employment; setting the time to pay employees of public service corporations; amending Minnesota Statutes 1971, Section 181.08.

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. 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.

H. F. No. 1005: A bill for an act relating to agriculture; registration and inspection fees for apiaries; requiring posting of ownership in certain cases; amending Minnesota Statutes 1971, Sections 19.19, Subdivisions 1 and 2; 19.20, by adding subdivisions; and Chapter 19, by adding a section.

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. 83: A bill for an act relating to licenses; prohibiting the issuance of licenses in certain instances.

H. F. No. 146: A bill for an act relating to trade regulations; providing for unit pricing of certain packaged commodities; providing for exemptions.

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. 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. 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. 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.

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.

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. 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. 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. 978: A bill for an act relating to tort liability of political subdivisions; extending governmental immunity from tort liability for certain towns; amending Minnesota Statutes 1971, Section 466.12, Subdivision 4.

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.

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. 1338: A bill for an act relating to Olmsted county; authorizing expenditures for promotion of economic or industrial development.

H. F. No. 242: A bill for an act relating to highway traffic regulations; television in motor vehicles; prohibiting the use of certain listening devices while operating a motor vehicle; amending Minnesota Statutes 1971, Section 169.471.

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. 1047: A bill for an act relating to standards of weight and measure; providing for the gradual implementation and instruction concerning the metric system of weights and measures.

H. F. No. 1211: A bill for an act relating to rates for publication of legal notices; amending Minnesota Statutes 1971, Sections 3.21 and 331.08.

H. F. No. 1452: A resolution urging Amtrak to restore Duluth as a regular passenger stop.

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. 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.

H. F. No. 574: A bill for an act relating to motor vehicles; maximum length of motor vehicle transport vehicles; amending Minnesota Statutes 1971, Section 169.81, by adding a subdivision.

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. 1264: A resolution memorializing the President and Congress to enact a moratorium on railroad abandonments.

H. F. No. 1500: A bill for an act relating to the legislature; enacting the present legislative apportionments into statutory form with minor alterations; repealing Minnesota Statutes 1971, Sections 2.021 to 2.712.

H. F. No. 102: A bill for an act relating to public employment; providing for leave of absence for employees who serve in the legislature; amending Minnesota Statutes 1971, Chapter 3, by adding a section.

H. F. No. 864: A bill for an act relating to transportation; appropriating money to the public service commission for the purpose of contracting for railroad passenger service.

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. 1184: A bill for an act relating to cities; prohibiting resigning member of city council from voting on his successor.

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.

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. 1704: A bill for an act authorizing the city of Minneapolis to pay costs of street maintenance and street lighting from general revenues.

H. F. No. 1776: A bill for an act relating to hazardous buildings; amending Minnesota Statutes 1971, Chapter 463, by adding a section.

Which were read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk, with the exception of reports pertaining to appointments be now adopted. Which motion prevailed.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 518: 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, Sections 518.08; 518.26 and 518.28.

Reports the same back with the recommendation that the bill be amended as follows:

Page 4, line 11, strike "*the*" and insert in lieu thereof "*a court of competent jurisdiction*"

Page 4, line 12, strike "*district court*"

Page 4, line 13, strike "*a permanent*" and insert "*an irretrievable*"

Page 4, line 14, strike "*due to irreconcilable differences*"

Page 5, line 7, after "*all*" insert "*such*"

Page 5, line 8, strike "*for dissolution*"

Page 6, line 10, strike the period and insert in lieu thereof a semicolon

Page 6, line 12, strike the period and insert in lieu thereof a semicolon

Page 6, line 14, strike the period and insert in lieu thereof a semicolon

Page 6, line 16, strike the period and insert in lieu thereof a semicolon

Page 6, line 20, strike the period and insert in lieu thereof a semicolon

Page 6, line 22, strike the period and insert in lieu thereof a semicolon

Page 6, line 23, strike "*a permanent*" and insert in lieu thereof "*an irretrievable*"

Page 6, line 24, strike "*due to irreconcilable differences.*" and insert in lieu thereof a semicolon

Page 6, line 26, strike "*without enumerating the*" and insert ";

Page 6, strike line 27

Page 7, line 2, after "money" strike "*, without enumerating the*" and insert "*; and*"

Page 7, strike line 3

Page 7, line 4, strike everything after "(10)"

Page 7, strike lines 5 and 6

Page 7, line 7, strike "*information required by this section, must*"

Page 7, line 9, strike "*, specifying the county in which the petitioner has*"

Page 7, strike line 10

Page 7, line 11, strike "*deducting all absences from the state;*"

Page 7, line 14, strike "(11)"

Page 11, lines 12 to 16, restore the stricken language.

Page 11, after line 17, add a new section as follows:

"Sec. 15. Minnesota Statutes 1971, Section 518.175, Subdivision 1, is amended to read as follows:

Subdivision 1. In all ~~divorce~~ proceedings for dissolution, subsequent to the commencement of the ~~action proceeding~~ and continuing thereafter during the minority of the child, the court may, upon the request of the noncustodial parent, grant such rights of visitation as will enable the child and the noncustodial parent to maintain such child to parent relationship as will be beneficial to the child. The court shall consider the age of the child and the child's relationship with the noncustodial parent prior to the commencement of the ~~action proceeding~~. The court may deny visitation rights to the noncustodial parent if such visitation is not in the best interest of the child. A parent's failure to pay support because of the parent's inability to do so shall not be sufficient cause for denial of visitation, unless such inability is willful."

Renumber the remaining sections.

Page 12, line 1, after "EFFECT OF" insert "DISSOLUTION"

Page 12, line 1, strike "WIFE" and insert "PARTY"

Page 12, line 4, strike "In all actions for a"

Page 12, line 5, strike "*dissolution brought by a woman,*"

Page 12, line 7, strike "such woman" insert in lieu thereof "*either party*"

Page 12, strike lines 9 to 25, and renumber the remaining sections.

Page 14, after line 18, add a new section as follows:

"Sec. 20. Minnesota Statutes, Section 518.551, is amended to read:

518.551 [ALIMONY AND SUPPORT PAYMENTS MADE TO WELFARE AGENCIES.] Notwithstanding any law to the contrary, any court having jurisdiction over ~~matters of divorce proceedings for dissolution~~ shall direct that all payments ordered for alimony and support shall be made to the agency responsible for the welfare payments, when it appears that the party who is to receive the alimony and support payments will receive public assistance. Amounts so received by the board over and above the amount granted to the party receiving public assistance shall be remitted to that party.

The agency responsible for the welfare payments shall be notified by the ~~plaintiff~~ *petitioner* of all ~~actions for divorce proceedings for dissolution~~, separate maintenance or for the custody of a child if either party is receiving aid to families of dependent children or applies for such aid subsequent to the commencement of such ~~action proceeding~~. Failure of such notification shall not affect the validity of the ~~action for divorce proceeding for dissolution~~, separate maintenance, or custody of the child."

Renumber the remaining sections.

Page 18, strike lines 7 to 24

Page 18, before line 25, add the following new section:

"Sec. 28. *In the next and subsequent editions of Minnesota Statutes wherever the word "divorce" appears, the revisor of statutes is directed to replace it with the words "dissolution" or "dissolution of marriage," if and as appropriate.*"

Renumber the remaining sections accordingly

Page 18, line 28, after "1973" insert "*and may be invoked by either party in proceedings pending on that date*"

Amend the title as follows: Line 8, following "518.17;" by inserting "518.175, Subdivision 1;"

Line 8, strike "518.29"

Line 9, after "518.55;" insert "518.551;"

Line 10 strike "and Chapter"

Line 11 strike "518, by adding a section;"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1609: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 13, strike "*said*" and insert in lieu thereof "*these*"

Page 4, line 21, strike "*such*" and insert in lieu thereof "*the*"

Page 4, line 28, strike "*said*" and insert in lieu thereof "*the*"

Page 5, line 1, strike "*such*" and insert "*the*" in both places

Page 5, line 3, strike "*such*"

Page 11, line 16, strike "*such*"

Page 11, line 17, strike "*such*" and insert "*the*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1731: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, lines 22 through 31 and page 2, lines 1 through 4, strike all of Sec. 2

Amend the title in line 3 by striking "and cost of living increases"

Line 6 strike "; and by"

Line 7 strike "adding a subdivision"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 30, after "*landowner.*" insert "*Unless the state of Minnesota is served with timely notice of the suit brought against*

the landowner, the state of Minnesota shall have no duty of defense and shall have no duty of indemnification to the landowner. The attorney general, on behalf of the state of Minnesota, shall have the right to intervene in and to control and direct the defense of any suit by a user of the trail against the landowner. The losses for which the state will indemnify a landowner shall include but need not be limited to reasonable attorney's fees paid by the landowner in defense of a suit, whether or not the state has intervened in the suit, and the amount the landowner is required to pay pursuant to a judgment or agreement of settlement."

And when so amended the bill do pass. Amendments adopted.
Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1193: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 15, after "*appearance*," insert "*size*,"

And when so amended the bill do pass. Amendments adopted.
Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 14, strike "*public entity*" and insert "*its political or governmental subdivisions*"

And when so amended the bill do pass. Amendments adopted.
Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 21, strike "*accrued*" and insert "*are due and payable*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1814: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 7, line 24, strike "*survivorship*" and insert in lieu thereof "*survivorship*"

Page 8, line 5, strike "*transers*" and insert in lieu thereof "*transfers*"

Page 12, line 9, strike "*this chapter*" and insert in lieu thereof "*sections 1 to 16*"

Page 12, line 17, strike "*The forms*"

Page 12, strike line 18

Page 12, line 19, strike "*less than 12 point boldface type.*"

Page 12, line 25, strike "*said*" and insert in lieu thereof "*the*"

- Page 12, line 27, before "The" insert a quote mark
 - Page 13, line 10, at the end insert a quote mark
 - Page 13, line 11, strike "Provided further, that"
 - Page 13, line 15, strike "said" and insert in lieu thereof "the"
 - Page 13, line 17, strike "said" and insert in lieu thereof "the"
 - Page 13, line 19, before "I" insert a quote mark
 - Page 13, line 27, at the end insert a quote mark
 - Page 14, line 27, strike the second "such" and insert in lieu thereof "the"
 - Page 14, line 28, strike "such" and insert in lieu thereof "an"
 - Page 15, line 6, strike "such" and insert in lieu thereof "a"
 - Page 15, line 9, strike "such" and insert in lieu thereof "the"
 - Page 15, line 11, strike "such" and insert in lieu thereof "the"
- And when so amended the bill do pass. Amendments adopted.
Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

H. F. No. 679: A bill for an act relating to wild animals; regulating the public exhibition of wildlife; providing penalties; amending Minnesota Statutes 1971, Chapter 97, by adding a section, and Section 346.21, Subdivision 8.

Reports the same back with the recommendation that the printed bill be amended as follows:

- Page 1, line 5, after "*person*" insert "*in connection with any commercial enterprise*"
- Page 1, line 11, strike the first "*such*" and insert in lieu thereof "*the*" strike the second "*such*"
- Page 1, line 15, strike "*such*" and insert in lieu thereof "*that*"
- Page 2, line 2, strike "*such*" and insert in lieu thereof "*the*"
- Page 2, line 3, strike "*such*"
- Page 2, line 5, strike "*standards adopted thereunder*" and insert in lieu thereof "*lawful rules and regulations promulgated thereunder*"
- Page 2, line 6, strike "*or the provisions of any permit*"; strike "*, and upon conviction, shall be pun-*" and insert in lieu thereof a period
- Page 2, strike line 7
- Page 2, line 9, strike "*such*" and insert in lieu thereof "*the*"
- Page 2, line 10, strike "*such*"

Page 2, line 12, strike "*such*" and insert in lieu thereof "*that*"

Page 2, line 13, strike "*such*" and insert "*the*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 2011: A bill for an act relating to taxation and the termination of county assessors; amending Minnesota Statutes 1971, Section 273.061, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 25, strike "*office, specifying in detail the reasons*" and insert "*term,*"

Page 1, line 26, strike "*why*"

Page 1, line 26, strike "*Within a*"

Page 1, strike lines 27, 28, and 29

Page 1, line 30, strike "*assessor is not being reappointed.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred the following appointment

TAX COURT

Earl B. Gustafson, 1818 East Third Street, Duluth, St. Louis County, appointed effective March 14, 1973, for a term expiring March 1, 1979.

Reports the same back with the recommendation that the appointment be confirmed.

Mr. Perpich A. J. moved that the foregoing Committee report be laid on the table.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 509: A bill for an act relating to taxation; excise tax on gasoline; certain unrefunded taxes; providing for the distribu-

tion 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1513: A bill for an act relating to mileage allowances 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1782: A bill for an act relating to the county of McLeod; tax levy for road and bridge purposes.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1908: A bill for an act relating to corporations; take-overs; regulating corporate take-overs; providing a penalty.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 771: A bill for an act regulating mobile home lot rentals; prescribing penalties.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 18, after "oil," insert "natural or propane"

Page 1, line 27, after "the" strike "exact"

Page 2, strike lines 20 through 23 and insert in lieu thereof the following:

"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."

Page 2, line 27, after "exceed" strike "one" and insert "two"; strike "month's" and insert "months' "

Page 3, line 14, after "other" insert "comparable"

Page 3, line 17, after "area" insert "with comparable service"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1791: A bill for an act relating to motor vehicles; prohibiting tampering with odometers and the altering of mileage measurements thereof; prescribing penalties.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 27, after "or" insert ", with intent to defraud,"

Page 2, strike lines 9 through 14 and insert:

"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."

Page 2, strike lines 15 through 28 and page 3, strike lines 1 through 8 and insert:

"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."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1667: A bill for an act relating to trade regulations; recorded material; unauthorized reproductions; providing a penalty.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 8, after "(a)" insert "for commercial purposes"

Page 2, line 7, after "purposes," insert "(c) for library purposes, (d) for educational purposes,"

Page 2, line 7, change "(c)" to "(e)"

Page 2, line 13, strike "less"

Page 2, line 14, strike "than one year or"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

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.

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1851: A bill for an act relating to Crow Wing county welfare board and the county nursing home board; providing for increased compensation.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, strike "including" and insert in lieu thereof "except"

Page 1, line 13, strike "for"

Page 1, line 18, strike "for"

Page 1, line 19, strike "This compensation is in"

Page 1, strike all of lines 20 and 21

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, after "organized" insert "prior to the passage of this act"

Page 1, following line 22 add a new section 3 to read as follows:

"Sec. 3. *This act shall take effect on the day following its enactment.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1208: A bill for an act relating to education; variations in assessed valuations; amending Minnesota Statutes 1971, Section 124.802, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 18, strike "proceeds" and insert "aids payable"; after the second "the" and before "valuations" insert "auditor's assessed"

Page 2, line 27, strike "taxable years" and insert "valuations determined"

Page 2, line 28, strike "commencing"; strike "1972" and insert "1971"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1504: A bill for an act relating to education; increasing the maximum amounts payable as scholarship and grants-in-aid by the higher education coordinating commission; amending Minnesota Statutes 1971, Section 136A.121, Subdivision 3.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1557: A bill for an act relating to education; establishing a work-study program for post-secondary education students; appropriating money therefor.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

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 forfeitures for failure to comply with such correction orders; amending Minnesota Statutes 1971, Section 144.54.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. Minnesota Statutes 1971, Section 144.54, is amended to read:

144.54 [INSPECTIONS; CORRECTION ORDERS; ASSESSMENTS.] *Subdivision 1.* Every building, institution, or establishment for which a license has been issued shall be periodically inspected by a duly appointed representative of the state board of health under the rules and regulations to be established by the state board of health. No institution of any kind licensed pursuant to the provisions of sections 144.50 to 144.56 shall be required to be licensed or inspected under the laws of this state relating to hotels, restaurants, lodging houses, boarding houses, and places of refreshment.

Subd. 2. Whenever a duly authorized representative of the board finds upon inspection of a facility required to be licensed under the provisions of sections 144.50 to 144.56 that the licensee is not in compliance with an applicable rule, regulation or standard promulgated by the board pursuant to the administrative proce-

dures act and sections 144.50 to 144.56, a correction order shall be issued to the licensee. The correction order shall state the deficiency, cite the specific rule, regulation, standard or statute violated, and specify a reasonable time within which each deficiency shall be corrected.

Subd. 3. If upon reinspection it is found that the licensee has not corrected the deficiency specified in the correction order, the licensee shall be assessed up to \$300 by the board for each deficiency continuing beyond the date specified for correction. Each day that a violation exists beyond the date specified for correction shall constitute a separate deficiency. All assessments shall be paid into the state treasury and credited to the general fund.

Subd. 4. Any unpaid assessments may be recovered by the attorney general.

Subd. 5. A licensee is entitled to a hearing on any assessment made pursuant to subdivision 3 of section 144.54, provided that he makes a written request therefor within 15 days of receipt by him of the assessment notice. Any request shall operate as a stay during the hearing and review process, commencing with the date that the request is received by the board, of further accrual of any assessment from which an appeal is made. A hearing officer who is not a regular employee of the board shall be appointed by the board who 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 officer shall take testimony, make findings of the fact and prepare for the board proposed conclusions and order. He shall have the power to administer oaths, issue subpoenas and make informal disposition of any case by stipulation, agreed settlement, consent order, or default. The hearing and review thereof shall be in accordance with the provisions of sections 15.0418 to 15.0422 and 15.0424 to 15.0426 and other relevant provisions of the administrative procedures act. The board may promulgate appropriate rules and regulations, not inconsistent with this section, to govern all aspects of the hearing procedure.

Subd. 6. The board may in its discretion initiate an action for injunctive relief or other equitable remedies in district court to enforce compliance with sections 144.50 to 144.56 and any rule, regulation, or standard promulgated or any order issued pursuant to those sections.

Subd. 7. Nothing in this section shall be construed to limit the powers granted to the board in sections 144.50 to 144.56."

Further amend the title as follows:

Line 7, strike "forfeitures" and insert "assessments"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1040: A bill for an act relating to labor, veterans; en-

couraging the employment of Vietnam-era veterans by requiring the listing of job openings with the department of manpower services.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 25, after "to" strike "advise" and insert "advise"

Page 1, line 27, after "to" add "the"

Page 3, after line 22, add:

"Sec. 2. [EXPIRATION DATE.] The provisions of this act shall expire on January 1, 1976."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1584: A bill for an act relating to boilers; regulating the standards of inspection; amending Minnesota Statutes 1971, Section 183.465.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 66, 759, 833, 1639, 1714, 611, 629, 632, 633, 1005, 1031, 83, 146, 231, 346, 1275, 1200, 255, 368, 954, 978, 1080, 1338, 242, 1047, 1452, 1666, 1547, 1103, 1184, 1219, 1483, 1776, 574, 1264, 1500, 102 and 1522 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. Nos. 1714, 1275 and 368 to the Committee on Education.

H. F. Nos. 611 and 1031 to the Committee on Finance.

H. F. Nos. 1200, 255, 1219 and 102 to the Committee on Governmental Operations.

H. F. Nos. 759, 833, 83 and 978 to the Committee on Judiciary.

H. F. Nos. 629, 632, 146, 1047, 1103 and 1483 to the Committee on Labor and Commerce.

H. F. Nos. 633 and 1338 to the Committee on Local Government.

H. F. Nos. 66, 1639, 231 and 1547 to the Committee on Metropolitan and Urban Affairs.

H. F. Nos. 1005 and 346 to the Committee on Natural Resources and Agriculture.

H. F. No. 1080 to the Committee on Taxes and Tax Laws.

H. F. Nos. 954, 242, 1452, 1666, 1184, 1776, 574, 1264 and 1500 to the Committee on Transportation and General Legislation.

The following House file was found identical and recommends the House File be given its Second Reading and substituted for its companion Senate File as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1522	1589				

And that the above Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 518, 1609, 1731, 1061, 1193, 1296, 1961, 1766, 1814, 2011, 1025, 509, 1693, 2012, 1513, 1782, 1908, 771, 1835, 1454, 1791, 1667, 1523, 1851, 1678, 1208, 393, 1040 and 1584 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1257, 1259, 679 and 1522 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Lord moved that the name of Mr. Blatz be added as co-author to S. F. No. 1884. Which motion prevailed.

Mr. Olson, J. moved that his name be stricken as co-author to S. F. No. 1067. Which motion prevailed.

Mr. Wegener moved that the name of Mr. Dunn be added as co-author to S. F. No. 2163. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended that the Senate Calendar be taken up at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

THIRD READING OF SENATE BILLS

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.

Was read the third time.

With the unanimous consent of the Senate, Mr. Perpich moved to amend S. F. No. 667, as follows:

Page 2, lines 25 and 26, strike "*except in emergency situations*"

Which motion prevailed. Which amendment was adopted.

Was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 57 and nays 6, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Novak	Schrom
Arnold	Doty	Kirchner	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Gearty	Kowalczyk	Olson, A. G.	Spear
Berg	Hansen, Baldy	Krieger	O'Neill	Stassen
Bernhagen	Hansen, Mel	Laufenburger	Patton	Stokowski
Borden	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Brown	Hughes	Lord	Perpich, G.	Wegener
Chenoweth	Humphrey	McCutcheon	Pillsbury	Willet
Chmielewski	Jensen	Moe	Purfeerst	
Coleman	Josefson	Nelson	Renneke	
Conzemius	Keefe, J.	North	Schaaf	

Those who voted in the negative were:

Blatz	Larson	Olson, H. D.	Olson, J. L.	Ueland
Dunn				

So the bill, as amended, passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

Mr. Ashbach moved that those not voting be excused from voting. Which motion did not prevail.

And the roll being called, there were yeas 34 and nays 29, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kleinbaum	Olhoft	Schrom
Arnold	Doty	Laufenburger	Olson, A. G.	Solon
Borden	Gearty	Lewis	Olson, H. D.	Spear
Chenoweth	Hansen, Baldy	Lord	Perpich, A. J.	Stokowski
Chmielewski	Hughes	Moe	Perpich, G.	Tennessee
Coleman	Humphrey	North	Purfeerst	Wegener
Conzemius	Keefe, S.	Novak	Schaaf	

Those who voted in the negative were:

Ashbach	Dunn	Josefson	Larson	Renneke
Bang	Fitzsimons	Keefe, J.	Nelson	Sillers
Berg	Frederick	Kirchner	Olson, J. L.	Stassen
Bernhagen	Hansen, Mel	Knutson	O'Neill	Ueland
Blatz	Hanson, R.	Kowalczyk	Patton	Willet
Brown	Jensen	Krieger	Pillsbury	

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 7, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	North	Schaaf
Arnold	Doty	Kleinbaum	Novak	Schrom
Ashbach	Dunn	Knutson	Ogdahl	Sillers
Bang	Fitzsimons	Kowalczyk	Olhoft	Solon
Berg	Frederick	Krieger	Olson, A. G.	Spear
Bernhagen	Hansen, Mel	Larson	Olson, J. L.	Stassen
Blatz	Hanson, R.	Laufenburger	O'Neill	Tennessen
Borden	Hughes	Lewis	Patton	Ueland
Chenoweth	Humphrey	Lord	Perpich, A. J.	Wegener
Chmielewski	Jensen	McCutcheon	Perpich, G.	Willet
Coleman	Keefe, J.	Moe	Pillsbury	
Conzemius	Keefe, S.	Nelson	Purfeerst	

Those who voted in the negative were:

Brown	Hansen, Baldy Olson, H. D.	Renneke	Stokowski
Gearty	Josefson		

So the bill passed and its title was agreed to.

S. F. No. 1501: A bill for an act relating to the registration of snowmobiles and watercraft; amending Minnesota Statutes 1971, Sections 84.82, Subdivision 2; and 361.03, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 4, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Nelson	Purfeerst
Arnold	Dunn	Kirchner	North	Renneke
Ashbach	Fitzsimons	Kleinbaum	Novak	Schaaf
Bang	Frederick	Knutson	Ogdahl	Sillers
Bernhagen	Gearty	Kowalczyk	Olhoft	Solon
Borden	Hansen, Mel	Krieger	Olson, A. G.	Spear
Brown	Hanson, R.	Larson	Olson, H. D.	Stassen
Chenoweth	Hughes	Laufenburger	Olson, J. L.	Stokowski
Chmielewski	Humphrey	Lewis	O'Neill	Tennessen
Coleman	Jensen	Lord	Patton	Ueland
Conzemius	Josefson	McCutcheon	Perpich, A. J.	Wegener
Davies	Keefe, J.	Moe	Pillsbury	Willet

Messrs. Berg; Hansen, Baldy; Perpich, G. and Schrom voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1490: A bill for an act relating to municipalities; authorizing municipalities to acquire and develop storm water holding areas and ponds; amending Minnesota Statutes 1971, Section 429.021, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Purfeerst
Arnold	Doty	Keefe, S.	North	Renneke
Ashbach	Dunn	Kirchner	Novak	Schaaf
Bang	Fitzsimons	Kleinbaum	Ogdahl	Schrom
Berg	Frederick	Knutson	Olhoft	Sillers
Bernhagen	Gearty	Kowalczyk	Olson, A. G.	Solon
Blatz	Hansen, Baldy	Krieger	Olson, H. D.	Spear
Borden	Hansen, Mel	Larson	Olson, J. L.	Stassen
Brown	Hanson, R.	Laufenburger	O'Neill	Stokowski
Chenoweth	Hughes	Lewis	Patton	Tennessee
Chmielewski	Humphrey	Lord	Perpich, A. J.	Ueland
Coleman	Jensen	McCutcheon	Perpich, G.	Wegener
Conzemius	Josefson	Moe	Pillsbury	Willet

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Ogdahl	Schrom
Arnold	Dunn	Kleinbaum	Olhoft	Sillers
Bang	Fitzsimons	Knutson	Olson, A. G.	Solon
Berg	Frederick	Kowalczyk	Olson, H. D.	Spear
Bernhagen	Gearty	Krieger	Olson, J. L.	Stassen
Blatz	Hansen, Mel	Larson	O'Neill	Stokowski
Borden	Hanson, R.	Laufenburger	Patton	Ueland
Brown	Hughes	Lewis	Perpich, A. J.	Wegener
Chenoweth	Humphrey	Lord	Perpich, G.	Willet
Chmielewski	Jensen	Moe	Pillsbury	
Coleman	Josefson	Nelson	Purfeerst	
Conzemius	Keefe, J.	North	Renneke	
Davies	Keefe, S.	Novak	Schaaf	

Messrs. Ashbach; Hansen, Baldy and Tennessee voted in the negative.

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Purfeerst
Arnold	Doty	Keefe, S.	North	Renneke
Ashbach	Dunn	Kirchner	Novak	Schaaf
Bang	Fitzsimons	Kleinbaum	Ogdahl	Schrom
Berg	Frederick	Knutson	Olhoft	Sillers
Bernhagen	Gearty	Kowalczyk	Olson, A. G.	Solon
Blatz	Hansen, Baldy	Krieger	Olson, H. D.	Spear
Borden	Hansen, Mel	Larson	Olson, J. L.	Stassen
Brown	Hanson, R.	Laufenburger	O'Neill	Stokowski
Chenoweth	Hughes	Lewis	Patton	Tennessee
Chmielewski	Humphrey	Lord	Perpich, A. J.	Ueland
Coleman	Jensen	McCutcheon	Perpich, G.	Wegener
Conzernius	Josefson	Moe	Pillsbury	Willet

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 7, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Novak	Renneke
Arnold	Dunn	Knutson	Ogdahl	Schaaf
Bang	Frederick	Kowalczyk	Olhoft	Solon
Berg	Gearty	Krieger	Olson, A. G.	Spear
Bernhagen	Hansen, Mel	Larson	Olson, H. D.	Stassen
Blatz	Hanson, R.	Laufenburger	Olson, J. L.	Stokowski
Borden	Hughes	Lewis	O'Neill	Tennessee
Brown	Humphrey	Lord	Patton	Ueland
Chenoweth	Josefson	McCutcheon	Perpich, A. J.	Wegener
Coleman	Keefe, J.	Moe	Perpich, G.	Willet
Conzernius	Keefe, S.	Nelson	Pillsbury	
Davies	Kirchner	North	Purfeerst	

Those who voted in the negative were:

Ashbach	Fitzsimons	Jensen	Schrom	Sillers
Chmielewski	Hansen, Baldy			

So the bill passed and its title was agreed to.

S. F. No. 425: A bill for an act relating to the state; authorizing the sale of certain state lands to, and the development of that land

for industrial purposes by, the city of Owatonna; amending Laws 1965, Chapter 216, Section 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 48 and nays 17, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Kleinbaum	Ogdahl	Renneke
Arnold	Frederick	Knutson	Olhoft	Sillers
Bang	Gearty	Kowalczyk	Olson, A. G.	Solon
Berg	Hansen, Mel	Krieger	Olson, J. L.	Stassen
Bernhagen	Hanson, R.	Larson	O'Neill	Stokowski
Blatz	Humphrey	Laufenburger	Patton	Ueland
Brown	Jensen	Lord	Perpich, A. J.	Wegener
Chmielewski	Josefson	McCutcheon	Perpich, G.	Willet
Conzemius	Keefe, J.	Moe	Pillsbury	
Dunn	Kirchner	Nelson	Purfeerst	

Those who voted in the negative were:

Ashbach	Davies	Keefe, S.	Novak	Schrom
Borden	Doty	Lewis	Olson, H. D.	Spear
Chenoweth	Hansen, Baldy	North	Schaaf	Tennessee
Coleman	Hughes			

So the bill passed and its title was agreed to.

S. F. No. 645: A bill for an act relating to unemployment compensation; removing voluntary separation from employment to assume family obligations as a disqualifying condition; amending Minnesota Statutes 1971, Section 268.09, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 51 and nays 11, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Larson	Olson, H. D.	Spear
Arnold	Dunn	Laufenburger	O'Neill	Stassen
Ashbach	Fitzsimons	Lewis	Patton	Stokowski
Berg	Gearty	Lord	Perpich, A. J.	Tennessee
Borden	Hanson, R.	McCutcheon	Perpich, G.	Thorup
Brown	Hughes	Moe	Pillsbury	Wegener
Chenoweth	Humphrey	North	Purfeerst	Willet
Chmielewski	Keefe, J.	Novak	Schaaf	
Coleman	Keefe, S.	Ogdahl	Schrom	
Conzemius	Kirchner	Olhoft	Sillers	
Davies	Kleinbaum	Olson, A. G.	Solon	

Those who voted in the negative were:

Bernhagen	Hansen, Mel	Josefson	Kowalczyk	Olson, J. L.
Frederick	Jensen	Knutson	Nelson	Renneke
Hansen, Baldy				

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 56 and nays 9, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Olhoft	Solon
Arnold	Dunn	Kleinbaum	Olson, A. G.	Spear
Ashbach	Fitzsimons	Krieger	Olson, H. D.	Stassen
Bang	Frederick	Larson	Olson, J. L.	Stokowski
Berg	Gearty	Laufenburger	O'Neill	Tennessee
Blatz	Hansen, Mel	Lewis	Patton	Thorup
Borden	Hansen, R.	Lord	Perpich, A. J.	Wegener
Brown	Hughes	McCutcheon	Perpich, G.	Willet
Chenoweth	Humphrey	Moe	Pillsbury	
Chmielewski	Jensen	North	Purfeerst	
Coleman	Josefson	Novak	Schaaf	
Conzemius	Keefe, S.	Ogdahl	Sillers	

Those who voted in the negative were:

Bernhagen	Hansen, Baldy	Kowalczyk	Renneke	Ueland
Doty	Knutson	Nelson	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 1060: A bill for an act relating to highway traffic regulations; bicycle regulations; pedestrian rules; prohibiting certain soliciting; requiring certain precautions when opening certain vehicle doors; amending Minnesota Statutes 1971, Sections 169.01, Subdivision 51; 169.21, Subdivisions 3 and 5; 169.22; 169.221, Subdivisions 1 and 6; and Chapter 169, by adding a section.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 52 and nays 13, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Kirchner	North	Sillers
Arnold	Gearty	Kleinbaum	Novak	Solon
Ashbach	Hansen, Baldy	Kowalczyk	Ogdahl	Spear
Bang	Hansen, Mel	Krieger	Olhoft	Stassen
Blatz	Hansen, R.	Larson	Olson, A. G.	Tennessee
Brown	Hughes	Laufenburger	Olson, H. D.	Thorup
Chenoweth	Humphrey	Lewis	O'Neill	Wegener
Chmielewski	Jensen	Lord	Perpich, G.	Willet
Coleman	Josefson	McCutcheon	Pillsbury	
Conzemius	Keefe, J.	Moe	Purfeerst	
Doty	Keefe, S.	Nelson	Schaaf	

Those who voted in the negative were:

Berg	Dunn	Olson, J. L.	Renneke	Ueland
Bernhagen	Frederick	Patton	Schrom	
Davies	Knutson	Perpich, A. J.	Stokowski	

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Renneke
Arnold	Doty	Keefe, S.	North	Schaaf
Ashbach	Dunn	Kirchner	Ogdahl	Sillers
Bang	Fitzsimons	Kleinbaum	Olhoff	Solon
Berg	Frederick	Knutson	Olson, A. G.	Spear
Bernhagen	Gearty	Kowalczyk	Olson, H. D.	Stassen
Blatz	Hansen, Baldy	Krieger	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Larson	O'Neill	Tennessen
Brown	Hanson, R.	Laufenburger	Patton	Thorup
Chenoweth	Hughes	Lewis	Perpich, A. J.	Ueland
Chmielewski	Humphrey	Lord	Perpich, G.	Wegener
Coleman	Jensen	McCutcheon	Pillsbury	Willet
Conzemius	Josefson	Moe	Purfeerst	

Messrs. Novak and Schrom voted in the negative.

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Ogdahl	Sillers
Arnold	Dunn	Kleinbaum	Olhoff	Solon
Ashbach	Fitzsimons	Knutson	Olson, A. G.	Spear
Bang	Frederick	Kowalczyk	Olson, H. D.	Stassen
Berg	Gearty	Krieger	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Larson	O'Neill	Tennessen
Blatz	Hansen, Mel	Laufenburger	Patton	Thorup
Borden	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Brown	Hughes	Lord	Perpich, G.	Wegener
Chenoweth	Humphrey	McCutcheon	Pillsbury	Willet
Chmielewski	Jensen	Moe	Purfeerst	
Coleman	Josefson	Nelson	Renneke	
Conzemius	Keefe, J.	North	Schaaf	
Davies	Keefe, S.	Novak	Schrom	

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Ogdahl	Schrom
Arnold	Dunn	Kleinbaum	Olhoft	Sillers
Ashbach	Fitzsimons	Knutson	Olson, A. G.	Solon
Bang	Frederick	Krieger	Olson, H. D.	Spear
Berg	Gearty	Larson	Olson, J. L.	Stassen
Bernhagen	Hansen, Baldy	Laufenburger	O'Neill	Stokowski
Blatz	Hanson, R.	Lewis	Patton	Tennessen
Borden	Hughes	Lord	Perpich, A. J.	Thorup
Brown	Humphrey	McCutcheon	Perpich, G.	Ueland
Chenoweth	Jensen	Moe	Pillsbury	Wegener
Chmielewski	Josefson	Nelson	Purfeerst	Willet
Coleman	Keefe, J.	North	Renneke	
Conzemius	Keefe, S.	Novak	Schaaf	

Mr. Hansen, Mel voted in the negative.

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	North	Renneke
Arnold	Doty	Keefe, S.	Novak	Schaaf
Ashbach	Dunn	Kirchner	Ogdahl	Schrom
Bang	Fitzsimons	Kleinbaum	Olhoft	Sillers
Berg	Frederick	Knutson	Olson, A. G.	Solon
Bernhagen	Gearty	Kowalczyk	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Krieger	Olson, J. L.	Stassen
Borden	Hansen, Mel	Larson	O'Neill	Stokowski
Brown	Hanson, R.	Lewis	Patton	Tennessen
Chenoweth	Hughes	Lord	Perpich, A. J.	Thorup
Chmielewski	Humphrey	McCutcheon	Perpich, G.	Ueland
Coleman	Jensen	Moe	Pillsbury	Wegener
Conzemius	Josefson	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

S. F. No. 1181: A bill for an act relating to taxation; credits against the income tax; allowing a credit for rent paid for any six months of occupancy; amending Minnesota Statutes 1971, Section 290.982.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Purfeerst
Arnold	Doty	Keefe, S.	North	Renneke
Ashbach	Dunn	Kirchner	Novak	Schaaf
Bang	Fitzsimons	Kleinbaum	Ogdahl	Schrom
Berg	Frederick	Knutson	Olhoft	Sillers
Bernhagen	Gearty	Kowalczyk	Olson, A. G.	Solon
Blatz	Hansen, Baldy	Krieger	Olson, H. D.	Stassen
Borden	Hansen, Mel	Larson	Olson, J. L.	Stokowski
Brown	Hanson, R.	Laufenburger	O'Neill	Tennessee
Chenoweth	Hughes	Lewis	Patton	Thorup
Chmielewski	Humphrey	Lord	Perpich, A. J.	Ueland
Coleman	Jensen	McCutcheon	Perpich, G.	Wegener
Conzemius	Josefson	Moe	Pillsbury	Willet

So the bill passed and its title was agreed to.

THIRD READING OF HOUSE BILLS

H. F. No. 707: A bill for 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Ogdahl	Solon
Arnold	Dunn	Knutson	Olhoft	Spear
Ashbach	Fitzsimons	Kowalczyk	Olson, A. G.	Stassen
Bang	Frederick	Krieger	Olson, H. D.	Stokowski
Berg	Gearty	Larson	Olson, J. L.	Tennessee
Bernhagen	Hansen, Mel	Laufenburger	O'Neill	Thorup
Blatz	Hanson, R.	Lewis	Patton	Ueland
Borden	Hughes	Lord	Perpich, A. J.	Wegener
Brown	Humphrey	McCutcheon	Perpich, G.	Willet
Chenoweth	Jensen	Moe	Pillsbury	
Chmielewski	Keefe, J.	Nelson	Renneke	
Coleman	Keefe, S.	North	Schaaf	
Conzemius	Kirchner	Novak	Sillers	

Messrs. Hansen, Baldy; Purfeerst and Schrom voted in the negative.

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Purfeerst
Arnold	Doty	Keefe, S.	North	Renneke
Ashbach	Dunn	Kirchner	Novak	Schaaf
Bang	Fitzsimons	Kleinbaum	Ogdahl	Schrom
Berg	Frederick	Knutson	Olhoft	Sillers
Bernhagen	Gearty	Kowalczyk	Olson, A. G.	Solon
Blatz	Hansen, Baldy	Krieger	Olson, H. D.	Spear
Borden	Hansen, Mel	Larson	Olson, J. L.	Stassen
Brown	Hanson, R.	Laufenburger	O'Neill	Stokowski
Chenoweth	Hughes	Lewis	Patton	Thorup
Chmielewski	Humphrey	Lord	Perpich, A. J.	Ueland
Coleman	Jensen	McCutcheon	Perpich, G.	Wegener
Conzemius	Josefson	Moe	Pillsbury	Willet

Mr. Tennesen voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1170: A bill for 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Schaaf
Arnold	Doty	Keefe, S.	North	Schrom
Ashbach	Dunn	Kirchner	Novak	Sillers
Bang	Fitzsimons	Kleinbaum	Ogdahl	Solon
Berg	Frederick	Knutson	Olhoft	Spear
Bernhagen	Gearty	Kowalczyk	Olson, A. G.	Stassen
Blatz	Hansen, Baldy	Krieger	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Larson	O'Neill	Tennesen
Brown	Hanson, R.	Laufenburger	Patton	Thorup
Chenoweth	Hughes	Lewis	Perpich, G.	Ueland
Chmielewski	Humphrey	Lord	Pillsbury	Wegener
Coleman	Jensen	McCutcheon	Purfeerst	Willet
Conzemius	Josefson	Moe	Renneke	

So the bill passed and its title was agreed to.

H. F. No. 1164: A bill for 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Renneke
Arnold	Doty	Keefe, S.	North	Schaaf
Ashbach	Dunn	Kirchner	Ogdahl	Schrom
Bang	Fitzsimons	Kleinbaum	Olhoft	Sillers
Berg	Frederick	Knutson	Olson, A. G.	Solon
Bernhagen	Gearty	Kowalczyk	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Krieger	Olson, J. L.	Stassen
Borden	Hansen, Mel	Larson	O'Neill	Stokowski
Brown	Hanson, R.	Laufenburger	Patton	Tenessen
Chenoweth	Hughes	Lewis	Perpich, A. J.	Thorup
Chmielewski	Humphrey	Lord	Perpich, G.	Ueland
Coleman	Jensen	McCutcheon	Pillsbury	Wegener
Conzemius	Josefson	Moe	Purfeerst	Willet

Mr. Novak voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1171: A bill for an act relating to taxation; providing for refundment of inheritance tax overpayments and interest thereon; amending Minnesota Statutes 1971, Section 291.18.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Ogdahl	Sillers
Arnold	Dunn	Kleinbaum	Olhoft	Solon
Ashbach	Fitzsimons	Knutson	Olson, A. G.	Spear
Bang	Frederick	Kowalczyk	Olson, H. D.	Stassen
Berg	Gearty	Krieger	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Larson	O'Neill	Tenessen
Blatz	Hansen, Mel	Laufenburger	Patton	Thorup
Borden	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Brown	Hughes	Lord	Perpich, G.	Wegener
Chenoweth	Humphrey	McCutcheon	Pillsbury	Willet
Chmielewski	Jensen	Moe	Purfeerst	
Coleman	Josefson	Nelson	Renneke	
Conzemius	Keefe, J.	North	Schaaf	
Davies	Keefe, S.	Novak	Schrom	

So the bill passed and its title was agreed to.

H. F. No. 681: A bill for an act relating to wild animals; authorizing certain discharged servicemen to hunt deer by firearm; amending Minnesota Statutes 1971, Section 98.45, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Keefe, S.	North	Renneke
Ashbach	Dunn	Kirchner	Novak	Schaaf
Bang	Fitzsimons	Kleinbaum	Ogdahl	Schrom
Berg	Frederick	Knutson	Olhoft	Sillers
Bernhagen	Gearty	Kowalczyk	Olson, A. G.	Solon
Blatz	Hansen, Baldy	Krieger	Olson, H. D.	Spear
Borden	Hansen, Mel	Larson	Olson, J. L.	Stassen
Brown	Hanson, R.	Laufenburger	O'Neill	Stokowski
Chenoweth	Hughes	Lewis	Patton	Thorup
Chmielewski	Humphrey	Lord	Perpich, A. J.	Ueland
Coleman	Jensen	McCutcheon	Perpich, G.	Wegener
Conzemius	Josefson	Moe	Pillsbury	Willet
Davies	Keefe, J.	Nelson	Purfeerst	

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Ogdahl	Sillers
Arnold	Dunn	Kleinbaum	Olhoft	Solon
Ashbach	Fitzsimons	Knutson	Olson, A. G.	Spear
Bang	Frederick	Kowalczyk	Olson, H. D.	Stassen
Berg	Gearty	Krieger	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Larson	O'Neill	Tennessee
Blatz	Hansen, Mel	Laufenburger	Patton	Thorup
Borden	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Brown	Hughes	Lord	Perpich, G.	Wegener
Chenoweth	Humphrey	McCutcheon	Pillsbury	Willet
Chmielewski	Jensen	Moe	Purfeerst	
Coleman	Josefson	Nelson	Renneke	
Conzemius	Keefe, J.	North	Schaaf	
Davies	Keefe, S.	Novak	Schrom	

So the bill passed and its title was agreed to.

H. F. No. 345: A bill for 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 5, as follows:

Those who voted in the affirmative were:

Anderson	Blatz	Davies	Gearty	Jensen
Arnold	Borden	Doty	Hansen, Mel	Josefson
Bang	Brown	Dunn	Hanson, R.	Keefe, J.
Berg	Chenoweth	Fitzsimons	Hughes	Keefe, S.
Bernhagen	Chmielewski	Frederick	Humphrey	Kirchner

Kleinbaum	Moe	Olson, J. L.	Schaaf	Thorup
Kowalczyk	Nelson	O'Neill	Schrom	Ueland
Krieger	North	Patton	Sillers	Wegener
Larson	Novak	Perpich, A. J.	Solon	Willet
Laufenburger	Ogdahl	Perpich, G.	Spear	
Lewis	Olhoft	Pillsbury	Stassen	
Lord	Olson, A. G.	Purfeerst	Stokowski	
McCutcheon	Olson, H. D.	Renneke	Tennessee	

Those who voted in the negative were:

Ashbach Coleman Conzemius Hansen, Baldy Knutson

So the bill passed and its title was agreed to.

H. F. No. 955: A bill for an act relating to state lands; directing conveyance of a certain parcel of land in Otter Tail county.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Purfeerst
Arnold	Doty	Keefe, S.	North	Renneke
Ashbach	Dunn	Kirchner	Novak	Schaaf
Bang	Fitzsimons	Kleinbaum	Ogdahl	Schrom
Berg	Frederick	Knutson	Olhoft	Sillers
Bernhagen	Gearty	Kowalczyk	Olson, A. G.	Spear
Blatz	Hansen, Baldy	Krieger	Olson, H. D.	Stassen
Borden	Hansen, Mel	Larson	Olson, J. L.	Stokowski
Brown	Hanson, R.	Laufenburger	O'Neill	Tennessee
Chenoweth	Hughes	Lewis	Patton	Thorup
Chmielewski	Humphrey	Lord	Perpich, A. J.	Ueland
Coleman	Jensen	McCutcheon	Perpich, G.	Wegener
Conzemius	Josefson	Moe	Pillsbury	Willet

So the bill passed and its title was agreed to.

H. F. No. 256: A bill for 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Brown	Fitzsimons	Humphrey	Knutson
Arnold	Chmielewski	Frederick	Jensen	Kowalczyk
Bang	Coleman	Gearty	Josefson	Krieger
Berg	Conzemius	Hansen, Baldy	Keefe, J.	Larson
Bernhagen	Davies	Hansen, Mel	Keefe, S.	Laufenburger
Blatz	Doty	Hanson, R.	Kirchner	Lewis
Borden	Dunn	Hughes	Kleinbaum	Lord

McCutcheon	Olhoff	Perpich, A. J.	Schrom	Wegener
Moe	Olson, A. G.	Perpich, G.	Sillers	Willet
Nelson	Olson, H. D.	Pillsbury	Stassen	
North	Olson, J. L.	Purfeerst	Stokowski	
Novak	O'Neill	Renneke	Thorup	
Ogdahl	Patton	Schaaf	Ueland	

Messrs. Chenoweth, Spear and Tennessen voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 362: A bill for an act relating to the village of St. Michael; validating state aid payments to the firemen's relief association and service of members thereof.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Ogdahl	Sillers
Arnold	Dunn	Kleinbaum	Olhoff	Solon
Ashbach	Fitzsimons	Knutson	Olson, A. G.	Spear
Bang	Frederick	Kowalczyk	Olson, H. D.	Stassen
Berg	Gearty	Krieger	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Larson	O'Neill	Tennessen
Blatz	Hansen, Mel	Laufenburger	Patton	Thorup
Borden	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Brown	Hughes	Lord	Perpich, G.	Wegener
Chenoweth	Humphrey	McCutcheon	Pillsbury	Willet
Chmielewski	Jensen	Moe	Purfeerst	
Coleman	Josefson	Nelson	Renneke	
Conzemius	Keefe, J.	North	Schaaf	
Davies	Keefe, S.	Novak	Schrom	

So the bill passed and its title was agreed to.

H. F. No. 610: A bill for an act relating to the village of Mound; fire department relief association and firemen's service pensions.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Renneke
Arnold	Dunn	Kirchner	Novak	Schaaf
Ashbach	Fitzsimons	Kleinbaum	Ogdahl	Schrom
Bang	Frederick	Knutson	Olhoff	Sillers
Berg	Gearty	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Mel	Larson	Olson, J. L.	Stassen
Borden	Hanson, R.	Laufenburger	O'Neill	Stokowski
Brown	Hughes	Lewis	Patton	Tennessen
Chenoweth	Humphrey	Lord	Perpich, A. J.	Thorup
Chmielewski	Jensen	McCutcheon	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

H. F. No. 1130: A bill for an act relating to the city of Owatonna; firemen's relief benefits; amending Laws 1971, Chapter 200, Section 1 and 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Renneke
Arnold	Dunn	Kirchner	Novak	Schaaf
Ashbach	Fitzsimons	Kleinbaum	Ogdahl	Schrom
Bang	Frederick	Knutson	Olhoft	Sillers
Berg	Gearty	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Mel	Larson	Olson, J. L.	Stassen
Borden	Hanson, R.	Laufenburger	O'Neill	Stokowski
Brown	Hughes	Lewis	Patton	Tennessee
Chenoweth	Humphrey	Lord	Perpich, A. J.	Thorup
Chmielewski	Jensen	McCutcheon	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Willet
Conzemius	Keefe, J.	Nelson	Purfeerst	

So the bill passed and its title was agreed to.

H. F. No. 425: A bill for an act relating to retirement; firemen's service pensions in the village of Mendota Heights.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Renneke
Arnold	Dunn	Kirchner	Novak	Schaaf
Ashbach	Fitzsimons	Kleinbaum	Ogdahl	Schrom
Bang	Frederick	Knutson	Olhoft	Sillers
Berg	Gearty	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Mel	Larson	Olson, J. L.	Stassen
Borden	Hanson, R.	Laufenburger	O'Neill	Stokowski
Brown	Hughes	Lewis	Patton	Tennessee
Chenoweth	Humphrey	Lord	Perpich, A. J.	Thorup
Chmielewski	Jensen	McCutcheon	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

H. F. No. 78: A bill for an act relating to the city of Hastings; authorizing payment of lump sum retirement benefits to firemen.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Renneke
Arnold	Dunn	Kirchner	Novak	Schaaf
Ashbach	Fitzsimons	Kleinbaum	Ogdahl	Schrom
Bang	Frederick	Knutson	Olhoft	Sillers
Berg	Gearty	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Mel	Larson	Olson, J. L.	Stassen
Borden	Hanson, R.	Laufenburger	O'Neill	Stokowski
Brown	Hughes	Lewis	Patton	Tennessen
Chenoweth	Humphrey	Lord	Perpich, A. J.	Thorup
Chmielewski	Jensen	McCutcheon	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

H. F. No. 821: A bill for 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Renneke
Arnold	Doty	Kirchner	Novak	Schaaf
Ashbach	Dunn	Kleinbaum	Ogdahl	Schrom
Bang	Fitzsimons	Knutson	Olhoft	Sillers
Berg	Frederick	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Gearty	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Borden	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Brown	Hanson, R.	Lewis	Patton	Tennessen
Chenoweth	Hughes	Lord	Perpich, A. J.	Thorup
Chmielewski	Jensen	McCutcheon	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

H. F. No. 1218: A bill for 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Renneke
Arnold	Doty	Kirchner	Novak	Schaaf
Ashbach	Dunn	Kleinbaum	Ogdahl	Schrom
Bang	Fitzsimons	Knutson	Olhoft	Sillers
Berg	Frederick	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Gearty	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Borden	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Brown	Hanson, R.	Lewis	Patton	Tennessee
Chenoweth	Hughes	Lord	Perpich, A. J.	Thorup
Chmielewski	Jensen	McCutcheon	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

H. F. No. 263: A bill for an act relating to the fire department relief association and firemen's service pensions in the city of Brainerd.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Novak	Schaaf
Arnold	Dunn	Kirchner	Ogdahl	Schrom
Ashbach	Fitzsimons	Kleinbaum	Olhoft	Sillers
Bang	Frederick	Knutson	Olson, A. G.	Solon
Berg	Gearty	Kowalczyk	Olson, H. D.	Spear
Bernhagen	Hansen, Baldy	Krieger	Olson, J. L.	Stassen
Blatz	Hansen, Mel	Larson	O'Neill	Stokowski
Borden	Hanson, R.	Lewis	Patton	Tennessee
Brown	Hughes	Lord	Perpich, A. J.	Thorup
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Ueland
Chmielewski	Jensen	Moe	Pillsbury	Wegener
Coleman	Josefson	Nelson	Purfeerst	Willet
Conzemius	Keefe, J.	North	Renneke	

So the bill passed and its title was agreed to.

H. F. No. 1137: A bill for an act relating to the city of New Ulm; volunteer firemen's pensions.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Borden	Dunn	Hughes	Kleinbaum
Arnold	Brown	Fitzsimons	Humphrey	Knutson
Ashbach	Chenoweth	Frederick	Jensen	Kowalczyk
Bang	Chmielewski	Gearty	Josefson	Krieger
Berg	Coleman	Hansen, Baldy	Keefe, J.	Larson
Bernhagen	Conzemius	Hansen, Mel	Keefe, S.	Laufenburger
Blatz	Doty	Hanson, R.	Kirchner	Lewis

Lord	Ogdahl	Patton	Schaaf	Stokowski
McCutcheon	Olhoft	Perpich, A. J.	Schrom	Tennessee
Moe	Olson, A. G.	Perpich, G.	Sillers	Thorup
Nelson	Olson, H. D.	Pillsbury	Solon	Ueland
North	Olson, J. L.	Purfeerst	Spear	Wegener
Novak	O'Neill	Renneke	Stassen	Willet

So the bill passed and its title was agreed to.

H. F. No. 869: A bill for an act relating to intoxicating liquor; authorizing the issuance of certain licenses; amending Minnesota Statutes 1971, Section 340.11, by adding a subdivision.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 43 and nays 22, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Spear
Arnold	Dunn	Kleinbaum	Ogdahl	Stokowski
Berg	Fitzsimons	Kowalczyk	O'Neill	Tennessee
Blatz	Gearty	Krieger	Perpich, A. J.	Thorup
Borden	Hansen, Baldy	Larson	Perpich, G.	Ueland
Chenoweth	Hughes	Lewis	Pillsbury	Wegener
Coleman	Humphrey	Lord	Schaaf	Willet
Conzemius	Jensen	McCutcheon	Schrom	
Davies	Keefe, J.	Nelson	Solon	

Those who voted in the negative were:

Ashbach	Frederick	Knutson	Olson, H. D.	Sillers
Bang	Hansen, Mel	Moe	Olson, J. L.	Stassen
Bernhagen	Hanson, R.	Novak	Patton	
Brown	Josefson	Olhoft	Purfeerst	
Chmielewski	Kirchner	Olson, A. G.	Renneke	

So the bill passed and its title was agreed to.

H. F. No. 1167: A bill for 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 38 and nays 25, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Olhoft	Spear
Arnold	Doty	Kleinbaum	Perpich, A. J.	Stassen
Bernhagen	Fitzsimons	Larson	Perpich, G.	Stokowski
Borden	Gearty	Laufenburger	Purfeerst	Tennessee
Brown	Hanson, R.	Lewis	Schaaf	Wegener
Chmielewski	Hughes	Lord	Schrom	Willet
Coleman	Humphrey	Moe	Sillers	
Conzemius	Jensen	North	Solon	

Those who voted in the negative were:

Ashbach	Hansen, Baldy	Kowalczyk	Ogdahl	Patton
Bang	Hansen, Mel	Krieger	Olson, A. G.	Pillsbury
Berg	Keefe, J.	McCutcheon	Olson, H. D.	Renneke
Blatz	Kirchner	Nelson	Olson, J. L.	Thorup
Dunn	Knutson	Novak	O'Neill	Ueland

So the bill passed and its title was agreed to.

H. F. No. 212: A bill for 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 52 and nays 14, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kleinbaum	Olson, A. G.	Sillers
Arnold	Fitzsimons	Knutson	Olson, H. D.	Solon
Ashbach	Gearty	Kowalczyk	Olson, J. L.	Stassen
Bang	Hansen, Mel	Larson	O'Neill	Stokowski
Berg	Hanson, R.	Laufenburger	Patton	Thorup
Bernhagen	Hughes	Lewis	Perpich, A. J.	Ueland
Blatz	Humphrey	Lord	Perpich, G.	Wegener
Borden	Jensen	Moe	Pillsbury	Willet
Brown	Josefson	Nelson	Purfeerst	
Chmielewski	Keefe, J.	North	Renneke	
Conzemius	Kirchner	Olhoff	Schrom	

Those who voted in the negative were:

Chenoweth	Dunn	Keefe, S.	Novak	Spear
Coleman	Frederick	Krieger	Ogdahl	Tennessee
Doty	Hansen, Baldy	McCutcheon	Schaaf	

So the bill passed and its title was agreed to.

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; 354.33; 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Berg	Brown	Conzemius	Fitzsimons
Arnold	Bernhagen	Chenoweth	Davies	Frederick
Ashbach	Blatz	Chmielewski	Doty	Gearty
Bang	Borden	Coleman	Dunn	Hansen, Baldy

Hansen, Mel	Kleinbaum	Moe	O'Neill	Sillers
Hanson, R.	Knutson	Nelson	Patton	Solon
Hughes	Kowalczyk	North	Perpich, A. J.	Spear
Humphrey	Krieger	Novak	Perpich, G.	Stassen
Jensen	Larson	Ogdahl	Pillsbury	Stokowski
Josefson	Laufenburger	Olhoff	Purfeerst	Thorup
Keefe, J.	Lewis	Olson, A. G.	Renneke	Ueland
Keefe, S.	Lord	Olson, H. D.	Schaaf	Wegener
Kirchner	McCutcheon	Olson, J. L.	Schrom	Willet

So the bill passed and its title was agreed to.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended that the General Orders Calendar be taken up at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Keefe, J. in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Keefe, J. reported that the committee had considered

S. F. No. 973, which the committee recommends to pass with the following amendment offered by Mr. Lord:

Page 1, lines 21 and 22, strike "*regardless of population*" and insert "*with a population over 650*"

Page 3, strike lines 13 and 14, and insert in lieu thereof:

"Sec. 4. Minnesota Statutes 1971, Section 626.853, is amended to read:

626.853 [PARTICIPATION, POPULATION LIMIT.] Notwithstanding other provisions of sections 626.841 to 626.854 to the contrary, peace officers elected or appointed in any governmental unit or combination of governmental units with a total population of more than 500 but less than 1,000 county, municipality or joint or contractual combination thereof with a population over 650 according to the last federal census shall comply with the provisions of sections 626.846 and 626.847 when:

(a) The county board of the county in which such municipality or combination of municipalities is located provides by resolution for reimbursement to such municipality or combination of municipalities for the ordinary and necessary expenses, not including salary, of such officers' attendance at a peace officers training course as set forth in section 626.852 and

(b) The sheriff of such county consents to furnish temporary substitute local protection for such municipality or combination of municipalities, the expenses of which, except for salary, his office shall be similarly reimbursed by the county board."

Further, amend the title as follows:

Line 5, strike "and"

Line 6, after the semicolon, insert "and 626.853." and strike the rest of the line

Strike line 7

Mr. Frederick moved to amend Mr. Lord's amendment to S. F. No. 973, as follows:

Strike "650" wherever it appears and insert "1,000"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 28 and nays 32, as follows:

Those who voted in the affirmative were:

Berg	Fitzsimons	Keefe, J.	Novak	Renneke
Bernhagen	Frederick	Knutson	Ogdahl	Stassen
Blatz	Hansen, Baldy	Kowalczyk	Olson, J. L.	Ueland
Chmielewski	Hanson, R.	Krieger	O'Neill	Willet
Davies	Jensen	Larson	Patton	
Dunn	Josefson	Laufenburger	Pillsbury	

Those who voted in the negative were:

Anderson	Gearty	Lewis	Olhoft	Stokowski
Bang	Hansen, Mel	Lord	Olson, A. G.	Tennessee
Borden	Hughes	McCutcheon	Perpich, A. J.	Thorup
Chenoweth	Humphrey	Milton	Perpich, G.	Wegener
Coleman	Keefe, S.	Moe	Schaaf	
Conzemius	Kirchner	Nelson	Solon	
Doty	Kleinbaum	North	Spear	

Which motion did not prevail. So the amendment to Mr. Lord's amendment was not adopted.

The question being taken on the committee recommendation,

And the roll being called, there were yeas 30 and nays 24, as follows:

Those who voted in the affirmative were:

Borden	Humphrey	Moe	Olson, H. D.	Spear
Coleman	Keefe, J.	Nelson	Perpich, A. J.	Stassen
Conzemius	Keefe, S.	North	Perpich, G.	Stokowski
Doty	Lewis	Novak	Pillsbury	Tennessee
Gearty	Lord	Olhoft	Sillers	Thorup
Hughes	McCutcheon	Olson, A. G.	Solon	Wegener

Those who voted in the negative were:

Bang	Davies	Hanson, R.	Krieger	Renneke
Berg	Dunn	Jensen	Larson	Schaaf
Bernhagen	Fitzsimons	Josefson	Olson, J. L.	Ueland
Blatz	Frederick	Knutson	O'Neill	Willet
Chmielewski	Hansen, Baldy	Kowalczyk	Patton	

So the committee recommends S. F. No. 973 to pass as amended.

And then, on motion of Mr. Keefe, J., the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Conzemius moved that S. F. No. 951 be withdrawn from the Committee on Health, Welfare and Corrections and re-referred to the Committee on Natural Resources and Agriculture. Which motion prevailed.

RECESS

Mr. Coleman moved that the Senate do now recess until 7:30 o'clock p.m. Which motion prevailed.

The hour of 7:30 o'clock p.m. having arrived, the President called the Senate to order.

MEMBERS EXCUSED

Messrs. Lord; Knutson; Hanson, R. and Purfeerst were excused from this evening's Session. Mr. Patton was excused from this evening's Session, beginning at 8:45 p.m.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to revert to Messages From the House, and proceed through First Reading of House Bills, Reports of Committees, Second Reading of Senate Bills and Second Reading of House Bills. Which motion prevailed.

MESSAGE FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 145, 395, 1009, 1010, 1211 and 1599.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 18, 1973

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 236: A bill for an act relating to taxation; excise tax on gasoline and gasoline substitutes; refunds; penalties for

false claims; amending Minnesota Statutes 1971, Section 296.18, Subdivision 1.

Senate File No. 236 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.
Returned April 18, 1973.

CONCURRENCE AND REPASSAGE

Mr. Olson, A. G. moved that the Senate do now concur in the amendments by the House to S. F. No. 236 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 236 was read the third time, as amended by the House, and placed on its repassage.

The question being taken on the repassage of the bill, as amended,

And the roll being called, there were yeas 37 and nays 15, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Novak	Spear
Arnold	Doty	Keefe, S.	Olhoft	Stokowski
Bang	Dunn	Kleinbaum	Olson, A. G.	Tennessen
Bernhagen	Gerty	Lewis	Olson, H. D.	Thorup
Borden	Hansen, Mel	McCutcheon	Perpich, A. J.	Wegener
Chenoweth	Hughes	Milton	Perpich, G.	
Coleman	Humphrey	Moe	Pillsbury	
Conzemius	Josefson	North	Schaaf	

Those who voted in the negative were:

Ashbach	Fitzsimons	Kirchner	Nelson	Schrom
Berg	Hansen, Baldy	Kowalczyk	Patton	Sillers
Chmielewski	Jensen	Laufenburger	Renneke	Willet

So the bill, as amended, was repassed and its title was agreed to.

MESSAGE FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 437.

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.

And the House respectfully requests that a Conference Committee of three members be appointed thereon:

Jude, Prahl and Kvam have been appointed as such committee on the part of the House.

House File No. 437 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 18, 1973

Mr. Laufenburger moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 437 and that a Conference Committee of 3 members be appointed by the Committee on Committees, on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 377, 533, 878, 1193, 1467, 1038, 1320, 1399, 1590 and 1706.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 18, 1973

FIRST READING OF HOUSE BILLS

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.

H. F. No. 533: A bill for an act relating to elections; requiring that lawn signs be removed; amending Minnesota Statutes 1971, Section 211.01, by adding a subdivision, and Chapter 211, by adding a section.

H. F. No. 878: A resolution memorializing the President and Congress to continue the funding of public educational television.

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. 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. 1038: A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of Rice Lake state park.

H. F. No. 1320: A bill for an act relating to the state board of investment; regulating authorized investments; amending Minnesota Statutes 1971, Section 11.16, Subdivision 8.

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. 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.

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.

Which were read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk, with the exception of Reports pertaining to Confirmation of Appointments be now adopted. Which motion prevailed.

Mr. Hughes from the Committee on Education, to which was referred

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; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, strike "Subdivision 1."

Page 1, line 11, insert after "program" and before the period "in accordance with the provisions of Minnesota Statutes 1971, Sections 136A.14 to 136A.17"

Page 1, line 11, strike "Any student as defined by Minnesota"

Page 1, strike lines 12 through 30

Page 2, strike lines 1 through 28

Page 3, strike lines 1 through 12 and insert in lieu thereof:

"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~~ *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 fifth 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 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 in-

terest 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 resolution 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 terms 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 rea-

sonable 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 bondholders. 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 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."*

Page 3, line 13, following the "\$" and before "is" delete the dotted line and insert "1,000,000"

Page 3, line 15, insert a period after "fund" and strike "for"

Page 3, strike all of lines 16 and 17 and insert in lieu thereof the following: "*Such amounts as may be necessary from this appropriation may be used by the commission for costs incurred in administering the provisions of this act. The balance of this 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 this 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."*

Underline all the new language in the bill

Renumber the sections in sequence

Further, amend the title in line 6 by inserting before the period the following: "*;* 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"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1361: A bill for an act relating to Hennepin county; removing \$10,000 limitation on revolving fund; amending Laws 1951, Chapter 556, Section 4.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1551: A bill for an act authorizing the city of Minneapolis to pay costs of street maintenance and street lighting from general revenues.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 8, strike "shall" and insert in lieu thereof "may"

Page 1, line 10, after "city" and before "be" insert "may hereafter"

Page 1, line 13, after "section 1" insert "the city shall no longer specially assess the cost of the maintenance described in section 1, and"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1595: A bill for an act relating to Hennepin county; abolishing board of tax levy; repealing Special Laws 1879, Chapter 338, as amended.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 54: A bill for an act relating to courts, procedure and penalties in traffic violation cases; amending Minnesota Statutes 1971, Sections 169.89, Subdivision 1; 171.01, Subdivision 13; 171.16, Subdivisions 1 and 3; and 484.63; repealing Minnesota Statutes 1971, Section 169.122, Subdivision 4.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 21, strike "shall report" and insert "reports"

Page 2, line 21, before "person" strike "any" and insert "a" and after "person" insert ": (1)"

Page 2, line 22, reinstate the stricken language

Page 2, line 22, strike "any" and insert "a" and after "state" strike the comma

Page 2, line 23, before "ordinance" insert "an"

Page 2, line 23, strike "regulating" and insert "*which regulates*"

Page 2, line 24, after "vehicles," insert "(2)"

Page 2, line 25, after "and" insert "(3)"

Page 2, line 26, strike the comma and insert "*notwithstanding the fact that*"

Page 2, line 26, strike "having" and insert "has"

Page 2, line 27, before "person" strike "such" and insert "*that the*" and after "pay" strike "such" and insert "*the*"

Page 2, line 27, after "fine" insert a comma

Page 3, line 1, strike "*each such*" and insert in lieu thereof "a"

Page 3, line 7, strike "in any court"

Page 3, line 8, strike the comma and insert "*punishable by a fine only*"

Page 3, line 9, after "court" insert: "*upon questions of law only. Any person convicted of a violation of a municipal ordinance for which a sentence of imprisonment is authorized may appeal to the district court*"

Page 3, after line 15 add new sections to read:

"Sec. 6. Minnesota Statutes 1971, Section 488.20, is amended to read:

488.20 [APPEALS TO DISTRICT COURT.] Appeals may be taken to the district court of the county from the judgments of municipal courts in the same cases, upon the same procedure, and with the same effect as provided by law respecting appeals from justice courts, and all laws relating to such last named appeals shall be adapted and applied to appeals from the municipal courts. The time for appeal shall not start to run until the judgment has been perfected, the costs taxed, and notice of entry of judgment served upon the adverse party. On appeal to district court the appellant shall not be entitled to a trial by jury if trial by jury was held in municipal court ~~or if the offense for which convicted is punishable by a sentence to the payment of a fine only.~~ *Appeals from a conviction of a petty misdemeanor or an ordinance violation punishable by a fine only shall be upon questions of law only.*

Sec. 7. Minnesota Statutes 1971, Section 488A.18, Subdivision 12, is amended to read:

Subd. 12. [REMOVAL OF CAUSES TO SUPREME COURT.]

All causes *except petty misdemeanors and violation of municipal ordinances punishable by fine only* may be removed from the municipal court to the supreme court of the state of Minnesota in the same manner, upon like proceedings and with like effect as from district court.

Sec. 8. *This act is in effect June 1, 1973.*"

Page 3, strike lines 16 and 17

Amend the title as follows:

Line 7, strike the second "and"; after "484.63;" insert "488.20; and 488A.18, Subdivision 12." and strike the remaining language

Strike lines 8 and 9

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was re-referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [FINDINGS.] The legislature of the state of Minnesota finds that problems related to the environment often encompass the responsibilities of several state agencies and that solutions to these environmental problems require the interaction of these agencies.

Sec. 2. [DEFINITIONS.] Subdivision 1. For the purposes of this act, the following terms have the meaning given them.

Subd. 2. "Council" means Minnesota environmental quality council.

Sec. 3. [CREATION OF THE ENVIRONMENTAL QUALITY COUNCIL; MEMBERSHIP; CHAIRMAN; STAFF.] Subdivision 1. An environmental quality council, designated as the Minnesota environmental quality council, is hereby created.

Subd. 2. The council shall include as permanent members the director of the state planning agency, the director of the pollution control agency, the commissioner 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 citizens advisory committee, and two other members of the citizens advisory committee as designated by the governor.

Subd. 3. The director of the state planning agency shall be the chairman of the council.

Subd. 4. The state planning agency shall provide continuous staff support for the council and direct the work of the staff. The director of the state planning agency shall employ staff or consultants as required by the council. 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.

Sec. 4. [POWERS AND DUTIES.] Subdivision 1. The powers and duties of the Minnesota environmental quality council shall be as provided in this section and as otherwise provided by law or executive order. Actions of the council shall be taken only at an open meeting upon a majority vote of all the permanent members of the council. Actions of the council shall be binding upon all state agencies, notwithstanding any other provisions of law to the contrary.

Subd. 2. (a) The council shall determine which environmental problems of interdepartmental concern to state government shall be considered by the council. The council shall initiate interdepartmental investigations into those matters that it determines are in need of study. Topics for investigation may include but need not be limited to future population and settlement patterns, air and water resources and quality, solid waste management, transportation and utility corridors, economically productive open space, energy policy and need, growth and development, and land use planning.

(b) The council shall review programs of state agencies that significantly affect the environment and coordinate those it determines are interdepartmental in nature, and shall resolve conflicts between state agencies concerning environmental matters and insure agency compliance with state environmental policy.

(c) The council shall review environmental regulations and criteria for granting and denying permits by state agencies and shall resolve conflicts involving state agencies with regard to environmental regulations, permits, and procedures.

(d) State agencies shall submit to the council all proposed legislation of major significance relating to the environment and the council shall submit a report to the governor and the legislature indicating approval or disapproval of such major environmental proposals of state agencies and listing the reasons for such action.

Subd. 3. The council shall cooperate with regional development commissions in appropriate matters of environmental concern.

Subd. 4. The council may establish interdepartmental or citizen task forces or subcommittees to study particular problems.

Subd. 5. Pursuant and subject to the provisions of chapter 15, and the provisions hereof, the council may adopt, amend, and rescind rules governing its own administration and procedure and its staff and employees.

Subd. 6. The council shall assist and advise the governor on all

environmental issues in which action or comment by the governor is required by law or is otherwise appropriate.

Subd. 7. At its discretion, the council shall convene an annual environmental quality council congress including, but not limited to, representatives of state, federal and regional agencies, citizen organizations, associations, industries, colleges and universities, and private enterprises who are active in or have a major impact on environmental quality. The purpose of the congress shall be to receive reports and exchange information on progress and activities related to environmental improvement.

Subd. 8. The council shall provide the citizens advisory committee established in section 5 with such administrative, clerical and technical assistance as may be required by the committee to carry out its functions.

Subd. 9. The council shall meet with the citizens advisory committee established in section 5 at least four times a year, at approximately three-month intervals, to receive advice from the committee and to coordinate the activities of the council and the committee.

Sec. 5. [CITIZENS ADVISORY COMMITTEE.] Subdivision 1. There is established a citizens advisory committee composed of one resident from each congressional district and three members at large as a vehicle for citizen participation in the activities of the council. The governor shall appoint the members of the citizens advisory committee and the committee annually shall elect one of their members to serve as chairman. Members of the committee shall serve four-year terms coterminus with the governor. Each member shall receive as compensation for his services the sum of \$35 per day or fraction thereof spent in attending meetings of the citizens advisory committees or in performing other duties required by law, and each member of the committee shall be reimbursed for actual and necessary expenses incurred in the performance of his duties in the same manner and amount as state employees.

(a) To review and appraise the various programs and activities of the state government in light of environmental quality concerns for the purpose of determining the extent to which such programs and activities are contributing to state environmental policies and goals;

(b) To hold meetings throughout the state as it deems necessary for the purpose of gathering information on public and private opinions concerning the adequacy of the state's environmental quality policies and the extent to which these policies are being implemented;

(c) To give advice and counsel to the council; and

(d) To make recommendations to the governor, legislature and the public on or before December 31 of each year regarding any needed state policy or program changes to foster and promote the improvement of environmental quality.

Sec. 6. [HEARINGS.] Subdivision 1. The council shall hold public hearings on matters that it determines to be of major environmental impact. The council shall prescribe by rule and regulation in conformity to the provisions of Minnesota Statutes, Sections 15.0411 to 15.0423, inclusive, the procedures for the conduct of all hearings and review procedures.

Subd. 2. The council may delegate its authority to conduct a hearing to a hearings officer. The hearings officer shall have the same power as the council to compel the attendance of witnesses to examine them under oath, to require the production of books, papers, and other evidence, and to issue subpoenas and cause the same to be served and executed in any part of the state. The hearings officer shall be knowledgeable in matters of law and the environment.

If a hearings officer conducts a hearing, he shall make findings of fact and submit them to the council. The transcript of testimony and exhibits shall constitute the exclusive record upon which such findings are made. The findings shall be available for public inspection.

Subd. 3. After receipt of the findings of fact of the hearings officer, the council shall make recommendations to the governor and legislature as to administrative and legislative actions to be considered in regard to the matter.

Sec. 7. [POLICY; LONG-RANGE PLAN; PURPOSE.] Consistent with the policy announced herein, the council shall, before November 15, of each even-numbered year, prepare a long-range plan and program for the effectuation of said policy, and shall make a report to the governor and the legislature of progress on those matters assigned to it by law.

Sec. 8. [FEDERAL FUNDS; DONATIONS.] The council may apply for, receive, and disburse federal funds made available to the state by federal law or rules promulgated thereunder for any purpose related to the powers and duties of the council. The council shall comply with any and all requirements of such federal law or such rules and regulations promulgated thereunder in order to apply for, receive, and disburse such funds. The council is authorized to accept any donations or grants from any public or private concern. All such moneys received by the council shall be deposited in the state treasury and are hereby appropriated to it for the purpose for which they are received.

Sec. 9. [APPROPRIATION.] There is hereby appropriated \$200,000 from the general fund for the operation of the council."

Strike the title and insert in lieu thereof:

"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."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was re-referred the following appointments:

STATE BOARD OF HUMAN RIGHTS

Leo Adams, 3657 Maryland Avenue, North, New Hope, Hennepin County, appointed effective the first Monday of January, 1973, for a term expiring the first Monday of January, 1976.

Mary Lou Hill, 432 Oliver Avenue, South, Minneapolis, Hennepin County, appointed effective the first Monday of January, 1973, for a term expiring the first Monday of January, 1976.

Jose Trejo, 841 Delaware Avenue, St. Paul, Ramsey County, appointed effective the first Monday of January, 1973, for a term expiring the first Monday of January, 1976.

Robert Bolle, 205 East Viking Drive, St. Paul, Ramsey County, appointed effective the first Monday of January, 1973, for a term expiring the first Monday of January, 1976.

Duane Korb, 3961 Zarthan Avenue, South, Bloomington, Hennepin County, appointed effective the first Monday of January, 1973, for a term expiring the first Monday of January, 1976.

Marie Martinez, 28 - 3rd Avenue, North, Madelia, Watonwan County, appointed effective the first Monday of January, 1973, for a term expiring the first Monday of January, 1976.

Ilene Jean Atwood, 5413 London Road, Duluth, St. Louis County, appointed effective the first Monday of January, 1973, for a term expiring the first Monday of January, 1976.

COMMISSIONER OF ECONOMIC DEVELOPMENT

James R. Heltzer, 3857 Brookview Drive, St. Louis Park, Hennepin County, appointed effective March 14, 1973, for a term expiring January 1, 1975.

Reports the same back with the recommendation that the appointments be confirmed.

Mr. Gearty moved that the foregoing Committee report be laid on the table. Which motion prevailed.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1235: A bill for an act establishing a Minnesota state racing commission; providing duties and authority; appropriating money; amending Minnesota Statutes 1971, Section 609.75, Subdivision 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 14 through 17 and insert:

“commission shall be composed of five members appointed by the governor and confirmed by the senate. The initial appointments shall be as follows: one for a term of one year, one for a term of two

years, one for a term of three years, one for a term of four years and one for a term of five years. Vacancies in the commission shall be filled for the unexpired term in the manner provided for original appointments. Each commissioner shall be eligible for reappointment, in the discretion of the governor. The commission shall elect its chairman."

Page 6, strike lines 1 through 6, and insert:

"Sec. 5. [COUNTY APPROVAL OF LICENSE.] Any original license issued by the commission for the conduct of any race meeting shall be invalid unless the qualified voters of the county wherein such meeting is to be conducted vote to allow such license to be in effect. The election provided for in this section shall be conducted according to the forms and regulations presently obtaining in local elections."

And when so amended the bill do pass and be re-referred to the Committee on Governmental Operations.

Mr. Gearty, pursuant to Rule 35, requested that S. F. No. 1235 be re-referred to the Committee on Rules and Administration.

So S. F. No. 1235 was re-referred to the Committee on Rules and Administration.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

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.

Reports the same back with the recommendation that the printed bill be amended as follows:

Page 2, line 29, strike "including" and insert a comma

Page 2, line 29, after "benefits" strike the new language and insert, "*method and order of demotion, layoffs, recall, and seniority, group health and insurance plans, vacations, subcontracting practices,*"

Page 2, line 30, after the period insert, "*The terms in this subdivision are subject to the provisions of section 179.66 regarding the rights of public employers and the scope of negotiations. The term "terms and conditions of employment" shall not mean retirement contributions or benefits or"*

Page 2, line 31, after "employees" insert a comma

Page 2, strike the rest of line 31

Page 2, strike lines 32 through 34

Page 2, line 31, after "employees" insert "*, the educational policies of a school district, or other conditions that may be covered by statute.*"

Page 2, strike the rest of line 31

Page 2, strike lines 32 through 34.

Page 7, line 15, reinstate the stricken language through "as"

Page 7, line 16, after the stricken language insert "*secondary boycott.*"

Page 9, after line 36, insert:

"Sec. 26. 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) issues 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.”

Renumber the remaining sections.

Amend the title as follows: Line 16, strike “Subdivision 3” and insert “Subdivisions 3 and 5”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1626: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

“Section 1. Minnesota Statutes 1971, Chapter 124, is amended by adding a section to read:

[124.041] [CAPITAL EXPENDITURE LEVY.] *A school district may levy for capital expenditures an amount not to exceed the amount raised by six mills times the adjusted assessed valuation of the taxable property of the district for the preceding year, notwithstanding sections 272.64 and 275.49 provided that the levy may not exceed by more than one such mill, the capital expenditure levy for the preceding year, and provided further that a district which levied in excess of seven such mills for capital expenditures in 1972, may levy seven such mills in 1973. The proceeds of the tax may be used only for the net costs of bus purchases in excess of the costs taken into account in the depreciation aid paid by the state; to acquire, improve, and repair school sites and to lease, erect, equip, reequip, repair and improve buildings and permanent attached fixtures, and may not be used for custodial services. The district shall establish a separate fund in which the proceeds shall be accumulated until expended.*

Sec. 2. 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 and 1974-1975 school years, the aggregate foundation aid earned by a district for a year may not be less than the sum of aggregate foundation aid earned for 1972-1973 and 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.

Sec. 3. Minnesota Statutes 1971, Section 124.212, is amended by adding a subdivision to read:

Subd. 4a. 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.

Sec. 4. 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. 5. 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) \$812 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 4, clause (2), of this act, and the greater of: (a) one third of the difference that results when such greater sum is subtracted from \$812, or (b) \$24, bears to \$812.

Sec. 6. Minnesota Statutes 1971, Section 124.212, Subdivision 8, is amended to read:

Subd. 8. Notwithstanding any provisions of any other law to the contrary, the 1970 adjusted assessed valuation used in calculating foundation aid for the 1971-1972 and 1972-1973 school years shall include only that property which is currently taxed 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, 360.133, 360.135 and 124.28 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 275.125, subdivision 2 7 of this act to the total levy allowed by section 275.125 but not to exceed 40 percent of the previous school year's payment . For any district which receives any other state grants, refunds or aids not available to each and every school district and designed to compensate for nontaxable valuation, except for aids under section 124.801, the foundation aid for the 1971-1972 and 1972-1973 school years shall be reduced by 10 percent of the previous year's payments to the district of such additional aids. 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 275.125, subdivision 2 to the total levy allowed by section 275.125.

Sec. 7. 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 5, clause (2) of this act, bears to \$812.

(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 5, clause (2) of this act, and the greater of (a) one half of the difference that results when such greater sum is subtracted from \$852, or (b) \$40, bears to \$852.

(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 amount may be added to that authorized by clauses (1) or (2). If approved, the additional amount 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 (3). A petition authorized by

this clause shall be effective if signed by a number of qualified voters in excess of 25 percent of the total number of votes cast at the most recent 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 (3). 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. 8. Minnesota Statutes 1971, Section 275.125, is amended by adding a subdivision to read:

Subd. 3a. In addition to the levy authorized by section 7 of this act, a qualifying district may levy additional amounts as follows:

(1) The amounts necessary to make payments for bonds issued and for interest thereon, including the bonds and interest thereon, issued as authorized by Minnesota Statutes 1971, Section 275.125, Subdivision 3, Clause (6) (C), and for repayment of debt service loans and capital loans, the amount authorized for capital expenditures pursuant to section 1 of this act, and the amount authorized for liabilities of dissolved districts pursuant to section 122.45.

(2) For authorized 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.

(3) Except as otherwise provided in clause (5), in 1973, an amount not to exceed the amount per pupil unit, exclusive of post secondary vocational units equal to the difference that results when \$812 is subtracted from the district's 1970-1971 adjusted maintenance cost per pupil unit increased by \$149, provided that the per pupil unit amount authorized herein shall be reduced by the amount of reimbursement entitlement per pupil unit in average daily membership for 1970-1971 school year programs for handicapped children.

(4) Except as otherwise provided in clause (5), in 1974, an amount not to exceed the amount per pupil unit, exclusive of post secondary vocational units equal to 98 percent, rounded upwards to the next full dollar, of the difference that results when \$852 is subtracted from the district's 1970-1971 adjusted maintenance cost per pupil unit increased by \$189, provided that the per pupil unit amount authorized herein shall be reduced by the amount of reimbursement entitlement per pupil unit in average daily membership for 1970-1971 school year programs for handicapped children and one-half the state reimbursement attributable to maintenance costs entitlement per pupil unit in average daily membership for 1972-1973 school year secondary vocational programs, and shall be further reduced by the amount of state aid paid for 1973-1974 which but for the operation of section 2 of this act would not have been paid.

(5) For a district having boundaries coterminous with the boundaries of a city of the first class, an amount not to exceed the amount raised by 1.5 mills times the adjusted assessed valuation of the district for the preceding year, provided that beginning with the levy made in 1974, the levy authorized by this clause shall be reduced each year from the amount authorized in the preceding year by $\frac{3}{100}$ of a mill times the adjusted assessed valuation of the district for the preceding year, until the levy authorized in this clause is reduced to zero.

(6) 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).

(7) 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.

(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 a 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.

(9) Districts which receive payments which result in deductions from foundation aid pursuant to section 6 of this act, shall reduce the permissible levies authorized by this subdivision by the amount of the previous year's payment less the amount of the deduction 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. 9. Minnesota Statutes 1971, Section 124.17, is amended by adding a subdivision to read:

Subd. 1a. 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 prekindergarten pupils as defined in section 120.03, and en-

rolled 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, 1-4/10 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 1-1/2 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. Each such pupil in a district in which the number of such pupils exceeds five percent of the total actual pupil units of the district for the same year, shall be counted as an additional two-tenths of a pupil unit, in addition to any other weightings. Each such pupil in a district in which the number of such pupils exceeds eight percent of the total actual pupil units of the district for the same year shall be counted as an additional one-tenth of a unit, in addition to any other weightings. Each such pupil in a district in which the number of such pupils exceeds ten percent of the total actual pupil units of the district for the same year shall be counted as an additional one-tenth of a pupil unit, in addition to any other weightings. 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. School districts are encouraged to allocate a major portion of the aids that they receive on account of this clause to primary grade programs and services, particularly to such programs and services that involve participation of parents.

(5) 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 and where the actual number of pupil units has increased from the prior year by more than four percent, the number of pupil units for such district shall equal the sum of the actual units for the current year and one fourth of the difference between the actual units for the two years. These adjustments shall not be made in computing adjusted maintenance cost per pupil unit.

Sec. 10. [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. 11. Minnesota Statutes 1971, Chapter 124, is amended by adding a section to read:

[124.222] [TRANSPORTATION AID ENTITLEMENT.]
Subdivision 1. [COMPUTATION.] *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 current fiscal year times the number of eligible pupils transported during the current 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 current 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 the year in which the current fiscal year begins;

(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. [PAYMENT SCHEDULE.] *The state shall pay to each school district 30 percent of its estimated school transportation aid entitlement for the current 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. 3. [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 authorized for state aid in fiscal year 1973, and 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.]
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; notwithstanding any statute, rule, or regulation to the contrary regarding limitations of municipal boundaries; provided that state

transportation aid is authorized for the transportation of any primary grade 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, or 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) Transportation of participating pupils to and from organized co-curricular interschool competition;

(8) Services described in clauses (1) to (7) when provided in conjunction with a state board approved summer school program.

Sec. 13. 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. 14. 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. 15. 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. 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 section 15 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. [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. 18. 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. 19. [REPEALER.] 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; 275.125, Subdivisions 2 and 3; 360.133; and 360.135, are repealed.

Sec. 20. [APPROPRIATION.] There is appropriated from the general fund of the state treasury to the department of education \$ for the biennium beginning July 1, 1973, \$ for the distribution to the school districts of Minnesota as provided in this act.

Sec. 21. Sections 11 and 12 of this act are effective July 1, 1974."

Further, amend the title by striking it in its entirety and inserting in lieu thereof:

"A bill for an act relating to education; school aids and levies; appropriating money; amending Minnesota Statutes 1971, Chapter 124, by adding section; 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, Subdivision 1, 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; 275.125, Subdivisions 2 and 3; 360.133; and 360.135."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 384: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

“Section 1. 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 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 pharmacists, 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 proceedings 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."

Amend the title as follows:

Line 2, after "to" and before "nursing" insert "hospital, boarding care homes, and"

Line 7 strike "establishing"

Strike line 8

Line 9, strike "powers and duties;"

Line 11, strike "and appropriating"

Line 12, strike "money;"

Line 13, strike "Sections 144.53; and 609.23;"

Line 15, strike "sections;" and insert "a section; 609, by adding a section; and repealing Minnesota Statutes 1971, Section 144.583."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1455: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

"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, when possible, be voluntary, individually planned, part of a continuum of services available, and family based. Treatment shall not be denied on the basis of prior treatments.

Sec. 2. There is hereby created an alcohol and other drug abuse section in the department of health. The 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 of alcohol and other drug abuse and dependency and treatment and rehabilitation of the alcohol and other drug dependent;

(d) gather and disseminate facts and information about problems of alcohol and other drug dependency and abuse to public and private agencies and the courts so requesting such information for guidance to and assistance in preventing problems of alcohol and other drug dependency and abuse;

(e) inform and educate the general public on alcohol and other drug dependency and abuse problems so that alcohol and other drug dependency and abuse may be prevented and persons suffering from alcohol and other drug dependency and abuse may seek treatment;

(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 provide for 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. 3. There is hereby created an alcohol and other drug abuse advisory council to advise the state board of health concerning the problems of alcohol and other drug dependency and abuse, composed of 11 members appointed by the state board of health for a term of two years. The initial appointment of five members shall be individuals whose interests or training are in the field of alcohol dependency and abuse; and at least five members shall be individuals whose interests or training are in the field of dependency and abuse of drugs other than alcohol.

Members shall receive no compensation but shall be reimbursed for their necessary travel and other expenses as provided for state employees.

Sec. 4. 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 health.

Sec. 5. Subdivision 1. The state board of health may designate the community mental health boards or other local agency as specified by the state board of health 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 that local agency for funding from any local, state or federal governmental sources.

Subd. 2. The state board of health 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. 6. [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 reimbursements shall be financed one half from state revenues and one half from local revenues appropriated from the county general fund. All clients shall purchase services in accordance with the regulations promulgated by the state board of health.

Sec. 7. 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. 8. 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. 9. 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 dis-

honorable, 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 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. 10. 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 ad-

mitted 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. 11. 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 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. 12. 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. 13. 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. 14. [CONFIDENTIALITY OF RECORDS.] *Records of research by the state authority or treatment by an approved treatment program are confidential and may not be disclosed without written permission of individuals subject to research or treatment.*

Sec. 15. *The state board of health, pursuant to the administrative procedures act, shall promulgate rules to implement this act.*

Sec. 16. [APPROPRIATION.] *§ is appropriated to the state board of health for purposes of this act.*

Sec. 17. [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. 18. [EFFECTIVE DATE.] *This act takes effect on July 1, 1973.*"

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 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; 245.695."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 712: 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 15, strike "in the possession of a" and insert "heretofore unregistered."

Strike line 16.

Page 2, strike lines 8 through 17.

Page 3, line 5, after "fee" insert "from the manufacturer or distributor"

Renumber the subdivisions accordingly.

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1654: A bill for an act relating to motor vehicles; permissible length; amending Minnesota Statutes 1971, Section 169.81, Subdivisions 2 and 3.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1239: A bill for an act relating to money; maximum interest rates; exempting certain loans therefrom; amending Minnesota Statutes 1971, Section 334.01.

Reports the same back with the recommendation that the bill be amended as follows:

On page 2, following line 6, add:

“Sec. 2. This act is in effect the day following its final enactment.”

And when so amended the bill do pass. Amendments adopted.
Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 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 a section; repealing Minnesota Statutes 1971, Section 309.176; and Laws 1971, Chapter 680, Section 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 24, strike “may” and insert “shall”

Page 1, line 26, strike “may” and insert “shall”

Page 2, following line 16, insert:

“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.”

Renumber the sections

Amend the title, page 1, line 6, by striking “a section” and inserting “subdivisions”

And when so amended the bill do pass. Amendments adopted.
Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 1038, 1320, 1399, 1706, 377, 533, and 1467 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. No. 1320 to the Committee on Governmental Operations.

H. F. No. 1399 to the Committee on Health, Welfare and Corrections.

H. F. No. 377 to the Committee on Judiciary.

H. F. Nos. 1706 and 1467 to the Committee on Metropolitan and Urban Affairs.

H. F. No. 1038 to the Committee on Natural Resources and Agriculture.

H. F. No. 533 to the Committee on Transportation and General Legislation.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

APPOINTMENTS

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 342, pursuant to the request of the Senate, Messrs. Krieger, Purfeerst, Solon.

Mr. Davies moved that the foregoing appointments be approved. Which motion prevailed.

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 225, pursuant to the request of the House, Messrs. Anderson, Kleinbaum, Stassen.

Mr. Davies moved that the foregoing appointments be approved. Which motion prevailed.

SECOND READING OF SENATE BILLS

S. F. Nos. 1361, 1551, 1595, 54, 384, 712, 152, 1654, 1809, 1622, 1602, 1575, 1239 and 1295 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1433, 1557, and 295 were read the second time.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Milton moved that S. F. No. 2110 be withdrawn from the Committee on Natural Resources and Agriculture and re-referred to the Committee on Metropolitan and Urban Affairs. Which motion prevailed.

SPECIAL ORDER

Mr. Novak, pursuant to Rule 10 moved that S. F. No. 1827, on General Orders be now designated as a Special Order for immediate consideration and that it be given its third reading and placed on its final passage.

S. F. No. 1827: A bill for an act relating to the operation of state government for the fiscal year ending June 30, 1973; appropriating money therefor.

Mr. Novak moved to amend S. F. No. 1827 as follows:

Page 1, after line 46, insert:

“Subd. 10. To the senate;
Salaries, supplies,
and expenses

100,000.00”

Renumber the subdivisions in sequence

Which motion prevailed. So the amendment was adopted.

Mr. Anderson moved to amend S. F. No. 1827 as follows:

Page 1, after line 26, add a new subdivision to read as follows:

Subd. 5. Minnesota-Wisconsin Boundary

Commission:

To fully match the Wisconsin
contribution

6,300.00

Renumber the remaining subdivisions accordingly.

Which motion prevailed. So the amendment was adopted.

S. F. No. 1827 was read the third time, as amended.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 59 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	Novak	Schaaf
Arnold	Davies	Kirchner	Ogdahl	Sillers
Ashbach	Doty	Kleinbaum	Olhoff	Solon
Bang	Dunn	Kowalczyk	Olson, A. G.	Spear
Berg	Frederick	Larson	Olson, H. D.	Stassen
Bernhagen	Gearty	Laufenburger	Olson, J. L.	Stokowski
Blatz	Hansen, Baldy	Lewis	O'Neill	Tennessee
Borden	Hansen, Mel	McCutcheon	Patton	Thorup
Brown	Hughes	Milton	Perpich, A. J.	Ueland
Chenoweth	Humphrey	Moe	Perpich, G.	Wegener
Chmielewski	Josefson	Nelson	Pillsbury	Willet
Coleman	Keefe, J.	North	Renneke	

Mr. Jensen voted in the negative.

So the bill, as amended, passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that Rule 77 be suspended for this evening's Session. Which motion prevailed.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Keefe, S. in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Keefe, S. reported that the committee had considered S. F. No. 1507 which the committee recommends to pass.

S. F. No. 1026, which the committee recommends to pass with the following amendment offered by Mr. Davies:

Page 11, line 8, after "*utility*" insert "*because of adverse environmental impact,*"

S. F. No. 376, which the committee recommends to pass with the following amendments offered by Messrs. Wegener and Schaaf.

Mr. Wegener moved to amend S. F. No. 376 as follows:

Page 2, after line 21, insert:

"Subd. 3. In the event the property is sought both by an adjoining property owner and by the state or a political subdivision, and the adjoining property owner offers to exchange with the state or political subdivision other property in the area that is of equivalent value, provides for continuity of route and is suitable for the purpose for which the state or political subdivision is seeking the property, the state or political subdivision may accept the offer and make the exchange."

Renumber the remaining subdivision.

Page 2, line 27, after "in" strike "as" and insert in lieu thereof "a"

Page 2, lines 27 and 28, strike "as possible"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 59 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Josefson	North	Schaaf
Arnold	Doty	Keefe, J.	Novak	Schrom
Ashbach	Dunn	Keefe, S.	Olhoft	Sillers
Bang	Fitzsimons	Kirchner	Olson, A. G.	Solon
Berg	Frederick	Kowalczyk	Olson, H. D.	Spear
Bernhagen	Gearty	Krieger	Olson, J. L.	Stassen
Borden	Hansen, Baldy	Laufenburger	O'Neill	Stokowski
Brown	Hansen, Mel	Lewis	Perpich, A. J.	Tennessee
Chmielewski	Hughes	McCutcheon	Perpich, G.	Wegener
Coleman	Humphrey	Milton	Pillsbury	Willet
Conzemius	Jensen	Nelson	Renneke	

Which motion prevailed. So the amendment was adopted.

Mr. Schaaf moved to amend S. F. No. 376 as follows:

Page 1, line 9, after "county," insert "and"

Page 1, line 10, after "located" strike the comma and insert: ". If within 90 days of receiving the offer none of the governments indicate an intention to purchase the property, the railroad shall offer the property to"

Mr. Wegener also moved to amend S. F. No. 376, as follows:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. [222.055] [ABANDONED RAILROAD PROPERTY.] Upon abandonment of any railroad line and the placing of the land constituting the former right-of-way upon the market for sale by the railroad, any lessee having existing leasehold rights in the right-of-way involved and any owner of agricultural

land abutting the right-of-way shall have first option to purchase the railroad right-of-way. If the parties are unable to negotiate a satisfactory agreement for sale and purchase of the right-of-way within 180 days from the date of placing the right-of-way on the market, the railroad shall be free to otherwise dispose of the right-of-way. Notice of intent to sell the land, with effective date of placing it on the market, shall be given through public notice to the leaseholders and owners of record of abutting agricultural land.

Sec. 2. This act is effective the day following its final enactment."

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 22 and nays 33, as follows:

Those who voted in the affirmative were:

Berg	Frederick	Kleinbaum	Olson, H. D.	Spear
Bernhagen	Hansen, Baldy	Krieger	Renneke	Wegener
Borden	Humphrey	Larson	Schaaf	
Chmielewski	Jensen	Novak	Schrom	
Coleman	Josefson	Olson, A. G.	Solon	

Those who voted in the negative were:

Anderson	Doty	Keefe, S.	North	Sillers
Arnold	Dunn	Kirchner	Olhoff	Stassen
Bang	Fitzsimons	Kowalczyk	Olson, J. L.	Tennessee
Brown	Gearty	Lewis	O'Neill	Ueland
Chenoweth	Hansen, Mel	McCutcheon	Perpich, A. J.	Willet
Conzemius	Hughes	Milton	Perpich, G.	
Davies	Keefe, J.	Nelson	Pillsbury	

Which motion did not prevail. So the amendment was not adopted.

Mr. Schrom moved to amend S. F. No. 376, as follows:

Page 2, after line 28, insert:

"Subd. 4. Nothing in this act shall pertain to Stearns, Pope, Morrison, and Todd counties."

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 13 and nays 36, as follows:

Those who voted in the affirmative were:

Ashbach	Frederick	Jensen	Olson, H. D.	Stokowski
Chenoweth	Hansen, Baldy	Kleinbaum	Schrom	Wegener
Chmielewski	Hughes	Novak		

Those who voted in the negative were:

Anderson	Dunn	Kowalczyk	O'Neill	Stassen
Arnold	Fitzsimons	Larson	Perpich, A. J.	Tennessee
Bang	Gearty	Lewis	Perpich, G.	Ueland
Bernhagen	Hansen, Mel	McCutcheon	Pillsbury	Willet
Brown	Humphrey	Milton	Renneke	
Coleman	Keefe, J.	Nelson	Schaaf	
Conzemius	Keefe, S.	North	Sillers	
Doty	Kirchner	Olson, J. L.	Spear	

Which motion did not prevail. So the amendment was not adopted.

S. F. No. 138, which the committee recommends to pass, subject to the following motion:

Mr. Tennessen moved to amend S. F. No. 138 as follows:

Page 1, strike lines 19 to 31

Page 2, strike lines 1 to 10

Page 2, line 11, strike "Sec. 3" and insert in lieu thereof "Sec. 2"

Amend the title as follows:

Line 4, strike "creating"; strike lines 5 and 6

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 27 and nays 27, as follows:

Those who voted in the affirmative were:

Bang	Hansen, Mel	Lewis	Ogdahl	Stokowski
Blatz	Hugler	McCutcheon	Olson, H. D.	Tennessen
Borden	Humphrey	Milton	Olson, J. L.	Ueland
Chenoweth	Keefe, J.	Nelson	O'Neill	
Davies	Kirchner	North	Solon	
Doty	Kowalczyk	Novak	Spear	

Those who voted in the negative were:

Anderson	Conzemius	Josefson	Perpich, A. J.	Stassen
Arnold	Fitzsimons	Keefe, S.	Perpich, G.	Wegener
Ashbach	Frederick	Kleinbaum	Pillsbury	Willet
Berg	Gearty	Larson	Renneke	
Bernhagen	Hansen, Baldy	Olhoft	Schaaf	
Chmielewski	Jensen	Olson, A. G.	Sillers	

Which motion did not prevail. So the amendment was not adopted.

And then, on motion of Mr. Keefe, S., the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Thursday, April 19, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

FORTY-FIRST DAY

St. Paul, Minnesota, Thursday, April 19, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kirchner	Ogdahl	Sillers
Arnold	Dunn	Kleinbaum	Olhoff	Solon
Ashbach	Fitzsimons	Knutson	Olson, A. G.	Spear
Bang	Frederick	Kowalczyk	Olson, H. D.	Stassen
Berg	Gearty	Krieger	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Larson	O'Neill	Tennessee
Blatz	Hansen, Mel	Laufenburger	Patton	Thorup
Borden	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Brown	Hughes	Lord	Perpich, G.	Wegener
Chenoweth	Humphrey	McCutcheon	Pillsbury	Willet
Chmielewski	Jensen	Milton	Purfeerst	
Coleman	Josefson	Nelson	Renneke	
Conzemius	Keefe, J.	North	Schaaf	
Davies	Keefe, S.	Novak	Schrom	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Mr. Moe was excused from the Session of today. Mr. Pillsbury was excused from the Session of today, beginning at 4:00 o'clock p.m. Mr. Spear was excused from the Session of today, beginning at 4:45 o'clock p.m. Messrs. Bang, Larson and Lewis were excused from the Session of today, beginning at 5:00 o'clock p.m.

INTRODUCTION OF BILLS

Messrs. Hughes; Hanson, R. and Thorup introduced—

S. F. No. 2173: A bill for an act relating to small loan companies; requiring licensing of managers; amending Minnesota Statutes 1971, Chapter 56, by adding sections.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. O'Neill, Coleman and North introduced—

S. F. No. 2174: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. McCutcheon, Tennessen and Gearty introduced—

S. F. No. 2175: A bill for an act relating to crimes and criminals; establishing a regional justice information system; prescribing its powers and duties; and providing for its financing.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. North, McCutcheon and Chenoweth introduced—

S. F. No. 2176: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. North, Schaaf and McCutcheon introduced—

S. F. No. 2177: A bill for an act relating to welfare; prohibiting restriction of foster homes by zoning; amending Minnesota Statutes 1971, Section 257.101, by adding a subdivision.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Knutson, Conzemius and Stassen introduced—

S. F. No. 2178: A bill for an act relating to Dakota county; soil and water conservation; expenditures from general revenue fund.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Anderson, Krieger and Hughes introduced—

S. F. No. 2179: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Milton, Nelson and Perpich, G. introduced—

S. F. No. 2180: A bill for an act relating to public health; requiring the provision and use of lead aprons for patients undergoing examination by x-ray; providing a penalty.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. North, Renneke and Stokowski introduced—

S. F. No. 2181: A bill for an act relating to public health; medical records, confidentiality; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. North, O'Neill and Coleman introduced—

S. F. No. 2182: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Lord, McCutcheon and Coleman introduced—

S. F. No. 2183: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Lord, McCutcheon and Coleman introduced—

S. F. No. 2184: A bill for an act relating to expenses of attorney

general's appeals; amending Minnesota Statutes 1971, Sections 237.25 and 237.30.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. North, Ashbach and Milton introduced—

S. F. No. 2185: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Milton, Ueland and Schaaf introduced—

S. F. No. 2186: A bill for an act relating to the peace officer training board; membership, terms, meetings and compensation; amending Minnesota Statutes 1971, Sections 626.841; and 626.842.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Milton, Kirchner and Hughes introduced—

S. F. No. 2187: A bill for an act relating to counties; authorizing the use of county road and bridge funds in the construction and maintenance of bicycle paths; amending Minnesota Statutes 1971, Section 163.03.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Novak, O'Neill and Chenoweth introduced—

S. F. No. 2188: A bill for an act relating to Ramsey county; tax equalization procedure; repealing Special Laws 1876, Chapter 212, as amended.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Willet introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Jensen, Kirchner and Renneke introduced—

S. F. No. 2190: A bill for an act relating to the Minnesota Historical Society; appropriating money for the acquisition, maintenance, and security of a historic site.

Which was read the first time and referred to the Committee on Finance.

Messrs. Jensen; Hansen, Baldy and Blatz introduced—

S. F. No. 2191: A bill for an act relating to taxation; mortgage registry tax; repealing Minnesota Statutes 1971, Sections 287.01 to 287.12.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Milton, Schaaf and Stokowski introduced—

S. F. No. 2192: A bill for an act relating to the establishment of parks and playgrounds by the county of Anoka; amending Laws 1961, Chapter 209, Sections 1 and 2.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. O'Neill, Coleman and Chenoweth introduced—

S. F. No. 2193: A bill for an act relating to Independent School District No. 625; authorizing a tax levy for community services.

Which was read the first time and referred to the Committee on Education.

Messrs. North, O'Neill and Coleman introduced—

S. F. No. 2194: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Milton and Spear introduced—

S. F. No. 2195: A bill for an act relating to health; restricting the sale of contraceptive devices; amending Minnesota Statutes 1971, Section 617.251.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Krieger, Kleinbaum and Laufenburger introduced—

S. F. No. 2196: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 31; replacing the prohibition of lotteries with a provision for pari-mutuel betting.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Lord, Dunn and North introduced—

S. F. No. 2197: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Schaaf, Stokowski and Lewis introduced—

S. F. No. 2198: A bill for an act relating to the university of Minnesota; requiring progressive increases in the compensation of the academic staff.

Which was read the first time and referred to the Committee on Education.

Messrs. Willet and Perpich, G. introduced—

S. F. No. 2199: A bill for an act relating to public welfare; establishing the Minnesota welfare eligibility commission; prescribing its powers and duties.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Coleman, Kirchner and Novak introduced—

S. F. No. 2200: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Dunn; Olson, H. D. and Renneke introduced—

S. F. No. 2201: A bill for an act relating to drainage; ditch funds; authorizing surplus funds to be transferred to the county general fund under certain conditions; amending Minnesota Statutes 1971, Section 106.451, by adding a subdivision.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Conzemius introduced—

S. F. No. 2202: A bill for an act relating to the claim of county of Goodhue; arising from inadequate appropriations by legislature to reimburse Goodhue county for probation services rendered to the youth conservation commission; appropriating money for the payment thereof.

Which was read the first time and referred to the Committee on Finance.

Messrs. Coleman; Perpich, A. J. and Novak introduced—

S. F. No. 2203: A bill for an act relating to the legislature; prescribing the membership of the legislative advisory committee; amending Minnesota Statutes 1971, Section 3.30, Subdivision 2.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Lord introduced—

S. F. No. 2204: A bill for an act relating to the water, light, power and building commission in certain cities; appointment and qualifications of members of the commission; amending Minnesota Statutes 1971, Section 453.02.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Anderson, Larson and Conzemius introduced—

S. F. No. 2205: A bill for an act relating to taxation; authorizing municipalities and counties to tax certain exempt property; amending Minnesota Statutes 1971, Section 272.02, by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Chmielewski, Dunn and Stokowski introduced—

S. F. No. 2206: A bill for an act relating to taxation; uniform federal tax lien registration act; amending Minnesota Statutes 1971, Sections 272.483 and 272.484.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Chmielewski, Dunn and Stokowski introduced—

S. F. No. 2207: 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Lewis; Keefe, J. and Humphrey introduced—

S. F. No. 2208: A bill for an act relating to education; school taxes and aids; definition of pupil units; amending Minnesota Statutes 1971, Section 124.17, Subdivision 2.

Which was read the first time and referred to the Committee on Education.

Messrs. Lewis; Keefe, J. and Humphrey introduced—

S. F. No. 2209: A bill for an act relating to education; school taxes and aids; capital expenditure taxing authority; amending Minnesota Statutes 1971, Section 124.04.

Which was read the first time and referred to the Committee on Education.

Messrs. Lewis; Keefe, J. and Humphrey introduced—

S. F. No. 2210: A bill for an act relating to education; unpaid property taxes; requiring the state treasurer to make payment to the school district for unpaid taxes.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Thorup introduced—

S. F. No. 2211: A bill for an act relating to public safety; enacting the uniform public assembly act; providing a penalty.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Thorup, Anderson and Krieger introduced—

S. F. No. 2212: A bill for an act relating to courts; salaries of county court judges; amending Minnesota Statutes 1971, Section 487.05.

Which was read the first time and referred to the Committee on Finance.

Messrs. Thorup and Anderson introduced—

S. F. No. 2213: A bill for an act relating to drivers training schools; providing state aid to certain drivers training schools; appropriating money; amending Minnesota Statutes 1971, Sec-

tions 171.38; 171.39; 171.40; 171.41; and Chapter 171, by adding a section.

Which was read the first time and referred to the Committee on Education.

Mr. Thorup introduced—

S. F. No. 2214: A bill for an act relating to courts; defining real property jurisdiction of county court in divorce, annulment and separate maintenance proceedings; amending Minnesota Statutes 1971, Section 487.19, Subdivision 1.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Thorup introduced—

S. F. No. 2215: A bill for an act relating to courts; providing for the selection and service of jurors; providing penalties for violations; repealing Minnesota Statutes 1971, Sections 357.26, 593.04, 593.18, 628.44, 628.45, 628.46, 628.47, 628.48, 628.49, 628.50, 628.51, 628.52 and 628.53.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Thorup introduced—

S. F. No. 2216: A bill for an act relating to labor relations; permitting concerted activities against secondary employers who are parties to mutual aid pacts or similar arrangements.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Thorup and Anderson introduced—

S. F. No. 2217: A bill for an act relating to courts; salaries of county court judges; amending Minnesota Statutes 1971, Section 487.05.

Which was read the first time and referred to the Committee on Finance.

Mr. Thorup introduced—

S. F. No. 2218: A bill for an act relating to small loans; licensing and regulation of lenders; providing forfeitures; amending Minnesota Statutes 1971, Sections 56.01; 56.09; 56.11; 56.13, Subdivision 4; 56.15, Subdivision 2; 56.18; and 56.21; and Chapter 56, by adding a section.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Thorup introduced—

S. F. No. 2219: A bill for an act relating to courts; requiring conciliation courts to hold weekly evening or Saturday sessions.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Thorup, Bang and Keefe, S. introduced—

S. F. No. 2220: A bill for an act relating to financial corporations; amending Minnesota Statutes 1971, Section 47.52.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Brown, Anderson and Stassen introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Humphrey, Gearty and McCutcheon introduced—

S. F. No. 2222: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Patton introduced—

S. F. No. 2223: A bill for an act relating to the county of Waseca; authorizing the expenditure of money for hospital purposes.

Which was read the first time and referred to the Committee on Local Government.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. Which motion prevailed.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 1967: A bill for an act relating to taxation; levy by school districts; amending Minnesota Statutes 1971, Section 275.125, Subdivision 3.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Education. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was re-referred for proper reference under Rule 35,

S. F. No. 1874: A bill for an act relating to taxation; levy by school districts; excess levy; amending Minnesota Statutes 1971, Section 275.125, Subdivision 3.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Education. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 1970: A bill for an act relating to education; regulating the tax levy of school districts; amending Minnesota Statutes 1971, Section 275.125, Subdivision 2.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Education. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 1968: A bill for an act relating to education; tax levy; school districts; amending Minnesota Statutes 1971, Section 275.125, Subdivision 2.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Education. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 1969: A bill for an act relating to taxation; levy by school districts; transportation levy adjustments; amending Minnesota Statutes 1971, Section 275.125, Subdivision 3.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Education. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 2093: A bill for an act relating to the transportation of school pupils by public transit; prohibiting the transportation of certain school children by a public transit authority on a regular contract basis; permitting the payment of state aid for the transportation of certain other students transported by a public transit authority.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Transportation and General Legislation. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

H. F. No. 1504: A bill for an act relating to elections; providing for the hours that the office of the commissioner of registration must be open; amending Minnesota Statutes 1971, Section 201.05.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1691: A bill for an act relating to St. Louis county; transfer of state owned lands; state trust lands.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, strike "shall" and insert "may"

Page 3, after line 28, add a section to read:

"Sec. 4. [APPROVAL.] This act is effective when approved by the St. Louis county board of commissioners, and upon compliance with Minnesota Statutes, Section 645.021."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1334: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 6, after line 28, insert:

"This section does not apply to any public drainage system lawfully established under the provisions of chapter 106 which does not substantially affect any natural watercourse or any lake basin which serves a beneficial public purpose."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 2015: A bill for an act relating to snowmobiles; opera-

tion and regulation; contests; amending Minnesota Statutes 1971, Section 84.87, Subdivision 1a.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1468: 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, Subdivision 6, 7, and 8; 28A.16; 32.59; and 34.05; repealing Minnesota Statutes 1971, Section 31.495, Subdivision 3.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1086: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 22, strike "*and regulations*"

Page 3, line 23, strike "*management*" and insert in lieu thereof "*planning*"

Page 3, line 24, strike "*air,*"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 841: A bill for an act relating to natural resources; appropriating funds to the department of natural resources for dam repair and reconstruction.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 8, strike "\$150,000" and insert in lieu thereof "\$100,000"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1935: A bill for an act relating to the organization

and administration of state government; providing changes in the distribution of receipts credited to the state forest suspense account; amending Minnesota Statutes 1971, Section 16.20, Subdivision 5.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 878: 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; amending Minnesota Statutes 1971, Sections 161.20, Subdivision 2; 161.21, Subdivision 1; 165.02; and 167.50, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 15, after the period insert:

"The state planning agency shall conduct a study:

(1) to propose model standards for the establishment of snowmobile and recreational vehicle lanes on and along proposed and existing public highways, and

(2) to determine methods, other than the use of bonds, for financing the snowmobile and recreational vehicle lanes. The results of the study shall be forwarded to the commissioner of highways no later than July 1, 1974."

Page 1, line 15, strike "*July*" and insert "*January*"

Page 1, line 16, strike "*1974*" and insert "*1975*"

Page 1, line 19, after the period insert: "*In the study undertaken by the state planning agency and in the promulgation of the model standards by the commissioner, the model standards shall include but not be limited to the*"

Page 1, strike line 20

Page 1, line 27, strike "*shall*" and insert "*may*"

Page 2, strike lines 5 through 21

Page 2, line 22, after "*shall*" insert: "*cooperate in providing the information and advice for the study by the state planning agency and the promulgation of model standards and amendments thereto by the commissioner of highways:*"

Page 2, strike lines 23 and 24

Page 2, line 25, strike "*amendments thereto:*" and after the comma insert "*highways,*"

Renumber the subdivision accordingly

Page 4, line 25, strike "*most advantageous*"

Page 5, line 4, strike "*shall*" and insert "*may*"

Page 5, line 7, strike "*shall*" and insert "*may*"

Page 5, after line 27, insert:

"Sec. 7. [APPROPRIATION.] *The sum of \$25,000 is appropriated to the state planning agency from the general fund for the purposes of conducting a study of snowmobile and recreational vehicle lanes along proposed and existing public highways.*"

Amend the title in line 5, after the semi-colon insert "appropriating money;"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

April 19, 1973

The Honorable Alec G. Olson
President of the Senate

Dear Sir:

On April 18, 1973, the Committee on Committees of the Senate met and by appropriate action made the following appointments:

Pursuant to Minneosta Statutes, 1971:

Sec. 3.89—Senate Committee on Ethics

Messrs. Conzemius, Chairman; McCutcheon; Novak and O'Neill

Pursuant to Permanent Rules of the Senate

Rule 78—Special Committee on Ethics

Messrs. Conzemius, Chairman; McCutcheon; Hansen, Baldy; Hanson, R.; Novak; Olhoft; O'Neill and Schaaf

Respectfully submitted,

Jack Davies, Chairman
Committee on Committees

cc: The Honorable Martin O. Sabo
Speaker of the House of Representatives

The Honorable Patrick E. Flahaven
Secretary of the Senate

The Honorable Edward A. Burdick
Chief Clerk of the House of Representatives

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 906, 1211, 864, 1548, 1053, 685, 1590, 1193 and 1704 for comparison to companion Senate Files, reports the following House Files were found identical and recommends the House Files be given their Second Reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
906	1612				
1211	1783				
864	882				
1548	1618				
685	712				
1193	1208				
1590	1576				
1704	1551				

And that the above Senate Files be indefinitely postponed.

The following House File was found not identical with its companion Senate File as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1053	1032				

Pursuant to Rule 49 the Committee recommends that H.F. No. 1053 be amended as follows:

Page 1, after line 17, insert a new section as follows:

“Section 1. Minnesota Statutes 1971, Section 176.031, is amended to read:

176.031 [EMPLOYER'S LIABILITY EXCLUSIVE.] The liability of an employer prescribed by this chapter is exclusive and in the place of any other liability to such employee, his personal representative, surviving spouse, parent, any child, dependent, next of kin, or other person entitled to recover damages on account of such injury or death. If an employer other than the state or any municipal subdivision thereof fails to insure or self-insure his liability for compensation to his injured employees and their dependents, an injured employee, or his legal representatives or, if death results from the injury, any dependent may elect to claim compensation under this chapter or to maintain an action in the courts for damages on account of such injury or death. In such action it is not necessary to plead or prove freedom from contributory negligence. The defendant may not plead as a defense that the injury was caused by the negligence of a fellow servant, that the employee assumed the risk of his employment, or that the injury was due to the contributory negligence of the employee, unless it appears that such negligence was wilful on the part of the employee. The burden of proof to establish such wilful negligence is upon the defendant. For the purposes of this chapter the state and each municipal subdivision thereof is treated as a self-insurer when not carrying insurance at the time of the injury or death of an employee. *The exemption from liability given an employer by this section shall also extend to such employer's carrier and to all employees, officers or directors of such employer or carrier, provided the exemption from liability given an employee, officer or*

director of an employer or carrier shall not apply in any case where the injury or death is proximately caused by the willful and unprovoked physical aggression of such employee, officer or director."

Page 16, line 14, delete "1 to 5" and insert in lieu thereof "2, 3, 4, 5, and 6"

Renumber the sections in sequence

Further, amend the title in line 9 thereof after "Sections" by inserting "176.031;"

And when so amended, H. F. No. 1053 will be identical to S. F. No. 1032 and further recommends that H. F. No. 1053 be given its second reading and substituted for S. F. No. 1032 and S. F. No. 1032 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 1691, 1334, 2015, 1468, 841, 1935, 2166, and 2167, were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1504, 906, 1211, 864, 1548, 1053, 685, 1193, 1590 and 1704 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Conzemius moved that the name of Mr. Milton be added as co-author to S. F. No. 852. Which motion prevailed.

Mr. Conzemius moved that the name of Mr. Milton be added as co-author to S. F. No. 2095. Which motion prevailed.

Mr. Chenoweth moved that S. F. No. 197 be taken from the table. Which motion prevailed.

CONCURRENCE AND REPASSAGE

Mr. Chenoweth moved that the Senate do now concur in the amendments by the House to S. F. No. 197 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 197: A bill for an act relating to corrections; regulating prison industries; authorizing the establishment of private industry within the state prison.

Was read the third time, as amended by the House, and placed on its repassage.

The question being taken on the repassage of the bill, as amended,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Ogdahl	Sillers
Arnold	Doty	Kleinbaum	Olhoft	Solon
Ashbach	Dunn	Knutson	Olson, A. G.	Spear
Bang	Frederick	Krieger	Olson, J. L.	Stassen
Berg	Gearty	Larson	O'Neill	Stokowski
Bernhagen	Hansen, Baldy	Laufenburger	Patton	Tennessee
Blatz	Hansen, Mel	Lewis	Perpich, A. J.	Thorup
Borden	Hanson, R.	Lord	Perpich, G.	Ueland
Brown	Hughes	McCutcheon	Pillsbury	Wegener
Chenoweth	Humphrey	Milton	Purfeerst	Willet
Chmielewski	Jensen	Nelson	Renneke	
Coleman	Josefson	North	Schaaf	
Conzemius	Keefe, J.	Novak	Schrom	

So the bill, as amended, was repassed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Perpich, A. J. moved that the report from the Committee on Taxes and Tax Laws reported April 18, 1973, pertaining to appointments be taken from the table. Which motion prevailed.

Mr. Perpich, A. J. moved that the foregoing report be now adopted. Which motion prevailed.

CONFIRMATION

Mr. Perpich, A. J. moved that in accordance with the report from the Committee on Taxes and Tax Laws, reported April 18, 1973, the Senate having advised with, do now consent to and confirm the appointment of:

TAX COURT

Earl B. Gustafson, 1818 East Third Street, Duluth, St. Louis County, appointed effective March 14, 1973, for a term expiring March 1, 1979.

Which motion prevailed. Which appointment was confirmed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Gearty moved that S. F. No. 1253 be withdrawn from the Committee on Governmental Operations and re-referred to the Committee on Metropolitan and Urban Affairs. Which motion prevailed.

Mr. Novak moved that S. F. No. 746 be withdrawn from the Committee on Finance. Which motion prevailed.

Mr. Novak moved that S. F. No. 746 be given its second reading and placed at the top of General Orders. Which motion prevailed.

S. F. No. 746 was read the second time.

Mr. Perpich, G. moved that H. F. No. 1399 be withdrawn from the Committee on Health, Welfare and Corrections and re-referred

to the Committee on Rules and Administration for comparison with S. F. No. 1349. Which motion prevailed.

Mr. Schaaf moved that the name of Mr. Nelson be added as co-author to S. F. No. 1651. Which motion prevailed.

Mr. Solon moved that his name be stricken as co-author to S. F. No. 1950. Which motion prevailed.

Mr. Wegener moved that the name of Mr. Dunn be added as co-author to S. F. No. 2156. Which motion prevailed.

Mr. Wegener moved that the name of Mr. Dunn be stricken as co-author to S. F. No. 2163. Which motion prevailed.

Mr. Laufenburger moved that the name of Mr. Keefe, S. be added as co-author to S. F. No. 1067. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to take up the General Orders Calendar at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Kleinbaum in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Kleinbaum reported that the committee had considered

S. F. Nos. 605, 1463, 1436, 1341, also H. F. No. 1429 which the committee recommends to pass.

S. F. No. 1282, which the committee recommends to pass with the following amendment offered by Mr. Perpich, A. J.:

Page 1, line 16, after "*status.*" insert the following:

"Such property shall be assessed at its market value as of January 2 of the year in which it loses its exempt status. If the property is used immediately by the purchaser as a homestead, the purchaser shall be entitled to the same homestead classification and credits he would have been entitled to had he been in possession of the property on January 2 of the year of sale and had he used the property on that date as a homestead."

S. F. No. 1056, which the committee recommends to pass with the following amendment offered by Mr. Stokowski:

Page 2, after line 1, add a section to read:

"Sec. 3. Laws 1959, Chapter 462, Section 3, Subdivision 2, as amended by Laws 1963, Chapter 645, Section 3, as amended by Laws 1967, Chapter 661, Section 3, is amended to read:

Subd. 2. In case any vacancy occurs in the office of school director because of death, resignation or cessation of his residence in the district, or any other cause, so that after the next general school election following such vacancy there shall be remaining at least two years of his unexpired term, a school director shall be elected at the next general school election to fill the place of such director, but until such election, or if no election is to be had under the foregoing provisions or because of the lack of time to comply with the election requirements when an election is pending, the remaining directors shall fill such vacancy. The director so appointed shall hold office until the first ~~Monday in July~~ *business day in January* following the election of a successor, or until that successor qualifies."

Page 2, line 4, after "Minneapolis" and before the comma insert "and the board of education of Special School District No. 1"

Re-number the remaining section

Further, amend the title in line 11 by striking "Section" and inserting in lieu thereof "Sections" and in line 12 after "amended" and before the period by inserting "; and 3, Subdivision 2, as amended"

H. F. No. 308, which the committee reports progress, subject to the following motions:

Mr. Gearty moved to amend H. F. No. 308, the typewritten bill, as amended by the Senate Committee on Finance and adopted April 5, 1973 by the Senate, as follows:

Page 6, line 2, of the amendment, strike "May" and insert "Shall"

Page 6, line 7 of the amendment, strike "May" and insert "Shall"

Page 6, line 11 of the amendment, strike "May" and insert "Shall"

Page 6, line 17 of the amendment, strike "May" and insert "Shall"

Page 6, line 27 of the amendment, strike "May" and insert "Shall"

Which motion prevailed. So the amendment was adopted.

Mr. Gearty moved to amend H. F. No. 308, the typewritten bill, as amended by the Senate Committee on Finance and adopted by the Senate April 5, 1973, as follows:

Page 4, line 21 of the amendment, strike "; except" and insert a period

Which motion prevailed. So the amendment was adopted.

The committee then progressed H. F. No. 308.

And then, on motion of Mr. Kleinbaum, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Novak moved that S. F. No. 841, on General Orders be stricken and re-referred to the Committee on Finance. Which motion prevailed.

RECESS

Mr. Coleman moved that the Senate do now recess until 4:00 o'clock p.m. Which motion prevailed.

The hour of 4:00 p.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate.

The following Senators answered to their names:

Anderson	Dunn	Kowalczyk	Olson, J. L.	Solon
Arnold	Frederick	Krieger	Patton	Spear
Berg	Gearty	Larson	Perpich, A. J.	Stokowski
Chenoweth	Hansen, Baldy	Laufenburger	Perpich, G.	Ueland
Coleman	Hanson, R.	Lord	Purfeerst	Wegener
Conzemius	Keefe, S.	Milton	Renneke	Willet
Davies	Kirchner	Nelson	Schaaf	
Doty	Kleinbaum	Olson, A. G.	Schrom	

The Sergeant-at-Arms was instructed to bring in the absent members.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended that the General Orders Calendar be taken up at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS—CONTINUED

The Senate resolved itself into a Committee of the Whole, with Mr. Kirchner in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Kirchner reported that the committee had considered S. F. Nos. 1117, 1583, 1057, 1386, 1503, 1476, 1035 also H. F. Nos. 1435, 205, 660, 1548, and 591 which the committee recommends to pass.

H. F. No. 308, which the committee recommends to pass with the following amendments offered by Messrs. Gearty and Conzemius:

Mr. Gearty moved to amend H. F. No. 308, the typewritten bill, as amended by the Senate Committee on Finance and adopted by the Senate April 5, 1973, as follows:

Page 7 of the amendment, after line 23, insert:

“(b) All state accounts shall be established by competitive bid among the designated depositories. The commissioner 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.

(c) 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.

(d) All presently existing state accounts shall be closed, and new accounts shall be established in compliance with the bid procedure established in clause (b) no later than one year after the effective date of this act."

Reletter the clauses in sequence

Mr. Conzemius moved to amend H. F. No. 308, the typewritten bill, as amended by the Senate Committee on Finance and adopted by the Senate April 5, 1973, as follows:

Page 25, after line 6 and before section 28 of the amendment insert:

"A copy of all post-audits, reports and results of examinations made by the legislative auditor shall be deposited with the legislative research library."

H. F. No. 942, which the committee recommends to pass with the following amendment offered by Mr. Anderson:

Amend the printed bill

Page 2, line 5, strike "60" and insert "30"

Page 2, line 12, after "lands" delete "and interests in"

Page 2, line 13, delete "lands by gift or purchase" and insert "*scenic easements or other interests in land by gift, purchase, or other lawful means, and he may acquire also by eminent domain the scenic easements interest in land. The acquisitions are those"*

S. F. No. 612, which the committee recommends to pass with the following amendments offered by Messrs. Doty and McCutcheon:

Mr. Doty moved to amend S. F. No. 612, as follows:

Page 1, line 10, strike "suggest," and insert in lieu thereof "by direct or indirect coercion"

Mr. McCutcheon moved to amend S. F. No. 612, as follows:

Page 1, after line 22, insert:

"Sec. 3. Nothing in this act shall be construed to prohibit the use of the polygraph test where a police chief determines that it is necessary to utilize the polygraph as an investigatory tool provided:

1. The questions asked the officer relate specifically, directly and narrowly to the past performance of his official duties.
2. The officer is not required to waive immunity from prosecution.

3. The officer is advised that information supplied through his answers cannot be used against him in a later criminal proceeding and that his refusal to cooperate in the investigation could result in disciplinary action, including dismissal.

The question being taken on the committee recommendation,

And the roll being called, there were yeas 41 and nays 17, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Krieger	Olson, H. D.	Stokowski
Arnold	Gearty	Laufenburger	O'Neill	Tennessee
Ashbach	Hughes	Lord	Perpich, A. J.	Thorup
Borden	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Schaaf	Willet
Coleman	Keefe, J.	North	Schrom	
Conzemius	Keefe, S.	Novak	Sillers	
Davies	Knutson	Olhoff	Solon	
Doty	Kowalczyk	Olson, A. G.	Stassen	

Those who voted in the negative were:

Berg	Fitzsimons	Hanson, R.	Nelson	Patton
Bernhagen	Frederick	Josefson	Ogdahl	Renneke
Blatz	Hansen, Baldy	Kleinbaum	Olson, J. L.	Ueland
Brown	Hansen, Mel			

So the committee recommends S. F. No. 612 to pass as amended.

And then, on motion of Mr. Kirchner, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon Monday, April 23, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

FORTY-SECOND DAY

St. Paul, Minnesota, Monday, April 23, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Arnold	Conzemius	Kleinbaum	North	Schrom
Ashbach	Davies	Kowalczyk	Ogdahl	Spear
Berg	Doty	Kirchner	Olhoft	Stokowski
Bernhagen	Fitzsimons	Krieger	Olson, A. G.	Tennessee
Blatz	Gearty	Larson	Olson, J. L.	Thorup
Brown	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Chenoweth	Hughes	Lord	Perpich, G.	Willet
Chmielewski	Humphrey	McCutcheon	Purfeerst	
Coleman	Keefe, S.	Milton	Schaaf	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

April 19, 1973

The Honorable Alec G. Olson
President of the Senate

Sir:

I have the honor to inform you that I have received, approved, signed, and deposited in the office of the Secretary of State the following Senate Files:

S. F. No. 244, An act relating to a uniform act for recognition of acknowledgments; repealing Minnesota Statutes 1971, Sections 358.12, 358.13, 358.22, 358.23, 358.24, 358.26, and 358.27.

S. F. No. 349, An act relating to the government of villages, boroughs and cities without home rule charters; providing for the conversion of villages and boroughs into cities; providing for a code of statutes relating to cities without home rule charters; amending Minnesota Statutes 1971, Chapter 205, by adding sections; Chapter 412, by adding sections; and Sections 200.02, Subdivision 8; 205.07; 205.09, Subdivision 2; 340.11, Subdivisions 7 and 8; 412.-02, Subdivision 1; 413.02; 414.02; 426.04; 447.04; 447.045; 465.56; 465.57; 465.69 and 645.44; repealing Sections 200.02, Subdivision 9; 412.031; 412.181; 426.056; General Statutes 1894, Sections 1045 to 1195; Laws 1895, Chapter 8; Special Laws 1868, Chapter 36; Special Laws 1875, Chapter 6; Special Laws 1891, Chapters 2, 3, 5, 45 and 46; Special Laws 1879, Chapter 57; and Minnesota Statutes 1971, Chapter 411.

S. F. No. 663, An act relating to public welfare; changing the agency designated to receive withheld support money; amending Minnesota Statutes 1971, Section 256.873.

S. F. No. 716, An act relating to education; prohibiting interest in school supplies; amending Minnesota Statutes 1971, Section 127.15; repealing Minnesota Statutes 1971, Section 127.24.

S. F. No. 1012, An act relating to the town of Breitung in the county of St. Louis; conferring certain village powers on said town.

S. F. No. 1137, An act relating to taxation; providing for the disposition of seized untaxed cigarettes; amending Minnesota Statutes 1971, Section 297.08, Subdivision 3.

S. F. No. 1192, An act relating to taxation; providing for a tax on certain deeds; amending Minnesota Statutes 1971, Section 287.-21.

S. F. No. 1229, An act relating to natural resources; state parks and recreational areas; permits and fees; exempting Fort Snelling Memorial Chapel island from permit and fee requirements; amending Minnesota Statutes 1971, Section 85.05, Subdivision 2.

Sincerely,

Wendell R. Anderson, Governor

April 23, 1973

The Honorable Alec G. Olson
President of the Senate

Sir:

I have the honor to inform you that I have received, approved, signed, and deposited in the office of the Secretary of State the following Senate File:

S. F. No. 655, An act relating to natural resources; ratifying and affirming the settlement agreement arising from litigation concerning certain rights of the Chippewa Indians which are protected by treaty; prescribing the powers and duties of the commissioner of natural resources in relation to the settlement agreement; amending Minnesota Statutes 1971, Chapter 97, by adding a section.

Sincerely,
Wendell R. Anderson, Governor

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:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
	257	Chapter 110	April 19, 1973	April 19, 1973
	626	Chapter 111	April 19, 1973	April 19, 1973
	739	Chapter 112	April 19, 1973	April 19, 1973
	1084	Chapter 113	April 19, 1973	April 19, 1973
	1102	Chapter 114	April 19, 1973	April 19, 1973
	1268	Chapter 115	April 19, 1973	April 19, 1973
244		Chapter 116	April 19, 1973	April 19, 1973
1229		Chapter 117	April 19, 1973	April 19, 1973
1192		Chapter 118	April 19, 1973	April 19, 1973
1137		Chapter 119	April 19, 1973	April 19, 1973
1012		Chapter 120	April 19, 1973	April 19, 1973
716		Chapter 121	April 19, 1973	April 19, 1973
663		Chapter 122	April 19, 1973	April 19, 1973
349		Chapter 123	April 19, 1973	April 19, 1973

Sincerely,
Arlen Erdahl
Secretary of State

INTRODUCTION OF BILLS

Mr. Olhoft introduced—

S. F. No. 2224: A bill for an act relating to the city of Alexandria; and the townships of Alexandria, Carlos, Hudson, and La Grand 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.

Which was read the first time and referred to the Committee on Local Government.

Mr. Olhoft introduced—

S. F. No. 2225: 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 1, Subdivision 2; 4, Subdivision 5; 12, Subdivisions 1 and 2; 13, Subdivision 4; 17, Subdivision 7; and 18, Subdivision 6.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Perpich, A. J.; Olson, A. G. and Coleman introduced—

S. F. No. 2226: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Chenoweth, McCutcheon and Coleman introduced—

S. F. No. 2227: A bill for an act relating to the city of Saint Paul; the municipal housing and redevelopment act; providing for the construction of market rate housing in the city of Saint Paul under the provisions of said act; making specific provisions relating to earnings and equity, interest rates, mortgages, approval, taxes and sale.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Borden introduced—

S. F. No. 2228: A bill for an act regulating the production, generation, transmission, or distribution of gas or electric service; providing for a public utility commission and prescribing its duties; prescribing penalties for violations of the provisions thereof and appropriating moneys therefor.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Hansen, Baldy introduced—

S. F. No. 2229: A bill for an act relating to the city of Austin; membership of new police and firemen in the public employees retirement association.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Schaaf, Ashbach and Borden introduced—

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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Schaaf and Borden introduced—

S. F. No. 2231: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Kleinbaum, Ogdahl and Solon introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Wegener, Dunn and Arnold introduced—

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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Wegener introduced—

S. F. No. 2234: A bill for an act relating to intoxicating liquor; authorizing one additional on-sale license within Todd county.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Kleinbaum introduced—

S. F. No. 2235: 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.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Stokowski, Gearty and Ogdahl introduced—

S. F. No. 2236: A bill for an act relating to the athletic commission; amending Minnesota Statutes 1971, Section 341.07.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Milton; Keefe, J. and Olson, A. G. introduced—

S. F. No. 2237: A bill for an act relating to "truth-in-energy"; requiring disclosure of rates of energy consumption by certain products.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Borden introduced—

S. F. No. 2238: A bill for an act relating to taxation; providing for the calculation of property tax levy limits for governmental subdivisions; amending Minnesota Statutes 1971, Section 275.51, Subdivision 3.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Spear, Doty and Milton introduced—

S. F. No. 2239: A bill for an act relating to education; prescribing state aid to school districts under certain circumstances; appropriating money.

Which was read the first time and referred to the Committee on Education.

Messrs. Jensen, Krieger and O'Neill introduced—

S. F. No. 2240: A bill for an act relating to crimes and criminals; proceedings on complaints; warrant; amending Minnesota Statutes 1971, Section 629.42.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Laufenburger introduced—

S. F. No. 2241: A bill for an act relating to workmen's compensation; providing for determination and allowance of attorney's fees; disallowing payment of attorney's fees from award of compensation; amending Minnesota Statutes 1971, Sections 176.061, Subdivision 6; and 176.081.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Tennessen questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Thorup, Sillers and Solon introduced—

S. F. No. 2242: A bill for an act creating a banking advisory commission; appropriating money for supplies and expenses.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Thorup, Stassen and Solon introduced—

S. F. No. 2243: A bill for an act relating to public indebtedness; sinking fund; amending Minnesota Statutes 1971, Section 475.66.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Thorup, Stassen and Solon introduced—

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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Thorup, Stassen and Solon introduced—

S. F. No. 2245: A bill for an act relating to insurance; application of provisions; financial requirements; amending Minnesota Statutes 1971, Section 60A.07, Subdivision 5d.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Thorup, Stassen and Solon introduced—

S. F. No. 2246: A bill for an act relating to savings banks; authorized investments; amending Minnesota Statutes 1971, Section 50.14, Subdivision 2.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Willet; Hanson, R. and Arnold introduced—

S. F. No. 2247: A bill for an act relating to forestry; the sale of state timber; amending Minnesota Statutes 1971, Section 90.101, Subdivision 2; repealing Minnesota Statutes 1971, Section 90.101, Subdivision 3.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Josefson; Olson, H. D. and Berg introduced—

S. F. No. 2248: A bill for an act relating to foods; regulating the packaging, labelling, and advertising of imitation honey; providing penalties; amending Minnesota Statutes 1971, Chapter 31, by adding a section.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Josefson introduced—

S. F. No. 2249: A bill for an act relating to welfare; appropriating money for New Tomorrow, Inc.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Perpich, G.; Kirchner and Conzemius introduced—

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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Conzemius, Kirchner and Perpich, G. introduced—

S. F. No. 2251: A bill for an act relating to public welfare; providing supplemental categorical aid to certain persons after December 31, 1973 to maintain levels of aid existing on that date; appropriating money.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Keefe, S.; Tennesen and Gearty introduced—

S. F. No. 2252: A bill for an act relating to manpower services; employment security information; amending Minnesota Statutes 1971, Section 268.12, Subdivision 12.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Conzemius and Milton introduced—

S. F. No. 2253: A bill for an act relating to taxation; real property; removing the tax-exempt status of property owned by nursing homes; amending Minnesota Statutes 1971, Section 272.02, Subdivision 1.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Conzemius and Milton introduced—

S. F. No. 2254: A bill for an act relating to ad valorem taxes; providing for taxation of nursing homes and senior citizen homes; amending Minnesota Statutes 1971, Section 272.02, by adding a subdivision.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Solon introduced—

S. F. No. 2255: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Tennessen, Ogdahl and Stokowski introduced—

S. F. No. 2256: A bill for an act relating to the park board of the city of Minneapolis; authorizing municipalities, other than the city of Minneapolis, to levy special assessments on property within such municipalities which has been benefitted by public improvements made by the park board of the city of Minneapolis and to pay over such money to such park board.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Tennessen, Ogdahl and Stokowski introduced—

S. F. No. 2257: A bill for an act relating to the park and recreation board of the city of Minneapolis; providing a tax levy limit for the tree preservation and reforestation fund; amending Laws 1969, Chapter 593, Section 3.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Olson, A. G. introduced—

S. F. No. 2258: A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of Sibley state park.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Ueland introduced—

S. F. No. 2259: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Milton, McCutcheon and Schaaf introduced—

S. F. No. 2260: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Coleman, O'Neill and Novak introduced—

S. F. No. 2261: A bill for an act relating to the service of legal process; requiring admission of process servers to certain buildings; providing a penalty.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Purfeerst introduced—

S. F. No. 2262: 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.

Which was read the first time and referred to the Committee on Local Government.

Mr. Milton introduced—

S. F. No. 2263: A bill for an act relating to public health; requiring certain immunizations for students; amending Minnesota Statutes 1971, Section 123.70, Subdivisions 1 and 2, and by adding subdivisions.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Wegener, Larson and Borden introduced—

S. F. No. 2264: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Perpich, A. J.; Arnold and Perpich, G. introduced—

S. F. No. 2265: A bill for an act relating to mining; strengthening certain provisions relating to mineland reclamation; providing penalties; appropriating money; 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Tennessen, Knutson and Humphrey introduced—

S. F. No. 2266: 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.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Willet; Hanson, R. and Arnold introduced—

S. F. No. 2267: A bill for an act relating to game and fish; season for trapping beaver; amending Minnesota Statutes 1971, Section 100.27, Subdivision 4.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Lord introduced—

S. F. No. 2268: A bill for an act relating to education; school district tax levies; authorizing additional levy to provide certain insurance coverages; amending Minnesota Statutes 1971, Section 275.125, Subdivision 3.

Which was read the first time and referred to the Committee on Education.

Mr. Keefe, J. introduced—

S. F. No. 2269: A bill for an act relating to the city of Hopkins; authorizing the levy, cancellation, and relevy of special assessments for automobile parking facilities.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Kleinbaum, O'Neill and Coleman introduced—

S. F. No. 2270: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Keefe, S.; Ogdahl and Coleman introduced—

S. F. No. 2271: A bill for an act relating to taxation; creating a special board on ad valorem tax appeals for certain counties; providing for the appointment of the members of the board and their compensation; prescribing its powers and duties; providing for the financing thereof; amending Minnesota Statutes 1971, Section 278.08; and Chapter 278, by adding a section.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Schaaf introduced—

S. F. No. 2272: A bill for an act authorizing the county of Anoka to establish subordinate service areas in order to provide and finance governmental services.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Schaaf and Milton introduced—

S. F. No. 2273: A bill for an act relating to Anoka county; authorizing issuance of bonds for county park acquisition and development.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Schaaf introduced—

S. F. No. 2274: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Schaaf introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Schaaf introduced—

S. F. No. 2276: A bill for an act relating to retirement; refund of employers contributions to the police and fire fund in certain instances.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. McCutcheon, Hughes and Novak introduced—

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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Schaaf, Ueland and Coleman introduced—

S. F. No. 2278: A bill for an act relating to women; creating a commission on the status of women; appropriating money; repealing Minnesota Statutes 1971, Section 363.04, Subdivisions 7 and 8.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Olson, H. D. introduced—

S. F. No. 2279: A bill for an act relating to public welfare; authorizing payments to recipients of federal medical benefits.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Ogdahl introduced—

S. F. No. 2280: A bill for an act relating to retirement; annuities of certain widows of highway patrolmen; amending Minnesota Statutes 1971, Chapter 352B, by adding a section.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Olson, H. D. introduced—

S. F. No. 2281: A bill for an act relating to drivers' licenses; requiring proof of licensure upon purchase or registration of a vehicle; providing a penalty.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Olson, H. D. introduced—

S. F. No. 2282: A bill for an act relating to the village of Butterfield firemen's relief association; authorizing payment of certain pensions to certain members.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Keefe, S.; Hughes and Olhoft introduced—

S. F. No. 2283: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Doty and Solon introduced—

S. F. No. 2284: A bill for an act relating to intoxicating liquor; places where sales prohibited; amending Minnesota Statutes 1971, Section 340.14, Subdivision 3, as amended.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Doty and Solon introduced—

S. F. No. 2285: A bill for an act relating to the city of Duluth; expanding the subdivision control and regulatory power of the planning commission; modifying the procedure for approval of plats by such commission; making Minnesota Statutes, Section 462.358, Subdivision 4, applicable to the city; adopting additional building restrictions; amending Laws 1933, Chapter 93, Sections 1, 2, 4, 5, 6, 7 and 10.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Doty and Solon introduced—

S. F. No. 2286: A bill for an act relating to courts; salary of judges of the municipal court of the city of Duluth; amending Minnesota Statutes 1971, Section 488A.66, Subdivision 1.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Olson, A. G.; Bernhagen and Laufenburger introduced—

S. F. No. 2287: A bill for an act relating to electric utilities; establishing assigned geographical service areas for electric utilities; providing service at retail in areas outside the corporate boundaries of municipalities in the state; providing penalties.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Keefe, S.; Stokowski and Ogdahl introduced—

S. F. No. 2288: A bill for an act relating to the city of Minneapolis; authorizing compensation for members of the board of park commissioners.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Keefe, S.; Perpich, G. and Spear introduced—

S. F. No. 2289: A bill for an act relating to garnishment; amending Minnesota Statutes 1971, Sections 571.41, Subdivisions 1 and 2; 571.55, Subdivisions 1 and 2; 571.67; and Chapter 571, by adding sections; repealing Minnesota Statutes 1971, Sections 571.47; 571.48; and 571.49.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Keefe, S. and Solon introduced—

S. F. No. 2290: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Keefe, S.; Stokowski and Ogdahl introduced—

S. F. No. 2291: A bill for an act relating to the library board of the city of Minneapolis; authorizing compensation for members.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Keefe, S.; Schaaf and Milton introduced—

S. F. No. 2292: A bill for an act relating to highway traffic regulations; directing the department of public safety to cooperate with the Minnesota pollution control agency in the enforcement of motor vehicle noise regulations; amending Minnesota Statutes 1971, Chapter 169, by adding a section; repealing Minnesota Statutes 1971, Sections 169.691; and 169.692.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Keefe, S.; Schrom and Chmielewski introduced—

S. F. No. 2293: 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.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Chmielewski introduced—

S. F. No. 2294: A bill for an act relating to the town of Herman; authorizing two additional policemen.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Perpich, G. and Olson, A. G. introduced—

S. F. No. 2295: A bill for an act relating to game and fish; closing the season to taking of beaver in a certain area.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Stokowski introduced—

S. F. No. 2296: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Milton introduced—

S. F. No. 2297: A bill for an act relating to retirement; constitutional officers and commissioners; service credit; amending Minnesota Statutes 1971, Sections 352C.03, Subdivision 1; 352C.04, Subdivision 2; and 352C.08, Subdivision 1.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. O'Neill introduced—

S. F. No. 2298: A bill for an act relating to professional associations; authorizing licensed insurance agents to form and join together in such associations; amending Laws 1973, Chapter 40, Section 2, Subdivision 2.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. O'Neill introduced—

S. F. No. 2299: A bill for an act relating to taxation; real property; reclassifying certain recreational property; amending Minnesota Statutes 1971, Section 273.13, Subdivisions 4 and 8a.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Tennesen and Moe introduced—

S. F. No. 2300: A bill for an act relating to public welfare; providing supplemental categorical aid to certain persons after December 31, 1973 to maintain levels of aid existing on that date; appropriating money.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned:

S. F. Nos. 436, 1072 and 1114.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 19, 1973.

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

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.

Senate File No. 488 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 19, 1973

Mr. Coleman moved that S. F. No. 488 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 443, 586, 588, 793, 1036, 1201, 1203, 1376, 1556, 1712, 1715, 624, 735, 1059, 1172, 1486 and 1536.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 19, 1973

FIRST READING OF HOUSE BILLS

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.

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.

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.

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.

H. F. No. 1486: A bill for 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. 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.

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. 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.

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. 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.

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.

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.

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.

H. F. No. 1376: A bill for an act relating to game and fish; season for trapping beaver and otter; amending Minnesota Statutes 1971, Section 100.27, Subdivision 4.

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. 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. 1715: A bill for an act relating to taxation; tax levy; school districts; providing for an extra levy under certain circumstances; amending Minnesota Statutes 1971, Section 275.125, Subdivision 3.

Which were read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. Which motion prevailed.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1067: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 22, after "*member*" insert "*, retained at the credit union*"

Page 2, line 25, before the semicolon insert "*, or by permitting the credit union to make such payments from the member's funds prior to deposit*"

Page 3, line 7, strike "*reproductive*" and insert "*productive*"

Page 3, line 17, after "*share*" insert "*or deposit*"

Page 3, line 18, after "*members*" insert "*, or by permitting the credit union to make such payments from the member's funds prior to deposit*"

Page 4, line 8, after "*blood*" insert "*or adoptive*"

Page 4, line 24, after "blood" insert "*or adoptive*"

Page 5, line 18, strike "*an auditor or*"

Page 5, line 19, strike the comma

Page 5, line 20, strike "*every other year*"

Page 5, line 20, strike "*auditor or*"

Page 5, line 28, restore the stricken "60" and strike "30"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1349: 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1741: A bill for an act relating to taxation; levy limitations; amending Minnesota Statutes 1971, Section 275.56.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 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."

Amend the title as follows:

Page 1, line 4, strike "Section 275.56" and insert "Sections 275.11, by adding a subdivision; and 412.251"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 261: A bill for an act relating to taxation; income tax deductions for adoption expenses; amending Minnesota Statutes 1971, Section 290.09, Subdivision 27.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1999: A bill for an act relating to tax levies for county road and bridge purposes in St. Louis county.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Taxes and Tax Laws. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 8, strike "For purposes of this section,"

Page 1, strike lines 9-14 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, nor in a business relationship with, a seller of hearing aids"

Page 1, line 19, strike "medical"

Page 1, line 20, strike " , laryngologist,"

Page 1, line 20, strike "otologist," and insert in lieu thereof "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."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1465: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 30, after "Sec. 3." insert "Subdivision 1."

Page 3, after line 1, insert the following:

"Subd. 2. Nothing contained in this act shall be construed to prevent a licensed physician from delegating any act, task or function described in section 3, subdivision 1, of this act to persons other than physicians' trained mobile intensive care paramedics or from delegating any other act, task or function to anyone."

Page 3, line 3, after "faith" insert "and in the exercise of reasonable care"

Line 9, after "faith" insert "and in the exercise of reasonable care"

Line 11, strike "chapter" and insert in lieu thereof "act"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 19, after "*the*" insert "*minimum*"

Page 1, line 27, after "*the*" insert "*minimum*"

Page 2, line 1, after "*the*" insert "*minimum*"

Page 2, line 7, after "*the*" insert "*minimum*"

Page 2, line 15, after "*the*" insert "*minimum*"

Page 2, line 17, after "*the*" insert "*minimum*"

Page 2, line 21, after "*the*" insert "*minimum*"

Page 3, after line 12, add:

"Sec. 5. *This act shall take effect January 1, 1974.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 754: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11 after the word "*property*" and before the ",", insert "*used for residential purposes*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 961: 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 566.01; 566.02; 566.05; 566.06; 566.09; 566.15; 566.16; and Chapter 566, by adding sections.

Reports the same back with the recommendation that the bill be amended as follows:

Page 7, line 8, strike the word "*this*" and insert in lieu thereof: "*sections 8 to 23*"

Page 7, line 9, strike the word "act"

Page 8, line 10, strike "council or other"

Page 8, line 10, strike the word "for" and insert in lieu thereof "of"

Page 11, line 25, after "malicious," insert "negligent"

Page 12, line 28, strike "(1)" and insert in lieu thereof "(c)"

Page 13, line 2, strike "(2)" and insert in lieu thereof "(1)"

Page 13, line 3, strike "(i)" and insert in lieu thereof "(a)"

Page 13, line 5, strike "(ii)" and insert in lieu thereof "(b)"

Page 13, line 9, strike "(3)" and insert in lieu thereof "(2)"

Page 13, line 16, strike "(c)" and insert in lieu thereof "(d)"

Page 13, line 23, strike "(d)" and insert in lieu thereof "(e)"

Page 15, line 5, after the word "building" strike the word "or" and insert in lieu thereof ", the inspector,"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 17, after "money" insert "shall not be considered received in a fiduciary capacity within the meaning of Minnesota Statutes, Section 87.17, Subdivision 7, but"

Page 1, line 18, strike "part" and insert in lieu thereof "party"

Page 1, line 25, strike "of" and insert in lieu thereof "after"

Page 3, line 10, after "object" insert "to the stated amount"

Page 3, line 24, strike "conclusively"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

“Section 1. Minnesota Statutes 1971, Section 245.83, Subdivision 2, is amended to read:

Subd. 2. “Child care service” means a family day care home, group day care center for six or more children, nursery schools, day nurseries, child day care centers and play groups *and group family day care homes*, as defined by such rules and regulations as the commissioner shall promulgate from time to time.

Sec. 2. Minnesota Statutes 1971, Section 245.83, Subdivision 3, is amended to read:

Subd. 3. “Child” means any person ~~12~~ 14 years of age or younger.

Sec. 3. Minnesota Statutes 1971, Section 245.83, is amended by adding a subdivision to read:

Subd. 5. “Interim financing” means funds to carry out such activities as are necessary for family day care homes, group family day care homes and cooperative child care centers to receive state licensing, and operating funds for a period of six consecutive months following receipt of state licensing by a family day care home, group family day care home, or cooperative child care centers. Interim financing may not exceed a period of 18 months except under such conditions as the commissioner may promulgate from time to time.

Sec. 4. Minnesota Statutes 1971, Section 245.84, is amended to read:

245.84 [AUTHORIZATION TO MAKE PROVISIONAL GRANTS.] The commissioner is authorized to make such provisional grants from the general fund in the state treasury to any municipality, *county*, corporation or combination thereof for planning, establishing, maintaining or operating a child care service as the commissioner deems necessary or proper to carry out the purposes of sections 245.83 to 245.87. The planning, establishing, maintaining or operating of a child care service may include but is not limited to the leasing, renting, constructing, *renovating*, or purchasing of necessary facilities, equipment or supplies for such service.

The commissioner is further authorized to make provisional grants as provided by sections 245.83 to 245.87 to any such municipality, county, *or private* corporation or combination thereof, to establish and operate a program to aid in the coordination of child care within a defined community, to aid in the development of social, emotional, educational and physical conditions under which children can best develop within a defined community and to provide for the needs of economically disadvantaged children. No grant shall exceed 50 percent of the total cost of the establishment and operation of a child care service or a program as set forth in this section *except for an interim financing grant which shall not exceed 75 per cent.*

The commissioner shall appoint an advisory committee on child care of not more than 25 people which shall advise the commissioner on grants-in-aid to licensed child care facilities, one-third of those appointed shall consist of parent users of licensed child day care facilities.

Sec. 5. Minnesota Statutes 1971, Section 245.85, is amended to read:

245.85 [TERMINATION OF ALL OR PART OF A GRANT.] The commissioner shall supervise and coordinate all child care services and programs for which a grant has been made pursuant to sections 245.83 to 245.87, and shall endeavor insofar as possible to establish a set of program standards and uniform regulations to coordinate child care services and programs at the state and local level. The commissioner shall, from time to time, review the budgets, expenditures and development of each child care service and program to which a grant has been made pursuant to sections 245.83 to 245.87. If ~~he~~ *the commissioner* determines that any portion of the grants made to establish and operate a child care service or a program are no longer needed, that local support is not available to finance the local share of the cost of such service or programs, or that such service or programs do not comply with the rules, regulations, standards or requirements of the commissioner, the commissioner may, upon 30 days notice, withdraw any funds not allocated prior to the delivery of such notice and cancel the grant to the extent of such withdrawal.

Funds which have not been allocated by the end of the 18th month of the biennium shall be allocated without regard to area restrictions set forth in section 6.

Sec. 6. Minnesota Statutes 1971, Section 245.86, is amended to read:

245.86 [AUTHORIZATION TO COUNTIES AND MUNICIPALITIES TO MAKE GRANTS.] Any county or municipality may make grants from special tax revenues or from its general fund to any organization, governmental or corporate, for the same purposes for which the commissioner is authorized to make grants by sections 245.83 to 245.87. The above funds *and an amount of funds established as a usual rate for donations of time or services, or any combination thereof,* are to provide for a 50 percent matching of county, local or private funds.

Sec. 7. Minnesota Statutes 1971, Section 245.87, is amended to read:

245.87 [ALLOCATIONS.] For the purposes of sections 245.83 to 245.87 ~~not more than 30 percent of the amount allocated shall go to counties containing a city of the first class grants shall be equally distributed between the metropolitan area, comprising the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and Washington, and the outstate area so that no more than 55 percent of the total fund goes to either area. At least ten percent of the total allocation shall be designated for interim financing. For the purposes of this act, the commissioner is further instructed~~

that the allocation in each area be based on a need and population basis."

Further, amend the title as follows:

Page 1, line 6, after "care" and before the period, insert: "; 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"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 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; directing the commissioner of public welfare to establish an advisory board on community residential facilities for the mentally retarded; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, after "retarded" insert " and cerebral palsied"

Page 1, line 17, strike "concerned nonprofit"

Page 1, line 18, strike "with experience" and insert "experienced"

Page 1, line 18, after "mentally retarded" insert "and cerebral palsied"

Page 1, line 20, strike "such" and insert "the"

Page 1, line 21, strike "such" and insert "the"

Page 1, line 26, strike "50" and insert "25"

Page 1, line 28, after "retarded" insert "and cerebral palsied"

Page 1, line 30, after "families." and before "The" insert "Up to one-fifth of the grant may be used for equipment and initial staff costs. No aid under this section shall be granted to a facility providing for more than 16 residents in a living unit and with more than two living units."

Page 2, line 8, after "sources," and before "and" insert "gifts"

Amend the title as follows:

Page 1, line 7, after "retarded" and before the semicolon, insert "and cerebral palsied"

Page 1, line 10, after "retarded" and before the semicolon, insert "and cerebral palsied"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was re-referred

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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 5, line 28, strike "within the limits of the appropriation"

Page 6, line 1, strike "hereinbefore specified"

Page 6, line 14, strike "This levy shall be allowed in addition to any"

Page 6, strike lines 15, 16, 17

Page 6, line 18, strike "reduced in any amount whatsoever."

Page 7, line 7, strike "The levy of such taxes shall not cause"

Page 7, strike lines 8 and 9

Page 7, line 10, strike "to be reduced in any amount whatsoever."

Page 8, line 23, strike "when" and insert "When"

Page 25, line 25, strike "shall be"

Page 25, strike line 26

Page 25, line 27, strike "authorized by law, and"

Page 27, line 28, strike "This levy shall be in excess of any limitation as"

Page 28, strike line 1

Page 28, line 9, strike "Such levy may be made"

Page 28, strike lines 10, and 12 through 14

Page 31, after line 19, add a section to read:

"Sec. 37. Nothing in this act shall be construed to permit any county to levy in excess of the levy limitation imposed by Minnesota Statutes, Sections 275.50 to 275.56."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1628: A bill for an act relating to the organization and operation of state government; creating a department of transportation; prescribing its duties and responsibilities; amending Minnesota Statutes 1971, Sections 123.18, Subdivision 1; 123.39, Subdivision 1; 299D.01, Subdivision 1; and 473A.06, Subdivision 3; repealing Minnesota Statutes 1971, Sections 4.20; 161.03; 168.325, Subdivisions 1 and 3; 171.015, Subdivision 1; and 360.014.

Reports the same back with the recommendation that the bill be amended as follows:

Page 6, line 15, delete "an"

Page 6, line 16, delete "assistant commissioner for safety,"

Page 9, delete all of lines 7 through 23

Page 16, line 21, strike "216.10" and insert "216A.10"; strike "216.13" and insert "216A.13"

Page 19, line 20, delete "168.325, Subdivisions 1 and 3; 171.015, Subdivision"

Page 19, line 21, before "and" delete "1;"

Renumber the sections accordingly.

Further, amend the title, on page 1, as follows:

Line 9, strike "219D.01, Subdivision 1;"

Line 12, strike "168.325, Subdivisions 1 and 3; 171.015,"

Line 13, strike "Subdivision 1;"

And when so amended the bill do pass and be re-referred to the Committee on Governmental Operations. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1215: A bill for an act relating to the Minnesota higher education coordinating commission; appropriating money for community service and continuing education projects.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1232: A bill for an act relating to education; defining gifted pupil; permitting school districts to provide services for gifted pupils.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 770: 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; 114.12; 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; 144.35; 144.36; and 144.37.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

“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, repairs, 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 mu-

nicipality 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 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 municipality 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. Minneosta 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, including 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 treatment 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 scavenging 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 vaccinated, 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 in 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.

Further, amend the title by striking it in its entirety and inserting in lieu thereof the following:

"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 agricul-

ture 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; 115.03, 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."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1776: A bill for an act relating to crimes and criminals; repealing certain sumptuary laws; repealing Minnesota Statutes 1971, Sections 609.293; Subdivision 5; 609.294; 609.34; 609.36; 609.685; 617.28; 617.29; 624.47; 624.48; 624.49; 624.50; 624.51; 624.62; 624.65; and 624.66.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, following line 10, insert two sections as follows:

"Section 1. Minnesota Statutes 1971, Section 609.36, Subdivision 1, is amended to read:

609.36 [ADULTERY.] Subdivision 1. [ACTS CONSTITUTING.] When a married ~~Woman~~ *person* has sexual intercourse with a man other than her husband, whether married or not, *person not his spouse* both are guilty of adultery and may be sentenced to imprisonment for not more than one year or to payment of a fine of more than \$1,000 or both, which is a misdemeanor.

Sec. 2. Minnesota Statutes 1971, Section 609.36, Subdivision 3, is amended to read:

Subd. 3. [DEFENSE.] *If the defendant is unmarried it is a defense to violation of this section if that the marital status of the woman other person was not known to the defendant him at the time of the act of adultery.*

Renumber Section 1 as Sec. 3.

Page 1, line 12, strike "609.294;"

Page 1, line 12, strike "609.36;"

Page 1, line 12, strike "617.28;"

Page 1, line 13, strike "624.49; 624.50; 624.51; 624.62;"

Amend the title in line 3 by inserting before "repealing" "amending and"

Following line 3, insert a new line as follows: "amending Minnesota Statutes, Sections 609.36, Subdivisions 1 and 3;"

Line 6, strike "609.294;" and "609.36;"

Line 7, strike "617.28;" and "624.49;"

Line 8, strike "624.50; 624.51; 624.62;"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1394: 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.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, after "*Senate*" add "*and any political committees raising funds and making expenditures exclusively on behalf of any one of those candidates*"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 6, line 15, strike "*municipality*" and insert "*address*"

Line 19, strike "*a registered*" and insert "*an eligible*"

Line 20, strike "*municipality*" and insert "*county, who has voted within the last four years*"

Page 7, line 4, strike "*a registered*" and insert "*an eligible*";

strike "*municipality*" and insert "*county, who has voted in the last four years*"

Page 7, line 24, strike "*a*"

Line 25, strike "*registered*" and insert "*an eligible*"; strike "*municipality*" and insert "*county*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 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; 31.405; 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; 69.58; 71A.08, Subdivision 1; 72A.14; 79.23; 85.20, Subdivisions 3 and 5; 88.11, Subdivision 2; 88.13, Subdivision 3; 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; 340.83, Subdivision 1; 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, Section 35.70, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 20, after "*guilty of a*" insert "*petty*"

Page 3, line 5, after "*guilty of a*" insert "*petty*"

Page 3, line 10, strike "*gross*" and strike "*and shall be punished by a*"

Page 3, strike all of lines 11 and 12

Page 3, line 13, strike "*months*"

Page 3, line 23, after "*guilty of a*" insert "*petty*"

Page 3, line 27, strike "gross" and strike "and shall be fined not less than \$50 nor"

Page 3, strike all of line 28

Page 4, line 1, strike "months"

Page 4, line 18, after "guilty of a" insert "petty" and after "misdemeanor" insert "for a first offense or a misdemeanor for a second or subsequent offense"

Page 5, line 11, after "guilty of a" insert "petty"

Page 5, line 12, after "misdemeanor" insert "for a first offense, a misdemeanor for a second offense, or a gross misdemeanor for a third or subsequent offense"

Page 5, line 26, after "guilty of a" insert "petty" and after "misdemeanor" insert "for a first offense or a misdemeanor for a second or subsequent offense"

Page 6, delete lines 20 through 27

Page 8, line 2, after "guilty of a" insert "petty"

Page 9, line 8, after "of a" insert "petty"

Page 9, line 24, after "guilty of a" insert "petty"

Page 11, line 1, after "guilty of a" insert "gross"

Page 12, line 7, after "guilty of a" insert "petty"

Page 12, after line 15, insert a new section as follows:

"Sec. 24. Minnesota Statutes 1971, Section 65B.13, is amended to read:

65B.13 [AUTOMOBILE INSURANCE, DISCRIMINATION IN AUTOMOBILE POLICIES FORBIDDEN.] No insurance company, or its agent, shall refuse to issue any standard policy of automobile liability insurance or make any discrimination in the acceptance of risks, in rates, premiums, dividends, or benefits of any kind, or by way of rebate between persons of the same class, nor on account of race. Every company or agent violating any of the foregoing provisions shall be fined not less than \$50, nor more than \$100, and every officer, agent, or solicitor violating the same shall be guilty of a misdemeanor."

Page 13, line 16, after "guilty of a" insert "petty"

Page 14, line 2, after "guilty of a" insert "gross"

Page 14, delete all of lines 5 through 17

Page 16, line 8, after "guilty of a" insert "petty"

Page 17, after line 5, insert:

"Sec. 33. Minnesota Statutes 1971, Section 88.14, Subdivision 2, is amended to read:

Subd. 2. When any person who has been directed by the commis-

sioner, or forest officers to dispose of such slashings, debris, or refuse fails to comply with these directions he shall be deemed guilty of a misdemeanor; and, on conviction thereof, punished by a fine of not less than \$25, and not exceeding \$100, and costs of prosecution; or by imprisonment in the county jail for not less than ten and not exceeding 90 days, and each day during which the failure to comply with the requirements of the commissioner continues shall be deemed a separate and distinct violation of sections 88.02 to 88.21; but any number of these offenses may be prosecuted as separate counts of one charge or information.

Page 20, line 20, strike "fined not"

Page 20, line 21, strike "more than" and delete "\$50"

Page 20, line 26, before the period insert "*guilty of a petty misdemeanor*"

Page 21, line 8, after "guilty of a" insert "*petty*"

Page 21, line 24, after "guilty of a" insert "*petty*"

Page 22, line 17, after "guilty of a" insert "*petty*"

Page 37, line 4, after the period, strike "Such a"

Page 37, line 5, strike "person upon conviction for the"

Page 37, line 7, strike "second offense shall pay a"

Page 37, strike all of lines 8 through 12

Page 39, line 6, after "guilty of a" insert "*petty*"

Page 40, line 15, after "guilty of a" insert "*petty*"

Page 40, line 21, after "*guilty of a*" insert "*petty*"

Page 41, line 13, after "guilty of a" insert "*petty*"

Page 42, line 22, after "guilty of a" insert "*petty*"

Page 43, line 17, after "guilty of a" insert "*petty*"

Page 44, line 9, after "guilty of a" insert "*petty*"

Page 45, line 4, after "guilty of a" insert "*petty*", after "hereof is a" insert "*petty*"

Page 45, line 11, before "*misdemeanor*" insert "*petty*"

Page 45, line 25, after the period, insert "*A second or subsequent violation of this subdivision shall be a misdemeanor.*"

Page 46, line 5, after "guilty of a" insert "*petty*"

Page 48, line 10, after "guilty of a" insert "*petty*"

Page 48, line 20, after "guilty of a" insert "*petty*"

Page 49, line 3, strike "All fines and penalties recovered by the state"

Page 49, strike line 4

- Page 49, line 10, after "guilty of a" insert "*petty*"
- Page 49, line 18, after "guilty of a" insert "*petty*"
- Page 49, line 26, after "guilty of a" insert "*petty*"
- Page 50, line 8, strike "All"
- Page 50, strike all of lines 9 through 11
- Page 52, line 27, after "guilty of a" insert "*petty*"
- Page 53, line 13, after "guilty of a" insert "*gross*"
- Page 54, line 19, after "guilty of a" insert "*petty*"
- Page 56, line 3, after "guilty of a" insert "*petty*"
- Page 58, line 7, after "guilty of a" insert "*petty*"
- Page 58, line 15, after "guilty of a" insert "*petty*"
- Page 58, line 24, after "guilty of a" insert "*petty*"
- Page 61, line 28, after "*guilty of a*" insert "*petty*"
- Page 62, line 18, strike "; and, upon conviction thereof, punished by a"
- Page 62, strike all of lines 19 and 20
- Page 62, line 21, strike "imprisonment"
- Page 63, line 3, reinstate the stricken "*gross*"
- Page 64, line 25, after "*of a*" insert "*gross*"
- Page 67, line 24, after "guilty of a" insert "*petty*"
- Page 70, delete lines 26 through 28
- Page 71, delete lines 1 through 13
- Page 73, line 17, reinstate the stricken "guilty of a misdemeanor" and before "misdemeanor" insert "*petty*"
- Page 73, line 17, after "and" strike "punished by a"
- Page 73, line 18, before the period, strike "fine of not less than ~~£1~~ \$10 nor more than ~~\$15~~ \$50"
- Page 74, line 16, reinstate the stricken "is guilty of a" and insert thereafter "*petty*"
- Page 74, line 17, reinstate the stricken "misdemeanor"
- Page 74, line 17, strike "may be punished by"
- Page 74, strike all of line 18
- Page 74, line 19, strike "jail for not more than five days,"
- Page 76, line 14, strike ", and shall be liable to a fine"
- Page 76, strike all of lines 15 and 16
- Page 76, line 17, strike "imprisonment"

Page 80, line 24, reinstate the stricken "guilty of a misdemeanor"

Page 80, line 24, before the restored "misdemeanor" insert "petty"

Page 80, line 24, strike "punished by a"

Page 80, line 25, strike all language

Page 80, line 27, delete "\$50"

Page 81, line 8, after "guilty of a" insert "petty"

Page 82, line 8, reinstate the stricken "guilty of a misdemeanor"

Page 82, line 8, before the restored "misdemeanor" insert "petty"

Page 82, line 8, strike "punished"

Page 82, line 9, before the period, strike "by a fine of not less than \$10 nor more than \$25 \$50"

Page 82, line 16, after the period, strike "The" and insert in lieu thereof "Any"

Page 82, line 17, strike "such"

Page 82, line 21, after "guilty of a" insert "petty"

Page 82, line 24, delete "Section" and insert in lieu thereof "Sections 35.405;"

Page 82, line 25, delete ", is" and insert in lieu thereof "; and 340.83 are"

Renumber the sections in sequence.

Further, amend the title in line 10, after "31.403;" by deleting "31.405;" in line 14 after "Subdivision 2;" by inserting "65B.13;" in line 15 by deleting "72A.14;" in line 17 after "Subdivision 3;" by inserting "88.14, Subdivision 2;" Lines 39 and 40, delete "340.83, Subdivision 1;" in line 47 by deleting "Section" and inserting in lieu thereof "Sections 31.405;" and in line 48, after "Subdivision 2" by inserting "; and 340.83"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 443, 588, 793, 1036, 1203, 1376, 1556, 1712, 1715, 624, 735, 1172, 1486 and 1536 for comparison

to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. Nos. 1712 and 1715 to the Committee on Education.

H. F. Nos. 443 and 793 to the Committee on Finance.

H. F. No. 1036 to the Committee on Governmental Operations.

H. F. Nos. 1486 and 1536 to the Committee on Health, Welfare and Corrections.

H. F. No. 624 to the Committee on Judiciary.

H. F. Nos. 588 and 735 to the Committee on Labor and Commerce.

H. F. No. 1556 to the Committee on Metropolitan and Urban Affairs.

H. F. Nos. 1203 and 1376 to the Committee on Natural Resources and Agriculture.

H. F. No. 1172 to the Committee on Transportation and General Legislation.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 1067, 1349, 1950, 1881, 1741, 261, 1925, 523, 1465, 328, 754, 961, 965, 1724, 1592, 1872, 1232, 1776, 1522, 1247 and 775 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1624 and 368 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Anderson moved that H. F. No. 942, No. 28 on the Calendar be stricken and placed at the top of General Orders. Which motion prevailed.

Mr. Willet moved that S. F. No. 1992 be withdrawn from the Committee on Local Government and re-referred to the Committee on Finance. Which motion prevailed.

Mr. Gearty moved that the report from the Committee on Governmental Operations reported April 18, 1973, pertaining to appointments be taken from the table. Which motion prevailed.

Mr. Gearty moved that the foregoing report be now adopted. Which motion prevailed.

CONFIRMATION

Mr. Gearty moved that in accordance with the report from the Committee on Governmental Operations, reported April 18, 1973, the Senate having advised with, do now consent to and confirm the appointments of:

STATE BOARD OF HUMAN RIGHTS

Leo Adams, 3657 Maryland Avenue, North, New Hope, Hennepin County, appointed effective the first Monday of January, 1973, for a term expiring the first Monday of January, 1976.

Mary Lou Hill, 432 Oliver Avenue, South, Minneapolis, Hennepin County, appointed effective the first Monday of January, 1973, for a term expiring the first Monday of January, 1976.

Jose Trejo, 841 Delaware Avenue, St. Paul, Ramsey County, appointed effective the first Monday of January, 1973, for a term expiring the first Monday of January, 1976.

Robert Bolle, 205 East Viking Drive, St. Paul Ramsey County, appointed effective the first Monday of January, 1973, for a term expiring the first Monday of January, 1976.

Duane Korbel, 3961 Zarthan Avenue, South, Bloomington, Hennepin County, appointed effective the first Monday of January, 1973, for a term expiring the first Monday of January, 1976.

Marie Martinez, 28 - 3rd Avenue, North, Madelia, Watonwan County, appointed effective the first Monday of January, 1973, for a term expiring the first Monday of January, 1976.

Ilene Jean Atwood, 5413 London Road, Duluth, St. Louis County, appointed effective the first Monday of January, 1973, for a term expiring the first Monday of January, 1976.

Which motion prevailed. Which appointments were confirmed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Gearty moved that the report from the Committee on Governmental Operations reported April 18, 1973, pertaining to appointments be taken from the table. Which motion prevailed.

Mr. Gearty moved that the foregoing report be now adopted. Which motion prevailed.

CONFIRMATION

Mr. Gearty moved that in accordance with the report from the Committee on Governmental Operations, reported April 18, 1973, the Senate having advised with, do now consent to and confirm the appointment of:

COMMISSIONER OF ECONOMIC DEVELOPMENT

James R. Heltzer, 3857 Brookview Drive, St. Louis Park, Hennepin County, appointed effective March 14, 1973, for a term expiring January 1, 1975.

CALL OF THE SENATE

Mr. Gearty imposed a call of the Senate. The following Senators answered to their names:

Anderson	Doty	Kirchner	Ogdahl	Sillers
Arnold	Dunn	Kleinbaum	Olhoff	Solon
Ashbach	Fitzsimons	Knutson	Olson, A. G.	Spear
Bang	Frederick	Kowalczyk	Olson, H. D.	Stassen
Berg	Gearty	Krieger	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Laufenburger	O'Neill	Tennessee
Blatz	Hansen, Mel	Lewis	Patton	Thorup
Borden	Hanson, R.	Lord	Perpich, A. J.	Ueland
Brown	Hughes	McCutcheon	Perpich, G.	Wegener
Chenoweth	Humphrey	Milton	Pillsbury	Willet
Chmielewski	Jensen	Moe	Purfeerst	
Coleman	Josefson	Nelson	Renneke	
Conzernius	Keefe, J.	North	Schaaf	
Davies	Keefe, S.	Novak	Schrom	

The Sergeant-at-Arms was instructed to bring in the absent members.

The question recurring on the motion of Mr. Gearty,

Mr. Coleman moved that those not voting be excused from voting. Which motion prevailed.

And the roll being called, there were yeas 40 and nays 25, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Lewis	Olhoff	Schrom
Arnold	Gearty	Lord	Olson, A. G.	Solon
Borden	Hansen, Baldy	McCutcheon	Olson, H. D.	Spear
Chenoweth	Hughes	Milton	Olson, J. L.	Stokowski
Chmielewski	Humphrey	Moe	Perpich, A. J.	Tennessee
Coleman	Keefe, S.	North	Perpich, G.	Thorup
Conzernius	Kleinbaum	Novak	Purfeerst	Wegener
Davies	Laufenburger	Ogdahl	Schaaf	Willet

Those who voted in the negative were:

Ashbach	Brown	Hanson, R.	Kowalczyk	Patton
Bang	Dunn	Josefson	Krieger	Pillsbury
Berg	Fitzsimons	Keefe, J.	Larson	Renneke
Bernhagen	Frederick	Kirchner	Nelson	Sillers
Blatz	Hansen, Mel	Knutson	O'Neill	Ueland

Which motion prevailed. Which appointment was confirmed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Lord moved that the name of Mr. Wegener be added as co-author to S. F. No. 1464. Which motion prevailed.

THIRD READING OF SENATE BILLS

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessen
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

Mr. Jensen moved that those not voting be excused from voting. Which motion did not prevail.

Mr. Coleman moved that those not voting be excused from voting. Which motion prevailed.

And the roll being called, there were yeas 34 and nays 31, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Laufenburger	North	Solon
Arnold	Doty	Lewis	Novak	Spear
Borden	Gearty	Lord	Olhoft	Stokowski
Brown	Hughes	McCutcheon	Olson, A. G.	Tennessen
Chenoweth	Humphrey	Milton	Perpich, A. J.	Thorup
Coleman	Keefe, S.	Moe	Perpich, G.	Wegener
Conzemius	Kleinbaum	Nelson	Schaaf	

Those who voted in the negative were:

Ashbach	Fitzsimons	Kirchner	O'Neill	Stassen
Bang	Frederick	Knutson	Patton	Ueland
Berg	Hansen, Baldy	Kowalczyk	Pillsbury	Willet
Bernhagen	Hansen, Mel	Krieger	Purfeerst	
Blatz	Hanson, R.	Larson	Renneke	
Chmielewski	Jensen	Ogdahl	Schrom	
Dunn	Josefson	Olson, J. L.	Sillers	

So the bill passed and its title was agreed to.

S. F. No. 376: A bill for an act relating to railroads; disposal of certain abandoned property.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 53 and nays 13, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Knutson	North	Schaaf
Arnold	Frederick	Kowalczyk	Novak	Sillers
Ashbach	Gearty	Krieger	Ogdahl	Solon
Bang	Hansen, Mel	Larson	Olhott	Spear
Blatz	Hanson, R.	Laufenburger	Olson, A. G.	Stokowski
Brown	Hughes	Lewis	Olson, J. L.	Tennessee
Chenoweth	Humphrey	Lord	O'Neill	Thorup
Coleman	Keefe, J.	McCutcheon	Perpich, A. J.	Ueland
Davies	Keefe, S.	Milton	Perpich, G.	Willet
Doty	Kirchner	Moe	Pillsbury	
Dunn	Kleinbaum	Nelson	Purfeerst	

Those who voted in the negative were:

Berg	Chmielewski	Jensen	Patton	Schrom
Bernhagen	Conzemius	Josefson	Renneke	Wegener
Borden	Hansen, Baldy	Olson, H. D.		

So the bill passed and its title was agreed to.

S. F. No. 1026: A bill for an act relating to drainage; clarifying the power of county boards to construct flood control projects under the drainage laws; transferring the administration of judicial ditches to county boards; improving the power of county boards to repair, assess benefits and damages and construct laterals on county ditches; providing for appeal of decisions by a joint county ditch authority to the district court; providing a better procedure for abandonment of ditches in urban areas; providing for the termination of activities of conservancy district; amending Minnesota Statutes 1971, Sections 106.011, Subdivisions 4 and 17; 106.015, Subdivision 5; 106.471, Subdivisions 1 and 7; 106.521; 106.631, Subdivision 5; 106.661; 112.76; repealing Minnesota Statutes 1971, Sections 111.01 to 111.42.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 5, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Ogdahl	Sillers
Arnold	Fitzsimons	Knutson	Olhott	Solon
Ashbach	Frederick	Kowalczyk	Olson, A. G.	Spear
Bang	Gearty	Krieger	Olson, H. D.	Stassen
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Borden	Hanson, R.	Lewis	O'Neill	Tennessee
Brown	Hughes	Lord	Patton	Thorup
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Ueland
Chmielewski	Jensen	Milton	Perpich, G.	Wegener
Coleman	Josefson	Moe	Pillsbury	Willet
Conzemius	Keefe, J.	Nelson	Purfeerst	
Davies	Keefe, S.	North	Renneke	
Doty	Kirchner	Novak	Schaaf	

Those who voted in the negative were:

Berg Bernhagen Hansen, Baldy Larson Schrom

So the bill passed and its title was agreed to.

S. F. No. 1507: A bill for an act relating to public welfare; changing the method of determining rates for state hospital care; amending Minnesota Statutes 1971, Section 246.50, Subdivision 5.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Ogdahl	Sillers
Arnold	Dunn	Knutson	Olhoff	Solon
Ashbach	Fitzsimons	Kowalczyk	Olson, A. G.	Spear
Bang	Frederick	Krieger	Olson, H. D.	Stassen
Berg	Gearty	Larson	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Laufenburger	O'Neill	Tennessee
Blatz	Hansen, Mel	Lewis	Patton	Thorup
Borden	Hanson, R.	Lord	Perpich, A. J.	Ueland
Brown	Hughes	McCutcheon	Perpich, G.	Wegener
Chenoweth	Humphrey	Milton	Pillsbury	Willet
Chmielewski	Jensen	Moe	Purfeerst	
Coleman	Josefson	Nelson	Renneke	
Conzemius	Keefe, J.	North	Schaaf	
Davies	Keefe, S.	Novak	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 138: A bill for an act relating to taxation; increasing the excise tax on gasoline used in motor vehicles using public highways; creating a separate account in the trunk highway fund for certain trunk highways; amending Minnesota Statutes 1971, Section 296.-02, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 39 and nays 27, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Olson, A. G.	Sillers
Arnold	Dunn	Kirchner	Olson, H. D.	Stassen
Ashbach	Fitzsimons	Kleinbaum	Olson, J. L.	Stokowski
Berg	Frederick	Knutson	Patton	Thorup
Bernhagen	Gearty	Larson	Pillsbury	Ueland
Borden	Hanson, R.	Laufenburger	Purfeerst	Wegener
Chmielewski	Hughes	Moe	Renneke	Willet
Coleman	Jensen	Olhoff	Schaaf	

Those who voted in the negative were:

Bang	Hansen, Mel	Lewis	Novak	Solon
Blatz	Humphrey	Lord	Ogdahl	Spear
Brown	Keefe, J.	McCutcheon	O'Neill	Tennessee
Davies	Keefe, S.	Milton	Perpich, A. J.	
Doty	Kowalczyk	Nelson	Perpich, G.	
Hansen, Baldy	Krieger	North	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 1282: A bill for an act relating to taxation; exempt property; providing that property exempt from taxation shall be taxed in full for the year in which it is sold or otherwise loses its exempt status; amending Minnesota Statutes 1971, Section 272.02. by adding a subdivision.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Schaaf
Arnold	Doty	Kirchner	Novak	Schrom
Ashbach	Dunn	Kleinbaum	Ogdahl	Sillers
Bang	Gearty	Knutson	Olson, A. G.	Solon
Berg	Hansen, Baldy	Kowalczyk	Olson, H. D.	Spear
Bernhagen	Hansen, Mel	Larson	Olson, J. L.	Stassen
Borden	Hanson, R.	Laufenburger	O'Neill	Stokowski
Brown	Hughes	Lewis	Perpich, A. J.	Tennessee
Chenoweth	Humphrey	Lord	Perpich, G.	Thorup
Chmielewski	Jensen	Milton	Pillsbury	Wegener
Coleman	Josefson	Moe	Purfeerst	Willet
Conzemius	Keefe, J.	Nelson	Renneke	

Messrs. Blatz, Frederick and Krieger voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 605: A bill for an act relating to taxation; income and excise taxes; credit for pollution control equipment; amending Minnesota Statutes 1971, Section 290.06, Subdivision 9a.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Schrom
Arnold	Dunn	Kirchner	Novak	Sillers
Ashbach	Fitzsimons	Kleinbaum	Ogdahl	Solon
Bang	Frederick	Knutson	Olson, A. G.	Spear
Berg	Gearty	Kowalczyk	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Krieger	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Larson	O'Neill	Thorup
Borden	Hanson, R.	Laufenburger	Perpich, A. J.	Ueland
Brown	Hughes	Lord	Perpich, G.	Wegener
Chenoweth	Humphrey	McCutcheon	Pillsbury	Willet
Chmielewski	Jensen	Milton	Purfeerst	
Coleman	Josefson	Moe	Renneke	
Conzemius	Keefe, J.	Nelson	Schaaf	

Messrs. Davies, Lewis and Tennessee voted in the negative.

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 1463: A bill for an act relating to municipalities; local improvements and special assessments; providing for separate sidewalk benefiting districts.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Novak	Schrom
Arnold	Dunn	Kirchner	Ogdahl	Sillers
Ashbach	Fitzsimons	Kleinbaum	Olhoft	Solon
Bang	Frederick	Knutson	Olson, H. D.	Spear
Berg	Gearty	Kowalczyk	Olson, J. L.	Stassen
Bernhagen	Hansen, Baldy	Larson	O'Neill	Stokowski
Blatz	Hansen, Mel	Lewis	Patton	Tennessen
Borden	Hanson, R.	Lord	Perpich, A. J.	Thorup
Brown	Hughes	McCutcheon	Perpich, G.	Ueland
Chenoweth	Humphrey	Milton	Pillsbury	Wegener
Chmielewski	Jensen	Moe	Purfeerst	Willet
Conzemius	Josefson	Nelson	Renneke	
Davies	Keefe, J.	North	Schaaf	

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessen
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 1057: A bill for an act relating to special acts passed in accordance with the Constitution, Article XI, Section 2; requiring local approval in certain cases; amending Minnesota Statutes 1971, Sections 645.021 and 645.023, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Ogdahl	Sillers
Arnold	Dunn	Knutson	Olhoft	Solon
Ashbach	Fitzsimons	Kowalczyk	Olson, A. G.	Spear
Bang	Frederick	Krieger	Olson, H. D.	Stassen
Berg	Gearty	Larson	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Laufenburger	O'Neill	Tennessee
Blatz	Hansen, Mel	Lewis	Patton	Thorup
Borden	Hanson, R.	Lord	Perpich, A. J.	Ueland
Brown	Hughes	McCutcheon	Perpich, G.	Wegener
Chenoweth	Humphrey	Milton	Pillsbury	Willet
Chmielewski	Josefson	Moe	Purfeerst	
Coleman	Keefe, J.	Nelson	Renneke	
Conzemius	Keefe, S.	North	Schaaf	
Davies	Kirchner	Novak	Schrom	

Mr. Jensen voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1117: A bill for an act relating to game and fish; permanent fishing licenses for the spouse of certain veterans; amending Minnesota Statutes 1971, Section 98.47, Subdivision 16.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Thorup
Borden	Hanson, R.	Lewis	Patton	Ueland
Brown	Hughes	Lord	Perpich, A. J.	Wegener
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Willet
Chmielewski	Jensen	Milton	Pillsbury	
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 1583: A bill for an act relating to agriculture; promotion of agricultural commodities; amending Minnesota Statutes 1971, Section 17.54, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 4, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Kleinbaum	Novak	Schrom
Arnold	Frederick	Knutson	Ogdahl	Sillers
Ashbach	Gearty	Kowalczyk	Olhoff	Solon
Bang	Hansen, Baldy	Krieger	Olson, A. G.	Spear
Berg	Hansen, Mel	Larson	Olson, J. L.	Stassen
Bernhagen	Hanson, R.	Laufenburger	O'Neill	Stokowski
Blatz	Hughes	Lewis	Patton	Thorup
Brown	Humphrey	Lord	Perpich, A. J.	Ueland
Chmielewski	Jensen	McCutcheon	Perpich, G.	Wegener
Conzemius	Josefson	Milton	Pillsbury	Willet
Davies	Keefe, J.	Moe	Purfeerst	
Doty	Keefe, S.	Nelson	Renneke	
Dunn	Kirchner	North	Schaaf	

Messrs. Borden, Chenoweth, Coleman and Tennesen voted in the negative.

So the bill passed and its title was 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 a person, corporation, partnership, trust or investment company; amending Minnesota Statutes 1971, Section 290.01, by adding a subdivision.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoff	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennesen
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 1503: A bill for an act relating to natural resources; the production, procurement, distribution, and planting of trees, shrubs, and vines for conservation purposes; amending Minnesota Statutes 1971, Sections 89.36, Subdivision 2; 89.37, by adding a subdivision; 89.38; and Chapter 89, by adding a section; repealing Minnesota Statutes 1971, Sections 89.31 through 89.34, and 89.40.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Moe	Purfeerst
Arnold	Doty	Keefe, S.	Nelson	Renneke
Ashbach	Dunn	Kirchner	North	Schaaf
Bang	Fitzsimons	Kleinbaum	Novak	Schrom
Berg	Frederick	Knutson	Olhoff	Sillers
Bernhagen	Gearty	Kowalczyk	Olson, A. G.	Solon
Blatz	Hansen, Baldy	Krieger	Olson, H. D.	Spear
Borden	Hansen, Mel	Larson	Olson, J. L.	Stokowski
Brown	Hanson, R.	Laufenburger	O'Neill	Tennessee
Chenoweth	Hughes	Lewis	Patton	Thorup
Chmielewski	Humphrey	Lord	Perpich, A. J.	Ueland
Coleman	Jensen	McCutcheon	Perpich, G.	Wegener
Conzemius	Josefson	Milton	Pillsbury	Willet

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 44 and nays 20, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kowalczyk	Olhoff	Solon
Arnold	Dunn	Laufenburger	Olson, A. G.	Spear
Ashbach	Gearty	Lewis	Olson, H. D.	Stassen
Borden	Hughes	Lord	O'Neill	Stokowski
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Tennessee
Chmielewski	Jensen	Milton	Perpich, G.	Thorup
Coleman	Keefe, J.	Moe	Schaaf	Wegener
Conzemius	Keefe, S.	North	Schrom	Willet
Davies	Kirchner	Novak	Sillers	

Those who voted in the negative were:

Berg	Frederick	Josefson	Nelson	Pillsbury
Bernhagen	Hansen, Baldy	Knutson	Ogdahl	Purfeerst
Brown	Hansen, Mel	Krieger	Olson, J. L.	Renneke
Fitzsimons	Hanson, R.	Larson	Patton	Ueland

So the bill passed and its title was agreed to.

S. F. No. 1035: A bill for an act relating to courts; setting compensation of jurors; amending Minnesota Statutes 1971, Section 357.26, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Wednesday, April 25, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

FORTY-THIRD DAY

St. Paul, Minnesota, Tuesday, April 24, 1973.

The House of Representatives met on Tuesday, April 24, 1973, which was the Forty-Third Legislative Day of the Sixty-eighth Session of the Minnesota State Legislature. The Senate did not meet on this date.

FORTY-FOURTH DAY

St. Paul, Minnesota, Wednesday, April 25, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kirchner	Ogdahl	Sillers
Arnold	Dunn	Kleinbaum	Olhoft	Solon
Ashbach	Fitzsimons	Knutson	Olson, A. G.	Spear
Bang	Frederick	Kowalczyk	Olson, H. D.	Stassen
Berg	Gearty	Krieger	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Larson	O'Neill	Tennessee
Blatz	Hansen, Mel	Laufenburger	Patton	Thorup
Borden	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Brown	Hughes	Lord	Perpich, G.	Wegener
Chenoweth	Humphrey	Milton	Pillsbury	Willett
Chmielewski	Jensen	Moe	Purfeerst	
Coleman	Josefson	Nelson	Renneke	
Conzemius	Keefe, J.	North	Schaaf	
Davies	Keefe, S.	Novak	Schrom	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Mr. McCutcheon was excused from the Session of today.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The Honorable Martin O. Sabo, Speaker
of the House of Representatives

The Honorable Alec G. Olson, President
of the Senate

Sir:

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:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
655		Chapter 124	April 23, 1973	April 23, 1973

Sincerely,
Arlen Erdahl
Secretary of State

INTRODUCTION OF BILLS

Messrs. Borden, Gearty and Pillsbury introduced—

S. F. No. 2301: A bill for an act relating to registration and regulation of landscape architects; amending Minnesota Statutes 1971, Sections 326.02, Subdivisions 1 and 5, and by adding a subdivision; 326.03, Subdivisions 1 and 4; 326.04; 326.05; 326.06; 326.07; 326.08, Subdivision 2; 326.09; 326.10, Subdivisions 1, 2, and 7; 326.11, Subdivision 1; 326.12, Subdivisions 1, 2, and 3; 326.13; and 326.14.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Perpich, A. J.; Chmielewski and Laufenburger introduced—

S. F. No. 2302: A bill for an act relating to counties; limiting appointment of deputies by county officers; amending Minnesota Statutes 1971, Sections 384.08; 384.151, Subdivision 6; 385.02, Subdivisions 1 and 2; 385.373, Subdivision 6; 386.33; 387.14; 388.10; 388.18, Subdivision 5; and 389.02.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Renneke, Coleman and Conzemius introduced—

S. F. No. 2303: A bill for an act relating to power plants; placing a one year moratorium on the construction or placement of additional power generating plants in Minnesota.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Schaaf, Thorup and Milton introduced—

S. F. No. 2304: A bill for an act relating to unemployment compensation; definitions; excluding certain volunteer fire departments from the term employer; amending Minnesota Statutes 1971, Section 268.04, Subdivision 10.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Novak for the Committee on Finance introduced—

S. F. No. 2305: 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; creating a welfare general assistance program and providing for the administration of welfare programs; providing penalties; amending Minnesota Statutes 1971, Sections 245.77; 261.04, Subdivision 1; 261.063; 275.09, Subdivision 3; 376.424; 393.01, Subdivision 3; 393.07, Subdivision 2; and 393.08, Subdivision 1; and repealing 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.

Which was read the first time and under the rules of the Senate, to lie over one day.

Mr. Laufenburger introduced—

S. F. No. 2306: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Lord introduced—

S. F. No. 2307: A bill for an act relating to Carver county; soil and water conservation; expenditures from general revenue fund.

Which was read the first time and referred to the Committee on Local Government.

Mr. Brown introduced—

S. F. No. 2308: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Keefe, S. and Laufenburger introduced—

S. F. No. 2309: A bill for an act relating to elections; providing that incumbent judges seeking reelection be placed at the top of

the list of candidates for such office on every ballot; amending Minnesota Statutes 1971, Section 203.34, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Gearty introduced—

S. F. No. 2310: A bill for an act relating to the handicapped; creating and prescribing duties of an ombudsman for the handicapped; providing a penalty; appropriating money.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Ogdahl and Gearty introduced—

S. F. No. 2311: A bill for an act relating to retirement, establishing a board to coordinate certain activities of various state-wide retirement associations and systems.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Milton, O'Neill and Schaaf introduced—

S. F. No. 2312: A bill for an act relating to the metropolitan council; powers and duties; development guide, review of municipal plans, special studies and reports; amending Minnesota Statutes 1971, Sections 473B.06, Subdivisions 5 and 7; and 473B.07, by adding a subdivision.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Milton, O'Neill and Schaaf introduced—

S. F. No. 2313: A bill for an act relating to Ramsey county; granting the Ramsey county board certain powers with respect to use and regulation of lakes within the county; authorizing a tax levy.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. North introduced—

S. F. No. 2314: A bill for an act relating to the village of Falcon Heights; providing that no sports stadium may be built within the corporate limits of the village of Falcon Heights without first obtaining the approval of the voters at an election.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. O'Neill introduced—

S. F. No. 2315: A bill for an act relating to metropolitan government; creating a metropolitan sports commission and prescribing its powers and duties.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Schrom and Jensen introduced—

S. F. No. 2316: A bill for an act relating to taxation; providing certain rebates for brewers; amending Minnesota Statutes 1971, Section 340.47, Subdivision 2.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Solon and Doty introduced—

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.

Which was read the first time and referred to the Committee on Education.

Messrs. Olson, A. G.; Josefson and Olhoft introduced—

S. F. No. 2318: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Borden introduced—

S. F. No. 2319: A bill for an act relating to Aitken county; authorizing the county board to levy a special tax for the maintenance and operation of the Aitken county airport.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Ashbach, Milton and McCutcheon introduced—

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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Blatz; Olson, A. G. and Perpich, A. J. introduced—

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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Kirchner introduced—

S. F. No. 2322: A bill for an act relating to Hennepin county; recovery of by-products of solid waste; marketing and sale thereof; authority to contract.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 801, 922, 1277 and 1501.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 23, 1973

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 117 and 425.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 24, 1973

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of three members of the House, on the amendments adopted by the House to the following Senate File:

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.

There has been appointed as such committee on the part of the House:

LaVoy, Carlson, B. and Long.

Senate File No. 342 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 23, 1973

Mr. President:

I have the honor to announce the passage by the House of the of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 160: A bill for an act relating to public health; dating of perishable foods; providing a penalty.

Senate File No. 160 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 24, 1973

Mr. North moved that S. F. No. 160 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 347:

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.

And the House respectfully requests that a Conference Committee of three members be appointed thereon:

St. Onge, Sherwood and Savelkoul have been appointed as such committee on the part of the House.

House File No. 347 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 23, 1973

Mr. Purfeerst moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 347 and that a Conference Committee of 3 members be appointed by the Commit-

tee on Committees, on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. Which motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 917.

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.

And the House respectfully requests that a Conference Committee of three members be appointed thereon:

Cummiskey; Johnson, C. and Wigley have been appointed as such committee on the part of the House.

House File No. 917 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 23, 1973

Mr. Ueland moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 917 and that a Conference Committee of 3 members be appointed by the Committee on Committees, on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 487, 1121, 1302, 1511, 1230, 1327, 1631, 1638, 1655, 1873, 1874, 813, 1058, 1308, 1415, 1591 and 1789.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 23, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 491, 835, 1023 and 1041.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 24, 1973

FIRST READING OF HOUSE BILLS

H. F. No. 487: A bill for an act relating to divorce and separate maintenance; appointment of guardians for minor children in

actions for; amending Minnesota Statutes 1971, Chapter 518, by adding a section.

H. F. No. 1121: A bill for an act relating to charitable funds; enacting the uniform management of institutional funds act.

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.

H. F. No. 1511: A bill for an act relating to mileage allowances 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.

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.

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. 1631: A resolution memorializing the President and Congress to re-introduce legislation or take steps to have the federal government release money already appropriated for the continuation of the Community Action Agency program.

H. F. No. 1638: A bill for an act relating to labor relations; charitable hospitals; amending Minnesota Statutes 1971, Section 179.35, Subdivision 2.

H. F. No. 1655: A bill for an act relating to intoxicating liquor; services available in municipal stores; amending Minnesota Statutes 1971, Sections 340.07, Subdivision 13; and 340.353, Subdivision 1.

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.

H. F. No. 1874: 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.

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.

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 col-

legiate and non-collegiate institutions offering post-secondary education; amending Minnesota Statutes 1971, Section 136A.04.

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.

H. F. No. 1415: A bill for an act relating to health; developmentally disabled; amending Minnesota Statutes 1971, Sections 252.24, Subdivisions 1 and 4; 252.25; 252.26; 252.27; and 252.28.

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. 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. 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.

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.

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.

H. F. No. 1041: A bill for an act relating to the organization and administration of state government; providing changes in the distribution of receipts credited to the state forest suspense account; amending Minnesota Statutes 1971, Section 16.20, Subdivision 5.

Which were read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. Which motion prevailed.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

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; 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.

Reports the same back with the recommendation that the bill be amended as follows:

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

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. Minnesota Statutes 1971, Section 84.029, Subdivision 2, is amended to read:

Subd. 2. [ACQUISITION OF LAND FOR TRAILS.] The commissioner may acquire, by gift, purchase, or lease, easements or other interests in land for trails, and recreational uses related to trails, where necessary to complete trails established primarily in state forests, state parks, or other public land under the jurisdiction of the commissioner, *when railroad right-of-ways are abandoned, when the use of township roads is compatible with vehicular travel, and when needed to complete trails established by the legislature.*

Sec. 2. [EFFECTIVE DATE.] *This act is effective the day following its final enactment.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1686: A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of William O'Brien state park.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, strike the comma after "gift" and insert "or"

Page 1, lines 12 and 13, delete the language "or if expressly authorized by law, by condemnation proceedings"

Page 2, line 24, strike the language "the North"

Page 2, line 25, strike the language "Half of the Southwest Quarter of the Southeast Quarter;"

Page 3, line 21, after "effective" and before "final" strike "upon" and insert in lieu thereof "the day following"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 692: A bill for an act relating to the Minnesota water resources board; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. For the purposes of encouraging and assisting in total flood plain management, in soil conservation practices, and the reduction of pollution on agricultural land within the boundaries of established watershed districts during the biennium commencing July 1, 1973, there is appropriated to the office of local and urban affairs from the general fund the sum of \$250,000, or so much thereof as may be required. The office of local and urban affairs shall secure the recommendation of the water resources board before making any grants."

Strike the title and insert in lieu thereof:

"A bill for an act relating to the office of local and urban affairs and watershed districts; appropriating money."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1713: A bill for an act proposing an amendment to the Minnesota Constitution in all its articles; reforming its structure, style and form.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 22, after "government" strike the comma

Page 2, line 25, after "Favor" strike the comma

Page 3, line 25, after "seizures" strike the comma

Page 4, line 17, strike "incurred"

Page 6, line 3, strike "and known by the"

Page 6, line 4, strike "name of"

Page 6, line 4, after "Minnesota" strike the comma

Page 8, line 11, strike "shall consist" and insert in lieu thereof "consists"

Page 9, line 2, strike "also"

Page 9, line 24, before "election" insert "first"

Page 9, line 24, strike "next" and insert in lieu thereof "after"

Page 9, line 25, strike "succeeding"

Page 10, line 22, after "shall" strike the comma

Page 11, line 8, after "cases" strike the comma

Page 11, line 16, after "individual" strike the comma

Page 11, line 17, strike "upon" and insert in lieu thereof "in"

Page 12, line 13, strike "may"

Page 13, line 8, after "enrolled" strike the comma

Page 13, line 14, after "shall" strike the comma

Page 13, line 15, after "rule" strike the comma

Page 13, line 22, after "bill" strike the comma

Page 13, line 24, after "committees" strike the comma

Page 14, line 2, strike "upon" and insert in lieu thereof "in"

Page 14, line 9, strike "and" and insert in lieu thereof a comma

Page 14, line 12, after "bill" insert a comma

Page 15, line 1, after "legislature" strike the comma

Page 15, line 10, after "state" strike the comma

Page 16, line 2, after "house" and before "it" insert a comma

Page 16, line 3, after "law" strike the comma

Page 16, line 20, after "member" strike the comma

Page 19, line 2, after "years" and before "and" strike the comma

Page 19, line 19, after "public" and before "and" strike the comma

Page 20, line 1, after "general" and before "and" strike the comma

Page 20, line 2, after "law" and before "until" strike the comma

Page 20, line 9, after "general" and before "and" strike the comma

Page 20, line 10, delete the comma

Page 21, line 1, after "to" and before "succession" insert a comma

Page 21, line 27, after "state" and before "except" strike the comma

Page 22, line 4, after "court" and before "and" strike the comma

Page 22, line 15, at the beginning of the sentence insert "As provided by law"

Page 22, lines 15, and 16, strike "as provided by law"

Page 24, line 14, and before "jurisdiction" insert "has"

Page 25, line 13, after "entitled" insert "or permitted"

Page 25, line 23, after "residence" insert "solely"

Page 26, line 10, after "held" strike the comma

Page 26, line 25, strike "shall"

Page 27, line 6, after "court" strike the comma

Page 27, line 23, after "general" strike the comma

Page 27, line 24, after "courts" strike the comma

Page 29, line 19, after "as" and before "the" insert "there are members of"

Page 31, lines 15 and 16, strike "Provided, that"

Page 31, line 16, capitalize "the"

Page 31, line 18, after "to" strike "a"

Page 31, line 19, strike "may"

Page 31, line 19, after "law" insert "may"

Page 31, line 20, after "section" strike the comma

Page 32, line 2, strike "upon" and insert in lieu thereof "on"

Page 34, line 14, strike "upon" and insert in lieu thereof "on"

Page 34, line 15, strike "upon" and insert in lieu thereof "on"

Page 34, line 26, strike "upon" and insert "on"

Page 35, line 11, strike "ever"

Page 36, line 8, reinsert the comma following "purposes"

Page 36, line 10, after "purposes" strike the comma

Page 36, line 14, after "credit" strike the comma

Page 36, line 15, after "pledged" strike the comma

Page 36, line 28, strike "moneys" and insert in lieu thereof "money"

Page 37, line 10, strike "subdivision 3" and insert in lieu thereof "*section 6*"

Page 39, line 2, strike "moneys" and insert in lieu thereof "*money*"

Page 39, line 7, strike "moneys" and insert in lieu thereof "*money*"

Page 42, line 9, after "general" strike the comma

Page 42, line 21, strike "designated by law to regulate the"

Page 42, line 22, strike "investment of the"

Page 42, line 23, strike "*funds* of this state"

Page 42, line 27, after "town" strike the comma

Page 43, line 26, after "agriculture" strike the comma

Page 44, line 5, after "township" strike the comma

Page 44, line 8, strike "percentum" and insert in lieu thereof "*percent*"

Page 44, line 10, after "township" strike the comma

Page 44, line 19, strike "safe keeping" and insert in lieu thereof "*safekeeping*"

Page 44, line 28, after "persons" strike the comma

Page 47, line 18, strike "upon" and insert in lieu thereof "*on*"

Page 48, line 6, reinsert the comma after "or" and before "in"

Page 48, line 7, reinsert the comma after "case"

Page 48, line 22, after "division" strike the comma

Page 49, line 1, strike "the voters" and insert in lieu thereof "*those*"

Page 51, line 18, strike "the"

Page 51, line 19, strike "such"

Page 51, line 27, strike "have"

Page 52, line 20, strike "at" and insert in lieu thereof "*in*"

Page 52, line 23, reinsert ", or may locate the same upon"

Page 52, reinsert the stricken language in line 24

Page 56, line 17, after "constructed" strike the comma

Page 58, line 5, strike "moneys" and insert in lieu thereof "*money*"

Page 60, line 2, reinsert "by law"

Page 60, line 9, strike "upon" and insert in lieu thereof "*on*"

Page 60, line 13, strike "upon" and insert in lieu thereof "*on*"

Page 61, line 14, after "\$150,000,000" strike the comma

Page 61, line 23, after "*due*" insert a comma

Page 61, line 26, strike "moneys" and insert in lieu thereof "*money*"

And when so amended the bill do pass and be re-referred to the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 15, strike "May" and insert in lieu thereof "*March*"

Page 1, line 18, strike "May" and insert in lieu thereof "*March*"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 2008: A bill for an act relating to evidence; proscribing use of taped verbatim records of legislative proceedings as evidence of legislative intent or contemporaneous history.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, 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 and for the partial abolition of tort liability; requiring no-fault reparation insurance and liability insurance; providing for the administration of a no-fault reparation insurance system and providing penalties; repealing Minnesota Statutes 1971, Sections 65B.01 to 65B.27, and 170.21 to 170.58.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. [DEFINITIONS.] Subdivision 1. For the purposes of sections 1 to 48, the terms defined in this section shall have the meanings given them.

Subd. 2. "Added reparation benefits" means benefits provided by optional added reparation insurance.

Subd. 3. "Basic reparation benefits" means benefits providing reimbursement for net loss suffered through injury arising out of the maintenance or use of a motor vehicle, subject, where applicable, to the limits, deductibles, exclusions, disqualifications, and other conditions provided in this act. Basic reparation benefits shall be subject to a maximum payment of \$46,000 to any one person as the result of any accident.

Subd. 4. "Basic reparation insured" means:

(1) a person identified by name as an insured in a contract of basic reparation insurance complying with this act; and

(2) while residing in the same household with a named insured, the following persons not identified by name as an insured in any other contract of basic reparation insurance complying with this act: a spouse or other relative of a named insured; and 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 if he usually makes his home in the same family unit, even though he temporarily lives elsewhere.

Subd. 5. "Injury" and "injury to person" mean accidentally sustained bodily harm to a person and that person's sickness, disease, or death.

Subd. 6. "Loss" means accrued economic detriment consisting only of allowable expense, work loss, replacement services loss, and, if injury causes death, 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 impairment.

(1) "Allowable expense" means reasonable charges incurred for reasonably needed products, services, and accommodations, including those for medical care, rehabilitation, rehabilitative occu-

pational training, and other remedial treatment and care. The term includes a reasonable charge for expenses in any way related to funeral, cremation, and burial. It does not include that portion of a charge for a room in a hospital, clinic, convalescent or nursing home, or any other institution engaged in providing nursing care and related services, in excess of a reasonable and customary charge for semi-private accommodations, unless intensive care is medically required. It does not include any amount includable in work loss, replacement services loss, survivor's economic loss, or survivor's replacement services loss. Allowable expense includes non-medical remedial care and treatment rendered in accordance with a recognized religious method of healing.

(2) "Work loss" means loss of income the injured person would have received from work he would have performed if he had not been injured, and expenses reasonably incurred by him in obtaining substitute services to avoid part or all of the loss of income, reduced by any income from substitute work actually performed by him. Work loss does not include loss of income attributable to the injured person's unreasonable failure to perform other work or to engage substitute services of another. "Loss of income" includes income that would have been lost but for any income continuation plan providing income to the injured person.

(3) "Replacement services loss" means expenses reasonably incurred in obtaining ordinary and necessary services in lieu of those the injured person would have performed, not for income but for the benefit of himself or his family, if he had not been injured.

(4) "Survivor's economic loss" means loss after decedent's death of contributions of things of economic value to his survivors, not including services they would have received from the decedent if he had not suffered the fatal injury, less expenses of the survivors avoided by reason of decedent's death.

(5) "Survivor's replacement services loss" means expenses reasonably incurred by survivors after decedent's death in obtaining ordinary and necessary services in lieu of those the decedent would have performed for their benefit if he had not suffered the fatal injury, less expenses of the survivors avoided by reason of the decedent's death and not subtracted in calculating survivor's economic loss.

Subd. 7. "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. 8. "Motor vehicle" means:

(1) a vehicle having four or more wheels of a kind required to be registered under Minnesota Statutes 1971, Chapter 168, exclud-

ing mobile homes and house trailers, as defined in Minnesota Statutes 1971, Section 168.011, Subdivision 8; or

(2) a vehicle having four or more wheels, including a trailer, designed for operation upon a public roadway by other than muscular power, except a vehicle used exclusively upon stationary rails or tracks. "Public roadway" means a way open to the use of the public for purposes of automobile travel.

Subd. 9. "Net loss" means loss less benefits or advantages, from sources other than basic and added reparation insurance, required to be subtracted from loss in calculating net loss.

Subd. 10. "Noneconomic detriment" means pain, suffering, inconvenience, physical impairment, and other nonpecuniary damage recoverable under the tort law of this state. The term does not include punitive or exemplary damages.

Subd. 11. "Owner" means a person, other than a lienholder or secured party, who owns or has title to a motor vehicle or is entitled to the use and possession of a motor vehicle subject to a security interest held by another person. The term does not include a lessee under a lease not intended as security.

Subd. 12. "Reparation obligor" means an insurer, self-insurer, obligated government or assigned claims bureau providing basic or added reparation benefits under this act.

Subd. 13. "Survivor" means a person identified in Minnesota Statutes 1971, Section 573.02, Subdivision 1, as one entitled to receive benefits by reason of the death of another person.

Subd. 14. Other definitions appearing in this act and the sections in which they appear are:

- (1) Basic reparation insurance—section 7, subdivision 9.
- (2) Obligated government—section 7, subdivision 7.
- (3) Secured vehicle—section 7, subdivision 8.
- (4) Security covering the vehicle—section 7, subdivision 8.
- (5) Self-insurer—section 7, subdivision 7.

Sec. 2. [RIGHT TO BASIC REPARATION 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 reparation 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 reparation benefits:

- (1) basic reparation insured, 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

an obligated government other than this state, its political subdivisions, municipal corporations, or public agencies.

Sec. 3. [OBLIGATION TO PAY BASIC REPARATION BENEFITS.] Subdivision 1. Basic reparation benefits shall be paid without regard to fault.

Subd. 2. Basic reparation obligors and the assigned claims plan shall pay basic reparation benefits, under the terms and conditions stated in this act, for loss from injury arising out of maintenance or use of a motor vehicle. This obligation exists without regard to immunity from liability or suit which might otherwise be applicable.

Sec. 4. [PRIORITY OF APPLICABILITY OF SECURITY FOR PAYMENT OF BASIC REPARATION 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 reparation benefits is the security covering the vehicle or, if none, the security under which the injured person is a basic reparation 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 reparation benefits is the security covering the vehicle or, if none, the security under which the injured person is a basic reparation insured.

Subd. 2A. In the case of any other person whose injury arises from the maintenance or use of a motor vehicle described in subdivisions 1 or 2, the security for payment of basic reparation benefits is the security covering the vehicle, or, if none, the security under which the injured person is a basic reparation insured.

Subd. 3. In all other cases, the following priorities apply.

(1) The security for payment of basic reparation benefits applicable to injury to a basic reparation insured is the security under which the injured person is a basic reparation insured.

(2) The security for payment of basic reparation benefits applicable to injury to the driver or other occupant of an involved motor vehicle who is not a basic reparation insured is the security covering that vehicle.

(3) The security for payment of basic reparation 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. 4. If two or more obligations to pay basic reparation 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 reparation benefits paid and the costs of processing the claim. Where contribution is sought among reparation obligors responsible under clause (3) of subdivision 3, proration shall be based on the number of involved motor vehicles.

Subd. 5. Where a reparation obligor pays basic reparation 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 reparation benefits paid.

Sec. 5. [LIMITATION OF GENERAL DAMAGES.] Subdivision 1. In any action in tort brought as a result of bodily injury, sickness or disease arising out of the operation, ownership, maintenance or use of a motor vehicle in the manner described in section 2, there shall be no damages recoverable for pain, suffering, mental anguish and inconvenience, except as provided in subdivision 2.

Subd. 2. The general limitation prescribed in subdivision 1 shall not apply in cases in which the injured person, (a) dies; (b) sustains permanent disfigurement, dismemberment or permanent loss of a bodily function; or (c) sustains an injury resulting in disability rendering the injured person incapable of performing his principal activity and a substantial portion of his other daily activities for not less than 90 days.

Sec. 6. [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 policy of liability insurance or other plan of security underwritten by another reparation obligor, the right of the subrogated obligor shall be exercisable only as provided in subdivision 2.

Subd. 2. Every company 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 or would be held legally liable for damages or injuries sustained by any person to whom basic or added reparation benefits have been paid by another obligor or person, it will reimburse such other obligor or person to the extent of such benefits, but not in excess of the amount of damages so recoverable for the types of loss covered by such benefits, or in excess of the limits of its liability under its contract of insurance, or other 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 insurance or in excess of the limits of its liability under its contract of insurance or plan of reparation security; and (c) that 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 procedure 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. 6A. [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 mandatory submission to arbitration of all cases at issue where a claim in an amount of \$5,000 or less is made by motor vehicle accident victim, whether in a tort action to collect special or general damages for the allegedly negligent operation, maintenance, or use of a motor vehicle within this state, or against any reparation obligor for benefits as provided in this act. In the promulgation of such arbitration provisions, the courts may evaluate, adopt, or adapt for the purposes of this act procedures employed by the American Arbitration Association.

Subd. 2. The determination of whether the amount in controversy is \$5,000 or less shall be based upon a statement made in good faith and filed with the district court by the attorney for the plaintiff or by the plaintiff himself.

Subd. 3. The rules of court may provide that cases which are not at issue and 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 involved for determination by arbitration and, when agreeable, shall also contain 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. 7. [SECURITY COVERING MOTOR VEHICLE.] Subdivision 1. This state, its political subdivisions, municipal corporations, and public agencies shall continuously provide pursuant to subdivision 4 security for the payment of basic reparation benefits in accordance with this act for injury arising from maintenance or use of motor vehicles owned by those entities.

Subd. 2. The United States and its public agencies and any other state, its political subdivisions, municipal corporations, and public agencies who own motor vehicles operated in this state with their permission may provide pursuant to subdivision 4 security for the payment of basic reparation benefits in accordance with this act for injury arising from maintenance or use of those motor vehicles.

Subd. 3. Except for entities described in subdivisions 1 and 2, every owner of a motor vehicle registered in this state, or operated in this state by him or with his permission, shall continuously provide with respect to the motor vehicle while it is either present or registered in this state, and any other person may provide with respect to any motor vehicle, by a contract of insurance or by qualifying as a self-insurer, security for the payment of basic reparation benefits in accordance with this act and security for payment of tort liabilities, arising from maintenance or use of the motor vehicle.

Subd. 4. Security may be provided by a contract of insurance or by qualifying as a self-insurer or obligated government in compliance with this act.

Subd. 5. Self-insurance, subject to approval of the commissioner of insurance of the state of Minnesota, is effected by filing with the commissioner in satisfactory form:

(1) a continuing undertaking by the owner or other appropriate person to pay tort liabilities or basic reparation benefits, or both, and to perform all other obligations imposed by this act;

(2) evidence that appropriate provision exists for prompt and efficient 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 reparation benefits, and all other obligations imposed by this act.

Subd. 6. An entity described in subdivision 1 or 2 may provide security by lawfully obligating itself to pay basic reparation benefits in accordance with this act.

Subd. 7. A person providing security pursuant to subdivision 5 is a "self-insurer." An entity described in subdivision 1 or 2 that has provided security pursuant to subdivision 4 is an "obligated government."

Subd. 8. "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. 9. "Basic reparation insurance" includes a contract, self-insurance, or other legal means under which the obligation to pay basic reparation benefits arises.

Sec. 8. [OBLIGATIONS UPON TERMINATION OF SECURITY.] Subdivision 1. An owner of a motor vehicle registered in this state who ceases to maintain security as required by the provisions on security may not operate or permit operation of the vehicle in this state until security has again been provided as required by this act.

Subd. 2. An insurer who has issued a contract of insurance and knows or has reason to believe the contract is for the purpose of providing security shall immediately give notice to the registrar of motor vehicles of the termination of the insurance.

Subd. 3. If the commissioner of insurance withdraws approval of security provided by a self-insurer or knows that the conditions for self-insurance have ceased to exist, he shall immediately give notice thereof to the registrar of motor vehicles.

Subd. 4. The requirements of subdivisions 2 and 3 may be waived or modified by rule of the registrar of motor vehicles.

Sec. 9. [INCLUDED COVERAGES.] Subdivision 1. An insurance contract which purports to provide coverage for basic reparation benefits or is sold with representation that it provides security covering a motor vehicle has the legal effect of including all coverages required by this act.

Subd. 2. Notwithstanding any contrary provision in it, every contract of liability insurance for injury, wherever issued, covering ownership, maintenance, or use of a motor vehicle, except a contract which provides coverage only for liability in excess of required minimum tort liability coverages, includes basic reparation benefit coverages and minimum security for tort liabilities required by this act, while the vehicle is in this state, and qualifies as security covering the vehicle.

Subd. 3. An insurer authorized to transact or transacting business in this state may not exclude, in any contract of liability insurance for injury, wherever issued, covering ownership, maintenance, or use of a motor vehicle, except a contract providing coverage only for liability in excess of required minimum tort liability coverage, the basic reparation benefit coverages and required minimum security for tort liabilities required by this act, while the vehicle is in this state.

Sec. 10. [REQUIRED MINIMUM TORT LIABILITY INSURANCE AND TERRITORIAL COVERAGE.] Subdivision 1. The requirement of security for payment of tort liabilities is fulfilled by providing:

- (1) liability coverage of not less than \$25,000 for all damages

arising out of bodily injury sustained by any one person as a result of any one accident applicable to each person sustaining injury caused by accident arising out of ownership, maintenance, use, loading, or unloading, of the secured vehicle, subject to a limitation of \$100,000 as to any one accident.

(2) liability coverage of not less than \$10,000 for all damages arising out of injury to or destruction of property, including the loss of use thereof, as result of any one accident arising out of ownership, maintenance, use, loading, or unloading, of the secured vehicle; and

(3) that the liability coverages apply to accidents during the contract period in a territorial area not less than the United States of America, its territories and possessions, and Canada.

Subd. 2. The tort liability coverages required by this act need not include coverage for the tort liability of a converter. For the purposes of this section, a person is not a converter if he uses the motor vehicle in the good faith belief he is legally entitled to do so.

Subd. 3. Subject to the provisions on approval of terms and forms, the requirement of security for payment of tort liabilities may be met by a contract the coverage of which is secondary or excess to other applicable valid and collectible liability insurance. To the extent the secondary or excess coverage applies to liability within the minimum security required by this act, it must be subject to conditions consistent with the system of compulsory liability insurance established by this act.

Subd. 4. (1) No automobile liability insurance contract shall contain an exclusion of liability for damages for bodily injury solely because the injured person is a resident or member of an insured's household or related to the insured by blood or marriage.

(2) No automobile liability insurance contract shall contain an exclusion of liability for damages for bodily injury sustained by any person who is a named insured.

Subd. 5. Every motor vehicle liability insurance contract shall be subject to the following provisions which need not be contained therein:

(1) The liability of the insurance carrier shall become absolute whenever injury or damage covered by the motor vehicle liability contract occurs; the contract may not be canceled or annulled as to such liability by any agreement between the insurance carrier 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 the contract shall defeat or void the contract.

(2) The satisfaction by the insured of a judgment for an injury or damage is not a condition precedent to the right or duty of the insurance carrier to make payment on account of the injury or damage.

(3) The insurance carrier has the right to settle any claim

covered by the contract, and if the settlement is made in good faith, the amount thereof shall be deductible from the limits of liability specified in the insurance contract for the accident out of which the claim arose.

Sec. 11. [CALCULATION OF NET LOSS.] Subdivision 1. All benefits or advantages reduced by reasonably incurred collection costs a person receives or is entitled to receive because of the injury from social security, workmen's compensation, and any state-required temporary, nonoccupational disability insurance are subtracted in calculating net loss.

Subd. 2. If a benefit or advantage received to compensate for loss of income because of injury, whether from basic reparation benefits or from any source of benefits or advantages subtracted under subdivision 1, is not taxable income, the income tax saving that is attributable to his loss of income because of injury is subtracted in calculating net loss. Subtraction may not exceed 15 percent of the net loss of taxable income and shall be in a lesser amount if the claimant furnishes to the insurer reasonable proof of a lower value of the income tax advantage.

Sec. 12. [STANDARD REPLACEMENT SERVICES LOSS EXCLUSION.] All replacement services loss sustained on the date of injury and the first seven days thereafter is excluded in calculating basic reparation benefits.

Sec. 13. [STANDARD WEEKLY LIMIT ON BENEFITS FOR CERTAIN LOSSES.] Basic reparation benefits payable for work loss, survivor's economic loss, replacement services loss, and survivor's replacement services loss arising from injury to one person and attributable to the calendar week during which the accident causing injury occurs and to each calendar week thereafter may not exceed \$200. If the injured person's earnings or work is seasonal or irregular, the weekly limit shall be equitably adjusted or apportioned on an annual basis.

Sec. 14. [OPTIONAL DEDUCTIBLES AND EXCLUSIONS.] Subdivision 1. At appropriately reduced premium rates, basic reparation insurers shall offer each of the following deductibles and exclusions, applicable only to claims of basic reparation insureds and, in case of death of a basic reparation insured, of his survivors:

(1) deductibles in the amounts of \$100, \$300, and \$500 from all basic reparation benefits otherwise payable, except that if two or more basic reparation insureds to whom the deductible is applicable under the contract of insurance are injured in the same accident, the aggregate amount of the deductible applicable to all of them shall not exceed the specified deductible, which amount where necessary shall be allocated equally among them;

(2) an exclusion, in calculation of net loss, of ten percent of work loss and survivor's economic loss;

(3) an exclusion, in calculation of net loss, of all replacement services loss and survivor's replacement services loss; and

(4) a deductible, in the amount of \$1000 per accident from all basic reparation benefits otherwise payable for injury to a person which occurs while he is operating or is a passenger on a two-wheeled motor vehicle.

Subd. 2. Subject to the provisions on approval of terms and forms, basic reparation insurers may offer the following additional exclusions, applicable only to claims of some or all basic reparation insureds and, in case of death of a basic reparation insured, of his survivors:

(1) exclusions, in calculation of net loss, of a part of replacement services loss and survivor's replacement services loss; and

(2) exclusions, in calculation of net loss, of any of those amounts and kinds of loss otherwise compensated by benefits or advantages a person receives or is unconditionally entitled to receive from any other specified source, if the other source has been approved specifically or as to type of source by the commissioner of insurance by rule or order adopted upon a determination by the commissioner (1) that the other source or type of source is reliable and that approval of it is consonant with the purposes of this act, and (2) if the other source is a contract of insurance, that it provides benefits for accidental injuries generally and in amounts at least as great for other injuries as for injuries resulting from motor vehicle accidents.

Sec. 15. [PROPERTY DAMAGE EXCLUSION.] Basic reparation benefits do not include benefits for harm to property.

Sec. 16. [BENEFITS PROVIDED BY OPTIONAL ADDED REPARATION INSURANCE.] Subdivision 1. Basic reparation insurers may offer optional added reparation coverages providing other benefits as compensation for injury or harm arising from ownership, maintenance, or use of a motor vehicle, including benefits for loss excluded by limits on hospital charges and funeral, cremation, and burial expenses, loss excluded by limits on work loss, replacement services loss, survivor's economic loss, and survivor's replacement services loss, harm to property, loss of use of motor vehicles, and noneconomic detriment. The commissioner of insurance may adopt rules requiring that specified optional added reparation coverages be offered by insurers writing basic reparation insurance.

Subd. 2. Basic reparation insurers shall offer the following optional added reparation coverages for physical damage to motor vehicles:

(1) a coverage for all collision and upset damage, subject to a deductible of \$100;

(2) a coverage for all collision and upset damage to the extent that the insured has a valid claim in tort against another identified person or would have had such a valid claim but for the abolition of tort liability for damages for harm to motor vehicles; and

(3) the same coverage as in clause (2), but subject to a deductible of \$100;

Subd. 3. Subject to the provision on approval of terms and forms, basic reparation insurers may offer other optional added reparation coverages for harm to motor vehicles or their contents, or both, or other like coverages subject to different deductibles or without deductibles.

Subd. 4. An insurer of the insured's choice may write separately coverages for harm to motor vehicles.

Subd. 5. All added reparation coverages offered apply to injuries or harm arising out of accidents and occurrences during the contract period in a territorial area not less than the United States, its territories and possessions, and Canada.

Sec. 17. [APPROVAL OF TERMS AND FORMS.] Terms and conditions of contracts and certificates or other evidence of insurance coverage sold or issued in this state providing motor vehicle tort liability, basic reparation, and added reparation insurance coverages, and of forms used by insurers offering these coverages, are subject to approval and regulation by the commissioner of insurance. The commissioner shall approve only terms and conditions consistent with the purposes of this act and fair and equitable to all persons whose interests may be affected. The commissioner may limit by rule the variety of coverages available in order to give insurance purchasers reasonable opportunity to compare the cost of insuring with various insurers.

Sec. 18. [ASSIGNED CLAIMS.] Subdivision 1. A person entitled to basic reparation benefits because of injury covered by this act may obtain them through the assigned claims plan established pursuant to the provisions relating thereto and in accordance with the provisions on time for presenting claims under the assigned claims plan if:

(1) basic reparation insurance is not applicable to the injury for a reason other than those specified in the provisions on converted vehicles and intentional injuries;

(2) basic reparation insurance is not applicable to the injury because the injured person converted a motor vehicle and if the conversion occurred while he was under 15 years of age;

(3) basic reparation insurance applicable to the injury cannot be identified;

(4) basic reparation insurance applicable to the injury is inadequate to provide the contracted-for benefits because of financial inability of a reparation obligor to fulfill its obligation; or

(5) a claim for basic reparation benefits is rejected by a reparation obligor for a reason other than that the person is not entitled under this act to the basic reparation benefits claimed.

Subd. 2. If a claim qualifies for assignment under clauses (3), (4), or (5) of subdivision 1, the assigned claims bureau or any reparation obligor to whom the claim is assigned is subrogated to all rights of the claimant against any reparation obligor, its successor in interest or substitute, legally obligated to provide

basic reparation benefits to the claimant, for basic reparation benefits provided by the assignee.

Subd. 3. Except in case of a claim assigned under subdivision 1 (4), if a person receives basic reparation benefits through the assigned claims plan, all benefits or advantages he receives or is entitled to receive as a result of the injury, other than by way of succession at death, death benefits from life insurance, or in discharge of familial obligations of support, are subtracted in calculating net loss.

Subd. 4. An assigned claim of a person who does not comply with the requirement of providing security for the payment of basic reparation benefits, or of a person as to whom the security is invalidated because of his fraud or willful misconduct, is subject to (1) all the optional deductibles and exclusions to the maximum required to be offered under this act and (2) a deduction in the amount of \$500 for each year or part thereof of the period of his continuous failure to provide security, applicable to any benefits otherwise payable.

Sec. 19. [ASSIGNED CLAIMS PLAN.] Subdivision 1. Reparation obligors providing basic reparation 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 assessment of costs on a fair and equitable basis consistent with this act. If they 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 reparation 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 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 reparation 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 basic reparation insurance, undertaken the self-insurance, or lawfully obligated itself to pay reparation benefits.

Sec. 20. [TIME FOR PRESENTING CLAIMS UNDER ASSIGNED CLAIMS PLAN.] Subdivision 1. Except as provided in subdivision 2, a person authorized to obtain basic reparation benefits through the assigned claims plan shall notify the bureau of his claim within the time that would have been allowed for commencing an action for those benefits if there had been identifiable coverage in effect and applicable to the claim.

Subd. 2. If timely action for basic reparation benefits is com-

menced against a reparation obligor who is unable to fulfill his obligations because of financial inability, a person authorized to obtain basic reparation benefits through the assigned claims plan shall notify the bureau of his claim within six months after discovery of the financial inability.

Sec. 21. [CONVERTED MOTOR VEHICLES.] Except as provided for assigned claims, a person who converts a motor vehicle is disqualified from basic or added reparation benefits, including benefits otherwise due him as a survivor, from any source other than an insurance contract under which the converter is a basic or added reparation insured, for injuries arising from maintenance or use of the converted vehicle: If the converter dies from the injuries, his survivors are not entitled to basic or added reparation benefits from any source other than an insurance contract under which the converter is a basic reparation insured. For the purpose of this section, a person is not a converter if he uses the motor vehicle in the good faith belief that he is legally entitled to do so.

Sec. 21A. A person who

- (1) is occupying a motor vehicle while used as a temporary or permanent living quarters; or
- (2) is injured while operating a motor vehicle in the course of an officiated, conducted racing or speed contest, or in practice or preparation therefor;

is disqualified from basic or added reparation benefits, including benefits otherwise due him as a survivor.

Sec. 22. [INTENTIONAL INJURIES.] A person intentionally causing or attempting to cause injury to himself or another person is disqualified from basic or added reparation benefits for injury arising from his acts, including benefits otherwise due him as a survivor. If a person dies as a result of intentionally causing or attempting to cause injury to himself, his survivors are not entitled to basic or added reparation benefits for loss arising from his death. 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.

Sec. 23. [REPARATION OBLIGOR'S DUTY TO RESPOND TO CLAIMS.] Subdivision 1. Basic and added reparation benefits are payable monthly as loss accrues. Loss accrues not when injury occurs, but as work loss, replacement services loss, survivor's economic loss, survivor's replacement services loss, or allowable 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. Allowable expense benefits may be paid by the reparation obligor directly to persons supplying products, services, or accommodations to the claimant.

Subd. 2. Overdue payments bear interest at the rate of 12 percent per annum.

Subd. 3. A claim for basic or added reparation benefits shall be paid without deduction for the benefits which are to be subtracted pursuant to the provisions on calculation of net loss, and to the exclusions authorized under section 14, subdivision 2, clause (2), 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 insured 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 insured has intentionally misrepresented the facts or knew of the misrepresentation. An insurer may offset amounts he is entitled to recover from the insured under this subdivision against any basic or added reparation benefits otherwise due.

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 reparation 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. 24. [FEES OF CLAIMANT'S ATTORNEY.] Subdivision 1. If overdue benefits are recovered in an action against the reparation obligor or paid by the reparation obligor after receipt of notice of the attorney's representation, a reasonable attorney's fee for advising and representing a claimant on a claim or in an action for basic reparation benefits shall be paid by the reparation obligor to the attorney. No part of the fee for representing the claimant in connection with these benefits is a charge against benefits otherwise due the claimant. All or part of the fee may be deducted from the benefits otherwise due the claimant if any significant part of his claim for benefits was fraudulent or so excessive as to have no reasonable foundation.

Subd. 2. In any action brought against the insured by the reparation obligor, the court may award the insured's attorney a reasonable attorney's fee for defending the action.

Sec. 25. [FEES OF REPARATION OBLIGOR'S ATTOR-

NEY.] A reparation obligor shall be allowed a reasonable attorney's fee for defending a claim for benefits that is fraudulent or so excessive as to have no reasonable foundation. The fee may be treated as an offset to benefits due or which thereafter accrue. The reparation obligor may recover from the claimant any part of the fee not offset or otherwise paid.

Sec. 26. [LUMP SUM AND INSTALLMENT SETTLEMENTS.] Subdivision 1. If the reasonably anticipated net loss subject to the settlement does not exceed \$2,500, a claim of an individual for basic or added reparation benefits arising from injury, including a claim for future loss other than allowable expense, may be discharged by a settlement for an agreed amount payable in installments, or in a lump sum. If the reasonably anticipated net loss subject to the settlement exceeds \$2,500, the settlement may be made with approval of the district court upon a finding by the court that the settlement is in the best interest of the claimant. Upon approval of the settlement, the court may make appropriate orders concerning the safeguarding and disposing of the proceeds of the settlement. A settlement agreement may also provide that the reparation obligor shall pay the reasonable cost of appropriate medical treatment or procedures, with reference to a specified condition, to be performed in the future.

Subd. 2. A settlement agreement for an amount payable in installments may be modified as to amounts to be paid in the future, if it is shown that a material and substantial change of circumstances has occurred or that there is newly-discovered evidence concerning the claimant's physical condition, loss, or rehabilitation, which could not have been known previously or discovered in the exercise of reasonable diligence.

Subd. 3. A settlement agreement may be set aside if it is procured by fraud or its terms are unconscionable.

Sec. 27. [JUDGMENTS FOR FUTURE BENEFITS.] Subdivision 1. In an action by a claimant, a lump sum or installment judgment may be entered for basic or added reparation benefits, other than allowable expense, that would accrue after the date of the award. A judgment for benefits for allowable expense that would accrue after the date of the award may not be entered. In an action for reparation benefits or to enforce rights under this act, however, the court may enter a judgment declaring that the reparation obligor is liable for the reasonable cost of appropriate medical treatment or procedures, with reference to a specified condition, to be performed in the future if it is ascertainable or foreseeable that treatment will be required as a result of the injury for which the claim is made.

Subd. 2. At the instance of the claimant, a court may commute all or part of future losses, other than allowable expense, to a fixed sum, but only upon a finding of one or more of the following:

(1) that the award will promote the health and contribute to the rehabilitation of the injured person;

(2) that the present value of all benefits other than allowable expense to accrue thereafter does not exceed \$1,000; or

(3) that the parties consent and the award is in the best interest of the claimant.

Subd. 3. An installment judgment for benefits, other than allowable expense, that will accrue thereafter may be entered only for a period as to which the court can reasonably determine future net loss. An installment judgment may be modified as to amounts to be paid in the future upon a finding that a material and substantial change of circumstances has occurred, or that there is newly-discovered evidence concerning the claimant's physical condition, loss, or rehabilitation, which could not have been known previously or discovered in the exercise of reasonable diligence.

Subd. 4. The court may make appropriate orders concerning the safeguarding and disposing of funds collected under the judgment.

Subd. 5. Appeals from a judgment for basic or added reparation benefits may be taken in accordance with the laws or rules of civil procedure of this state.

Sec. 28. [LIMITATION OF ACTIONS.] Subdivision 1. If no basic or added reparation benefits have been paid for loss arising otherwise than from death, an action therefor may be commenced not later than two years after the injured person suffers the loss and either knows, or in the exercise of reasonable diligence should know, that the loss was caused by the accident, or not later than four years after the accident, whichever is earlier. If basic or added reparation benefits have been paid for loss arising otherwise than from death; an action for further benefits; other than survivor's benefits, by either the same or another claimant, may be commenced not later than two years after the last payment of benefits.

Subd. 2. If no basic or added reparation benefits have been paid to the decedent or his survivors, an action for survivor's benefits may be commenced no later than one year after the death or four years after the accident from which death results, whichever is earlier. If survivor's benefits have been paid to any survivor, an action for further survivor's benefits by either the same or another claimant may be commenced not later than two years after the last payment of benefits. If basic or added reparation benefits have been paid for loss suffered by an injured person before his death resulting from the injury, an action for survivor's benefits may be commenced not later than one year after the death or four years after the last payment of benefits, whichever is earlier.

Subd. 3. If timely action for basic reparation benefits is commenced against a reparation obligor and benefits are denied because of a determination that the reparation obligor's coverage is not applicable to the claimant under the provisions on priority of applicability of basic reparation security, an action against the applicable reparation obligor or the reparation obli-

gor to whom a claim has been assigned under the assigned claims plan (section 19) may be commenced not later than 60 days after the determination becomes final or the last date on which the action could otherwise have been commenced, whichever is later.

Subd. 4. Except as subdivisions 1, 2, and 3 prescribe a longer period, an action by a claimant on an assigned claim which has been timely presented may be commenced not later than 60 days after the claimant receives written notice of rejection of the claim by the reparation obligor to which it was assigned.

Subd. 5. A calendar month during which a person does not suffer loss for which he is entitled to basic or added reparation benefits is not a part of the time limited for commencing an action, except that the months excluded for this reason may not exceed 120.

Subd. 6. If a person entitled to basic or added reparation benefits is under legal disability as described in Minnesota Statutes 1971, Section 541.15, the period of his disability is not a part of the time limited for commencement of the action.

Sec. 29. [ASSIGNMENT OF BENEFITS.] An assignment of or agreement to assign any right to benefits under this act for loss accruing in the future is unenforceable except as to benefits for:

(1) work loss to secure payment of alimony, maintenance, or child support; or

(2) allowable expense to the extent the benefits are for the cost of products, services, or accommodations provided or to be provided by the assignee.

Sec. 30. [DEDUCTION AND SET-OFF.] Except as otherwise provided in this act, basic reparation benefits shall be paid without deduction or set-off.

Sec. 31. [EXEMPTION OF BENEFITS.] Subdivision 1. Basic or added reparation benefits for allowable expense are exempt from garnishment, attachment, execution, and any other process or claim, except upon a claim of a creditor who has provided products, services, or accommodations to the extent benefits are for allowable expense for those products, services, or accommodations.

Subd. 2. Basic reparation benefits other than those for allowable expense are exempt from garnishment, attachment, execution, and any other process or claim to the extent that wages or earnings are exempt under any applicable law exempting wages or earnings from process or claims.

Sec. 32. [MENTAL OR PHYSICAL EXAMINATIONS.] Subdivision 1. If the mental or physical condition of a person is material to a claim for past or future basic or added reparation benefits, the reparation obligor may petition the district court for an order directing the person to submit to a mental or physical examination by a physician. Upon notice to the person to be examined and all persons having an interest, the court may make the order for good

cause shown. The order shall specify the time, place, manner, conditions, scope of the examination, and the physician by whom it is to be made.

Subd. 2. If requested by the person examined, the reparation obligor causing a mental or physical examination to be made shall deliver to the person examined a copy of a detailed written report of the examining physician setting out his findings, including results of all tests made, diagnoses, and conclusions, and reports of earlier examinations of the same condition. By requesting and obtaining a report of the examination ordered or by taking the deposition of the physician, the person examined waives any privilege he may have, in relation to the claim for basic or added reparation benefits, regarding the testimony of every other person who has examined or may thereafter examine him respecting the same condition. This subdivision does not preclude discovery of a report of an examining physician, taking a deposition of the physician, or other discovery procedures in accordance with any rule of court or other provision of law. This subdivision applies to examinations made by agreement of the person examined and the reparation obligor, unless the agreement provides otherwise.

Subd. 3. If any person refuses to comply with an order entered under this section the court may make any just order as to the refusal, but may not find a person in contempt for failure to submit to a mental or physical examination.

Sec. 33. [DISCLOSURE OF FACTS ABOUT INJURED PERSON.] Subdivision 1. Upon request of a basic or added reparation claimant or reparation obligor, information relevant to a claim for basic or added reparation benefits shall be disclosed as follows:

(1) An employer shall furnish a statement of the work record and earnings of an employee upon whose injury the claim is based. The statement shall cover the period specified by the claimant or reparation obligor making the request and may include a reasonable period before, and the entire period after, the injury.

(2) The claimant shall deliver to the reparation obligor a copy of every written report, previously or thereafter made, relevant to the claim, and available to him, concerning any medical treatment or examination of a person upon whose injury the claim is based, and the names and addresses of physicians and medical care facilities rendering diagnoses or treatment in regard to the injury or to a relevant past injury, and the claimant shall authorize the reparation obligor to inspect and copy relevant records of physicians and of hospitals, clinics, and other medical facilities.

(3) A physician or hospital, clinic, or other medical facility furnishing examinations, services, or accommodations to an injured person in connection with a condition alleged to be connected with an injury upon which a claim is based, upon authorization of the claimant, shall furnish a written report of the history, condition, diagnoses, medical tests, treatment, and dates and cost of treatment of the injured person, and permit inspection and copying of all records and reports as to the history, condition, treatment, and dates and cost of treatment.

Subd. 2. Any person other than the claimant providing information under this section may charge the person requesting the information for the reasonable cost of providing it.

Subd. 3. In case of dispute as to the right of a claimant or reparation obligor to discover information required to be disclosed, the claimant or reparation obligor may petition the district court for an order for discovery including the right to take written or oral depositions. Upon notice to all persons having an interest, the order may be made for good cause shown. It shall specify the time, place, manner, conditions, and scope of the discovery. To protect against annoyance, embarrassment, or oppression, the court may enter an order refusing discovery or specifying conditions of discovery and directing payment of costs and expenses of the proceeding, including reasonable attorney's fees.

Sec. 34. [REHABILITATION TREATMENT AND OCCUPATIONAL TRAINING.] Subdivision 1. A basic reparation obligor is responsible for the cost of a procedure or treatment for rehabilitation or a course of rehabilitative occupational training if the procedure, treatment, or training is reasonable and appropriate for the particular case, its cost is reasonable in relation to its probable rehabilitative effects, and it is likely to contribute substantially to rehabilitation, even though it will not enhance the injured person's earning capacity.

Subd. 2. An injured person who has undertaken a procedure or treatment for rehabilitation or a course of rehabilitative occupational training, other than medical rehabilitation procedure or treatment, shall notify the basic reparation obligor that he has undertaken the procedure, treatment, or training within 60 days after an allowable expense exceeding \$1,000 has been incurred for the procedure, treatment, or training, unless the basic reparation obligor knows or has reason to know of the undertaking. If the injured person does not give the required notice within the prescribed time, the basic reparation obligor is responsible only for \$1,000 or the expense incurred after the notice is given and within the 60 days before the notice, whichever is greater, unless failure to give timely notice is the result of excusable neglect.

Subd. 3. If the injured person notifies the reparation obligor of a proposed specified procedure or treatment for rehabilitation, or a proposed specified course of rehabilitative occupational training, and the reparation obligor does not promptly thereafter accept responsibility for its cost, the injured person may move the court in an action to adjudicate his claim, or, if no action is pending, bring an action in the district court, for a determination that the reparation obligor is responsible for its cost. A reparation obligor may move the court in an action to adjudicate the injured person's claim, or, if no action is pending, bring an action in the district court, for a determination that it is not responsible for the cost of a procedure, treatment, or course of training which the injured person has undertaken or proposes to undertake. A determination by the court that the reparation obligor is not responsible for the cost of a procedure, treatment, or course of training is not res judicata as to the propriety of any other proposal or the injured person's

right to other benefits. This subdivision does not preclude an action by the basic reparation obligor or the injured person for declaratory relief under any other law of this state, nor an action by the injured person to recover basic reparation benefits.

Subd. 4. If an injured person unreasonably refuses to accept a rehabilitative procedure, treatment, or course of occupational training, a basic reparation obligor may move the court, in an action to adjudicate the injured person's claim, or if no action is pending, may bring an action in the district court, for a determination that future benefits will be reduced or terminated to limit recovery of benefits to an amount equal to benefits that in reasonable probability would be due if the injured person had submitted to the procedure, treatment, or training, and for other reasonable orders. In determining whether an injured person has reasonable ground for refusal to undertake the procedure, treatment, or training, the court shall consider all relevant factors, including the risks to the injured person, the extent of the probable benefit, the place where the procedure, treatment, or training is offered, the extent to which the procedure, treatment, or training is recognized as standard and customary, and whether the imposition of sanctions because of the person's refusal would abridge his right to the free exercise of his religion.

Sec. 35. [AVAILABILITY OF INSURANCE.] Subdivision 1. The commissioner of insurance shall establish and implement or approve and supervise a plan assuring that liability and basic and added reparation insurance for motor vehicles will be conveniently and expeditiously afforded, subject only to payment or provision for payment of the premium, to all applicants for insurance required by this act to provide security for payment of tort liabilities and basic reparation benefits and who cannot conveniently obtain insurance through ordinary methods at rates not in excess of those applicable to applicants under the plan. The plan may be by assignment of applicants among insurers, pooling, other joint insuring or reinsuring arrangement, or any other method that will reasonably accomplish the purposes of this section, including any arrangement or undertaking by insurers that results in all applicants being conveniently afforded the insurance coverages on reasonable and not unfairly discriminatory terms through ordinary markets.

Subd. 2. The plan shall make available optional added reparation and tort liability coverages and other contract provisions the commissioner of insurance determines are reasonably needed by applicants and are commonly afforded in voluntary markets. The plan shall provide for the availability of financing or installment payments of premiums on reasonable and customary terms and conditions.

Subd. 3. All insurers authorized in this state to write motor vehicle liability, basic reparation, or optional added reparation coverages which the commissioner requires to be offered under subdivision 2, shall participate in the plan. The plan shall provide for equitable apportionment, among all participating insurers writing any insurance coverage required under the plan, of the finan-

cial burdens of insurance provided to applicants under the plan and costs of operation of the plan.

Subd. 4. Subject to supervision and approval of the commissioner of insurance, insurers may consult and agree with each other and with other appropriate persons as to the organization, administration, and operation of the plan and as to rates and rate modifications for insurance coverages provided under the plan. Rates and rate modifications adopted or charged for insurance coverages provided under the plan shall be first adopted or approved by the commissioner of insurance and be reasonable and not unfairly discriminatory among applicants for insurance under the plan.

Subd. 5. To carry out the objectives of this section the commissioner of insurance may adopt rules, make orders, enter into agreements with other governmental and private entities and persons, and form and operate or authorize the formation and operation of bureaus and other legal entities.

Sec. 36. [TERMINATION OR MODIFICATION OF INSURANCE BY INSURER.] Subdivision 1. Every contract of insurance providing security under this act (section 7) for a motor vehicle which is registered in this state and is not one of five or more motor vehicles under common ownership insured under a single insuring agreement except as provided by subdivisions 2 and 6, may be cancelled, modified, not renewed, or otherwise terminated by the insurer only at specified dates or intervals which may not be less than one year after the inception of coverage or thereafter less than one year apart.

Subd. 2. An insurer may terminate insurance if written notice of termination is mailed or delivered to the insured at least 15 days before the effective date of termination:

- (1) By cancellation at any time within 75 days after the inception of initial coverage; or
- (2) for nonpayment of premium when due.

Subd. 3. Except as permitted in subdivision 2, any termination of insurance by an insurer which is permitted by the insurance contract and not prohibited by subdivisions 1 or 9, including any refusal by the insurer to renew the insurance at the expiration of its term and any modification by the insurer of the terms and conditions of the insurance unfavorable to the insured, is nevertheless ineffective, unless written notice of intention to modify, not to renew or otherwise to terminate the insurance has been mailed or delivered to the insured at least 20 days before the effective date of the modification, expiration, or other termination of the insurance.

Subd. 4. An insurer who has cancelled, refused to renew, or otherwise terminated insurance shall mail or deliver to the insured, within ten days after receipt of a written request, a statement of the reasons for the cancellation, refusal to renew, or other termination of the insurance coverage.

Subd. 5. For purposes of this section only:

(1) "nonpayment of premium when due" includes the nonpayment when due of any installment of premium or of any financial obligation to any person who has financed the payment of the premium under any premium finance plan, agreement, or arrangement; and

(2) a cancellation or refusal to renew by or at the direction of any person acting pursuant to any power or authority under any premium finance plan, agreement, or arrangement, whether or not with power of attorney or assignment from the insured, constitutes a cancellation or refusal to renew by the insurer.

Subd. 6. Except as otherwise stated in subdivision 5, this section does not limit or apply to any termination, modification, or cancellation of the insurance, or to any suspension of insurance coverage, by or at the request of the insured.

Subd. 7. This section does not affect any right an insurer has under other law to rescind or otherwise terminate insurance because of fraud or other willful misconduct of the insured at the inception of the insuring transaction or the right of either party to reform the contract on the basis of mutual mistake of fact.

Subd. 8. An insurer, his authorized agents and employees, and any other person furnishing information upon which he has relied, are not liable for any statement made in good faith pursuant to subdivision 4.

Subd. 9. Nothing contained in this section shall allow an insurer to terminate insurance solely because of the age of the insured or for reasons which are arbitrary or capricious. No insurer shall terminate insurance on the statements or charges of any person made to the insurer concerning alleged unsafe driving habits of an insured unless the insurer shall concurrently disclose to the insured the name and address of the person from whom the insurer received the information.

Subd. 10. Proof of mailing of notice of termination or modification of insurance and, if required herein, the reason or reasons therefor to the named insured at the address shown in the policy, 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.

Subd. 11. When the insurer notifies the policyholder of termination or modification of insurance, the insurer shall also notify the named insured of his right to complain within 14 days of his receipt of notice to the commissioner of insurance of such action and of the nature of and his possible eligibility for insurance under the plan established in section 35.

Subd. 12. (1) Any individual who believes the termination or modification of his insurance is in violation of law, may, not later than 14 days after receipt of notice thereof, file in writing an objection to such action with the commissioner of insurance.

(2) Upon receipt of a written objection the commissioner of insurance shall notify the insurer of receipt of the objection and of the right of the insurer to file a written response thereto within ten days of receipt of 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 insurer about the action by the insurer or the objections of the insured, or such other procedure as he deems appropriate or necessary. Within 23 days of receipt of written objection by an insured the commissioner of insurance shall approve or disapprove the insurer's action and shall notify the insured and insurer of his final decision. Either party may institute proceedings for judicial review of the commissioner's decision; provided, however, that the commissioner's final decision shall be binding pending judicial review.

Sec. 37. [PENALTIES.] Subdivision 1. An owner of a motor vehicle who operates the vehicle or permits it to be operated in this state when he knows or should know that he has failed to comply with the requirement that he provide security covering the vehicle, is guilty of a misdemeanor and upon conviction may be fined not more than \$300 or imprisoned for not more than 90 days, or both. The court may recommend the suspension of the driver's license or operating privilege of the person so convicted and the commissioner of public safety shall suspend the license or privilege as recommended without the hearing provided for in subdivision 5.

Subd. 2. If an owner of a motor vehicle has operated it or permitted it to be operated in this state when he has failed to comply with the security requirements of section 7, the commissioner of public safety may suspend the driver's license or operating privilege for a period of not more than six months; provided, however, the person shall be eligible for the limited license authorized by Minnesota Statutes 1971, Section 171.30.

Subd. 3. When a nonresident's operating privilege is suspended pursuant to this section, the department 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. 4. 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 of public safety shall suspend the license of the resident until he furnishes evidence of compliance with the laws of the other state.

Subd. 5. The commissioner shall not suspend a driver's license or nonresident's operating privilege pursuant to subdivision 2 unless he has first provided the person with notice of the proposed suspension and the reasons therefor and an opportunity for an evidentiary hearing appropriate to the nature of the case, at which the person may contest the commissioner's right to suspend by

confronting adverse witnesses and by orally presenting his own arguments and evidence. Notice shall be given either by personal delivery thereof to the person to be so notified or by deposit in the United States mail of such notice in an envelope with postage prepaid, addressed to such person at his address as shown by the records of the department. The giving of notice by mail is complete upon the expiration of 4 days after such deposit of said notice. Any person aggrieved by a final order of the commissioner under this section may review the order in the manner set forth in Minnesota Statutes 1971, Sections 15.0424, 15.0425, and 15.0426.

Subd. 6. A person who operates a motor vehicle on the highways of this state while his driver's license or operating privilege is suspended pursuant to this section or who fails to surrender his registration certificate and license plates when required to do so pursuant to section 42 is guilty of a misdemeanor.

Sec. 38. [RATES.] Rate making and regulation of rates for basic and added reparation insurance are governed by Minnesota Statutes 1971, Chapter 70 A.

Sec. 39. [RULES.] The commissioner of insurance may adopt rules to provide effective administration of this act which are consistent with the purposes of this act and fair and equitable to all persons whose interests may be affected.

Sec. 40. [RULES OF COMMISSIONER OF PUBLIC SAFETY.] Subdivision 1. The commissioner of public safety shall have the power and perform the duties imposed upon him by this act and may adopt rules to implement and provide effective administration of the provisions on evidence of security and termination of security.

Subd. 2. The commissioner of public safety may by rule provide that motor vehicles owned by certain persons may not be registered in this state unless satisfactory evidence is furnished that security has been provided as required by section 7 of this act. If a person who is required to furnish evidence ceases to maintain security, he shall immediately surrender the registration certificate and license plates for the vehicle. These requirements may be imposed if:

(1) The registrant has not previously registered a motor vehicle in this state; or

(2) An owner or operator of the vehicle has previously failed to comply with the security requirements of this act or of prior law; or

(3) The driving record of an owner or operator of the vehicle evidences his continuing disregard of the laws of this state enacted to protect the public safety; or

(4) Other circumstances indicate that such action is necessary to effectuate the purposes of this act.

Sec. 41. [UNIFORMITY OF APPLICATION AND CONSTRUCTION.] This act shall be so applied and construed as to

effectuate its general purpose and to make uniform the law with respect to the subject of this act among those states which enact it.

Sec. 42. [SEVERABILITY.] Subdivision 1. Except as provided in subdivision 2, if any provision of this act or application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the act which can be given effect without the involved provision or application, and to this end the provisions of this act are severable.

Subd. 2. If any restriction on the retained tort liability in section 5, subdivision 1, clause (6) or clause (7), or application thereof to any person or circumstance, is held invalid, this act shall be interpreted as if the clause containing the invalid restriction had not been enacted.

Sec. 43. [SHORT TITLE.] Sections 1 to 43 may be cited as the "Uniform Motor Vehicle Accident Reparations Act".

Sec. 44. [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. 45. [SERVICE OF PROCESS: RESIDENTS: NONRESIDENTS: 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. 46. [ABSTRACTS; FEES.] The commissioner of public safety shall, upon payment of a \$2.50 fee, furnish any person a certified abstract 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. 47. [REPEALS.] Minnesota Statutes 1971, Sections 65B.-01, 65B.02, 65B.03, 65B.04, 65B.05, 65B.06, 65B.07, 65B.08, 65B.09, 65B.10, 65B.11, 65B.12, 65B.13, 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, 168.054, 168.833, 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, 171.12, Subdivision 4 are repealed.

Sec. 48. [TIME OF TAKING EFFECT.] This act shall take effect July 1, 1973. Accidents occurring before this date are not covered by or subject to this act. The commissioner of insurance and the registrar of motor vehicles shall exercise prior to the effective date of this act, the authority vested in them under this act to do all things necessary to implement the act on the effective date.

Strike the title in its entirety and insert:

"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 subrogation by inter-company arbitration; providing for mandatory arbitration of certain claims; 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."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 25, after "*general*" strike "*revenue*"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 15, after "*district*" strike "*and*" and insert ","

Page 1, line 16, reinstate the old language and after "*probate*" and before "*county*" insert "*and*"

Page 2, line 23, reinstate the old language and after "*probate*" and before "*county*" insert "*judge*," and after "*county*" and before "*judge*" insert "*court*"

Page 3, line 15, after "*county*" and before "*judge*" insert "*court*"

Page 3, line 25, after "*county*" and before "*judge*" insert "*court*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 856: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 1, after "*borough*" insert a comma.

Page 2, line 2, strike "*or*"; after "*town*" insert "*, or precinct*"

Page 3, line 22, strike "*, or two representatives appointed by them,*"

Line 24, strike "*, or two senators appointed by them,*" after "*members.*" insert "*The speaker of the house of representatives, the minority leader of the house of representatives, the majority leader of the senate and the minority leader of the senate each may have the right to appoint a member of his legislative body to serve on the districting commission in his place.*"

Page 4, line 14, after "*appoint*" insert "*its quota of*"

Line 20, strike "*or*" and insert in lieu thereof "*and*"

Line 22, after "*days*" insert "*thereafter*"

Page 5, line 16, strike "*by the authority that made*" and insert in lieu thereof "*in the manner provided for*"

Page 6, line 13, strike "*publish*" and insert "*make available*"; strike "*once in at*" and insert in lieu thereof "*to*"

Line 14, strike "*least one newspaper*" and insert "*the legal newspapers*"; strike "*general circulation in each*" and insert in lieu thereof "*the state*"

Line 15, strike "*congressional, senatorial and representative district*"

Page 7, line 21, strike "*a final plan*" and insert in lieu thereof "*final plans*"

And when so amended the bill do pass and be re-referred to the Committee on Judiciary. Amendments adopted. Report adopted.

Mr. Novak from the Committee on Finance, 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1288: A bill for an act relating to educational television broadcast; appropriating money.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1308: 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

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.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was re-referred

H. F. No. 255: A bill for an act relating to barbering by nursing aides; amending Minnesota Statutes 1971, Section 154.04.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hughes 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 to local school board members; amending Minnesota Statutes 1971, Section 123.33, Subdivision 12.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, after "transportation" insert "*to and from meetings attended in the conduct of their official duties*"

Page 1, line 17, after "15A.20", strike the comma and insert a period, and strike "except"

Page 1, strike lines 18 through 30

Page 2, strike lines 1 through 16 and 21 through 28

Page 3, strike line 1

Page 3, after line 1, add a new section at the end of the bill as follows:

“Sec. 2. *This act takes effect July 1, 1973.*”

Further, amend the title on page 1, line 3, after “compensation” by inserting “and extended transportation reimbursement”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1789: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 13, after “state” insert “*who shall be representative of different geographical regions*”

Page 3, line 28, before “Members” insert “*The contractor*”

Page 3, line 28, strike “serve without” and insert “*receive \$35 per diem and*”

Page 4, line 1, strike “compensation, but”

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 next following final enactment.*”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy, pursuant to Rule 35, requested that S. F. No. 1789 be re-referred to the Committee on Rules and Administration. So S. F. No. 1789 was re-referred to the Committee on Rules and Administration.

Mr. Gearty from the Committee on Governmental Operations, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, strike "*attending or*"

Line 13, after "*completing*" and before "*a*" insert "*1500 hours of law enforcement instruction in*"

Line 14, strike "*requires*" and insert "*is approved by the Minnesota state department of education or an accredited institution of higher learning*"

Strike all of line 15

Line 16, strike "*eight weeks of training*" and insert "*the minimum basic police training as established under section 626.843*"

Strike lines 20 through 23

Line 24, at the end of the line, strike "*The*" and strike lines 25 and 26

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was re-referred

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 re-organize the department; amending Minnesota Statutes 1971, Sections 84.081, Subdivision 1; and 84.083, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1546: 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.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 2156: A bill for an act relating to Mille Lacs county; permitting the county attorney to also act as village, city and school attorney.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1938: A bill for an act relating to the city of Duluth; Duluth airport authority; amending Laws 1969, Chapter 577, Section 14.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was re-referred

H. F. No. 1312: A bill for an act relating to certificates of

election in cities; amending Minnesota Statutes 1971, Section 205.14, Subdivision 3.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hughes 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Hughes from the Committee on Education, 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.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1921: A bill for an act proposing an amendment to the Minnesota Constitution, by adding an article; providing public policy and legislative responsibility relating to the environment.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Judiciary. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was re-referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1480: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, strike "law" and insert "*statute*"

Page 1, line 12, after "sessions" add ","

Page 1, line 13, after "*department,*" strike "of" and insert "*and*"

Page 1, line 16, after "*committee,*" insert "*subcommittee,*"

Page 1, line 20, after "*committee,*" insert "*subcommittee,*"

Page 2, line 2, strike "*second*" and insert "*third*"

Page 2, line 6 after "body" insert "*for a period of time equal to the term of office such person was then serving*"

Page 2, line 7 strike "*second*" and insert "*third*"

Page 2, line 7 after "*receive*" insert "*competent,*"

Page 2, line 9 strike "*second*" and insert "*separate third*"

Page 2, line after "*violation,*" add "*unrelated to the previous violations*"

Page 2, line 10 after "*the*" and before "*clerk*" add "*appointing authority or*"

Page 2, line 11 strike "*At its next meeting,*" and insert in lieu thereof "*As soon as practicable thereafter the appointing authority or*"

Page 2, after line 12, add new sections as follows:

"Sec. 2. [REPEAL.] *Minnesota Statutes 1971, Section 10.41, is repealed.*

Sec. 3. *This act may be cited as the "Minnesota Government in the Sunshine Act".*

Sec. 4. *The effective date of this act is May 1, 1974."*

Amend the title as follows:

Page 1, line 2, strike "political subdivisions;"

Page 1, line 3, after "of" add "state agencies and of"

Page 1, line 6, after "471.705" and before the period add "; repealing Minnesota Statutes 1971, Section 10.41"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 487, 1302, 1230, 1327, 1631, 1638, 1655, 1873, 1874, 1058, 1308, 1591, 1789, 491, 1023, 1399, 1059, 586 and 1201 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. No. 1058 to the Committee on Education.

H. F. No. 1327 to the Committee on Finance.

H. F. No. 1023 to the Committee on Governmental Operations.

H. F. Nos. 1230 and 1631 to the Committee on Health, Welfare and Corrections.

H. F. Nos. 487 and 1591 to the Committee on Judiciary.

H. F. Nos. 1638, 1655, 1308, 1789 and 491 to the Committee on Labor and Commerce.

H. F. Nos. 1873 and 1874 to the Committee on Metropolitan and Urban Affairs.

H. F. No. 1302 to the Committee on Natural Resources and Agriculture.

The following House File was found identical and recommends the House File be given its Second Reading and substituted for its companion Senate File as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1399	1349				

And that the above Senate File be indefinitely postponed.

The following House Files were found not identical with their companion Senate Files as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1059	961			1201	1476
586	754				

Pursuant to Rule 49 the Committee recommends that H. F. No. 1201 be amended as follows:

Page 1, line 22, delete "*cost of*"

Page 2, lines 22 through 24, delete "*All money received pursuant to this subdivision shall be deposited in the general fund.*"

Page 4, lines 1 and 2, delete "*All money received pursuant to this subdivision shall be deposited in the general fund.*"

And when so amended, H. F. No. 1201 will be identical to S. F. No. 1476 and further recommends that H. F. No. 1201 be given its second reading and substituted for S. F. No. 1476 and S. F. No. 1476 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 1059 be amended as follows:

Page 1, delete lines 13 through 33

Page 2, delete lines 1 through 28

Page 3, delete lines 1 through 28

Page 4, delete lines 1 and 2

Page 12, line 4, delete "*county court, or municipal court in*"

Page 12, line 5, delete "*the counties of Hennepin, Ramsey or St. Louis,*" and insert in lieu thereof "*district court*"

Page 14, line 21, after "*malicious,*" insert "*negligent*"

Renumber the sections in sequence

Further, amend the title in line 6 by deleting "*487.17; 488.04,*"

Delete all of lines 7 and 8 of the title, and in line 9 delete "*Subdivision 2,*"

And when so amended, H. F. No. 1059 will be identical to S. F. No. 961 and further recommends that H. F. No. 1059 be given its second reading and substituted for S. F. No. 961 and S. F. No. 961 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 586 be amended as follows:

Page 1, line 11, strike "*property*" and insert in lieu thereof "*purposes*"

And when so amended, H. F. No. 586 will be identical to S. F.

No. 754 and further recommends that H. F. No. 586 be given its second reading and substituted for S. F. No. 754 and S. F. No. 754 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 2014, 1686, 1859, 2008, 1943, 1526, 96, 1847, 1374, 325, 1308, 430, 1125, 1460, 1174, 1167, 2156, 1955, 1938, 2125, 1940, 1936 and 1480 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 255, 1219, 1312, 1568, 1399, 1201, 1059 and 586 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Davies moved that S. F. No. 96, No 162 on General Orders be stricken and re-referred to the Committee on Judiciary. Which motion prevailed.

Mr. Thorup moved that the name of Mr. Lord be added as co-author to S. F. No. 2218. Which motion prevailed.

Mr. Thorup moved that the name of Mr. Lord be added as co-author to S. F. No. 2219. Which motion prevailed.

Mr. Josefson moved that the name of Mr. Perpich, G. be added as co-author to S. F. No. 2249. Which motion prevailed.

Mr. Doty moved that S. F. No. 267 be recalled from the House of Representatives and referred to the Committee on Rules and Administration for comparison with H. F. No. 813. Which motion prevailed.

Mr. Doty moved that S. F. No. 488 be taken from the table. Which motion prevailed.

Mr. Doty moved that the Senate do not concur in the amendments by the House to S. F. No. 488 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate to act with a like Conference Committee to be appointed on the part of the House. Which motion prevailed.

Mr. Chmielewski moved that S. F. No. 2206 be withdrawn from the Committee on Taxes and Tax Laws and re-referred to the Committee on Local Government. Which motion prevailed.

Mr. Hansen, Baldy moved that S. F. No. 1938, No. 15 on the Calendar of Ordinary Matters be stricken and re-referred to the Committee on Labor and Commerce. Which motion prevailed.

Mr. Chmielewski moved that the name of Mr. Solon be added as co-author to S. F. No. 2294. Which motion prevailed.

Mr. Kleinbaum moved that H. F. No. 356 be recalled from the House of Representatives and placed at the top of General Orders. Which motion prevailed.

Mr. North moved that S. F. No. 160 be taken from the table. Which motion prevailed.

Mr. North moved that the Senate do not concur in the amendments by the House to S. F. No. 160 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate to act with a like Conference Committee to be appointed on the part of the House. Which motion prevailed.

Mr. Coleman, from the Committee on Rules and Administration, offered the following resolution:

BE IT RESOLVED, by the Senate, that the following named persons be and are hereby appointed to the positions hereinafter stated and at the salaries heretofore fixed.

Paul Johnson transferred from Enrolling Clerk to Fourth Assistant Secretary of the Senate, effective April 1, 1973.

Paul Richter transferred from Legislative Clerk II classification to Enrolling Clerk, effective April 1, 1973.

Maurice Milsten substituted for Edward Stish as Machine Operator on a part-time basis from April 11, 1973 through April 22, 1973 and on a full time basis effective April 23, 1973.

June Marie Anderson, Page, effective April 26, 1973.

Belinda Ball, Page, effective April 16, 1973.

Mr. Coleman moved the adoption of the foregoing resolution. Which motion prevailed. So the resolution was adopted.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to revert to Reports of Committees, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

REPORT FROM THE COMMITTEE ON RULES AND ADMINISTRATION

Pursuant to Rule 10, Mr. Coleman, for the Committee on Rules and Administration, designates all of the bills on the General Orders Calendar for Wednesday, April 25, 1973, as a Special Order, to be considered at 7:30 p. m., Wednesday, April 25, 1973.

Mr. Coleman moved the adoption of the foregoing committee report. Which motion prevailed. Report adopted.

THIRD READING OF HOUSE BILLS

H. F. No. 1429: A bill for an act relating to the prevention of cruelty; increasing the maximum amount of annual appropriations; amending Minnesota Statutes 1971, Section 343.11.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	North	Schaaf
Arnold	Doty	Keefe, S.	Novak	Schrom
Ashbach	Dunn	Kirchner	Ogdahl	Sillers
Bang	Fitzsimons	Kleinbaum	Olson, A. G.	Solon
Berg	Frederick	Knutson	Olson, H. D.	Spear
Bernhagen	Gearty	Kowalczyk	Olson, J. L.	Stassen
Blatz	Hansen, Baldy	Krieger	O'Neill	Stokowski
Borden	Hansen, Mel	Larson	Patton	Tennessen
Brown	Hanson, R.	Laufenburger	Perpich, A. J.	Thorup
Chenoweth	Hughes	Lord	Perpich, G.	Ueland
Chmielewski	Humphrey	Milton	Pillsbury	Wegener
Coleman	Jensen	Moe	Purfeerst	Willet
Conzemius	Josefson	Nelson	Renneke	

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 45 and nays 20, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	Nelson	Schaaf
Ashbach	Doty	Kirchner	North	Solon
Bang	Dunn	Kleinbaum	Novak	Spear
Blatz	Fitzsimons	Knutson	Ogdahl	Stassen
Borden	Gearty	Laufenburger	Olson, A. G.	Stokowski
Brown	Hanson, R.	Lewis	O'Neill	Tennessen
Chenoweth	Hughes	Lord	Perpich, A. J.	Thorup
Chmielewski	Humphrey	Milton	Pillsbury	Wegener
Coleman	Jensen	Moe	Purfeerst	Willet

Those who voted in the negative were:

Arnold	Frederick	Keefe, J.	Olson, H. D.	Renneke
Berg	Hansen, Baldy	Kowalczyk	Olson, J. L.	Schrom
Bernhagen	Hansen, Mel	Krieger	Patton	Sillers
Davies	Josefson	Larson	Perpich, G.	Ueland

So the bill passed and its title was agreed to.

H. F. No. 205: A bill for an act relating to the supreme court; appropriating money for its facilities.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Schaaf
Arnold	Doty	Keefe, S.	North	Schrom
Ashbach	Dunn	Kirchner	Novak	Sillers
Bang	Fitzsimons	Kleinbaum	Ogdahl	Solon
Berg	Frederick	Knutson	Olson, A. G.	Spear
Bernhagen	Gearty	Kowalczyk	Olson, H. D.	Stassen
Blatz	Hansen, Baldy	Krieger	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Larson	O'Neill	Tennessee
Brown	Hanson, R.	Laufenburger	Patton	Thorup
Chenoweth	Hughes	Lewis	Perpich, A. J.	Ueland
Chmielewski	Humphrey	Lord	Pillsbury	Wegener
Coleman	Jensen	Milton	Purfeerst	Willet
Conzemius	Josefson	Moe	Renneke	

Mr. Perpich, G. voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1548: A bill for an act relating to Nicollet county; authorizing an increased annual appropriation to the county extension committee.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Renneke
Arnold	Doty	Keefe, S.	North	Schaaf
Ashbach	Dunn	Kirchner	Novak	Schrom
Bang	Fitzsimons	Kleinbaum	Ogdahl	Sillers
Berg	Frederick	Knutson	Olson, A. G.	Solon
Bernhagen	Gearty	Kowalczyk	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Krieger	Olson, J. L.	Stassen
Borden	Hansen, Mel	Larson	O'Neill	Stokowski
Brown	Hanson, R.	Laufenburger	Patton	Tennessee
Chenoweth	Hughes	Lewis	Perpich, A. J.	Thorup
Chmielewski	Humphrey	Lord	Perpich, G.	Ueland
Coleman	Jensen	Milton	Pillsbury	Wegener
Conzemius	Josefson	Moe	Purfeerst	Willet

So the bill passed and its title was agreed to.

H. F. No. 1435: A bill for an act relating to towns; powers of town boards within certain areas; amending Minnesota Statutes 1971, Section 366.01, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	North	Schaaf
Arnold	Doty	Kirchner	Novak	Schrom
Ashbach	Dunn	Kleinbaum	Ogdahl	Sillers
Bang	Fitzsimons	Knutson	Olson, A. G.	Spear
Berg	Frederick	Kowalczyk	Olson, H. D.	Stassen
Bernhagen	Gearty	Krieger	Olson, J. L.	Stokowski
Blatz	Hansen, Baldy	Larson	O'Neill	Tennessee
Borden	Hansen, Mel	Laufenburger	Patton	Thorup
Brown	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Chenoweth	Hughes	Lord	Perpich, G.	Wegener
Chmielewski	Humphrey	Milton	Pillsbury	Willet
Coleman	Jensen	Moe	Purfeerst	
Conzemius	Josefson	Nelson	Renneke	

So the bill passed and its title was agreed to.

H. F. No. 660: A bill for 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.

With the unanimous consent of the Senate, Mr. Hughes moved that the amendment made to H. F. No. 660 by the Committee on Rules and Administration in the report adopted April 12, 1973 pursuant to Rule 49 be stricken. Which motion prevailed. So the amendment was stricken.

H. F. No. 660 was read the third time, and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Renneke
Arnold	Doty	Keefe, S.	North	Schaaf
Ashbach	Dunn	Kirchner	Novak	Schrom
Bang	Fitzsimons	Kleinbaum	Ogdahl	Sillers
Berg	Frederick	Knutson	Olson, A. G.	Solon
Bernhagen	Gearty	Kowalczyk	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Krieger	Olson, J. L.	Stassen
Borden	Hansen, Mel	Larson	O'Neill	Stokowski
Brown	Hanson, R.	Laufenburger	Patton	Tennessee
Chenoweth	Hughes	Lewis	Perpich, A. J.	Thorup
Chmielewski	Humphrey	Lord	Perpich, G.	Ueland
Coleman	Jensen	Milton	Pillsbury	Willet
Conzemius	Josefson	Moe	Purfeerst	

So the bill passed and its title was agreed to.

H. F. No. 591: A bill for 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, allowing tuition to be paid in accordance with Section 124.18, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Schaaf
Arnold	Dunn	Kirchner	Novak	Schrom
Ashbach	Fitzsimons	Kleinbaum	Ogdahl	Sillers
Bang	Frederick	Knutson	Olson, A. G.	Solon
Berg	Gearty	Kowalczyk	Olson, H. D.	Spear
Bernhagen	Hansen, Baldy	Krieger	Olson, J. L.	Stassen
Blatz	Hansen, Mel	Larson	O'Neill	Stokowski
Brown	Hanson, R.	Laufenburger	Patton	Tennessee
Chenoweth	Hughes	Lewis	Perpich, A. J.	Thorup
Chmielewski	Humphrey	Lord	Perpich, G.	Ueland
Coleman	Jensen	Milton	Pillsbury	Willet
Conzemius	Josefson	Moe	Purfeerst	
Davies	Keefe, J.	Nelson	Renneke	

So the bill passed and its title was agreed to.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Knutson in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Knutson reported that the committee had considered

H. F. No. 942 which the committee recommends to pass.

H. F. No. 23 which the committee reports progress, subject to the following motion:

Mr. Keefe, S. moved to amend H. F. No. 23, the printed bill as follows:

Page 1, line 11, after "*subdivision*" add "*except that nothing in this subdivision shall apply to purchases of their supplies for their own use by schools, colleges, universities, public libraries, churches, hospitals, and charitable institutions not operated for profit*"

Which motion prevailed. So the amendment was adopted.

Mr. Kowalczyk moved to amend H. F. No. 23, the typewritten bill, as follows:

Page 2, strike lines 10 through 25 inclusive;

Page 2, line 26, strike "*Further*";

Page 3, line 2, after the period, add: "*Each pharmacy shall also, upon request, including requests by telephone, provide to consumers who possess a prescription for any drug, the current price of such drug.*"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 37 and nays 24, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Kirchner	Olson, H. D.	Sillers
Ashbach	Fitzsimons	Kleinbaum	Olson, J. L.	Stassen
Bang	Frederick	Kowalczyk	O'Neill	Ueland
Berg	Hansen, Baldy	Krieger	Patton	Wegener
Bernhagen	Hansen, Mel	Larson	Perpich, G.	Willet
Blatz	Hanson, R.	Laufenburger	Pillsbury	
Brown	Jensen	Nelson	Purfeerst	
Chmielewski	Josefson	Olhoff	Renneke	

Those who voted in the negative were:

Borden	Doty	Keefe, S.	Novak	Spear
Chenoweth	Gearty	Lewis	Olson, A. G.	Stokowski
Coleman	Hughes	Lord	Perpich, A. J.	Tennessen
Conzemius	Humphrey	Milton	Schaaf	Thorup
Davies	Keefe, J.	North	Solon	

Which motion prevailed. So the amendment was adopted.

Mr. Knutson moved that the report of the Committee of the Whole, as kept by the Secretary, be adopted.

Mr. Keefe, S. moved that H. F. No. 23 be divided from the report of the Committee of the Whole.

CALL OF THE SENATE

Mr. Davies imposed a call of the Senate.

The following Senators answered to their names:

Arnold	Dunn	Keefe, S.	Nelson	Renneke
Ashbach	Fitzsimons	Kirchner	Novak	Schaaf
Bang	Frederick	Kleinbaum	Olhoff	Sillers
Bernhagen	Gearty	Knutson	Olson, A. G.	Solon
Blatz	Hansen, Baldy	Kowalczyk	Olson, H. D.	Stassen
Borden	Hansen, Mel	Krieger	Olson, J. L.	Stokowski
Brown	Hanson, R.	Larson	O'Neill	Tennessen
Chenoweth	Hughes	Laufenburger	Patton	Thorup
Coleman	Humphrey	Lewis	Perpich, A. J.	Ueland
Conzemius	Jensen	Lord	Perpich, G.	Willet
Davies	Josefson	Milton	Pillsbury	
Doty	Keefe, J.	Moe	Purfeerst	

The Sergeant-at-Arms was instructed to bring in the absent members.

The question being taken on the adoption of the report of the Committee of the Whole on H. F. No. 23,

Mr. Ashbach moved that those not voting be excused from voting. Which motion prevailed.

And the roll being called, there were yeas 36 and nays 29, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Kirchner	Olson, H. D.	Sillers
Ashbach	Fitzsimons	Kleinbaum	Olson, J. L.	Stassen
Bang	Frederick	Knutson	O'Neill	Ueland
Berg	Hansen, Baldy	Kowalczyk	Patton	Willet
Bernhagen	Hansen, Mel	Krieger	Pillsbury	
Blatz	Hanson, R.	Larson	Purfeerst	
Brown	Jensen	Laufenburger	Renneke	
Chmielewski	Josefson	Nelson	Schrom	

Those who voted in the negative were:

Anderson	Doty	Lewis	Olhoff	Spear
Borden	Gearty	Lord	Olson, A. G.	Stokowski
Chenoweth	Hughes	Milton	Perpich, A. J.	Tennessee
Coleman	Humphrey	Moe	Perpich, G.	Thorup
Conzemius	Keefe, J.	North	Schaaf	Wegener
Davies	Keefe, S.	Novak	Solon	

So the report of the Committee of the Whole as to H. F. No. 23 was adopted.

And then, on motion of Mr. Knutson, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

SUSPENSION OF RULES

Mr. Schaaf moved that the rules of the Senate be so far suspended as to revert to Motions and Resolutions. Which motion prevailed.

Mr. Schaaf moved that S. F. No. 2230 be withdrawn from the Committee on Transportation and General Legislation and referred to the Committee on Governmental Operations. Which motion prevailed.

Mr. Gearty moved that the name of Mr. Keefe, J. be added as co-author to S. F. No. 2310. Which motion prevailed.

Mr. Kirchner moved that the names of Messrs. Gearty and Davies be added as co-authors to S. F. No. 2322. Which motion prevailed.

RECESS

Mr. Coleman moved that the Senate do now recess until 7:30 o'clock p.m. Which motion prevailed.

The hour of 7:30 o'clock p.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate.

The following Senators answered to their names:

Arnold	Coleman	Keefe, S.	North	Purfeerst
Ashbach	Davies	Kirchner	Novak	Schrom
Berg	Dunn	Kowalczyk	Olhoff	Sillers
Bernhagen	Fitzsimons	Krieger	Olson, A. G.	Spear
Blatz	Gearty	Larson	Olson, J. L.	Stassen
Borden	Hansen, Baldy	Laufenburger	O'Neill	Stokowski
Brown	Hansen, Mel	Lord	Perpich, A. J.	Thorup
Chenoweth	Hughes	Milton	Perpich, G.	Wegener
Chmielewski	Josefson	Moe	Pillsbury	Willet

The Sergeant-at-Arms was instructed to bring in the absent members.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to revert to Introduction of Bills, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

INTRODUCTION OF BILLS

Messrs. Brown; Keefe, S. and Kowalczyk introduced—

S. F. No. 2323: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Josefson, Willet and Laufenburger introduced—

S. F. No. 2324: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Hughes, Sillers and Olson, A. G. introduced—

S. F. No. 2325: A bill for an act relating to education; the establishment of Minnesota educational service areas to provide educational services and programs on a regional basis; appropriating money therefor.

Which was read the first time and referred to the Committee on Education.

Messrs. Brown, Chmielewski and Bang introduced—

S. F. No. 2326: A bill for an act relating to education; providing for certain safety requirements for school buses; providing for the department of public safety to promulgate rules and regulations for the attachment of the bodies of school buses to the frames; providing that school buses failing to meet the requirements be discontinued.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. North, Knutson and Keefe, S. introduced—

S. F. No. 2327: A bill for an act relating to health and welfare; prohibiting the sale in this state of household products containing liquid lye preparations.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Bang, Brown and Keefe, J. introduced—

S. F. No. 2328: A bill for an act relating to taxation; county

wheelage tax in the seven county metropolitan area; repealing Minnesota Statutes 1971, Section 163.051.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Nelson, Knutson and O'Neill introduced—

S. F. No. 2329: A bill for an act relating to county attorneys; creating a Minnesota county attorneys council and the office of executive director; creating the offices of district attorney; prescribing powers and duties; and appropriating money.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Humphrey, Borden and Ogdahl introduced—

S. F. No. 2330: A bill for an act relating to the creation of an environmental hearings board, as a separate agency of state government, and appropriating money therefor.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Borden questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Bang, Larson and Hansen, Baldy introduced—

S. F. No. 2331: A bill for an act relating to intoxicating liquor; size of containers; amending Minnesota Statutes 1971, Chapter 340, by adding a section.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Thorup, Laufenburger and Blatz introduced—

S. F. No. 2332: A bill for an act relating to intoxicating liquor; labeling required; providing a penalty; amending Minnesota Statutes 1971, Section 340.461, Subdivision 4, and by adding a subdivision.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Kleinbaum, Larson and Willet introduced—

S. F. No. 2333: A bill for an act relating to health; defining physical therapist; prohibiting certain conduct relating to the practice of physical therapy; providing penalties; amending Minnesota Statutes 1971, Sections 148.65, Subdivision 2; 148.76; and 148.77.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Thorup introduced—

S. F. No. 2334: A bill for an act relating to the village of Circle Pines; payment of firemen's service pensions.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Milton introduced—

S. F. No. 2335: A bill for an act relating to workmen's compensation; supplementary benefits; amending Minnesota Statutes 1971, Section 176.132, Subdivisions 2 and 3.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Solon, Sillers and Stassen introduced—

S. F. No. 2336: A bill for an act relating to travel and other expenses of boards; amending Minnesota Statutes 1971, Section 15A.21; and 121.02, Subdivision 1.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Humphrey, Larson and Lewis introduced—

S. F. No. 2337: A bill for an act relating to evidence; limiting scope of patient-physician privilege; amending Minnesota Statutes 1971, Section 595.02.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. O'Neill, Milton and Ashbach introduced—

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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Hanson, R. and Wegener introduced—

S. F. No. 2339: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Wegener introduced—

S. F. No. 2340: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Laufenburger introduced—

S. F. No. 2341: A bill for an act relating to the city of Winona; authorizing the issuance of two additional on-sale liquor licenses.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Perpich, G. introduced—

S. F. No. 2342: A bill for an act relating to St. Louis county; authorizing the issuance of an on-sale license for the sale of intoxicating liquor.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Chenoweth, Ashbach and McCutcheon introduced—

S. F. No. 2343: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Ashbach, Milton and North introduced—

S. F. No. 2344: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Kowalczyk, Laufenburger and Hanson, R. introduced—

S. F. No. 2345: 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.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Stokowski and Ashbach introduced—

S. F. No. 2346: A bill for an act relating to certain industries regulated by the department of public service; defining telephone company; amending Minnesota Statutes 1971, Section 237.01.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Krieger and Frederick introduced—

S. F. No. 2347: A bill for an act relating to taxation; county legal assistance; appropriating money.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Bang, Laufenburger and Pillsbury introduced—

S. F. No. 2348: A bill for an act relating to elections; types of ballots; age for voting; amending Minnesota Statutes 1971, Sections 200.02, Subdivision 25, and by adding subdivisions; 201.14; 201.15; 202.03, as amended; 202.04; 202.06, Subdivision 1; 202.07; 202.08; 202.09, Subdivision 1; 202.13, Subdivision 2; 202.16; 203.-27; 203.28, as amended; 203.29, as amended; 203.32; 203.33; 203.-34, Subdivision 1; 203.35, as amended; 203.41, Subdivision 2; 203.43; 204.10; 204.11, Subdivision 2; 204.25; 206.026, Subdivision 1; 206.09; and 208.04.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Chenoweth and Hughes introduced—

S. F. No. 2349: A bill for an act relating to civil service in Ramsey county; inclusion of employees of Ramsey county welfare board.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Chenoweth and Hughes introduced—

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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Lord, Dunn and Arnold introduced—

S. F. No. 2351: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Schaaf, Pillsbury and Perpich, G. introduced—

S. F. No. 2352: A bill for an act relating to distinctions on the basis of sex; abolishing such distinctions; repealing certain statutes which treat men and women differently; repealing Minnesota Statutes 1971, Sections 181.18 to 181.23; 183.24; 183.25; 202.18; 257.30; 540.07 and 609.36.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Schaaf, Pillsbury and Perpich, G. introduced—

S. F. No. 2353: A bill for an act relating to the definition of a person; changing the word man to person in certain statutes; amending Minnesota Statutes 1971, Sections 35.07; 35.08; 43.09, Subdivision 2; 65A.26; 66A.29; 67A.16, Subdivision 2; 84.14, Subdivision 1; 121.301; 164.02, Subdivision 1; 183.22; 183.39, Subdivision 1; 219.25; 368.65; 375.35; 376.61; and 447.04.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Hansen, Mel and Stassen introduced—

S. F. No. 2354: A bill for an act relating to public welfare; aid to the disabled; amending Minnesota Statutes 1971, Section 256.455, Subdivision 5.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Schaaf, Pillsbury and Perpich, G. introduced—

S. F. No. 2355: A bill for an act relating to distinctions on the basis of sex; abolishing such distinctions; amending certain statutes which treat men and women differently; amending Minnesota Statutes 1971, Sections 182.06; 182.44; 190.06, Subdivision 1; 242.54, by adding a subdivision; 243.92; 259.24, Subdivisions 1 and 2; 259.25, Subdivision 1; 259.26, Subdivisions 1 and 2; 260.094; 260.101; 422.04; 517.02; 517.03; 519.06; 525.172; 609.32, Subdivision 4; 609.375, Subdivision 1; Chapter 519, by adding a section; repealing Minnesota Statutes 1971, Sections 190.06, Subdivision 3; 519.05; and 525.173.

Which was read the first time and referred to the Committee on Judiciary.

Mr. North introduced—

S. F. No. 2356: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Stokowski introduced—

S. F. No. 2357: A bill for an act relating to the metropolitan transit commission; providing the commission and the metropolitan council with certain planning powers; amending Minnesota Statutes 1971, Sections 473A.06, by adding subdivisions; and 473A.065; and repealing Minnesota Statutes 1971, Section 473A.06, Subdivision 1.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Olson, A. G.; Perpich, A. J. and Borden introduced—

S. F. No. 2358: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Spear and Keefe, S. introduced—

S. F. No. 2359: A bill for an act relating to elections; providing for registration of the elderly and disabled at their residences; amending Minnesota Statutes 1971, Section 201.20, by adding a subdivision.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to take up the General Orders Calendar at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS—CONTINUED

The Senate resolved itself into a Committee of the Whole, with Mr. Arnold in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Arnold reported that the committee had considered S. F. No. 996, also H. F. No. 803 which the committee recommends to pass.

S. F. No. 750 which the committee recommends to pass, after the following motion:

Mr. Krieger moved that S. F. No. 750 be re-referred to the Committee on Judiciary.

The question being taken on adoption of the motion.

And the roll being called, there were yeas 23 and nays 39, as follows:

Those who voted in the affirmative were:

Bang	Hansen, Baldy	Knutson	Ogdahl	Sillers
Berg	Hansen, Mel	Kowalczyk	Olson, J. L.	Stassen
Blatz	Hanson, R.	Krieger	O'Neill	Ueland
Dunn	Keefe, J.	Larson	Patton	
Fitzsimons	Kirchner	Nelson	Pillsbury	

Those who voted in the negative were:

Anderson	Davies	Kleinbaum	Olson, A. G.	Solon
Arnold	Doty	Laufenburger	Olson, H. D.	Spear
Bernhagen	Gearty	Lewis	Perpich, A. J.	Stokowski
Borden	Hughes	Lord	Perpich, G.	Tennessee
Chenoweth	Humphrey	Milton	Purfeerst	Thorup
Chmielewski	Jensen	Moe	Renneke	Wegener
Coleman	Josefson	North	Schaaf	Willet
Conzemius	Keefe, S.	Olhoff	Schrom	

Which motion did not prevail.

H. F. No. 479 which the committee recommends to pass, after the following motion:

Mr. Schaaf moved to amend H. F. No. 479, the printed bill, as follows:

Page 1, strike lines 8 through 12 and insert:

"Sec. 1. Nothing in this Constitution shall prevent a state from regulating or prohibiting abortion."

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 12 and nays 45, as follows:

Those who voted in the affirmative were:

Ashbach	Nelson	Perpich, A. J.	Pillsbury	Spear
Davies	North	Perpich, G.	Schaaf	Tennessee
Lewis	Ogdahl			

Those who voted in the negative were:

Anderson	Conzemius	Humphrey	Moe	Renneke
Arnold	Doty	Jensen	Novak	Schrom
Berg	Dunn	Keefe, S.	Olhoft	Sillers
Bernhagen	Fitzsimons	Kleinbaum	Olson, A. G.	Solon
Blatz	Frederick	Knutson	Olson, H. D.	Stassen
Borden	Gearty	Kowalczyk	Olson, J. L.	Stokowski
Brown	Hansen, Baldy	Larson	O'Neill	Thorup
Chmielewski	Hanson, R.	Lord	Patton	Wegener
Coleman	Hughes	McCutcheon	Purfeerst	Willet

Which motion did not prevail. So the amendment was not adopted.

Mr. Schaaf moved to amend H. F. No. 479, the printed bill as follows:

Page 1, line 8, strike "conception" and insert in lieu thereof "viability"

Page 1, line 10, after the period insert:

" "Viability" means the potentiality of the human fetus to live outside the womb even though it may require artificial aid. During the second half of its gestation period the fetus shall be considered "viable"."

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 14 and nays 44, as follows:

Those who voted in the affirmative were:

Bang	Davies	North	Perpich, G.	Spear
Coleman	Lewis	Ogdahl	Pillsbury	Tennessen
Conzemius	Milton	Perpich, A. J.	Schaaf	

Those who voted in the negative were:

Anderson	Chmielewski	Hughes	Moe	Schrom
Arnold	Doty	Humphrey	Novak	Solon
Ashbach	Dunn	Keefe, J.	Olhoft	Stassen
Berg	Fitzsimons	Keefe, S.	Olson, A. G.	Stokowski
Bernhagen	Frederick	Kleinbaum	Olson, J. L.	Thorup
Blatz	Gearty	Knutson	O'Neill	Ueland
Borden	Hansen, Baldy	Kowalczyk	Patton	Wegener
Brown	Hansen, Mel	Larson	Purfeerst	Willet
Chenoweth	Hanson, R.	Lord	Renneke	

Which motion did not prevail. So the amendment was not adopted.

The question being taken on the committee recommendation,

And the roll being called, there were yeas 50 and nays 13, as follows:

Those who voted in the affirmative were:

Anderson	Borden	Doty	Hansen, Baldy	Jensen
Arnold	Brown	Dunn	Hansen, Mel	Josefson
Berg	Chenoweth	Fitzsimons	Hanson, R.	Keefe, J.
Bernhagen	Chmielewski	Frederick	Hughes	Keefe, S.
Blatz	Conzemius	Gearty	Humphrey	Kirchner

Kleinbaum	Lord	Olson, A. G.	Purfeerst	Stokowski
Knutson	McCutcheon	Olson, H. D.	Renneke	Thorup
Kowalczyk	Moe	Olson, J. L.	Schrom	Ueland
Larson	Novak	O'Neill	Sillers	Wegener
Laufenburger	Olhoff	Patton	Solon	Willet

Those who voted in the negative were:

Ashbach	Nelson	Perpich, A. J.	Schaaf	Tennessee
Davies	North	Perpich, G.	Spear	
Lewis	Ogdahl	Pillsbury	Stassen	

So the committee recommends H. F. No. 479 to pass.

S. F. No. 753, which the committee recommends to pass with the following amendment offered by Mr. Olson, A. G.

Page 2, line 27, strike "Any ownership of"

Page 2, line 27, strike "existing" and insert "and land capable of being used for farming owned by a corporation"

Page 3, line 13, strike "Leases of"

Page 3, line 13, after "land" insert "and land capable of being used for farming leased by a corporation"

Page 3, line 14, strike "a" and insert "such"

Page 4, line 5, after "corporation" and before the semicolon insert ", or except when controlled through ownership, options, leaseholds, or 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, or a subsidiary or assign of such a corporation"

Mr. Schrom moved to amend S. F. No. 753 as follows:

Page 1, line 15, strike "(3) poultry or poultry products;"

Renumber the clauses in sequence

Page 1, line 20, before the period add: ", or the cultivation of land for the production of poultry or poultry products"

Page 4, line 5, after the semicolon strike "or"

Page 4, line 18, strike the period and insert "; or"

Page 4, following line 18, insert

"(j) Agricultural land or land capable of being used as agricultural land, owned by a corporation and used for the production of poultry or poultry products."

Page 5, line 6, strike "poultry or"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 20 and nays 41, as follows:

Those who voted in the affirmative were:

Bernhagen	Frederick	Jensen	Krieger	Pillsbury
Brown	Hansen, Baldy	Josefson	Larson	Renneke
Dunn	Hansen, Mel	Kirchner	Olson, J. L.	Schrom
Fitzsimons	Hanson, R.	Kleinbaum	Patton	Ueland

Those who voted in the negative were:

Anderson	Conzemius	Lewis	Olson, A. G.	Stokowski
Arnold	Davies	Lord	O'Neill	Tennessee
Ashbach	Doty	Milton	Perpich, A. J.	Thorup
Berg	Gearty	Moe	Purfeerst	Wegener
Blatz	Hughes	Nelson	Schaaf	Willet
Borden	Humphrey	North	Sillers	
Chenoweth	Keefe, J.	Novak	Solon	
Chmielewski	Keefe, S.	Ogdahl	Spear	
Coleman	Kowalczyk	Olhoft	Stassen	

Which motion did not prevail. So the amendment was not adopted.

Mr. Krieger moved that S. F. No. 753 be re-referred to the Committee on Judiciary.

The question being taken on adoption of the motion,

And the roll being called, there were yeas 20 and nays 41, as follows:

Those who voted in the affirmative were:

Ashbach	Frederick	Kirchner	Larson	Pillsbury
Bang	Hansen, Baldy	Knutson	Nelson	Sillers
Blatz	Hansen, Mel	Kowalczyk	Ogdahl	Stassen
Brown	Hanson, R.	Krieger	O'Neill	Ueland

Those who voted in the negative were:

Anderson	Davies	Kleinbaum	Olson, H. D.	Stokowski
Arnold	Doty	Lewis	Olson, J. L.	Tennessee
Berg	Dunn	Lord	Patton	Thorup
Bernhagen	Fitzsimons	Milton	Perpich, A. J.	Wegener
Borden	Gearty	Moe	Purfeerst	Willet
Chenoweth	Hughes	North	Renneke	
Chmielewski	Humphrey	Novak	Schaaf	
Coleman	Josefson	Olhoft	Solon	
Conzemius	Keefe, S.	Olson, A. G.	Spear	

Which motion did not prevail.

The question being taken on the committee recommendation,

And the roll being called, there were yeas 43 and nays 19, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Jensen	Novak	Schrom
Arnold	Davies	Josefson	Olhoft	Solon
Berg	Doty	Keefe, S.	Olson, A. G.	Spear
Bernhagen	Dunn	Kowalczyk	Olson, H. D.	Stokowski
Borden	Fitzsimons	Lewis	Olson, J. L.	Thorup
Brown	Gearty	Lord	Perpich, A. J.	Wegener
Chenoweth	Hanson, R.	Milton	Purfeerst	Willet
Chmielewski	Hughes	Moe	Renneke	
Coleman	Humphrey	North	Schaaf	

Those who voted in the negative were:

Ashbach	Hansen, Baldy	Knutson	Ogdahl	Sillers
Bang	Hansen, Mel	Krieger	O'Neill	Stassen
Blatz	Keefe, J.	Larson	Patton	Ueland
Frederick	Kirchner	Nelson	Pillsbury	

So the committee recommends S. F. No. 753 to pass as amended.

And then, on motion of Mr. Arnold, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to revert to Reports of Committees, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

REPORTS OF COMMITTEES

APPOINTMENTS

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 917, pursuant to the request of the House,

Messrs. Ueland, Lord, Olhoft.

Mr. Davies moved that the foregoing appointments be approved. Which motion prevailed.

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 437, pursuant to the request of the House,

Messrs. Laufenburger, Brown, Schrom.

Mr. Davies moved that the foregoing appointments be approved. Which motion prevailed.

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 347, pursuant to the request of the House,

Messrs. Purfeerst, Renneke, Humphrey.

Mr. Davies moved that the foregoing appointments be approved. Which motion prevailed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Conzemius moved that the name of Mr. Jensen be added as co-author to S. F. No. 750. Which motion prevailed.

Mr. Ashbach moved that the name of Mr. McCutcheon be stricken and the name of Mr. Hughes be added as chief author to S. F. No. 2320. Which motion prevailed.

Mr. North moved that the name of Mr. McCutcheon be added as co-author to S. F. No. 2356. Which motion prevailed.

Mr. North moved that the name of Mr. Hughes be added as chief author to S. F. No. 2356. Which motion prevailed.

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Thursday, April 26, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

FORTY-FIFTH DAY

St. Paul, Minnesota, Thursday, April 26, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

CALL OF THE SENATE

Mr. Olson, J. L. imposed a call of the Senate.

The following Senators answered to their names:

Arnold	Davies	Josefson	Olson, A. G.	Stokowski
Ashbach	Dunn	Kirchner	Olson, J. L.	Tennessee
Berg	Gearty	Larson	Patton	Thorup
Bernhagen	Hansen, Baldy	Laufenburger	Perpich, A. J.	Ueland
Blatz	Hansen, Mel	Lewis	Perpich, G.	Wegener
Borden	Hanson, R.	North	Purfeerst	Willet
Coleman	Hughes	Novak	Spear	
Conzemius	Jensen	Ogdahl	Stassen	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Davies	Keefe, J.	North	Renneke
Arnold	Doty	Keefe, S.	Novak	Schaaf
Ashbach	Dunn	Kirchner	Ogdahl	Schrom
Bang	Fitzsimons	Knutson	Olhott	Sillers
Berg	Frederick	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Gearty	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Borden	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Brown	Hanson, R.	Lewis	Patton	Tennessee
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Humphrey	Milton	Perpich, G.	Ueland
Coleman	Jensen	Moe	Pillsbury	Wegener
Conzemius	Josefson	Nelson	Purfeerst	Willet

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Mr. Kleinbaum was excused from the Session of today. Mr. Patton was excused from the Session of today beginning at 4:00 o'clock p.m. Mr. Blatz was excused from Saturday's Session.

INTRODUCTION OF BILLS

Mr. Solon introduced—

S. F. No. 2360: A resolution memorializing Congress to restore November 11 as Veterans Day.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Perpich, G.; McCutcheon and North introduced—

S. F. No. 2361: A bill for an act relating to public welfare; providing for the state certification of directors of private residential facilities for mentally retarded persons; establishing a certification board; appropriating money; amending Minnesota Statutes 1971, Chapter 252, by adding a section.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Blatz, Schrom and Conzemius introduced—

S. F. No. 2362: A bill for an act relating to counties; creating a special board on ad valorem tax appeals for certain counties; providing for the appointment, compensation, authority and financial support for board members; appropriating money; providing a penalty; amending Minnesota Statutes 1971, Chapter 278, by adding a section; and Section 278.08.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Olhoft, Borden and Stokowski introduced—

S. F. No. 2363: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Nelson, Gearty and Thorup introduced—

S. F. No. 2364: A bill for an act relating to crimes and criminals; pretrial procedure; providing for an omnibus pretrial hearing for certain defense objections in criminal cases.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Knutson, Gearty and Olhoft introduced—

S. F. No. 2365: A bill for an act relating to adoption; petition

for adoption; requiring agency placement in certain cases prior to adoption; amending Minnesota Statutes 1971, Section 259.22.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Josefson; Olson, A. G. and Conzemius introduced—

S. F. No. 2366: A bill for an act relating to ad valorem taxes; providing for taxation of wildlife lands managed and controlled by the department of natural resources; appropriating money; amending Minnesota Statutes 1971, Section 272.02, by adding a subdivision; repealing Minnesota Statutes 1971, Section 97.49, Subdivision 3.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. O'Neill, Coleman and McCutcheon introduced—

S. F. No. 2367: A bill for an act authorizing the issuance of bonds by Independent School District No. 625.

Which was read the first time and referred to the Committee on Education.

Messrs. Coleman, Kirchner and Hansen, Baldy introduced—

S. F. No. 2368: A bill for an act relating to financial institutions and mortgagees; amending Minnesota Statutes 1971, Sections 47.20; and 47.21.

Which was read the first time and referred to the Committee on Labor and Commerce.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned:

S. F. Nos. 1249, 1327 and 1490.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 25, 1973

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested.

S. F. No. 104: A bill for an act relating to public welfare; permitting the county welfare boards to charge fees for services; amending Minnesota Statutes 1971, Chapter 393, by adding a section.

S. F. No. 104 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 25, 1973

CONCURRENCE AND REPASSAGE

Mr. McCutcheon moved that the Senate do now concur in the amendments by the House to S. F. No. 104 and the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 104 was read the third time, as amended by the House, and placed on its repassage.

The question being taken on the repassage of the bill, as amended,

And the roll being called, there were yeas 57 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Olhoft	Solon
Arnold	Doty	Knutson	Olson, A. G.	Spear
Ashbach	Dunn	Kowalczyk	Olson, H. D.	Stassen
Bang	Fitzsimons	Larson	Olson, J. L.	Stokowski
Berg	Gearty	Laufenburger	O'Neill	Tennessee
Bernhagen	Hansen, Baldy	McCutcheon	Patton	Thorup
Blatz	Hansen, Mel	Milton	Perpich, A. J.	Ueland
Borden	Hanson, R.	Moe	Perpich, G.	Wegener
Brown	Hughes	Nelson	Pillsbury	Willet
Chmielewski	Humphrey	North	Purfeerst	
Coleman	Jensen	Novak	Renneke	
Conzemius	Josefson	Ogdahl	Schrom	

So the bill, as amended, was repassed and its title was agreed to.

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H. F. No. 976.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 24, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 1749, 365, 1537, 1585, 1625, 1641 and 1693.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 25, 1973

FIRST READING OF HOUSE BILLS

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.

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. 365: A bill for an act relating to workmen's compensation; authorizing coverage for owners of businesses; amending Minnesota Statutes 1971, Chapter 176, by adding a section.

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. 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.

H. F. No. 1625: A bill for an act relating to workmen's compensation, suicide; amending Minnesota Statutes 1971, Section 176.-021, Subdivision 1.

H. F. No. 1641: A bill for an act relating to Hennepin county; soil and water conservation; expenditures from general revenue fund.

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.

Which were read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. Which motion prevailed.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1432: A bill for an act relating to commerce; prohibiting the use of powdered asbestos in the construction or improvement of buildings; providing a penalty.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, insert a comma after the word "substance"

Page 1, line 12, after "and" strike "capable of being" and insert "to be"

Page 1, line 13, after "sprayer," insert "or in its molded form if asbestos dust will emanate from it due to handling, mixing or cutting,"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 27, after the word "sold" insert, "*, that the proposed sale is in the best interest of the shipping public,*"

Page 2, line 28, after the word "hire" insert, "*on a meaningful basis as determined by the commission*"

Page 3, line 28, after the word, "For" strike "this" and insert "the"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1878: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, strike "ft." and insert in lieu thereof "in."

Page 1, line 18, strike "81" and insert in lieu thereof "8"

Page 1, strike all of section 2, and insert in lieu thereof:

"Sec. 2. The consideration to be paid by the city of Brainerd to the state for the conveyance provided for herein shall be determined by the commissioner of administration based upon the appraised value of said water and sewer systems and the best interest of the state. The method of payment shall likewise be determined by the commissioner of administration."

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, strike "is" and insert in lieu thereof "shall have the power of"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1892: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike all of section 2 and insert in lieu thereof:

"Sec. 2. The consideration to be paid by the city of St. Peter to the state for the conveyance provided for herein shall be determined by the commissioner of administration based upon the appraised value of said water system and the best interest of the state. The method of payment of said consideration shall likewise be determined by the commissioner of administration."

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1939: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, strike "four" and insert in lieu thereof "1.35"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1366: A bill for an act relating to elections; pro-

viding for the time of elections and taking office in the city of Duluth and Independent School District No. 709, Duluth.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. Notwithstanding the provisions of Minnesota Statutes 1971, Chapter 123, or any other general or special law to the contrary, all elected officers in the city of Duluth, including city council members, mayor, municipal judges and board members of independent school district No. 709, Duluth, shall be elected pursuant to Minnesota Statutes, Chapters 200 to 211, at a general election to be held on the uniform municipal election day established by Minnesota Statutes 1971, Section 205.20, Subdivision 2. Said officers shall be nominated at a primary election to be held on a date designated by the city council of the city of Duluth, which date shall be not less than 14 days before the general election. The newly elected officers shall take office on the first Monday in January following their elections. The terms of the incumbents shall be extended to conform to the changes prescribed by this act.

Sec. 2. The first elections pursuant to section 1 shall be in 1975.”

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1559: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 22, strike “July 1, 1973” and insert in lieu thereof “January 1, 1974”

Page 1, line 29, after the period, insert a new sentence to read: “*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” insert “*with the consent of the council*”

Page 2, line 18, after the period add the following new sentence: “*Insofar as possible these costs shall be recovered by local government units on behalf of the board.*”

Amend the title as follows:

Page 1, line 3, strike “contract” and insert in lieu thereof “control”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1704: A bill for an act relating to education; establishing a board to examine and review certain organizations, associations and leagues which schools may join; appropriating money; amending Minnesota Statutes 1971, Section 129.12, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, lines 11 through 16, reinstate the stricken language

Page 1, line 27, after "*mileage*" delete "*and*"

Page 1, line 28, delete "*other reasonable expenses*"

Page 1, line 31, after "*regulations,*" insert "*financial affairs,*"

Page 2, line 9, after the period insert "*The review board established by this subdivision shall cease to exist on June 30, 1977.*"

Page 2, line 10, delete "*school*"

Page 2, line 11, delete "*association review board*" and insert in lieu thereof "*state department of education*"

And when so amended the bill do pass and be re-referred to the Committee on Governmental Operations. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 20, strike "*upon*" and insert in lieu thereof "*the day following its*"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 5, line 11, after "for" and before "traveling" insert "actual"

Page 5, line 11, after "and" and before "expenses" insert "other"

Page 5, line 12, after "duties" insert "as provided for state employees"

Page 6, lines 15, 16, 17, 18, 19, and 20, restore the stricken language and strike the new language.

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 7, before "the commissioner" insert "the governor, upon the recommendation of"

Page 1, line 7, after "administration" and before "upon" insert ", and"

Page 2, line 4, strike "repott" and insert in lieu thereof "report"

Page 2, after line 8, add a section to read:

"Sec. 4. This act is effective the day following its final enactment."

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 917: A bill for an act relating to health; regulating smoking in public areas.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 7, following "have" insert "a"

Page 1, line 8, before "smoking" insert "no"

Page 1, line 8, strike "and nonsmoking sections in such areas" and insert "section"

Page 1, line 8 following "that" insert "a"

Page 1, line 9, strike "areas" and insert "no smoking section"

Page 1, line 10, strike "five" and insert "ten"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1555: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Line 9, after "care" and before "incurred" insert ", unmet by medical assistance,"

Line 9, after "hospital" insert "or St. Paul-Ramsey hospital"

Line 10, after "county" insert "or Ramsey county"

Amend the title as follows:

Line 2, strike "county" and insert "and Ramsey counties"

Line 5, strike "county" and insert "and Ramsey counties"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1867: A bill for an act relating to Morrison county; providing for increased compensation for county welfare board; amending Laws 1967, Chapter 818, Section 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, reinsert the stricken language.

Page 1, line 14, strike "\$20"

Page 1, line 16, strike the period and insert "*provided that members of the board who are not county commissioners may receive \$20 for each day.*"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 17, after "*completed*" insert "*upon the recommendation of the county engineer*"

Page 1, line 19, strike "*engineer estimates*" and insert in lieu thereof "*board determines*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

H. F. No. 28: A bill for an act relating to labor and employment; requiring transfer of benefit fund contributions on behalf of certain temporary employees.

Reports the same back with the recommendation that the printed bill be amended as follows:

Page 1, line 16, after "member" and before the period, insert, "except that such payment shall not exceed the amount of contribution in the fund to which the construction worker is a member"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1937: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 6, after "appointed" insert ", after consultation with the planning commission and the park and recreation board,"

Page 3, line 7, after "Duluth" strike ", with the approval" and insert ". Directors must be approved"

Page 3, line 19, strike "appointing authority" and insert "Mayor of Duluth following the same procedure as in the original appointments"

Page 3, line 25, after the period, add the following: "Directors shall not have any personal financial interest, direct or indirect in any contract with the authority, or be engaged in any capacity where a conflict of interest may arise."

Page 6, line 3, strike "may" and insert "shall"

Page 6, line 7, after "area" change the comma to a period and strike "such"

Page 6, line 8, strike the entire line

Page 9, line 2, following "commission" insert "and the city park and recreation board"

Page 9, line 9, strike the word "has" and insert "and city park and recreation board have"

Page 9, line 9, following "given" strike "its" and insert "their"

Page 9, line 10, followig "commission" insert ", working jointly with the park and recreation board,"

Page 9, line 20, strike everything after the period and insert "All such leases shall contain provisions designed to adjust revenues in relation to variables such as inflation, increased land valuation, or increased gross revenue. All leases"

Page 9, line 21, strike "and all land sales"

Page 9, line 22, following "commission" insert "and park and recreation board"

Page 9, line 22, before the semicolon insert "and must be confirmed by resolution on an 8/9 vote of the city council"

Page 9, line 28, after "in" strike "clauses (b) through (f)" and insert "this section"

Page 10, line 4, after the period strike the remainder of the line

Page 10, strike lines 5 to 8.

Page 10, line 9, strike everything before "subject" and insert "Uses of the western peripheral area will be confined to the development of recreational trails, the use of which will be consistent with the purposes of this chapter, and public roadways. Such uses will require prior approval of the park and recreation board. Uses of the eastern peripheral area will be confined to recreational trails, necessary roadways, the provision of a right of way for travel to the zoo, and changes or improvements to the zoo prop-

erty. Such changes in the eastern peripheral area will require prior park and recreation board approval and be"

Page 10, line 21, after "within" insert "the main area as described above in"

Page 10, line 22, strike "temporary and"

Page 10, line 23, strike "permanent" and insert ", recreational"

Page 10, line 24, strike "recreation" and insert "the"

Page 10, line 24, after "purposes" insert "of this act"

Page 10, line 26, after the period insert "The construction of motel, hotel, or campgrounds or other tourist and guest facilities designed to serve the users of the recreation area shall be considered a use consistent with the purposes of this act. However, the construction of permanent residential housing, including condominiums, shall be considered inconsistent with the purpose of this act."

Pages 17 and 18, strike all of Sec. 9.

Page 19, lines 8 to 11, strike everything after "city of Duluth."

Page 19, line 12, strike "subdivision 6."

Page 19, after line 13, insert a new section as follows:

"Sec. 12. Except for levies necessary to prevent default on the general obligation bonds, other than by Section 8 of this act, and notwithstanding any provision of law to the contrary, any revenue necessary for continuance of the city managed portions of the Spirit Mountain Authority shall not be levied as a general or special levy against residents of the City of Duluth."

Renumber the sections in sequence.

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1246: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert the following:

“Section 1. Minnesota Statutes 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 be 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 precinct 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 provisions 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 manilla or cardboard cards of size and weight suitable for mailing, and shall be substantially in the following form:

VOTERS 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 CHANGES OF NAMES.] The clerk of district court in each county in the state shall report monthly to the ~~commissioner of each municipality or 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 locations 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 a 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 or 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 201.13, 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 204.076, 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 qualifies to vote under section 204.076, 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 observance 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, village 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 envelope to me at _____ (insert post office address to which to be sent) _____
 Dated _____, 19 _____

(Signature of Applicant)”

Any person who shall wilfully make or sign any false certificates 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 any other 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 intent 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 registration 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, “DIRECTIONS 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 conveniently enclose and contain the “Ballot Envelope” herein described. 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 addressed 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 marked 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 request for ballot 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 is a member of the armed forces of the United
 States.

He expects to be absent from his place of residence in Minnesota on the primary or general election date. Request is therefor 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 days will be at _____ in the _____

(Town, City or Village)
 of _____ 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 member 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 semi-colon, 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."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1877: A bill for an act relating to municipalities; authorizing the establishment of storm sewer improvement districts.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 2, strike "6" and insert in lieu thereof "5"

Page 2, line 3, strike "Section" and insert "Sections"

Page 2, line 4, strike "429.041" and insert in lieu thereof "429.-031 to 429.081"

Page 2, line 16, strike "6" and insert in lieu thereof "5"

Page 2, line 18, strike "taking" and insert in lieu thereof "taxing"

Page 3, line 3, strike "Such taxes shall"

Page 3, strike all of line 4

Page 3, line 4, strike "limitation."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 2223: A bill for an act relating to the county of Waseca; authorizing the expenditure of money for hospital purposes.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 6, after "of" insert "Minnesota Statutes, Sections 376.08 and 376.09"

Page 1, line 6, strike "any law"

Page 1, line 13, strike "The"

Page 1, strike all of lines 14, 15, 16, 17

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 462: 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.

Reports the same back with the recommendation that the bill be amended as follows:

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 purporting 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."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 610: 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 therefore; creating an occupational safety and health advisory board; prescribing penalties; repealing Minnesota Statutes 1971, Sections 182.01 to 182.08; 182.10 to 182.62; and 183.05 to 183.34.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 15, after "subdivision 1." insert "*Sections 1 to 26 of*"

Page 2, line 3, after "industry" insert, "*and the secretary of the state board of health*"

Page 8, line 14, strike "11" and insert "10"

Page 14, line 6, after "equipment," insert, "*if feasible engineering and administrative methods of protection alone do not provide adequate protection,*"

Page 14, line 6, after "this" insert, "*equipment*"

Page 15, line 22, after "Limit" insert, "*Value*"

Page 16, line 13, after "commissioner" insert, "*and the secretary of the state board of health*"

Page 16, line 13, strike "an"

Page 16, line 13, strike "member" and insert, "*members*"

Page 16, line 13, after "and" insert, "*the commissioner*"

Page 19, line 1, after "inspection" strike, ", and to be"

Page 19, strike all of line 2 except the period

Page 19, line 24, strike "15" and insert, "*14, subdivision 4*"

Page 23, line 13, strike "commissioner" and insert "*commission*"

Page 24, line 1, strike the comma and insert, "*notifies the commissioner that he intends to contest the citation or the proposed assessment of penalty, or*"

Page 24, line 3, after "contest" insert, "*the time fixed for abatement in*"

Page 24, line 19, after "issue" insert, "*after consultation either by phone or in person with the commissioner and upon the commissioner's recommendation*"

Page 27, line 15, after "shall" strike "also make"

Page 27, strike all of lines 16, 17, 18 and "physical agents" in line 19, and insert, "*provide employees or their representatives with an opportunity to observe such monitoring or measuring and to have access to the records thereto*"

Page 36, line 13, strike "A respondent" and insert, "Any person"

Page 36, line 22, after, "act." insert, "*The commissioner will consult with the department of health in matters related to occupational health and will through written agreement determine those reasonably appropriate services which the department of health will provide in order to effectuate the provisions of this act.*"

Page 37, line 9, strike, "from time to time"

Page 37, line 9, strike "peripherally"

Page 37, strike lines 11 through 17

Page 38, after line 11, insert:

"Sec. 26. Minnesota Statutes 1971, Section 175.16, is amended to read:

175.16 [DIVISIONS.] The department of labor and industry shall consist of the following divisions: division of workmen's compensation, division of boiler inspection, division of ~~accident prevention~~ *occupational safety and health*, division of statistics, division of women and children, division of employment, and such other divisions as the commissioner may deem necessary and establish. Except for the division of workmen's compensation, each division of the department and persons in charge thereof shall be subject to the supervision of the commissioner and, in addition to such duties as are or may be imposed on them by statute, shall perform such other duties as may be assigned to them by the commissioner."

Renumber the remaining section.

Underline all the new language in the bill.

Page 1, line 7 of the title strike "therefore" and insert "therefor"

Further, amend the title in line 10, after the semicolon by inserting "amending Minnesota Statutes 1971, Section 175.16;"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 590: A bill for an act relating to senior citizens; establishing a senior citizens information bureau under the control and supervision of the attorney general.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 8, strike "attorney general" and insert in lieu thereof "governor's council on aging"

Page 1, line 8, strike "statewide"

Page 1, line 9, strike "over"

Page 1, line 10, strike "65 years of" and insert in lieu thereof "of retirement"

Page 1, line 13, strike "The attorney general shall"

Page 1, strike lines 14-17

Amend the title as follows:

Page 1, line 5, strike "attorney general" and insert in lieu thereof "governor's council on aging"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 181: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"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."

Further amend the title as follows:

Line 2 after the semicolon and before "requiring" insert "group hospital and medical coverage;"

Line 4, strike "insurance" and insert "policies and subscriber contracts."

Strike lines 5 and 6

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1283: A bill for an act relating to cable communica-

tions; providing penalties; appropriating money; amending Minnesota Statutes 1971, Sections 161.45, Subdivision 1; and 222.37, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, strike "*serves*" and insert "*serve*"

Page 1, line 13, after "*broadcasting*," insert "*that their*", and after "*operations*" insert "*also*"

Page 1, line 15, strike "*and, therefore*," and insert "*which*"

Page 1, line 18, after "*assure*" insert "*development of*"

Page 1, line 22, after "*systems*;" insert : "*that the cable communications industry must provide the opportunity for minority participation and benefit which its diversity promises and which the communications media must provide;*"

Page 1, line 26, strike "*and*"

Page 1, line 29, after "*and*" strike the comma and insert "*that*"

Page 2, line 11, strike "*and*,"

Page 2, line 14, after "*interest*" insert "; *and establish additional standards to provide minorities with the fullest opportunity to make effective use of the medium*"

Page 2, line 16, strike "*an independent*" and insert "*a*"

Page 2, line 25, after "*services*;" insert "*to assure that municipal franchising results in communication across metropolitan areas and in neighborhood communities in larger municipalities;*"

Page 3, line 15, strike "*and/*"

Page 3, line 22, strike "*or*"

Page 3, line 23, after "*systems*" strike the period and insert "; *or*"

After line 23, insert:

"*(c) any specialized closed circuit system which does not use the public rights-of-way for the construction of its physical plant.*"

Page 3, line 27, strike "*and include*"

Page 3, line 28, strike "*terms*" and insert "*the form*"

Page 4, line 4, strike "*any and*"

Page 4, line 7, strike "*including but not*"

Page 4, line 8, strike "*or users*" and strike "*and/or*" and insert a period

Strike lines 9 to 11

Page 4, line 25, after "*facilities*" insert "*other than closed circuit security viewing services*"

Page 4, line 27, after "*borough*" strike "*or*" and insert a comma; in the same line strike "*not wholly contained within a city*"

Page 4, line 28, strike "*in the state*" and insert "*or any combination of these which undertakes to issue a franchise*"

Page 5, line 24, after "*created*" insert "*within the state planning agency*"

Page 5, line 25, after "*members.*" insert "*The commission shall reside within the state planning agency for a period not to exceed two years from the effective day of this act.*"

Page 5, line 27, after "*concerns*" insert a period

Page 5, Strike line 28

Page 6, strike lines 1 and 2

Page 6, Line 11, after "*qualified.*" add "*No more than three members shall be from the same political party.*"

Page 6, Line 20, strike "*compensation fixed by the governor*" and insert: "*the sum of \$35 for each day actually employed in the discharge of their official duties and their necessary expenses incurred incidental thereto in the manner of state employees.*"

Page 6, strike line 21

Page 6, line 26, strike "*, agents*"

Page 6, line 28, strike "*commission*" and insert "*state planning agency*"; in the same line, strike "*a counsel,*"

Page 7, line 2, strike "*agents*"

Page 7, line 4, after "*appropriation.*" add "*The attorney general shall appoint a counsel for the commission.*"

Page 7, after line 5, strike everything after "*Subd. 8.*"

Page 7, line 6, strike "*and consultants as it may deem necessary*" and insert in lieu thereof "*Officers and consultants appointed shall serve*"

Page 7, line 7, after "*state*" add "*; the other employees shall serve in the classified service of the state*"

Page 7, line 9, strike "*six*" and insert "*four*"

Page 7, line 11, strike "*within one year after the effective date*" and insert in lieu thereof "*necessary for franchising and certification no later than March 31, 1974,*"

Page 7, strike lines 12 to 14

Page 7, line 22, after "*federal*" insert "*and state*"

Page 7, line 25, strike "*and/*"

Page 7, line 27, strike "*;* (ii) *the issuance of specifications*" and insert "*containing the outlines*"

Page 7, line 28, strike "*the franchise*" and insert "*information*"; in the same line strike "*set*" and insert "*sets*"

Page 8, line 1, strike "*local programming requirements and the*"; in the same line strike "*advanced*"

Page 8, line 2, after "*application*," insert "*(ii) The standards and priorities which municipalities shall apply in their selection process*;"

Renumber the clauses in sequence

Page 8, line 5, after "*inspection*", insert a comma and strike "*and*"; in the same line, after "*examination*" insert "*and copying*"

Page 8, line 11, after "*thereon*," insert "*and*"

Page 8, line 14, after "*franchise*," strike the balance of the line

Page 8, strike lines 15 to 17

Page 8, line 20, after "*terms*" strike the semicolon, insert a comma and strike the balance of the line.

Page 8, Strike lines 21 to 27 and insert in lieu thereof: "*a requirement that no such franchise may be exclusive, length of residential subscriber contracts, a switching device to permit television reception in the event of cable reception incapacity, and municipal purchase; taking into account the size of the cable communications system. The commission shall also prescribe channel capacity, provisions regarding access thereto, and the facilities to make use of, channels for education, government and public access, two-way capability, and performance bonds*;"

Page 8, after line 27, insert:

"*(c) prescribe a minimum list of items which shall be covered in franchises including: number of cables, channel capacity, two-way capability, length of franchise, length of residential subscriber contracts, connection charges, monthly subscriber rates, and other charges for production of programs and subscriber equipment, facilities for local program origination, portable equipment, training in the use of the aforementioned facilities and equipment, and such other items as the commission may deem necessary or appropriate to protect the public interest.*"

Reletter the remaining clauses accordingly.

Page 9, line 6, after "*prescribe*" insert "*minimum*"

Page 9, strike lines 14 to 25 and insert in lieu thereof: "*(iv) construction of systems and facilities to provide service in local communities within municipalities, (v) construction of facilities with the technical capacity for interconnection with other systems within the twin cities metropolitan area and other regions as stipulated in the commission's statewide plan, and (vi) the prompt handling of inquiries, complaints and requests for repairs.*"

Page 9, strike lines 26 to 28 and insert in lieu thereof: "*(e) prescribe standards for franchises awarded in the twin cities met-*

ropolitan 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."

Page 10, strike lines 1 and 2

Page 10, strike lines 9 to 11

Page 10, after line 14, insert:

"(6) Petition the Federal Communications Commission for permission to establish a reserved, uniformly designated regional channel for public use, beyond those already required, on all cable systems in the twin cities metropolitan area."

Renumber the clauses

Page 11, line 1, after "*communications*" insert "*and related production*"

Page 11, strike line 4, and insert in lieu thereof "*, with public and private parties having an interest in the communications industry, and with*"

Page 11, line 5, strike "*therein*"; strike "*states*" and insert "*entities*"

Page 11, line 15, after "*municipalities*" strike "*; approve,*"

Page 11, strike lines 16 to 25, and insert in lieu thereof: "*in the twin cities metropolitan area as designated in Minnesota Statutes 1971, section 473B.01 and other designated standard metropolitan statistical areas; approve, modify, or reject boundaries for specific territories proposed by municipalities and cable companies after consultation with appropriate regional planning organizations; and where efforts over a reasonable period of time fail to obtain a joint agreement in award of a franchise by municipalities in an approved multi-municipal cable territory, to change the boundaries of the territory or award the franchise in accordance with provisions agreed upon by 75% of the representative vote weighed by population of municipalities in such a cable territory upon petition by any municipality within it; expand boundaries of cable territories with certified franchises to extend service upon petition by adjoining municipalities meeting state standards; provided, however, that cities of the first class shall be accepted as appropriate districts;*

Page 12, line 6, strike "*Provide for*" and insert "*Assist in the*"

Page 12, line 14, strike "*office of*" and insert "*commission on*"

Page 12, line 16, after "*standards*" insert "*on cable television;*"

Page 12, line 16, strike "*as found in the*"

Page 12, strike lines 17 and 18

Page 12, after line 22, add two new clauses to read:

"(19) Insure that minorities and all other groups have the

fullest access to cable communications at all levels, from the provision of services in their homes up to the opportunity to participate in the industry, including employment, training, system development, programming, and ownership by the establishment of an affirmative action regulation and compliance mechanism consistent with federal Executive Order 11246, Title 41, to apply to all municipalities, counties, townships, and villages having one percent or more minority population, and to all contractors undertaking to provide services relating to cable communications

(20) Establish standards requiring a suitable performance bond to be deposited with the municipality or the commission, or both, from which fines may be deducted in cases of non-compliance."

Page 12, line 27, after "act" insert "*in accordance with Minnesota Statutes 1971, Chapter 15*"

Page 13, strike lines 17 to 22

Page 13, line 23, strike "*require*" and insert "*request*"

Page 13, line 24, strike "*or*" and insert a comma

Page 13, line 24, after "*thereof*" insert "*or non-commercial television and radio broadcasting corporations,*"

Page 14, strike lines 15 to 17 and lines 25 to 28

Re-number subdivisions in sequence

Page 15, line 1, strike "*Subd. 2*" and insert "*Subdivision 1.*"

Page 15, line 2, strike the comma at the end of the line

Page 15, line 3, strike "*including compensation for personal services*"

Page 15, line 5, strike "*, including the repayment of any start up*"

Page 15, line 6, strike "*appropriations*"

Page 15, line 9, after "\$100," insert "*or*"

Page 15, line 10, after "*multiplying*" insert "*50 percent of*"

Page 15, line 11, after "*fraction*" insert a comma

Page 15, line 17, after "*period*" insert: "*; and an amount computed by multiplying 50 per cent of such total estimated operating expenses of the commission by a fraction, the numerator of which is the population of the franchised territory of the cable communications company, and the denominator of which is the population of the state*"

Page 15, line 21, strike "*commission to carry out the*"

Page 15, line 22, strike "*provisions of sections 1 to 28 of this act*" and insert "*general fund of the state treasury*"

Page 16, line 10, after "*any*" insert "*operating*"

Page 16, line 11, strike "*.....*" and insert "*one*"

Page 16, line 17, strike "*provided that*" and insert a period

Page 16, strike lines 18 to 21

Page 16, line 26, strike "*April 1, 1974*" and insert "*the effective date of this act*"

Page 17, line 1, strike "*municipiplity*" and insert "*municipality*"

Page 17, line 24, after "*system*" strike the comma and insert a semicolon

Page 17, line 26, after "*laws*" insert "*regulating municipal ownership of public utilities, municipal charters*"

Page 18, line 1, strike "*April 1, 1974*" and insert "*the effective date of this act*"

Page 18, line 3, strike "*15*" and insert "*5*"

Page 18, line 6, strike "*April 1, 1974*" and insert "*the effective date of this act*"

Page 18, line 14, after "*set.*" add "*The commission shall file a copy of the application with the appropriate regional planning organization for their review.*"

Page 18, line 20, strike "*chief executive officer*" and insert "*appropriate officers*"

Page 18, line 26, strike "*conformation of*" and insert "*confirmation to*"; in the same line, strike "*franchise*" and insert "*franchisee*"

Page 18, line 27, after "*system,*" insert "*(c) the system territory*"

Page 18, line 29, strike "*(c)*" and insert "*(d)*"

Page 19, line 2, strike "*15*" and insert "*5*"; in the same line strike "*subdivision 2,*"

Page 19, line 4, after "*law,*" insert "*or of*"

Page 19, line 5, strike "*or standard*" and insert "*based on standards*"

Page 19, line 19, strike "*January 1, 1974*" and insert "*the effective date of this act*"

Page 19, line 21, strike "*on*" and insert "*by*"

Page 19, line 22, strike "*or before October 1, 1974*" and insert "*such date as the commission shall set*"

Page 19, line 28, strike "*for five year terms*"

Page 20, line 1, strike "*22*" and insert "*12*"

Page 20, line 6, strike "*and/*"; in the same line strike "*January 1,*"

Page 20, line 7, strike "*1974*" and insert "*April 1, 1973*"; in the same line, strike "*15*" and insert "*5*"

Page 20, line 15, strike "*January 1,*"

Page 20, line 16, strike "*1974*" and insert "*the effective date of this act*"

Page 20, line 17, strike "*July*" and insert "*January*"

Page 20, line 17, strike "*February 1, 1974*" and insert "*April 1, 1973*"

Page 20, line 24, strike "*for five year terms*"

Page 20, line 25, strike "*22*" and insert "*12*"

Page 21, line 9, strike "*five*" and insert "*ten*"

Page 21, line 12, strike "*, among other factors,*"

Page 21, line 28, strike "*21*" and insert "*11*"

Page 22, line 6, strike "*15*" and insert "*5*"

Page 22, line 21, after "*right,*" insert "*upon mutual agreement and*"

Page 22, line 26, strike "*franchise*" and insert "*franchisee*"

Page 22, line 28, strike "*rates;*"

Page 23, line 11, after "*interconnection*" insert "*, as soon as practical,*"

Page 23, line 15, after "*interest.*" add "*For the purposes of assisting in the implementation of this act, the metropolitan council and other regional planning commissions as requested by the commission 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.*"

Page 24, line 14, after "*or*" and before "*denial*" insert "*for*"

Page 24, line 23, strike "*charge*" and insert "*specify*"

Page 26, line 11, strike "*a*"

Page 26, line 20, strike "*a*" and insert "*on the*"

Page 28, strike lines 19 to 23

Renumber the subdivisions

Page 29, line 18, after "*thereof*" insert "*, other than that necessary for requested two-way services,*"

Page 29, line 23, after "*shall*" insert "*upon request*"

Page 30, strike line 18 and insert in lieu thereof "*No person, other than subscribers, shall connect*"

Page 30, line 19, strike "*subscribers to connect*"

Page 30, line 25, strike "*other*"

Page 31, strike lines 5 to 14

Page 31, line 16, after "*the*" insert "*rental and*"

Page 31, line 20, strike "*irreparable*" and insert "*an unsafe condition or significant interference or*"

Page 31, line 21, strike "*the*" and insert "*that utility's*"

Line 22, after "*utilities*" insert "*and the cable company*"; in the same line, after "*have*" insert "*conducted serious negotiations and have*"

Page 31, line 24, after "*may*" insert "*, after notice and hearing,*"

Page 31, line 27, strike "*Any applicant,*"

Page 31, strike line 28

Page 32, strike lines 1 and 2

Page 32, line 3, before "*cable*" insert "*Any franchised*"; in the same line strike "*, or person who*" and insert "*which*"

Page 32, line 4, after "*modifying*" strike the comma and insert "*or*", and strike the comma at the end of the line

Page 32, line 5, after "*revoking*" strike the comma and insert "*or*"; after "*declaring*" insert "*the franchise*"; and strike "*or assigning the*"

Page 32, line 6, strike "*same*" and "*therefrom*"

Page 32, line 7, strike "*or following the expiration*"

Page 32, line 8, strike "*of said period*"

Page 32, line 9, after "*case.*" insert: "*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.*"

Page 32, line 11, strike "*appeal*" and insert "*appeals*"

Page 32, line 18, after "*decision.*" insert "*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.*"

Page 32, line 19, strike "*who*"

Page 32, strike lines 20 to 22

Page 32, line 23, strike "*set out in the license*"

Page 32, line 24, strike "*granting,*"

Page 33, line 6, after "*as*" insert "*if*", place a period after "*municipality*", and strike the balance of the line

Page 33, strike lines 7 to 14

Page 33, line 20, strike "*the following:*" and insert "*that*"

Page 33, line 21, strike "*(a) No*" and insert "*no*"

Page 33, line 22, strike "*and/*"

Page 33, line 22, strike "*20*" and insert "*40*"

Page 33, strike lines 24 to 28

Page 34, strike lines 1 and 2

Page 34, line 6, strike "*within the specific geographic areas*"

Page 34, line 16, after "*commission*" insert "*, no member of any elected body granting franchises*"

Page 34, line 17, after "*commission*" insert "*or those employees of any franchising body directly involved in the granting or administration of franchises for cable communications*"

Page 34, line 19, strike "*or*"

Page 34, strike lines 20 to 23 and insert "*, their subsidiaries, major equipment suppliers or programming suppliers.*"

Page 34, line 38, strike "*or so*"

Page 35, line 1, strike "*much thereof as may be necessary,*"

Page 35, line 2, after "*fund*" insert "*to the state planning agency*", and after "*appropriation*" strike "*to*" and insert "*for*"

Page 35, line 3, after "*commission*" insert a period and strike the balance of the line

Page 35, strike lines 4 and 5

Page 35, line 7, strike "*January 1, 1974*" and insert "*the day following enactment*"

Page 35, after line 7, insert a new section to read:

"Sec. 29. *If any portion of this act is declared unconstitutional, the remainder shall prevail.*"

Page 36, line 1, after "*law,*" insert: "*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.*"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Hansen, Baldy, pursuant to Rule 35, requested that S. F. No. 1283 be re-referred to the Committee on Rules and Administration. So S. F. No. 1283 was re-referred to the Committee on Rules and Administration.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1689: A bill for an act relating to health; developmentally disabled; amending Minnesota Statutes 1971, Sections 252.025, Subdivision 1; 252.03; 252.05; 252.06; 252.07; 252.09; 252.10; 252.21; 252.22; 252.23; 252.24, Subdivisions 1 and 4; 252.25; 252.26; 252.27; and 252.28.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 10-31

Page 2, strike lines 1-28

Page 3, strike lines 1-28

Page 4, strike lines 1-28

Page 5, strike lines 1-28

Page 6, strike lines 1-28

Page 7, strike lines 1-14

Page 7, lines 24 and 25, reinstate the stricken language

Page 7, line 25, strike "*developmentally disabled*" and insert in lieu thereof "*and cerebral palsied*"

Page 8, line 26, reinstate the stricken language

Page 8, line 26, strike "*developmentally disabled*" and insert in lieu thereof "*and cerebral palsied*"

Page 8, line 28, reinstate the stricken language

Page 8, line 28, strike "*developmentally disabled*" and insert in lieu thereof "*or cerebral palsied*"

Page 9, lines 7 and 8, reinstate the stricken language

Page 9, line 8, strike "*developmentally disabled*" and insert in lieu thereof "*and cerebral palsied*"

Page 9, line 26, reinstate the stricken language

Page 9, line 26, strike "*developmental disabilities*" and insert in lieu thereof "*and cerebral palsy*"

Page 10, line 16, reinstate the stricken language

Page 10, line 17, strike "*developmentally disabled*" and insert in lieu thereof "*and cerebral palsied*"

Page 10, strike lines 27-28

Page 11, strike lines 1-28

Page 12, strike lines 1-28

Page 13, strike lines 1-15

Renumber sections in sequence

Amend the title as follows:

Page 1, line 2, strike "developmentally"

Page 1, line 3, strike "disabled" and insert in lieu thereof "mentally retarded and cerebral palsied"

Page 1, line 4, strike "252.025, Subdivision 1;"

Page 1, strike line 5

Page 1, line 6, strike "252.10; 252.21; 252.22; 252.23;"

Page 1, line 7, after "252.25;" insert "and" and at the end of line 7 strike the semicolon

Page 1, line 8, strike "252.27; and 252.28"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was re-referred

S. F. No. 1544: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 5, strike the headnote "[FUNCTION OF BOARD.]" and insert in lieu thereof "[BOARD OFFICERS.]"

Page 2, line 7, strike "meeting" and insert "meetings"

Page 3, line 8, strike ", within 90 days after the effective"

Page 3, line 9, strike "date of this act,;" after "shall" strike "determine" and insert "study this matter and recommend to the 1974 session of the Legislature,"

Page 3, line 10, after "optometry" insert a period and strike the balance of the line.

Page 3, strike lines 11 and 12.

Page 3, line 14, after "Minnesota" and before "from" insert "or to the state college to which the school of optometry is assigned"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1140: 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.

Reports the same back with the recommendation that the bill be amended as follows:

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 2, delete all of lines 2 through 13

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 21, after "to the" insert "higher education coordinating commission to be expended for the benefit of the"

Renumber the sections accordingly

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 2241: A bill for an act relating to workmen's compensation; providing for determination and allowance of attorney's fees; disallowing payment of attorney's fees from award of compensation; amending Minnesota Statutes 1971, Sections 176.061, Subdivision 6; and 176.081.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Labor and Commerce. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1882: A bill for an act relating to education; prescribing state aid to school districts under certain circumstances; appropriating money.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1123: A bill for an act relating to taxation; requiring the payment of a two percent gross premium tax by all nonprofit health service plan corporations; amending Minnesota Statutes 1971, Section 60A.15, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 6, strike "*for taxable years*" and insert "*as to contracts issued or renewed*"

Page 2, line 7, strike "*commencing*"

And when so amended the bill do pass and be re-referred to the Committee on Taxes and Tax Laws. Amendments adopted. Report adopted.

Mr Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 580: A bill for an act relating to public welfare; providing medical and rehabilitative assistance of needy persons receiving medical care and other rehabilitative treatment as alcoholics and drug dependents; amending Minnesota Statutes 1971, Sections 256.12, Subdivision 19; 256B.02, Subdivision 8; and Minnesota Statutes 1971, Chapter 256B, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 12-32

Page 2, strike lines 1-26

Page 2, line 27, strike "3" and insert "1"

Page 3, line 2, before "*Nothing*" insert:

Subdivision 1. To the extent permitted by federal regulation under Title 19 of the Social Act,"

Page 3, following line 15, insert:

"Subd. 2. Health care homes or facilities as described in subdivision 1 above are hereby recognized by statute as vendors of medical care and are eligible for reimbursement for services provided pursuant to chapter 256B to the extent permitted by federal regulation.

Subd. 3. The commissioner of public welfare is directed to amend the Minnesota state plan for Medical Assistance pursuant to this section."

Amend the title as follows:

Strike lines 7-8

Line 9, strike "Subdivision 8; and"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1225: A bill for an act relating to corrections; regulating communication between prisoners and the news media.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 7, strike "prisoner" and insert "inmate"

Page 1, line 7, strike "the" and insert "a"

Page 1, line 7, after "state" and before "shall" insert "correctional institution"

Page 1, line 8, after "phone" and before "to" insert "at his own expense"

Page 1, line 9, strike "5" and insert "4"

Page 1, line 10, after "9:00 p.m." insert: "except in emergency situations as defined in subdivision 5; provided that it does not interfere with the inmate's regularly assigned duties."

Page 1, line 13, strike "prisoner" and insert "inmate"

Page 1, line 13, strike "prisoners" and insert "inmates"

Page 1, line 13, strike "the" and insert "a"

Page 1, line 14, after "state" and before "shall" insert "correctional institution"

Page 1, line 16, strike "5" and insert "4"

Page 1, strike lines 17 through 23

Page 1, line 24, strike "4" and insert "3"

Page 1, line 26, strike "prisoner" and insert "inmate"

Page 1, line 27, strike "prisoners" and insert "inmates"

Page 1, line 29, strike "5" and insert "4"

Page 2, following line 6, add a subdivision to read:

"Subd. 5. An emergency shall be defined as a situation in which, in the best judgment of the correctional authorities, there is an imminent threat to life, security or property."

Amend the title as follows:

Line 3, strike "prisoners" and insert "inmates"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 615: A bill for an act relating to commerce; gasoline and fuel oil sales regulations; providing penalties.

Reports the same back with the recommendation that the bill be amended as follows: Strike everything after the enacting clause and insert in lieu thereof the following:

“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. [GASOLINE.] “Gasoline” means:

(a) all products commonly or commercially known or sold as gasoline including casinghead and absorption or natural gasoline, regardless of their classification or uses; and

(b) any liquid prepared, advertised, offered for sale or sold for use as or commonly and commercially used as a fuel in internal combustion engines, which when subjected to distillation in accordance with the standard method of test for distillation of gasoline, naphtha, kerosene and similar petroleum products (American society for testing materials designation D-86) shows not less than ten percent distilled (recovered) below 347 degrees Fahrenheit, or 175 degrees centigrade, and not less than 95 percent distilled (recovered) below 464 degrees Fahrenheit, or 240 degrees centigrade; provided however, that “gasoline” shall not include liquified gases which would not exist as liquids at a temperature of 60 degrees Fahrenheit and at a pressure of 14.7 pounds per square inch absolute.

Subd. 3. [FUEL OIL.] “Fuel oil” means any petroleum product other than gasoline as herein defined which when tested in accordance with the methods the American society for testing materials shall not flash below 110 degrees Fahrenheit and which has a viscosity of not more than 40 seconds at 100 degrees Fahrenheit by the Saybolt Universal process.

Subd. 4. [DISTRIBUTOR.] “Distributor” means any person licensed in compliance with Minnesota Statutes, Chapter 296 (a) who receives petroleum products in this state for storage and subsequent distribution by tank car or (b) who produces, manufactures or refines petroleum products in this state, or (c) who imports petroleum products into this state via boat, barge or pipeline for storage and subsequent delivery at, or further transportation from, boat, barge or pipeline terminals in this state, provided that “distributor” does not mean cooperative association as defined in the federal agricultural marketing act.

Subd. 5. [DEALER.] “Dealer” means any person, except a distributor engaged in the business of buying and selling gasoline and other petroleum products in that state and registered in compliance with Minnesota Statutes, Chapter 296.

Subd. 6. [PERSON.] “Person” means any individual, firm, trust, estate, partnership, association, joint stock company or corporation, public or private, or any representative appointed by order of any court.

Subd. 7. [LARGE CONTRACT PURCHASER.] “Large contract purchaser” means any person, except a distributor or deal-

er, who purchases gasoline or fuel oil in bulk quantities for his own use from a distributor.

Subd. 8. [SUPPLIER.] "Supplier" means any person engaged in the business of storing in Minnesota or supplying to the state the following products

Subd. 9. [ENERGY.] "Energy supplies", or "Energy sources" means gasoline, fuel oil, natural gas, propane, coal, special fuels, and electricity.

Sec. 2. Subdivision 1. A distributor may not discriminate with regard to the price at which he sells gasoline or fuel oil or the price at which the dealer resells the product.

Subd. 2. A distributor who has sufficient supplies to fill all of the orders for purchase of gasoline or fuel oil made in compliance with the requirements of this section shall accept each order and make the sale contained in the order. To constitute an order which a distributor must accept, the order shall:

- (1) be made by a dealer or large contract purchaser;
- (2) be made at least five days prior to the first day of the month in which the purchase is to be made.
- (3) provide that the purchase price shall be determined by the distributor;
- (4) state the price above which the offer is void;
- (5) be accompanied by a deposit of at least 25 percent of the purchase price.

In determining the amount of the deposit, the purchase price shall be computed using the rate charged by the distributor in the month for which the order is made. If the deposit is more than the actual cost of the gasoline or fuel oil sold to the dealer or large contract purchaser during that month, the distributor shall refund the excess payment. There shall be no interest charge if refunded prior to the seventh day of that month. Thereafter the distributor shall pay interest on the excess payment at a rate of one percent per month. Any fraction of a month shall be considered as a month. If a dealer or large contract purchaser has a history of bad credit with a distributor, the distributor may require prepayment of the full purchase price.

Subd. 3. If on the first day of a given calendar month a distributor does not anticipate having a sufficient supply of gasoline or fuel oil to meet all of the orders made in compliance with the requirements of subdivision 1, he shall sell only to dealers or large contract purchasers who have made those orders. The distributor shall fill all of the orders for that month made by health care facilities licensed pursuant to Minnesota Statutes, Sections 144.50 through 144.56 and water works, gas works and electric light, heat and power works and shall allocate his remaining supply in the following manner. If during the previous 12 months, less than 90 percent of the distributor's sales were to dealers or large contract purchasers who are owned, controlled by, or otherwise affiliated with the distributor, the distributor's sales shall

be made in the following manner. Each dealer or large contract purchaser who submitted an order shall be entitled to purchase the percentage of the distributor's supply for that month which is equal to the percentage of the distributor's total sales purchased by the dealer or large contract purchaser during the previous 12 months. If 90 percent or more of a distributor's sales during the previous 12 months were to dealers or large contract purchasers who are owned, controlled by or otherwise affiliated with the distributor, the distributor's sales shall be made in the following manner.

(a) A percentage of the supply for that month shall be offered for sale to dealers or large contract purchasers not owned, controlled by or otherwise affiliated with the distributor, and who have made orders for that month. This percentage shall be determined by taking the percentage of the total amount ordered for that month which was ordered by dealers or large contract purchasers not owned, controlled, or otherwise affiliated with the distributor and multiplying it by a fraction which has as its numerator the distributor's supply for that month and as its denominator the total amount ordered.

(b) The remainder of the supply for that month shall be offered for sale to the dealers or large contract purchasers who had made purchases from the distributor during the previous 12 months and who have made orders for that month. Each dealer or large contract purchaser shall be entitled to purchase the percentage of this remaining supply which is equal to the percentage of the distributor's total sales purchased by the dealer or large contract purchaser during the previous 12 months. Gasoline or fuel oil received by a dealer or large contract purchaser pursuant to clause (a) shall be considered in determining the amount he is eligible to purchase pursuant to clause (b).

Subd. 4. If on the first day of a month a distributor does not anticipate having a sufficient supply of gasoline, or fuel oil to meet all of the orders made in compliance with the requirements of subdivision 1, he shall make a report to the public service commission. The report shall list all orders for that month, the supplies he anticipates having for sale during the month, and his sales for the last 12 month including identification of the dealers or large contract purchasers who made purchases, the monthly amounts of purchases, and the respective prices. This report shall be signed by the distributor and certified that the information contained in the report is accurate to the best of his knowledge. These reports shall be open to public inspection. If a distributor fails to provide a report on or before the seventh day of the calendar month for which the orders were made, he shall be subject to a fine of not more than \$1,000. If the distributor makes in the report a false material statement which he does not believe to be true, he shall be guilty of a felony.

If at any time during a calendar month a distributor who had anticipated on the first day of that month having a sufficient supply to meet all of the orders for that month but determines that his supply is in fact not sufficient to meet those orders, he shall within seven days file a report with the public service com-

mission pursuant to this subdivision. He shall allocate his remaining monthly supply pursuant to the provisions of subdivision 2 to the extent possible.

The public service commission shall make all rules and regulations necessary for the implementation of this act.

Sec. 3. No dealer may advertise the brand of his gasoline or fuel oil without the written permission of the distributor.

Sec. 4. [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.

Sec. 5. Subdivision 1. [PENALTY.] Any person violating any of the provisions of section 2 shall be subject to a 30-day suspension of the license granted him pursuant to Minnesota Statutes, Chapter 296.

Subd. 2. Any person violating the provisions of section 3 shall be guilty of a misdemeanor.

Subd. 3. Any person violating the provisions of section 4, subdivision 2, shall be guilty of a gross misdemeanor.

Sec. 6. Subdivision 1. 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. 2. 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."

Further amend the title by inserting the following:

Page 1, line 3, after "providing" insert "for report to the governor on energy sources; providing"

And when so amended the bill do pass. Amendments adopted. Report adopted.

April 25, 1973

The Honorable Alec G. Olson
President of the Senate

Dear Sir:

On April 25, 1973 the Committee on Committees of the Senate met and by appropriate action made the following appointments.

Pursuant to the Permanent Rules of the Senate—

Rule 79. The Senate Lobby Registration Committee

Messrs. Conzemius, Chairman; McCutcheon, Novak and O'Neill

Pursuant to Minnesota Statutes, 1971—

Sec. 86.07. Minnesota Resources Commission

Mr. Fitzsimons to replace Mr. Larson

Respectfully submitted,
Jack Davies, Chairman
Committee on Committees

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 976, 1749, 365, 1625, 1641, 1693, 1121, 1511, 1041 and 835 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. No. 976 to the Committee on Governmental Operations.

H. F. Nos. 365 and 1625 to the Committee on Labor and Commerce.

H. F. No. 1749 to the Committee on Local Government.

H. F. Nos. 1641 and 1693 to the Committee on Metropolitan and Urban Affairs.

The following House Files were found identical and recommends the House Files be given their Second Reading and substituted for their companion Senate Files as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1511	1513				
1041	1935				

And that the above Senate Files be indefinitely postponed.

The following House Files were found not identical with their companion Senate Files as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1121	1398				
835	518				

Pursuant to Rule 49 the Committee recommends that H. F. No. 1121 be amended as follows:

Page 1, line 6, delete "In this act:" and insert in lieu thereof "Subdivision 1. For the purposes of sections 1 to 7, the following terms shall have the meanings here given them."

Page 1, line 7, delete "(a)" and insert in lieu "Subd. 2."

Page 1, line 12, delete the semicolon and insert in lieu a period.

Page 1, line 13, delete "(b)" and insert in lieu "Subd. 3."

Page 1, line 15, delete "(i)" and insert in lieu "(a)"

Page 1, line 16, delete "(ii)" and insert in lieu "(b)"

Page 1, line 19, delete the semicolon and insert in lieu a period

Page 1, line 20, delete "(c)" and insert in lieu "Subd. 4."

Page 1, line 23, delete the semicolon and insert in lieu a period

Page 1, delete all of lines 24, 25 and 26

Page 1, line 27, delete "(e)" and insert in lieu "Subd. 5."

Page 1, line 28, delete "(i)" and insert in lieu "(a)"

Page 1, line 29, delete "(ii)" and insert in lieu "(b)"

Page 2, line 1, delete "(iii)" and insert in lieu "(c)"

Page 2, line 6, delete "(f)" and insert in lieu "Subd. 6."

Page 2, line 8, before "including" delete "(" and insert in lieu thereof a comma

Page 2, line 9, after "resulted" delete ")" and insert in lieu thereof a comma

Page 3, line 13, delete "(a)" and insert in lieu thereof "(1)"

Page 3, line 21, delete "(b)" and insert in lieu thereof "(2)"

Page 3, line 24, delete "(c)" and insert in lieu thereof "(3)"

Page 3, line 26, delete "(d)" and insert in lieu thereof "(4)"

Page 4, lines 9 and 10, delete "may

(a) delegate" and insert in lieu thereof "may (1) delegate"
Page 4, lines 13 and 14, delete "funds,

(b) contract" and insert in lieu thereof "funds, (2) contract"
Page 4, lines 16 and 17, delete "and

(c) authorize" and insert in lieu thereof "and (3) authorize"

Page 5, after line 26, insert the following sections:

"Sec. 8. [SEVERABILITY.] If any provision of this act or the application thereof to any person or circumstances is held invalid, the invalidity shall 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 this act are declared severable.

Sec. 9 [UNIFORMITY OF APPLICATION AND CONSTRUCTION.] This act shall be so applied and construed as to effectuate its general purpose to make uniform the law with respect to the subject of this act among those states which enact it."

Page 5, line 27, delete "This act" and insert in lieu thereof "Sections 1 to 10"

Page 5, line 28, before "uniform" insert quotation marks, and after "act." insert quotation marks

Renumber the remaining section

Further, amend the title in line 2 by deleting "charitable funds; enacting" and in line 4 by deleting "act" and inserting in lieu thereof before the period "; providing for the management, investment and appropriation of such funds"

And when so amended, H. F. No. 1121 will be identical to S. F. No. 1398 and further recommends that H. F. No. 1121 be given its second reading and substituted for S. F. No. 1398 and S. F. No. 1398 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 835 be amended as follows:

Page 4, line 11, delete "*Subdivision 1.*"

Page 4, delete lines 15 through 28

Page 5, delete lines 1 through 28

Page 6, delete lines 1 through 6

Page 8, line 18, delete "*without enumerating the*" and insert in lieu thereof a semicolon

Page 8, delete line 19

Page 8, line 22, delete “, *without enumerating the*” and insert in lieu thereof “; *and*”

Page 8, delete line 23

Page 9, lines 8, 9 and 10, restore the stricken language

Page 14, line 5, in the headnote after “EFFECT OF” insert “DISSOLUTION”

Page 14, line 11, delete “, *upon the request of the party*”

Page 14, lines 19 and 20, restore the stricken language and delete the underscored language

Page 20, after line 15, insert a new section as follows:

“Sec. 28. *In the next and subsequent editions of Minnesota Statutes wherever the word “divorce” appears, the revisor of statutes is directed to replace it with the words “dissolution” or “dissolution of marriage,” if and as appropriate.*”

Page 20, line 17, after “518.26” delete the comma and after “518.28” delete the semicolon and insert in lieu thereof a comma

Renumber the remaining sections in sequence

And when so amended, H. F. No. 835 will be identical to S. F. No. 518 and further recommends that H. F. No. 835 be given its second reading and substituted for S. F. No. 518 and S. F. No. 518 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 2305, 1432, 1377, 1878, 1441, 1892, 1939, 1366, 1559, 1726, 1964, 2189, 917, 1867, 2157, 1937, 1877, 2223, 462, 590, 181, 1689, 1225 and 615 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 133, 28, 1511, 1041, 1121 and 835 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Doty moved that H. F. No. 1467 be withdrawn from the Committee on Metropolitan and Urban Affairs, and re-referred to the Committee on Rules and Administration for comparison with S. F. No. 1366 now on the Calendar of Ordinary Matters. Which motion prevailed.

Mr. Gearty moved that S. F. No. 2350 be withdrawn from the Committee on Governmental Operations and re-referred to the Committee on Metropolitan and Urban Affairs. Which motion prevailed.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Novak designated S. F. No. 2166, No. 127 on the General Orders calendar, as a special order to be heard immediately.

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.

Mr. Olson, A. G., moved to amend S. F. No. 2166 as follows:

Page 2, after line 7, add a new section 9 to read as follows:

“Sec. 9. CONSTRUCTION, RECONSTRUCTION
AND LAND ACQUISITION 106,000,000 120,000,000

If the estimated income to the trunk highway fund from any sources including federal aids exceeds the estimated amount on which this appropriation was based, such funds shall be available and are hereby appropriated for the purposes stated in this section.”

Page 2, line 37, strike “10, 11, and 12” and insert in lieu thereof “11, 12, and 13”

Page 3, line 5, after “authority” insert “for construction, reconstruction and acquisition of land,”

Page 3, line 7, strike everything after the period

Page 3, strike lines 8 through 11

Page 3, line 14, strike “9” and insert in lieu thereof “8 and 10”

Page 3, line 18, strike “standing appropriation for” and insert in lieu thereof “unobligated and unencumbered for the”

Page 3, line 20, strike the period and insert in lieu thereof “, and such moneys in the trunk highway fund are hereby appropriated for such purposes.”

Renumber the sections to accord with the amendments

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 11 and nays 51, as follows:

Those who voted in the affirmative were:

Anderson	Brown	McCutcheon	Olhoft	Spear
Berg	Keefe, S.	Milton	Olson, A. G.	Tennessee
Borden				

Those who voted in the negative were:

Arnold	Frederick	Knutson	Ogdahl	Sillers
Ashbach	Gearty	Kowalczyk	Olson, H. D.	Stassen
Bang	Hansen, Baldy	Krieger	Olson, J. L.	Stokowski
Bernhagen	Hansen, Mel	Larson	O'Neill	Thorup
Blatz	Hanson, R.	Laufenburger	Patton	Ueland
Chmielewski	Hughes	Lewis	Perpich, A. J.	Wegener
Conzemius	Humphrey	Lord	Perpich, G.	Willet
Davies	Jensen	Moe	Purfeerst	
Doty	Josefson	Nelson	Renneke	
Dunn	Keefe, J.	North	Schaaf	
Fitzsimons	Kirchner	Novak	Schrom	

Which motion did not prevail. So the amendment was not adopted.

S. F. No. 2166 was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Schaaf
Arnold	Dunn	Kirchner	Novak	Schrom
Ashbach	Fitzsimons	Knutson	Ogdahl	Sillers
Bang	Frederick	Kowalczyk	Olhoft	Solon
Berg	Gearty	Krieger	Olson, A. G.	Spear
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Blatz	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Borden	Hanson, R.	Lewis	Patton	Tennessee
Chenoweth	Hughes	Lord	Perpich, A. J.	Thorup
Chmielewski	Humphrey	McCutcheon	Perpich, G.	Ueland
Coleman	Jensen	Milton	Pillsbury	Wegener
Conzemius	Josefson	Moe	Purfeerst	Willet
Davies	Keefe, J.	Nelson	Renneke	

Mr. Brown voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Novak designated S. F. No. 2167, No. 128 on the General Orders calendar, as a special order to be heard immediately.

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 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 capital area architectural and planning commission; and for other purposes; and amending Minnesota Statutes 1971, Section 373.23.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	North	Sillers
Arnold	Doty	Keefe, S.	Novak	Solon
Ashbach	Dunn	Kirchner	Ogdahl	Spear
Bang	Fitzsimons	Knutson	Olhoft	Stassen
Berg	Frederick	Kowalczyk	Olson, A. G.	Stokowski
Bernhagen	Gearty	Larson	Olson, J. L.	Tennessee
Blatz	Hansen, Baldy	Laufenburger	O'Neill	Thorup
Borden	Hansen, Mel	Lewis	Patton	Wegener
Brown	Hanson, R.	Lord	Perpich, A. J.	Willet
Chenoweth	Hughes	McCutcheon	Perpich, G.	
Chmielewski	Humphrey	Milton	Purfeerst	
Coleman	Jensen	Moe	Renneke	
Conzemius	Josefson	Nelson	Schrom	

Messrs. Krieger and Pillsbury voted in the negative.

So the bill passed and its title was agreed to.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to take up the General Orders Calendar at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Kowalczyk in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Kowalczyk reported that the committee had considered S. F. No. 746 which the committee recommends to pass.

S. F. No. 1182, which the committee recommends to pass with the following amendment offered by Mr. Larson:

Strike everything after the enacting clause and insert in lieu thereof:

“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."

Further, amend the title by striking it in its entirety and inserting in lieu thereof

"A bill for an act relating to county government, providing for county license bureaus."

S. F. No. 769, which the committee reports progress, subject to the following motions:

Mr. Milton moved to amend S. F. No. 769, as follows:

Page 2, line 24, strike "15" and insert "18"

Which motion prevailed. So the amendment was adopted.

Mr. Jensen moved to amend S. F. No. 769, as follows:

Page 1, Line 27, after "*permit*" and before the period insert "*, unless there is a person 18 years of age or over in the motor-boat*"

Which motion prevailed. So the amendment was adopted.

The question being taken on the committee recommendation,

And the roll being called, there were yeas 26 and nays 31, as follows:

Those who voted in the affirmative were:

Borden	Doty	Keefe, J.	Milton	Spear
Brown	Gearty	Keefe, S.	North	Tennessee
Chenoweth	Hansen, Mel	Laufenburger	Novak	
Coleman	Hughes	Lewis	O'Neill	
Conzemius	Humphrey	Lord	Schaaf	
Davies	Jensen	McCutcheon	Solon	

Those who voted in the negative were:

Anderson	Fitzsimons	Kowalczyk	Perpich, A. J.	Stassen
Arnold	Frederick	Krieger	Perpich, G.	Wegener
Ashbach	Hansen, Baldy	Nelson	Pillsbury	Willet
Bernhagen	Hanson, R.	Ogdahl	Purfeerst	
Blatz	Josefson	Olhoft	Renneke	
Chmielewski	Kirchner	Olson, J. L.	Schrom	
Dunn	Knutson	Patton	Sillers	

Which motion did not prevail. The committee then progressed S. F. No. 769.

And then, on motion of Mr. Kowalczyk, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

RECESS

Mr. Coleman moved that the Senate do now recess until 4:00 o'clock p.m. Which motion prevailed.

The hour of 4:00 o'clock p.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Anderson	Doty	Humphrey	Lord	Purfeerst
Arnold	Dunn	Keefe, S.	McCutcheon	Renneke
Berg	Frederick	Kirchner	North	Spear
Bernhagen	Gearty	Knutson	Novak	Stassen
Blatz	Hansen, Baldy	Kowalczyk	Olson, A. G.	Stokowski
Brown	Hansen, Mel	Larson	Olson, J. L.	Tennessee
Coleman	Hanson, R.	Laufenburger	Perpich, A. J.	Thorup
Conzemius	Hughes	Lewis	Perpich, G.	Willet

The Sergeant-at-Arms was instructed to bring in the absent members.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to revert to Introduction of Bills and Messages From the House, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

INTRODUCTION OF BILLS

Mr. Knutson introduced—

S. F. No. 2369: A bill for an act relating to adoption; requiring consents for adoption to be executed before a child-placing agency; amending Minnesota Statutes 1971, Section 259.24, Subdivision 5.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Conzemius introduced—

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.

Which was read the first time and referred to the Committee on Education.

MESSAGE FROM THE HOUSE

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 308:

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.

And the House respectfully requests that a Conference Committee of five members be appointed thereon:

Quirin; Anderson, I.; Kelly; Norton and Newcome have been appointed as such committee on the part of the House.

House File No. 308 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 26, 1973

Mr. Gearty moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 308 and that a Conference Committee of 5 members be appointed by the Committee on Committees, on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to make the General Orders Calendar for today Special Orders for today to be considered immediately. Which motion prevailed.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 55 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Jensen	McCutcheon	Purfeerst
Arnold	Doty	Josefson	Moe	Renneke
Ashbach	Dunn	Keefe, J.	Nelson	Schaaf
Bang	Fitzsimons	Keefe, S.	North	Schrom
Berg	Frederick	Kirchner	Novak	Spear
Bernhagen	Gearty	Knutson	Olhoff	Stassen
Blatz	Hansen, Baldy	Kowalczyk	Olson, A. G.	Stokowski
Borden	Hansen, Mel	Krieger	Olson, J. L.	Tennessen
Brown	Hanson, R.	Larson	O'Neill	Thorup
Chmielewski	Hughes	Lewis	Perpich, A. J.	Wegener
Coleman	Humphrey	Lord	Pillsbury	Willet

Mr. Perpich, G. voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 903: A bill for an act relating to courts; jury trials; number of jurors; challenges; amending Minnesota Statutes 1971, Section 546.10 and 631.27.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 55 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Jensen	McCutcheon	Purfeerst
Arnold	Doty	Josefson	Moe	Renneke
Bang	Dunn	Keefe, J.	Nelson	Schaaf
Berg	Fitzsimons	Keefe, S.	North	Schrom
Bernhagen	Frederick	Kirchner	Novak	Spear
Blatz	Gearty	Knutson	Olhoff	Stassen
Borden	Hansen, Baldy	Kowalczyk	Olson, A. G.	Stokowski
Brown	Hansen, Mel	Krieger	Olson, J. L.	Tennessee
Chmielewski	Hanson, R.	Larson	O'Neill	Thorup
Coleman	Hughes	Lewis	Perpich, G.	Wegener
Conzemius	Humphrey	Lord	Pillsbury	Willet

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1162: A bill for an act relating to taxes on and measured by net income; income; education cost deduction; amending Minnesota Statutes 1971, Section 290.086, Subdivision 8.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 55 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Josefson	Moe	Purfeerst
Bang	Dunn	Keefe, J.	Nelson	Schaaf
Berg	Fitzsimons	Keefe, S.	North	Schrom
Bernhagen	Frederick	Kirchner	Novak	Spear
Blatz	Gearty	Knutson	Olhoff	Stassen
Borden	Hansen, Baldy	Kowalczyk	Olson, A. G.	Stokowski
Brown	Hansen, Mel	Krieger	Olson, J. L.	Tennessee
Chmielewski	Hanson, R.	Larson	O'Neill	Thorup
Coleman	Hughes	Laufenburger	Perpich, A. J.	Ueland
Conzemius	Humphrey	Lewis	Perpich, G.	Wegener
Davies	Jensen	Lord	Pillsbury	Willet

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 977: A bill for an act relating to public health and conservation; prohibiting the sale of beverages in containers

made of aluminum in certain cases; providing penalties.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 48 and nays 10, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Novak	Schrom
Arnold	Doty	Knutson	Olhoft	Sillers
Bang	Fitzsimons	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stokowski
Bernhagen	Hansen, Baldy	Lewis	Olson, J. L.	Tennessee
Blatz	Hansen, Mel	Lord	O'Neill	Thorup
Brown	Hanson, R.	McCutcheon	Perpich, A. J.	Wegener
Chmielewski	Humphrey	Moe	Perpich, G.	Willet
Coleman	Josefson	Nelson	Purfeert	
Conzemius	Keefe, J.	North	Renneke	

Those who voted in the negative were:

Ashbach	Dunn	Jensen	Milton	Schaaf
Borden	Frederick	Laufenburger	Pillsbury	Stassen

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were ayes 59 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Josefson	Nelson	Renneke
Arnold	Doty	Keefe, J.	North	Schaaf
Ashbach	Dunn	Keefe, S.	Ogdahl	Sillers
Bang	Fitzsimons	Kirchner	Olhoft	Solon
Bernhagen	Frederick	Knutson	Olson, A. G.	Spear
Blatz	Gearty	Krieger	Olson, H. D.	Stassen
Borden	Hansen, Baldy	Laufenburger	Olson, J. L.	Stokowski
Brown	Hansen, Mel	Lewis	O'Neill	Tennessee
Chenoweth	Hanson, R.	Lord	Perpich, A. J.	Ueland
Chmielewski	Hughes	McCutcheon	Perpich, G.	Wegener
Coleman	Humphrey	Milton	Pillsbury	Willet
Conzemius	Jensen	Moe	Purfeert	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1147: A bill for an act relating to motor vehicles; registration and taxation; providing charges for filing applica-

tions; amending Minnesota Statutes 1971, Section 168.33, by adding a subdivision.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 41 and nays 19, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Hanson, R.	North	Renneke
Arnold	Conzemius	Hughes	Novak	Schaaf
Ashbach	Davies	Humphrey	Ogdahl	Solon
Bang	Doty	Jensen	Olson, H. D.	Thorup
Berg	Fitzsimons	Keefe, J.	Olson, J. L.	Wegener
Bernhagen	Frederick	Kirchner	O'Neill	
Brown	Gearty	Laufenburger	Perpich, A. J.	
Chenoweth	Hansen, Baldy	Lord	Pillsbury	
Chmielewski	Hansen, Mel	Nelson	Purfeerst	

Those who voted in the negative were:

Blatz	Knutson	McCutcheon	Schrom	Tennessee
Borden	Kowalczyk	Moe	Sillers	Ueland
Dunn	Krieger	Olson, A. G.	Spear	Willet
Keefe, S.	Lewis	Perpich, G.	Stassen	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Novak	Sillers
Arnold	Dunn	Kirchner	Olhoff	Solon
Ashbach	Fitzsimons	Knutson	Olson, A. G.	Spear
Bang	Frederick	Kowalczyk	Olson, H. D.	Stassen
Berg	Gearty	Krieger	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Larson	O'Neill	Tennessee
Blatz	Hansen, Mel	Laufenburger	Perpich, A. J.	Thorup
Borden	Hanson, R.	Lewis	Perpich, G.	Ueland
Brown	Hughes	Lord	Pillsbury	Wegener
Chenoweth	Humphrey	McCutcheon	Purfeerst	Willet
Chmielewski	Jensen	Moe	Renneke	
Coleman	Josefson	Nelson	Schaaf	
Conzemius	Keefe, J.	North	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Mr. O'Neill moved to amend S. F. No. 581 as follows:

Page 3, line 17, strike "*three citizens*" and insert "*one citizen*"

Page 3, line 18, strike the period and insert a semicolon

Page 3, after line 18, insert:

"(d) one member selected by the medical staff of the Gillette State hospital for crippled children;

(e) two additional members to represent other east metropolitan area health science institutions to be selected by the members of the advisory committee; and

(f) one member selected by the Ramsey County Medical Society."

Which motion prevailed. So the amendment was adopted.

S. F. No. 581 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 52 and nays 6, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kowalczyk	Ogdahl	Solon
Arnold	Dunn	Larson	Olhoft	Spear
Ashbach	Fitzsimons	Laufenburger	Olson, A. G.	Stassen
Bang	Hansen, Mel	Lewis	Olson, H. D.	Stokowski
Berg	Hughes	Lord	Olson, J. L.	Tennessee
Bernhagen	Humphrey	McCutcheon	O'Neill	Ueland
Brown	Jensen	Milton	Perpich, A. J.	Wegener
Chenoweth	Keefe, J.	Moe	Pillsbury	Willet
Chmielewski	Keefe, S.	Nelson	Renneke	
Coleman	Kirchner	North	Schaaf	
Davies	Knutson	Novak	Sillers	

Those who voted in the negative were:

Borden	Hansen, Baldy	Josefson	Perpich, G.	Purfearst
Conzemius				

So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 55 and nays 2, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Knutson	Novak	Renneke
Bang	Fitzsimons	Kowalczyk	Ogdahl	Schaaf
Berg	Frederick	Krieger	Olhoft	Schrom
Bernhagen	Gerty	Larson	Olson, A. G.	Sillers
Blatz	Hansen, Mel	Laufenburger	Olson, H. D.	Solon
Borden	Hanson, R.	Lewis	Olson, J. L.	Spear
Brown	Hughes	Lord	O'Neill	Stassen
Chmielewski	Humphrey	Milton	Perpich, A. J.	Stokowski
Coleman	Jensen	Moe	Perpich, G.	Ueland
Conzemius	Josefson	Nelson	Pillsbury	Wegener
Doty	Kirchner	North	Purfeerst	Willett

Messrs. Hansen, Baldy and Tennesen voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kirchner	Novak	Sillers
Arnold	Fitzsimons	Knutson	Olhoft	Solon
Ashbach	Frederick	Kowalczyk	Olson, A. G.	Spear
Bang	Gerty	Krieger	Olson, H. D.	Stassen
Berg	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Bernhagen	Hansen, Mel	Laufenburger	O'Neill	Tennesen
Blatz	Hanson, R.	Lewis	Perpich, A. J.	Thorup
Brown	Hughes	Lord	Perpich, G.	Ueland
Chenoweth	Humphrey	McCutcheon	Pillsbury	Wegener
Chmielewski	Jensen	Milton	Purfeerst	Willett
Coleman	Josefson	Moe	Renneke	
Conzemius	Keefe, J.	Nelson	Schaaf	
Doty	Keefe, S.	North	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Mr. Willet moved to amend H. F. No. 678, the printed bill, as follows:

Page 1, line 12, strike "upon" and insert "the day following its".

Which motion prevailed. So the amendment was adopted.

H. F. No. 678 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 59 and nays 5, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Josefson	North	Renneke
Arnold	Doty	Kirchner	Novak	Schrom
Ashbach	Dunn	Knutson	Ogdahl	Sillers
Bang	Fitzsimons	Kowalczyk	Olhoft	Solon
Berg	Frederick	Krieger	Olson, A. G.	Stassen
Bernhagen	Gearty	Larson	Olson, H. D.	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Olson, J. L.	Tennessee
Brown	Hansen, Mel	Lord	O'Neill	Thorup
Chenoweth	Hanson, R.	McCutcheon	Perpich, A. J.	Ueland
Chmielewski	Hughes	Milton	Perpich, G.	Wegener
Coleman	Humphrey	Moe	Pillsbury	Willet
Conzemius	Jensen	Nelson	Purfeerst	

Those who voted in the negative were:

Keefe, J.	Keefe, S.	Lewis	Schaaf	Spear
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So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Keefe, S.	North	Schaaf
Arnold	Fitzsimons	Kirchner	Novak	Schrom
Ashbach	Frederick	Knutson	Ogdahl	Sillers
Bang	Gearty	Kowalczyk	Olhoft	Solon
Bernhagen	Hansen, Baldy	Krieger	Olson, A. G.	Spear
Blatz	Hansen, Mel	Larson	Olson, J. L.	Stassen
Brown	Hanson, R.	Laufenburger	O'Neill	Tennessee
Chenoweth	Hughes	Lewis	Perpich, A. J.	Ueland
Chmielewski	Humphrey	Lord	Perpich, G.	Wegener
Conzemius	Jensen	McCutcheon	Pillsbury	Willet
Davies	Josefson	Milton	Purfeerst	
Doty	Keefe, J.	Nelson	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, J.	North	Schaaf
Arnold	Dunn	Keefe, S.	Novak	Schrom
Ashbach	Fitzsimons	Kirchner	Ogdahl	Sillers
Bang	Frederick	Knutson	Olhoff	Solon
Berg	Gearty	Kowalczyk	Olson, A. G.	Spear
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Brown	Hansen, Mel	Lewis	Olson, J. L.	Stokowski
Chenoweth	Hanson, R.	Lord	Perpich, A. J.	Tennessee
Chmielewski	Hughes	McCutcheon	Perpich, G.	Thorup
Coleman	Humphrey	Milton	Pillsbury	Ueland
Conzemius	Jensen	Moe	Purfeerst	Wegener
Davies	Josefson	Nelson	Renneke	Willet

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kirchner	Novak	Sillers
Bang	Fitzsimons	Knutson	Ogdahl	Solon
Berg	Frederick	Kowalczyk	Olhoff	Spear
Bernhagen	Gearty	Krieger	Olson, A. G.	Stassen
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Stokowski
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Tennessee
Brown	Hanson, R.	Lewis	Perpich, A. J.	Thorup
Chenoweth	Hughes	Lord	Perpich, G.	Ueland
Chmielewski	Humphrey	McCutcheon	Pillsbury	Wegener
Coleman	Jensen	Milton	Purfeerst	Willet
Conzemius	Josefson	Moe	Renneke	
Davies	Keefe, J.	Nelson	Schaaf	
Doty	Keefe, S.	North	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1069: A bill for an act relating to traffic regulations; motorcycle license requirements; amending Minnesota Statutes 1971, Section 169.974, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Sillers
Ashbach	Dunn	Knutson	Ogdahl	Solon
Bang	Frederick	Kowalczyk	Olhoft	Spear
Berg	Gearty	Krieger	Olson, A. G.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Lewis	Perpich, A. J.	Tennessee
Borden	Hanson, R.	Lord	Perpich, G.	Thorup
Brown	Hughes	McCutcheon	Pillsbury	Ueland
Chenoweth	Humphrey	Milton	Purfeerst	Wegener
Chmielewski	Jensen	Moe	Renneke	Willet
Coleman	Keefe, J.	Nelson	Schaaf	
Davies	Keefe, S.	North	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 832: A bill for an act relating to public health; regulating and certifying x-ray machine operators and providing for fees; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 52 and nays 7, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Spear
Arnold	Dunn	Knutson	Olhoft	Stassen
Bang	Fitzsimons	Kowalczyk	Olson, A. G.	Stokowski
Blatz	Gearty	Larson	Olson, J. L.	Tennessee
Borden	Hansen, Baldy	Lewis	O'Neill	Thorup
Brown	Hansen, Mel	Lord	Perpich, A. J.	Ueland
Chenoweth	Hanson, R.	McCutcheon	Perpich, G.	Wegener
Chmielewski	Hughes	Milton	Pillsbury	Willet
Coleman	Humphrey	Moe	Schaaf	
Conzemius	Jensen	Nelson	Schrom	
Davies	Keefe, S.	North	Solon	

Those who voted in the negative were:

Berg	Frederick	Krieger	Renneke	Sillers
Bernhagen	Josefson			

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1030: A bill for an act relating to the attorney general; payment of attorney's fees for special counsel with respect to The Bush Foundation; appropriating money therefor.

Mr. Coleman moved to amend S. F. No. 1030, as follows:

Page 1, line 8, after "appropriated" insert "to the attorney general"

Which motion prevailed. So the amendment was adopted.

S. F. No. 1030 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 62 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Sillers
Arnold	Doty	Kirchner	Novak	Solon
Ashbach	Dunn	Knutson	Olhoft	Spear
Bang	Fitzsimons	Kowalczyk	Olson, A. G.	Stassen
Berg	Frederick	Krieger	Olson, J. L.	Stokowski
Bernhagen	Gearty	Larson	O'Neill	Tennessee
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Thorup
Borden	Hansen, Mel	Lewis	Perpich, G.	Ueland
Brown	Hanson, R.	Lord	Pillsbury	Wegener
Chenoweth	Hughes	McCutcheon	Purfeerst	Willet
Chmielewski	Humphrey	Milton	Renneke	
Coleman	Jensen	Moe	Schaaf	
Conzemius	Josefson	Nelson	Schrom	

Mr. Keefe, J., voted in the negative.

So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 864: A bill for an act relating to transportation; appropriating money to the public service commission for the purpose of contracting for railroad passenger service.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 6, as follows:

Those who voted in the affirmative were:

Anderson	Chenoweth	Gearty	Keefe, S.	McCutcheon
Arnold	Chmielewski	Hansen, Baldy	Kirchner	Milton
Ashbach	Coleman	Hansen, Mel	Knutson	Moe
Bang	Conzemius	Hanson, R.	Kowalczyk	Nelson
Bernhagen	Davies	Hughes	Larson	North
Blatz	Doty	Humphrey	Laufenburger	Novak
Borden	Dunn	Jensen	Lewis	Ogdahl
Brown	Fitzsimons	Keefe, J.	Lord	Olhoft

Olson, A. G.	Perpich, G.	Schaaf	Spear	Wegener
Olson, H. D.	Pillsbury	Schrom	Stassen	Willet
O'Neill	Purfeerst	Sillers	Stokowski	
Perpich, A. J.	Renneke	Solon	Thorup	

Those who voted in the negative were:

Berg	Josefson	Olson, J. L.	Tennessee	Ueland
Frederick				

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 267: A bill for an act relating to actions; litigation costs and fees; authorizing proceedings in forma pauperis; and providing a penalty.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Renneke
Arnold	Doty	Keefe, S.	North	Schaaf
Ashbach	Dunn	Kirchner	Novak	Schrom
Bang	Fitzsimons	Knutson	Ogdahl	Sillers
Berg	Frederick	Kowalczyk	Olhoff	Solon
Bernhagen	Gearty	Krieger	Olson, A. G.	Spear
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Brown	Hanson, R.	Lewis	O'Neill	Tennessee
Chenoweth	Hughes	Lord	Perpich, A. J.	Thorup
Chmielewski	Humphrey	McCutcheon	Perpich, G.	Ueland
Coleman	Jensen	Milton	Pillsbury	Wegener
Conzemius	Josefson	Moe	Purfeerst	Willet

So the bill passed and its title was agreed to.

SUSPENSION OF RULES

Mr. Davies moved that the rules of the Senate be so far suspended as to revert to Introduction of Bills, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

INTRODUCTION OF BILLS

Messrs. Lord, Hughes and Stassen introduced—

S. F. No. 2371: 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.

Which was read the first time and referred to the Committee on Education.

Messrs. Schaaf, Pillsbury and Perpich, G. introduced—

S. F. No. 2372: A bill for an act relating to distinctions on the basis of sex; abolishing such distinctions; amending Minnesota Statutes 1971, Sections 3A.02, Subdivision 1; 4.08, Subdivision 2; 43.30; 61A.12, Subdivision 4; 62A.041; 65B.26; 67A.10, Subdivision 1; 88.11, Subdivision 1; 144.06; 144.201, Subdivision 2; 144.203; 154.01; 155.01; 175.16; 175.18; 175.20; 178.08; 181.07; 181.40; 181.41; 181.43; 181.44; 181.45; 181.47; 182.09; 192.38, Subdivision 1; 197.45, Subdivision 4; 198.01; 198.022; 198.06; 201.26; 242.03; 242.04; 243.91; 252.07; 256.457, Subdivision 5; 257.251; 257.252; 257.253; 257.255; 257.256; 257.261, Subdivision 3; 257.262; 257.263; 257.264; 257.27; 257.28; 259.10; 259.11; 260.135, Subdivision 2; 261.01; 268.081; 268.09, Subdivisions 1 and 2; 315.40; 317.66, Subdivision 1; 323.06; 323.24; 353.01, Subdivision 15; 356.20, Subdivision 4; 356.21, Subdivisions 4 and 5; 358.14; 358.27, Subdivision 1; 387.15; 387.16; 393.01, Subdivisions 2 and 7; 459.16; 510.06; 517.07; 518.15; 518.27; 519.01; 519.02; 525.05; 525.14; 525.60, Subdivision 1; 540.08; 540.09; 548.06; 558.28; 576.08; 609.291; 609.292; 609.293, Subdivision 2; 609.295; 609.32, Subdivision 2; 609.34; 617.22; 624.61; 629.55; 631.09; 631.412; 641.06; 641.07; 641.14; 641.38; 642.08; 643.08; 643.14; 643.15; 643.19; Chapters 177, by adding a section; 268, by adding a section; 516, by adding a section; 519, by adding a section; and 540, by adding a section.

Which was read the first time and referred to the Committee on Judiciary.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 10:00 o'clock a.m., Saturday, April 28, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

FORTY-SIXTH DAY

St. Paul, Minnesota, Friday, April 27, 1973.

The House of Representatives met on Friday, April 27, 1973, which was the Forty-Sixth Legislative Day of the Sixty-eighth Session of the Minnesota State Legislature. The Senate did not meet on this date.

FORTY-SEVENTH DAY

St. Paul, Minnesota, Saturday, April 28, 1973.

The Senate met at 10:00 o'clock a. m. and was called to order by the President.

CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Arnold	Doty	Keefe, S.	North	Schrom
Bang	Dunn	Kirchner	Novak	Sillers
Berg	Fitzsimons	Kleinbaum	Ogdahl	Spear
Bernhagen	Frederick	Kowalczyk	Olhoft	Stassen
Borden	Gearty	Larson	Olson, A. G.	Tennessee
Brown	Hansen, Baldy	Laufenburger	Olson, J. L.	Ueland
Chenoweth	Hansen, Mel	Lewis	O'Neill	Wegener
Chmielewski	Hanson, R.	Lord	Patton	Willet
Coleman	Hughes	McCutcheon	Perpich, A. J.	
Conzemius	Humphrey	Moe	Perpich, G.	
Davies	Josefson	Nelson	Pillsbury	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kirchner	North	Schaaf
Arnold	Dunn	Kleinbaum	Novak	Schrom
Ashbach	Fitzsimons	Knutson	Ogdahl	Sillers
Bang	Frederick	Kowalczyk	Olhoft	Solon
Berg	Gearty	Krieger	Olson, A. G.	Spear
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Brown	Hanson, R.	Lewis	O'Neill	Tennessee
Chenoweth	Hughes	Lord	Patton	Thorup
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Ueland
Coleman	Josefson	Milton	Perpich, G.	Wegener
Conzemius	Keefe, J.	Moe	Pillsbury	Willet
Davies	Keefe, S.	Nelson	Renneke	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Messrs. Blatz, Jensen and Purfeerst were excused from the Session of today. Mr. Tennesen was excused from the Session of today beginning at 10:45 o'clock a. m. Mr. Spear was excused from the Session of today beginning at 2:00 o'clock p. m. Mr. Josefson was excused from this afternoon's Session.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

April 25, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

Jeno Paulucci, 525 Lake Avenue South, Duluth, St. Louis County, has been appointed by me to the State Arts Council, effective April 25, 1973, for a term expiring April 1, 1977.

Mr. Conzemius moved that the foregoing appointment be laid on the table. Which motion prevailed.

Mrs. Alvinia O'Brien, 480 Grand Hill, St. Paul, Ramsey County, has been appointed by me to the State Arts Council, effective April 25, 1973, for a term expiring April 1, 1977.

Which was read the first time and referred to the Committee on Rules and Administration.

Sincerely,
Wendell R. Anderson, Governor

April 27, 1973

The Honorable Alec G. Olson
President of the Senate

Sir:

I have the honor to inform you that I have received, approved, signed, and deposited in the office of the Secretary of State the following Senate Files:

S. F. No. 150, An act relating to public health; meeting requirements of the state board of health; amending Minnesota Statutes 1971, Section 144.02.

S. F. No. 188, An act relating to welfare; providing for an exemption for personal property used as an abode in determining eligibility for aid to the disabled and medical assistance; amending Minnesota Statutes 1971, Sections 256.457, Subdivision 3; and 256B.07.

S. F. No. 285, An act relating to motor vehicles; providing for the manufacture of motor vehicle license number plates; amending Minnesota Statutes 1971, Section 168.381.

S. F. No. 566, An act relating to public welfare; transferring authority relating to county nursing homes to the state board of health; repealing Minnesota Statutes 1971, Section 144.583.

S. F. No. 831, An act relating to public welfare; providing for financial responsibility of nonresident parents of state hospital patients; amending Minnesota Statutes 1971, Section 246.51.

S. F. No. 839, An act relating to public health; measles immunization of school children; amending Minnesota Statutes 1971, Section 123.70, Subdivision 1, and by adding subdivisions.

S. F. No. 908, An act authorizing the commissioner of natural resources to convey the interests of the state in certain lands in Cass and Carlton counties.

S. F. No. 994, An act relating to courts; increasing salary of judge of Tower municipal court; amending Minnesota Statutes 1971, Section 488.21, Subdivision 2.

Sincerely,
Wendell R. Anderson, Governor

INTRODUCTION OF BILLS

Messrs. O'Neill, Coleman and Chenoweth introduced—

S. F. No. 2373: 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.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. Josefson introduced—

S. F. No. 2374: 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.

Which was read the first time and referred to the Committee on Finance.

Mr. Milton introduced—

S. F. No. 2375: 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.

Which was read the first time and referred to the Committee on Finance.

Mr. Olhofs introduced—

S. F. No. 2376: A bill for an act relating to Otter Tail county; providing for the appointment of the county attorney by the board of county commissioners.

Which was read the first time and referred to the Committee on Local Government.

Mr. McCutcheon introduced—

S. F. No. 2377: A bill for an act relating to water safety; regulation of water use by seaplanes; amending Minnesota Statutes 1971, Section 361.26, Subdivision 2.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. McCutcheon introduced—

S. F. No. 2378: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Stassen, Thorup and Nelson introduced—

S. F. No. 2379: A bill for an act relating to building facilities for handicapped persons; amending Minnesota Statutes 1971, Sections 471.465, Subdivision 2; 471.466; 471.467, Subdivision 1; and 471.468.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Stassen, Gearty and Nelson introduced—

S. F. No. 2380: A bill for an act relating to the organization and operation of the state government; creating a department of human resources instead of departments of welfare, corrections, health, and human rights, the commission on alcohol problems, and the bureau of criminal apprehension; appropriating money.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. McCutcheon introduced—

S. F. No. 2381: A bill for an act relating to education; regulating the determination of average daily membership and regulating the accounting system of school districts; amending Minnesota Statutes 1971, Sections 124.17, Subdivision 2; and 123.34, by adding a subdivision.

Which was read the first time and referred to the Committee on Education.

Messrs. Stokowski, Bang and Hansen, Baldy introduced—

S. F. No. 2382: 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.25, Subdivision 3, and by adding a subdivision.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Hansen, Baldy introduced—

S. F. No. 2383: A bill for an act creating a legislative commission to study the organization of state departments and agencies; appropriating money therefor.

Which was read the first time and referred to the Committee on Governmental Operations.

Mr. North introduced—

S. F. No. 2384: A bill for an act relating to education; teacher tenure act; abolishing tenure for public school administrators in cities of the first class; amending Minnesota Statutes 1971, Section 125.17, Subdivision 1, and by adding subdivisions.

Which was read the first time and referred to the Committee on Education.

Mr. North introduced—

S. F. No. 2385: A bill for an act relating to public welfare; responsibility for support of poor relatives; amending Minnesota Statutes 1971, Section 261.01.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. North introduced—

S. F. No. 2386: 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.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Mr. Hansen, Baldy introduced—

S. F. No. 2387: A bill for an act relating to the issuance of bonds by the village of Emmons.

Which was read the first time and referred to the Committee on Local Government.

Mr. Hansen, Baldy introduced—

S. F. No. 2388: A bill for an act relating to occupations and professions; regulating the definition of the practice of professional engineering; amending Minnesota Statutes 1971, Section 326.02, Subdivision 3.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Doty; Perpich, A. J. and Solon introduced—

S. F. No. 2389: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Larson, Solon and Laufenburger introduced—

S. F. No. 2390: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Solon, Arnold and Purfeerst introduced—

S. F. No. 2391: A bill for an act relating to game and fish; refunds of certain fishing license fees.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Knutson, Thorup and Krieger introduced—

S. F. No. 2392: A bill for an act relating to taxation and the method of valuing agricultural land on the basis of highest and best agricultural use; amending Minnesota Statutes 1971, Section 273.111, Subdivisions 3, 4, 5, 6, 8, 8a, 9, and 11.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Stassen, Milton and McCutcheon introduced—

S. F. No. 2393: 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.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Stassen, Anderson and McCutcheon introduced—

S. F. No. 2394: A bill for an act relating to highway traffic regulations; definition of driving a motor vehicle while under the influence of drugs or alcoholic beverages; amending Minnesota Statutes 1971, Section 169.121, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Arnold introduced—

S. F. No. 2395: A bill for an act relating to the county of Itasca; mileage allowance for certain county employees; repealing Laws 1959, Chapter 391.

Which was read the first time and referred to the Committee on Local Government.

Messrs. Coleman, Conzemius and Borden introduced—

S. F. No. 2396: A bill for an act relating to the legislature; establishing the Minnesota job and business climate interim study commission; appropriating money.

Which was read the first time and referred to the Committee on Rules and Administration.

Mr. Hansen, Baldy introduced—

S. F. No. 2397: A bill for an act relating to highway traffic regulations; accidents resulting in injuries or death; prescribing penalties for failure to stop; amending Minnesota Statutes 1971, Section 169.09, Subdivisions 1 and 14.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Mr. Olhoft introduced—

S. F. No. 2398: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned: S. F. No. 1503.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 26, 1973

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned. S. F. Nos. 632, 1013, 1073 and 1583.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 27, 1973

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 1187: A bill for an act relating to handicapped persons; authorizing the use of rubber stamps as the legal signatures of such persons; amending Minnesota Statutes 1971, Section 645.44, Subdivision 14.

Senate File No. 1187 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 26, 1973

CONCURRENCE AND REPASSAGE

Mr. Davies moved that the Senate do now concur in the amendments by the House to S. F. No. 1187 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 1187: A bill for an act relating to persons with a motor disability; authorizing the use of rubber stamps as the legal signatures of such persons; amending Minnesota Statutes 1971, Section 645.44, Subdivision 14.

Was read the third time, as amended by the House, and placed on its repassage.

The question being taken on the repassage of the bill, as amended,

And the roll being called, there were yeas 59 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Nelson	Schaaf
Arnold	Doty	Kleinbaum	North	Schrom
Ashbach	Dunn	Knutson	Olhoff	Sillers
Bang	Fitzsimons	Kowalczyk	Olson, A. G.	Solon
Berg	Frederick	Krieger	Olson, H. D.	Spear
Bernhagen	Gearty	Larson	Olson, J. L.	Stassen
Borden	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Brown	Hanson, R.	Lewis	Patton	Thorup
Chenoweth	Hughes	Lord	Perpich, A. J.	Ueland
Chmielewski	Humphrey	McCutcheon	Perpich, G.	Wegener
Coleman	Josefson	Milton	Pillsbury	Willet
Conzemius	Keefe, S.	Moe	Renneke	

Messrs. Hansen, Baldy and Novak voted in the negative.

So the bill, as amended, was repassed and its title was agreed to.

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 613: A bill for an act relating to the counties of Lake and St. Louis; requiring the counties to provide toilet facilities and other environmental protection measures along the north shore of Lake Superior during the time when the smelt season is open; annually appropriating money; amending Laws 1971, Chapter 121.

Senate File No. 613 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 26, 1973

Mr. Perpich, A. J. moved that S. F. No. 613 be laid on the table. Which Motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 1507: A bill for an act relating to public welfare; changing the method of determining rates for state hospital care; amending Minnesota Statutes 1971, Section 246.50, Subdivision 5.

Senate File No. 1507 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 26, 1973.

Mr. Borden moved that S. F. No. 1507 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 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.

Senate File No. 118 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 26, 1973.

Mr. Lewis moved that the Senate do not concur in the amendments by the House to S. F. No. 118 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate to act with a like Conference Committee to be appointed on the part of the House. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 627: A bill for an act relating to motor vehicles; licensing and taxation thereof; providing penalties; amending Minnesota Statutes 1971, Sections 168.011, Subdivisions 16 and 17; 168.013, Subdivisions 1, 3, 12, and 15; 168.12, Subdivision 1; and 168.29; repealing Minnesota Statutes 1971, Sections 168.011, Subdivision 24; 168.013, Subdivisions 1a, 10, and 13; 168.015; and 168.165.

Senate File No. 627 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 26, 1973.

CONCURRENCE AND REPASSAGE

Mr. Arnold moved that the Senate do now concur in the amendments by the House to S. F. No. 627 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 627 was read the third time, as amended by the House, and placed on its repassage.

The question being taken on the repassage of the bill, as amended,

And the roll being called, there were yeas 61 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Knutson	Ogdahl	Solon
Arnold	Dunn	Kowalczyk	Oihoff	Spear
Ashbach	Fitzsimons	Krieger	Olson, A. G.	Staszen
Bang	Frederick	Larson	Olson, H. D.	Stokowski
Berg	Gearty	Laufenburger	Olson, J. L.	Tennessee
Bernhagen	Hansen, Mel	Lewis	O'Neill	Thorup
Borden	Hanson, R.	Lord	Patton	Ueland
Brown	Hughes	McCutcheon	Perpich, A. J.	Wegener
Chenoweth	Humphrey	Milton	Perpich, G.	Willet
Chmielewski	Josefson	Moe	Pillsbury	
Coleman	Keefe, S.	Nelson	Renneke	
Conzemius	Kirchner	North	Schaaf	
Davies	Kleinbaum	Novak	Sillers	

Messrs. Hansen, Baldy and Schrom voted in the negative.

So the bill, as amended, was repassed and its title was agreed to.

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

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.

Senate File No. 211 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 27, 1973.

Mr. Dunn moved that the Senate do not concur in the amendments by the House to S. F. No. 211 and that a Conference Committee of 5 members be appointed by the Committee on Committees on the part of the Senate to act with a like Conference Committee to be appointed on the part of the House. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 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.

Senate File No. 733 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 27, 1973

Mr. Coleman moved that S. F. No. 733 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 626: A resolution memorializing the President and Congress to restore 90 percent of parity price supports for agricultural commodities.

Senate File No. 626 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 27, 1973

CONCURRENCE AND REPASSAGE

Mr. Olhofft moved that the Senate do now concur in the amendments by the House to S. F. No. 626 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 626 was read the third time, as amended by the House, and placed on its repassage.

The question being taken on the repassage of the bill, as amended,

And the roll being called, there were yeas 54 and nays 7, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Novak	Schrom
Arnold	Fitzsimons	Knutson	Olhofft	Sillers
Berg	Frederick	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Gearty	Krieger	Olson, H. D.	Spear
Borden	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Chenoweth	Hanson, R.	Laufenburger	O'Neill	Stokowski
Chmielewski	Hughes	Lord	Patton	Thorup
Coleman	Humphrey	McCutcheon	Perpich, A. J.	Ueland
Conzemius	Josefson	Milton	Perpich, G.	Wegener
Davies	Keefe, S.	Moe	Renneke	Willet
Doty	Kirchner	North	Schaaf	

Those who voted in the negative were:

Ashbach	Brown	Keefe, J.	Pillsbury
Bang	Hansen, Mel	Ogdahl	

So the bill, as amended, was repassed and its title was agreed to.

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 1827: A bill for an act relating to the operation of state government for the fiscal year ending June 30, 1973; appropriating money therefor.

Senate File No. 1827 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 27, 1973

Mr. Novak moved that the Senate do not concur in the amendments by the House to S. F. No. 1827 and that a Conference Committee of 5 members be appointed by the Committee on Committees on the part of the Senate to act with a like Conference Committee to be appointed on the part of the House. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 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.

Senate File No. 2166 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 27, 1973

Mr. Novak moved that the Senate do not concur in the amendments by the House to S. F. No. 2166 and that a Conference Committee of 5 members be appointed by the Committee on Committees on the part of the Senate to act with a like Conference Committee to be appointed on the part of the House. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 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

tural 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 1971, Section 373.23.

Senate File No. 2167 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 27, 1973

Mr. Novak moved that the Senate do not concur in the amendments by the House to S. F. No. 2167 and that a Conference Committee of 5 members be appointed by the Committee on Committees on the part of the Senate to act with a like Conference Committee to be appointed on the part of the House. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 1551 and 1642.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 25, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: 924, 1134, 1217, 1307, 1472, 1567, 284, 285, 534, 1664, 1750, 1841, 1903, 641, 1282, 1333, 1515, 1566, 666, 715, 854, 988, 1329, 1699 and 1931.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 26, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 748, 959, 1214, 1319, 1510, 1578, 1829, 874, 1711, 1969, 1579, 1580, 1671, 1727, 1844 and 2154.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 27, 1973

FIRST READING OF HOUSE BILLS

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. 1642: A bill for an act relating to Otter Tail county; authorizing a levy for county extension work.

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.

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.

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.

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. 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. 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. 284: A bill for an act relating to the practice of medicine; physicians, surgeons and osteopaths; licensing thereof; amending Minnesota Statutes 1971, Sections 147.021, Subdivision 1.

H. F. No. 285: A bill for an act relating to health; physicians, surgeons and osteopaths; examination and licensing thereof; amending Minnesota Statutes 1971, Section 147.02, Subdivision 1.

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.

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.

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.

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. 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.

H. F. No. 641: A bill for an act relating to excise taxes; the distribution of unrefunded tax for motor boat purposes and the computation of such unrefunded tax; amending Minnesota Statutes 1971, Section 296.421, Subdivision 4.

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.

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.

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. 1566: A bill for an act relating to education; requiring all special and independent school districts to provide transportation to pupils living two miles or more from school; amending Minnesota Statutes 1971, Section 123.39, Subdivision 1.

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. 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. 854: A bill for an act relating to the designation of a specific route for the great river road in Minnesota; amending Minnesota Statutes 1971, Chapter 161, by adding a section; repealing Minnesota Statutes 1971, Sections 161.143 to 161.147.

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. 1329: A bill for an act relating to tort liability of school districts and certain towns; amending Minnesota Statutes 1971, Section 466.12, Subdivision 4.

H. F. No. 1699: A bill for an act relating to highway traffic regulations; slow moving vehicles, signs required; amending Minnesota Statutes 1971, Section 169.522, Subdivision 1.

H. F. No. 1931: A bill for an act relating to cities of the first class; providing for the transfer of liquor licenses in certain cases; amending Minnesota Statutes 1971, Section 340.57.

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. 959: A bill for an act relating to the town of Canosia; authorizing a tax levy for firemen's relief purposes.

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. 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. 1578: A bill for an act relating to retirement; firemen's service pensions in the village of Sauk Rapids.

H. F. No. 1829: A bill for an act relating to armories; defining armory; amending Minnesota Statutes 1971, Section 193.139, by adding a subdivision.

H. F. No. 874: A bill for an act relating to safety; requiring the safety glazing of certain glass or plastic panels for doors and enclosures; providing a penalty.

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. 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.

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. 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. 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.

Which were read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. Which motion prevailed.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1197: A bill for an act relating to elections; regulating the conduct of campaigns; regulating disclosure of campaign expenditures; limiting certain contributions and expenditures; appropriating money; providing penalties; repealing Minnesota Statutes 1971, Sections 211.02; 211.06; 211.16; 211.17; 211.18; 211.19; 211.20; 211.21; 211.22; 211.23; 211.25; 211.26; and 211.32.

Reports the same back with the recommendation that the bill be amended as follows: 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 unless the context clearly indicates otherwise.

Subd. 2. "Election" means a general, special, primary or special primary election, or a convention or caucus of a political party held to nominate or endorse a candidate.

Subd. 3. "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 this state 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. 4. "Political committee" means any combination of two or more individuals, or person other than an individual, which has as a primary purpose to support or oppose any candidate or to influence the result of an election regulated by the laws of Minnesota.

Subd. 5. "Principal political committee" means the political committee designated by a candidate as the committee which may make expenditures on behalf of said candidate.

Subd. 6. "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 without charge 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. 7. "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 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. 8. "Supervisory officer" means state elections commission with respect to all statewide and legislative candidates.

Subd. 9. "Person" means an individual, partnership, committee, association, corporation, labor organization, and any other organization or group of persons.

Subd. 10. "Affiliated or connected organization" means (a) an organization which is organized by 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. 11. "File" means delivery to the office of state elections commission or in the case of certain filings by persons or political committees 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. 12. "Full Name" and "Name" mean the identification of the person usually given for business purposes.

Subd. 13. "Mailing Address" and "Address" mean apartment or building number, street number, city or town and ZIP code.

Subd. 14. "Occupation and Principal Place of Business, if any" mean, 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. 15. "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. 16. "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.

Subd. 17. "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. 18. "Per capita" means per unit of population.

Subd. 19. "Depository" means any bank, savings and loan association or credit union, organized under federal law or state law and transacting business within Minnesota.

Sec. 2. [ORGANIZATION OF POLITICAL COMMITTEES.] Subdivision 1. Every candidate shall designate and cause to be formed a single principal campaign committee.

Subd. 2. Every political committee shall have a chairman and a treasurer.

Subd. 3. 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. 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. 3. [DEPUTY TREASURERS AND DEPOSITORIES.] Subdivision 1. Any treasurer of a 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. Any treasurer of a political committee may designate not more than one depository in each county in which a campaign is conducted.

Sec. 4. [ACCOUNTS 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 of any person making a contribution in excess of \$10, 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 person 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. 5. [REGISTRATION OF POLITICAL COMMITTEES.] Subdivision 1. The treasurer of a political committee shall register with the state elections commission within five days of the date upon which the committee has received contributions or made expenditures or anticipates receiving contributions or making expenditures totalling \$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, who shall be separate individuals, 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 elections commission by the chairman or treasurer of the political committee within five days of the change.

Sec. 6. [CONTRIBUTIONS.] Subdivision 1. Anonymous contributions in excess of \$10 shall not be accepted by any committee or candidate. If the donor of any anonymous contribution in excess of \$10 is known to the committee or candidate, it shall be returned to the donor. If the donor is not known, the contribution shall escheat to the state and shall become part of and be added to the state elections campaign fund.

Subd. 2. Every person who receives a contribution in excess of \$10 for a political committee shall, on demand of the treasurer, and in any event within five days after receipt of the contribution, render to the treasurer a detailed account thereof, including the amount, the name and the address of the person making the contribution, and the date on which received.

Subd. 3. 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. 4. 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 designated, "Campaign Fund of . . . (name of committee)".

Subd. 5. Deposits shall be made using duplicate deposit slips which show the names of the persons contributing or providing the funds deposited, together with a statement of the amount received from each person or that the money was received in the following ways:

(a) from individual contributors who each contributed \$10 or less;

(b) from a fund raising activity in which goods or services are sold and if the proceeds of the activity, less the cost of goods and services, do not exceed \$200. In such case the treasurer shall indicate that, to the best of his knowledge, no individual contributed more than \$10;

(c) from any function described as or resembling a "pass-the-hat" or a "mass collection" if the proceeds of the function which are not identified as being donated by a specific contributor do not exceed \$200. In such case the treasurer shall indicate that, to the best of his knowledge, no unidentified contributor contributed more than \$10. One copy of the deposit slip will be retained by the depository for its records and one copy will be retained by the treasurer for his records. The depository shall not make public or use for any purpose the names of persons contributing or providing the funds deposited pursuant to this subdivision.

Subd. 6. No person shall make a contribution in the name of another person. No person shall knowingly accept a contribution made by one person in the name of another person.

Subd. 7. Any person violating any provision of subdivisions 1 to 4 of this section shall, upon conviction thereof, be guilty of a misdemeanor. Any person violating any provision of subdivision 6 of this section shall, upon conviction thereof, be guilty of a gross misdemeanor.

Sec. 7. [EXPENDITURES.] Subdivision 1. All expenditures, other than the transfer of funds between political committees, must be authorized by the 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. Any person or political committee which spends an aggregate amount in excess of \$100 on behalf of a candidate must receive from the treasurer of that candidate's principal political committee a prior authorization and certification that the expenditures will not exceed the limits on expenditures imposed by this act.

Subd. 4. The treasurer or deputy treasurer of a political committee may make an authorization for petty cash in any reporting period in a cumulative amount of not more than \$50 per week for statewide races and \$20 per week in legislative races to be used for miscellaneous expenditures. Records for such petty cash accounts shall be kept pursuant to section 4, subdivision 1.

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 political committee or person which solicits or receives contributions or makes expenditures on behalf of any candidate that is not authorized in writing by the candidate to do so shall include a notice

(a) on the face or front page of all literature and advertisements published or posted, and

(b) at the ends of all advertisements placed on broadcasting stations in connection with the candidate's campaign stating that the committee or person is not authorized by the candidate and that the candidate is not responsible for the activities of the committee or person.

Subd. 7. Any person violating any provisions of subdivisions 1, 2, 3, 4 and 6 of this section shall, upon conviction thereof, be guilty of a misdemeanor.

Sec. 8. [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 date 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, the treasurer and deputy treasurer of any political committee shall be personally responsible for all obligations authorized by the treasurer or deputy treasurer.

Sec. 9. [REPORTS.] Subdivision 1. Every treasurer of a political committee shall file the reports required by this section if the committee received contribution 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 elections commission by midnight on 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 does stand for election:
 - 1) June 7
 - 2) August 7
 - 3) 5 days before any primary election in which the candidate stands for election
 - 4) October 7
 - 5) 5 days before any general election in which the candidate stands for election
 - 6) 30 days after the last election in which a candidate stands in a calendar year

(c) In special or special primary elections in which a candidate stands for election:

- 1) 30 days before any special or special primary election
- 2) 5 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 in support of candidates 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, and 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 expendi-

ture 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 elections commission may prescribe and a continuous reporting of their debts and obligations after the election (on the schedule set forth in section 9, subdivision 1) 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 \$3,000 or more or, in any legislative contest, any contribution of \$300 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 other than by contribution to a political committee, in an aggregate amount in excess of \$100 within a calendar year shall file with the supervisory officer 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.

Sec. 10. [REPORTS TO COUNTY AUDITOR.] Subdivision 1. All reports or statements that must be filed with the elections commission by the principal campaign committee of legislative candidates shall also be filed with the county auditor.

Subd. 2. When a legislative district lies in more than one county, copies of the reports and statements referred to in subdivision 1, shall be filed with the county auditor of each county in which the legislative district lies.

Subd. 3. The copies of reports filed with the county auditor need not be verified copies.

Subd. 4. Statements and reports filed with county auditors (a) shall be available for public inspection and copying, and (b) shall be restricted in use in the manner provided for in section 14, subdivision 7, clause (d).

Sec. 11. [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. 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. 5. 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. 6. 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. 7. 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. 8. 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. 9. 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. 12. [CHANGES AND CORRECTIONS.] Any changes in information previously submitted in, and any corrections to a report shall be reported to the elections 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 and shall identify the form and the paragraph containing the information to be changed or corrected.

Sec. 13. [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. 14. [STATE ELECTIONS COMMISSION.] Subdivision 1. There is hereby created a state elections commission which shall be composed of five members. Three of the members shall be appointed by the governor, but no more than two of them shall be members of the same political party. Each of the two political parties, who candidates for governor in the last general election received the highest number of votes in the gubernatorial election, shall appoint one of the two remaining members of the commission.

Subd. 2. Of the original three members appointed by the governor, one shall be appointed for a term of one year, one for a term of three years, and one for a term of five years. The original member appointed by the political party, whose candidate for governor received the highest number of votes cast in the last gubernatorial election, shall be appointed for a term of seven years. The original member appointed by the political party, whose candidate for governor received the second highest number of votes cast in the last gubernatorial election, shall be appointed for a term of nine years. Each of the original terms shall begin on August 1, 1973. All appointments to terms subsequent to the original term except one made to fill a vacancy shall be for terms of nine years. Any appointment to fill a vacancy in an original or subsequent term shall be made in the manner of the original appointment but shall only be for the unexpired term of a member who is being replaced

at a time prior to the end of that member's designated term. All appointments shall be made within 60 days of the date on which a vacancy occurs.

Subd. 3. Three members of the commission shall constitute a quorum and a vacancy in the membership of the commission shall not impair the right of the remaining members to exercise all of the powers of the commission.

Subd. 4. The commission shall hold an organizational meeting within 30 days after August 1, 1973, at which time the members of the commission shall elect a chairman, a vice chairman, and a secretary. The secretary shall keep an appropriate record of all proceedings and actions by the commission. Meetings of the commission shall be at the call of the chairman or at the call of any three members of the commission acting together.

Subd. 5. (a) The commission shall appoint an executive director, who shall be in the unclassified service. The commission may also employ and prescribe the duties of other permanent or temporary personnel as may be necessary to administer this act, subject to appropriation. All personnel shall serve at the pleasure of the commission.

(b) 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.

Subd. 6. Members of the commission shall be:

(a) Compensated at the rate of \$35 per day spent in the performance of their duties, and

(b) Reimbursed for expenses incurred in the performance of their duties at the same rate as other state officers and employees.

Subd. 7. The commission shall:

(a) Prescribe forms for statements and reports required to be filed under this act and make the forms available to persons required to file the statements and reports;

(b) Make available to the persons required to file the reports and statements a manual, setting forth recommended uniform methods of bookkeeping and reporting;

(c) Develop a filing, coding, and cross-indexing system consonant with the purposes of this act;

(d) Make the reports and statements filed with it available for public inspection and copying, commencing as soon as practicable but not later than the end of the second day following the day during which it was received, and to permit copying of any report or statement by hand or by duplicating machine, as requested by any person, at the expense of the person; 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 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—political, social, charitable, religious, or otherwise;

(e) Preserve reports and statements for a period of six years from date of receipt;

(f) Compile and maintain a current list of all statements or parts of statements pertaining to each candidate;

(g) Prepare and publish reports as it may deem appropriate;

(h) Prescribe as necessary, suitable rules and regulations to carry out the provisions of this act.

Subd. 8. The commission may make audits and field investigations with respect to statements and reports filed under the provisions of this act and with respect to alleged failures to file any statement or report required under the provisions 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, vouchers, cancelled checks, bills, invoices, worksheets and receipts, and the answering under oath of its lawful inquiries.

Sec. 15. 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 a candidate in a primary election, wins the primary election, and his opponent or opponents in said election, between them receive more than 30 percent of the vote cast in that election, the winning candidate shall have added to the aggregate amount which may be expended by or on behalf of that candidate an amount equal to one sixth of the amount which may be spent by or on behalf of that candidate as set forth in subdivision 2 of this section or the amount actually expended by or on behalf of that candidate 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 or on behalf of that candidate an amount equal to 20 percent of the amount which may be spent by or on behalf of that candidate 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.

(d) Any expenditure charged against those amounts allowed by this subdivision, by or on behalf of any candidate, for goods and services that are used in whole or in part during an election year in which the candidate is on the ballot, shall be treated, at their fair market value in that election year, as expenditures in that election year.

Subd. 7. On or before January 31 of each election year, the state election 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 election 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. 16. [TRANSFERS OF FUNDS.] Subdivision 1. A transfer of funds from any political committee other than a political party, 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. 17. [ADDITIONAL LIMITATIONS.] Subdivision 1. No political party shall make expenditures during any calendar year in an amount in excess of 15 cents per capita or \$600,000 whichever is greater.

Subd. 2. No political party or political committee except the principal political committee of a candidate shall make expenditures, on behalf of a candidate or transfer of funds to the principal political committee of candidate, in an amount in excess of ten percent of the amount that may be spent by or on behalf of that candidate as set forth in section 15.

Subd. 3. If a political party makes expenditures on behalf of any candidate directly and not by transfer to the principal political committee of the candidate on whose behalf the expenditures are being made, the expenditure shall be in addition to the aggregate amount that may be spent by or on behalf of that candidate as set forth in section 15.

Subd. 4. Expenditures by a political party on behalf of candidates of that party generally, without referring to any of them specifically, in any advertisement published or posted, on any broadcast or in any telephone conversation, if that conversation refers to three or more candidates, shall not be subject to the limitations of section 17, subdivisions 2 and 3.

Subd. 5. No person, including the candidate, who has spent an aggregate amount in excess of \$100 on behalf of any candidate may make any additional charge or expenditure for any goods or services to be used by or on behalf of any candidate unless the treasurer of the principal political committee of that candidate certifies to the person that the payment will not violate the provisions of this act placing limits on expenditures by or on behalf

of any candidate. These expenditures in an aggregate amount in excess of \$100 shall be counted against the spending limitations on the principal political committee of that candidate.

Sec. 18. [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 information 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 15, subdivision 2, and section 17, 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 section 15, subdivision 2, and section 17, 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 for the preceding general election.

Sec. 19. [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. 20. [DESIGNATION OF INCOME TAX PAYMENTS.] 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 into 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.

(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 monies 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 are annually appropriated for distribution as set forth in subdivisions 5, 6, 7 and 8.

Subd. 5. The monies accumulated in the several accounts of the state elections campaign fund, shall be allocated and distributed in the following manner: In each fiscal year, 10 percent of the monies 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 monies in each account other than the general account shall be set aside for candidates for statewide office.

(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; and 15 percent each shall be distributed to the candidates for secretary of state, state treasurer, state auditor, and attorney general. 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 the same proportions as provided in clause (b), 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 monies 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 the same proportions as provided in clause (b), 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 monies in each account other than the general account shall be set aside for candidates for state representative.

(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 the same proportions as provided in clause (b), to each candidate who received at least five percent of the votes cast for the office for which he was a candidate.

Sec. 21. [CONDITIONS ON RECEIVING MONEY FROM STATE FUND.] 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 campaign 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 receives 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 (statewide office, state representative and state senator), the monies which would be used for distribution to that category or categories shall be transferred to the general account.

Subd. 5. The state elections commission shall prescribe the rules and regulations necessary to facilitate the distribution of monies in the state election campaign fund.

Sec. 22. [PUBLIC FINANCING, WHEN AVAILABLE.] The provisions of Section 20, subdivisions 5, 6, 7, 8 and Section 21, shall apply only to primary elections preceding a statewide general election and statewide elections and specifically do not include special elections, special primary elections, conventions or caucuses of a political party.

Sec. 23. [CIRCUMVENTION PROHIBITED.] Any attempt by a person to circumvent disclosure as provided for in this act, by redirecting funds through another person is a gross misdemeanor.

Sec. 24. [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 elections commission.

Subd. 3. The state elections commission, the attorney general or the county attorney may seek an injunction in the district court to enforce the provisions of this act upon application by any citizen of this state.

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.

Subd. 5. Unless otherwise provided in this act, a violation of any section of this act is not a crime.

Sec. 24. [PENALTY FOR EXCEEDING LIMITS.] Any principal political committee or political party that makes expenditures in excess of the limitations imposed by sections 15 and 17 shall be subject to a fine equal to three times the amount by which its expenditure exceeded the limit. If the attorney general has reason to believe that a principal political committee or political party has made such excess expenditures, he shall bring an action in the district court of Ramsey County to impose this penalty. All moneys recovered pursuant to this section shall be deposited in the state elections campaign fund.

Sec. 25. [APPROPRIATIONS.] Subdivision 1. There is hereby appropriated to the secretary of state from the general fund \$..... for the purposes of this act.

Subd. 2. There is hereby appropriated to the state elections commission from the general fund \$..... for the purposes of this act.

Sec. 26. Minnesota Statutes 1971, Sections 210.18, 210.19, 210.20, 211.06, 211.16, 211.17, 211.19, 211.20, 211.21, 211.22, 211.25, and 211.32 are repealed."

Further amend the title as follows:

Line 8 after "Sections" strike "211.02; 211.06;" and insert in lieu thereof "210.18; 210.19"

Strike lines 9 through 11 and insert in lieu thereof: "210.20; 211.06; 211.16; 211.17; 211.19; 211.20; 211.21; 211.22; 211.25 and 211.32."

And when so amended the bill do pass and be re-referred to the Committee on Governmental Operations. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 21: A bill for an act relating to insurance; continuation of group insurance coverage upon termination of employment; amending Minnesota Statutes 1971, Section 62A.10, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. [APPLICABILITY.] The provisions of this act shall apply to all group policies or subscriber contracts providing care or 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, nonprofit health service plan corporations regulated under Minnesota Statutes, Chapter 62C, and health maintenance organizations regulated under any health maintenance organization enabling act enacted in 1973.

Sec. 2. Subdivision 1. [CONTINUATION OF COVERAGE.] Every group policy or subscriber contract purchased by an employer (other than an agency of the federal government) shall contain a provision which continues coverage for every covered employee, including dependent coverage, if any, for a period of six months following termination of employment for any reason, on the same basis and at the same rates in effect for covered employees.

Subd. 2. [RESPONSIBILITY OF EMPLOYEE.] Every employee electing to continue coverage upon termination of employment shall pay his former employer, on a monthly basis, the cost of continued coverage determined in accordance with subdivision 1.

Subd. 3. [RESPONSIBILITY OF EMPLOYER.] Every employer shall, upon the termination of employment of any covered employee, notify the employee of the option provided by this act, and shall continue the coverage of any employee who so elects and makes payments as provided in subdivision 2.

Sec. 3. The commissioner of insurance may, pursuant to the administrative procedures act, promulgate rules to implement this section.”

Further amend the title as follows:

Line 2, after the semicolon and before “continuation” insert “group hospital and medical coverage;”

Line 3, strike “insurance”

Line 4, strike “; amending” and insert a period

Strike lines 5 and 6

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1895: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 7, strike "[60A.065]"

Page 1, line 10, after "insurance" 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" 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:

Page 1, line 2, after "to" insert "health benefits provided through nonprofit health service plans and"

Page 1, line 3, strike "insurance"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 2041: 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1188: A bill for an act relating to commerce; limiting deficiency judgments in consumer transactions.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 8, strike "\$5,000" and insert "\$2,000"

Page 2, after line 23, add a section to read:

"Sec. 4. [EFFECTIVE DATE.] This act shall be effective as to all consumer credit transactions entered into after July 31, 1973."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1087: A bill for an act relating to accident and health insurance; providing that references in a policy to "physicians" shall include dentists performing consultation or surgical procedure; amending Minnesota Statutes 1971, Section 62A.03, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Subdivision 1. [APPLICABILITY.] The provisions of this section shall apply to all individual or 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. [DENTISTS; SURGICAL PROCEDURES.] The word "physician" when used in any policy or contract referred to in subdivision 1 providing for the payment for surgical procedures, or consultation relative thereto while the patient is in a hospital, office, outpatient facility, nursing home, or extended care unit, shall include a dentist performing such procedures or services within the scope of his professional license."

Further amend the title as follows:

Line 2 after "to" and before "accident" insert "health care coverage provided by nonprofit health service plan corporations and"

Line 3 after "insurance" and before the semicolon insert "companies"

Line 6 strike "; amending Minnesota" and insert a period

Strike lines 7 and 8

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 283: A bill for an act relating to education; school board membership in certain associations; requiring filing of financial statements; amending Minnesota Statutes 1971, Section 123.12, Subdivision 12.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 8, strike "123.12" and insert "123.33"

Page 1, line 9, strike "12" and insert "10"

Page 1, line 10, strike "12" and insert "10"

Page 1, line 12, strike "board" and insert "boards"

Page 1, line 21, delete "semiannual" and insert "annual"

Page 1, line 23, delete "January 15 and July 15" and insert "October 1"

Page 1, line 24, delete "beginning July 15, 1973" and after the period insert:

"The statements to the commissioner shall be made on forms prescribed by him no later than 30 days after the close of the fiscal year for the associations in 1973, and no later than July 15 of each year thereafter."

Page 1, after line 24 add new sections as follows:

"Sec. 2. Minnesota Statutes 1971, Section 123.33, Subdivision 14, is amended to read:

Subd. 14. The school board of any school district of this state by a two-thirds vote may become a member of an association of vocational schools and may appoint one or more of its members to attend the annual meeting of such association. The amount of annual membership dues in the association and actual and necessary expenses incurred in attending such meeting shall be paid as other expenses of the district are paid. *The school board of any school district of this state may maintain such membership and pay membership dues only in the event the association files annual financial statements showing detailed expenditures and receipts with the commissioner of education no later than October 1 of each year. The statements to the commissioner shall be made on forms prescribed by him no later than 30 days after the close of the fiscal year for the association in 1973, and no later than July 15 of each year thereafter.*

Sec. 3. *This act is effective July 1, 1973."*

Further amend the title on page 1, line 6, after "Section" by striking "123.12, Subdivision 12" and inserting "123.33, Subdivisions 10 and 14"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, strike "*assure that all infants are kept under*" and insert in lieu thereof: "*staff it to assure that all infants are kept in continual attendance by properly trained personnel at all times the infants are in the nursery.*"

Page 1, strike lines 17-18

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was re-referred

S. F. No. 1268: A bill for an act relating to Hennepin county; medical care for the poor; amending Laws 1963, Chapter 738, Section 1, Subdivision 2.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

Senate Resolution No. 26: A senate resolution urging that the United States Customs Bureau direct all its activities in Minnesota from a central office in Duluth.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 6 through 23 and insert in lieu thereof the following:

“WHEREAS, Customs District No. 34 includes the territory of all of the states of North Dakota and South Dakota and the Minnesota Counties of Kittson, Roseau, Lake of the Woods, Marshall, Polk, Beltrami, Red Lake and Pennington, including the Minnesota custom ports of Noyes, Lancaster, Pine Creek, Roseau, Warroad and Baudette, all of which is under the administration of the District Office at the customs port of Pembina, North Dakota; and

WHEREAS, the District No. 36 Office at the customs port of Duluth, Minnesota, is better equipped and has the disposition to effect fair and adequate administration over the said Minnesota territory; now, therefore,

BE IT RESOLVED, that the United States Secretary of the Treasury be requested to transfer the territory within the State of Minnesota comprising the counties of Kittson, Roseau, Lake of the Woods, Marshall, Polk, Red Lake and Pennington, and the customs ports of Noyes, Lancaster, Pine Creek, Roseau, Warroad and Baudette, from Customs District No. 34 under the administration of the District Office at the Customs Port of Pembina, North Dakota, into Customs District No. 36 under the administration of the District Office at the Customs Port of Duluth, Minnesota.

BE IT FURTHER RESOLVED, that the Secretary of the Senate transmit copies of this resolution to the United States Secretary of the Treasury, the United States Commissioner of Customs, the Regional Commissioner of the Ninth Region of the Customs Bureau, the District Directors of Customs at Duluth and Minneapolis and the Minnesota senators and representatives in Congress.”

And further amend the title as follows:

Page 1, strike lines 2 through 5 and insert in lieu thereof the following: “requesting the United States Secretary of the Treasury to transfer the territory within the state of Minnesota from customs District No. 34, under the administration of the district office at the customs port of Pembina, North Dakota, to customs district No. 36, under the administration of the district office at the customs port of Duluth, Minnesota”

And when so amended the resolution do pass. Amendments adopted. Report adopted.

Mr. Coleman, pursuant to Rule 35, requested that Senate Resolution No. 26 be re-referred to the Committee on Rules and Administration. So Senate Resolution No. 26 was re-referred to the Committee on Rules and Administration.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 825: A bill for an act relating to motor vehicles; safety responsibility of owners and operators of motor vehicles; security requirements; amending Minnesota Statutes 1971, Sections 170.21, Subdivision 3; 170.26; 170.27; 170.32; and 170.34, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 185: A bill for an act relating to education; providing for scholarship grants to medical students who agree to practice in rural communities; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

“Section 1. The state of Minnesota may provide loans in lieu of certain state funds for the cost of the education and living expenses during the time the recipient is enrolled in an accredited medical school in the state of Minnesota, or accredited school of osteopathy the graduates of which are eligible for licensure in Minnesota, if the recipient agrees in writing to practice medicine or osteopathy in a rural community in Minnesota designated as an area in need of medical doctors or osteopaths by the higher education coordinating commission. Each recipient shall execute a note to the state payable on demand for the amount of the loan with interest at six percent per annum payable when the principal is paid. The principal and interest shall be forgiven after the recipient has practiced medicine or osteopathy for five years in an area in need of medical doctors or osteopaths as designated by the higher education coordinating commission. If the recipient fails to fulfill the obligation to practice, the outstanding principal and subsequent interest shall be payable according to terms approved by the higher education coordinating commission. Assistance may be granted for not more than four years in an amount that the commission determines sufficient for the purposes of this act, not to exceed \$6,000 per year. The commission may delay the time for beginning practice not more than four years after the recipient has qualified to practice if the recipient wishes to seek additional medical or osteopathic training.

Sec. 2. There is appropriated \$360,000 for the biennium to the higher education coordinating commission from the general fund for the purpose of this act.

Sec. 3. This act becomes effective the day following final enactment.”

Further amend the title as follows:

Line 3, strike "scholarship grants" and insert in lieu thereof "loans"

Line 3, after "medical" and before "students" insert "and osteopathy"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 464: 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.

Reports the same back with the recommendation that the bill be amended as follows:

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 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 drugs 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 container 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, a licensed doctor of podiatry, 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 herinbefore 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, *monies*, 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 is 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 monies 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 Schedule 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 or cultivators are unknown, or which are wild growths, may be seized and summarily forfeited to the state.

Sec. 13. 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.*"

Amend the title by striking lines 1 through 8 and insert in lieu thereof the following:

"A bill for an act relating to controlled substances; defining terms; scheduling substances and establishing rescheduling procedures; right 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."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1074: A bill for an act relating to highways; approaches to certain highways; furnishing of culverts; repealing Minnesota Statutes 1971, Section 160.18, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 7 and 8 and insert in lieu thereof:

"Section 1. Minnesota Statutes 1971, Section 160.18, Subdivision 1, is amended to read:

160.18 [ACCESS TO ROADS; APPROACHES.] Subdivision 1. [CULVERT TO BE FURNISHED ON EXISTING HIGH-

WAYS.] Except when the easement of access has been acquired, the road authorities as to highways already established and constructed shall *may* furnish one substantial culvert to an abutting owner in cases where the culvert is necessary for suitable approach to such highway."

Further amend the title in line 4, strike "repealing" and insert in lieu thereof "amending"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was re-referred

H. F. No. 574: A bill for an act relating to motor vehicles; maximum length of motor vehicle transport vehicles; amending Minnesota Statutes 1971, Section 169.81, by adding a subdivision.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1615: 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, Subdivision 4, and by adding a subdivision; 353.31, Subdivisions 1 and 8, and by adding a subdivision; 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 3 and 6; 353.657, Subdivisions 1, 2, and 3, and by adding a subdivision; 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.-01, Subdivisions 24 and 30; 353.015; 353.07; 353.13; 353.26; 353.27, Subdivision 5; 353.28, Subdivisions 2, 3, 4, 7, 9, and 10; 353.30, Subdivisions 3; 353.31, Subdivisions 2, 3, 4, 5, 6, 7, 10, and 11; 353.32, Subdivision 3; 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; and 353.68, Subdivisions 2, 3, 5, 6, 7, 8, and 9.

Reports the same back with the recommendation that the bill be amended as follows:

Page 11, line 11, restore stricken language, except for the word, "actually"

Page 11, lines 12 and 13, restore stricken language and delete new language

Page 11, lines 18, 19 and 20, restore stricken language, except for "his" at the end of the line and delete new language

Page 14, line 16, strike the word "widow", delete the new language and in lieu thereof insert the word "spouse"

Page 14, line 18, at the end of the line add the words "who was"

Page 14, line 19, restore the stricken language

Page 14, line 20, restore the stricken language before the stricken word "his" and restore the stricken word "support"

Page 16, after line 20, add the following new language:

Subd. 34. [ADDITIONAL EMPLOYER CONTRIBUTION; LIMITED.] "Additional employer contribution" except as such term applies to the police and fire fund, means an amount to be applied to the unfunded obligation for prior entry age normal level contribution requirements accumulated to date as determined in accordance with section 356.21. This contribution shall be made from funds available to the employing governmental subdivision; provided, however, that when the contribution payable after June 30, 1973 is in an amount equal to \$85,363,639 plus interest thereon at the rate of seven percent per annum compounded annually, this contribution shall cease."

Page 16, line 26, strike "12" and insert in lieu thereof "13"

Page 16, line 27, strike the last word "the"

Page 16, strike line 28

Page 17, line 1, strike the words, "treasurer, and", and insert in lieu thereof "three trustees, one of whom shall be designated by each of the following associations, Minnesota School Boards Association, League of Minnesota Municipalities, and Association of Minnesota Counties,"; and strike the word, "other"

Page 17, line 3, after the word "association" add ", and one trustee who shall be a retired annuitant elected by other annuitants."; strike the words, "by mail ballot"; delete the new language ", and who" and insert in lieu thereof "Elected trustees"

Page 17, line 9, after the word, "fund" add "and in the case of a retired annuitant, a nominating petition signed by 25 or more such annuitants"

Page 17, line 13, after the word, "distribute", add the words, "by mail"; after the word, "members", add the words, "and annuitants"; strike the words, "a ballot", and insert in lieu thereof "ballots"

Page 18, line 1, strike the word, "member's"

Page 18, lines 2 and 3, strike the words "ex officio members of the board", and insert in lieu thereof "secretary of state"

Page 36, lines 18 and 19, strike the words " , if it is other than a school district,"

Page 38, line 31, at the end of the line add "for the first 10 years and thereafter by 2.5 percent per year of allowable service"

Page 38, line 33, delete "1.1" and insert in lieu thereof "one"; at the end of the line add "for the first 10 years and thereafter by 1.5 percent per year of allowable service"

Page 40, after line 27, add the following new language:

"Sec. 46. Minnesota Statutes 1971, Section 353.30, Subdivision 3, is amended to read:

"Subd. 3. [OPTIONAL ANNUITIES.] The board of trustees shall establish optional annuities at retirement which shall take the form of an annuity payable for a period certain and for life thereafter, or as a joint and survivor annuity. Such optional forms shall be actuarially equivalent to the forms provided in section 353.29 and this section. In establishing those optional forms the board shall obtain the written recommendation of an approved actuary and these recommendations shall be a part of the permanent records of the board. 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 24, strike lines 24 through 28 and on page 44 strike lines 1 through 12

Page 45, line 10, delete the new language "from the beginning of the third" and insert in lieu thereof "after one"

Page 50, lines 26 and 27, delete the new language "from the beginning of the third" and insert in lieu thereof "after one"

Page 55, after line 15, add the following new language:

"Subd. 2c. [REFUND OF ADDITIONAL PAYMENTS MADE ON TOTAL SALARY.] Any member who elected to pay additional contributions and interest based on total salary received in excess of prior salary limitations may make application to the board of trustees for return of the total amount so paid, but not less than the total amount of such contributions and interest; provided, however, said amount shall be so returned without interest thereon. Any member who accepts a refund hereunder shall thereby relinquish all contributory credit with respect to payments which were made on total salary. No matching amount paid by the employer, or assumed by the employer pursuant to certification, shall be repaid."

Page 61, strike lines 17 through 24

Page 62, line 25, delete "*sections 353.654 and 353.655*" and insert in lieu thereof "*the law in effect on June 30, 1973*"

Page 63, after line 2, add the following:

"Sec. 75. Minnesota Statutes 1971, Section 353.656, Subdivision 1, is amended to read:

"353.656 [DISABILITY BENEFITS.] Subdivision 1. [DISABILITY IN LINE OF DUTY.] Any member of the police and fire fund less than 55 years of age, who shall become disabled and physically unfit to perform his duties as a police officer or fire fighter subsequent to June 30, ~~1971~~ 1973, as a direct result of an injury, sickness, or other disability incurred in or arising out of an act of duty, which shall render him physically or mentally unable to perform his duties as a police officer or fire fighter, 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 police officer or fire fighter from which deductions were made for contribution to the police and fire fund multiplied (a) by in an amount equal to 50 percent of the "average salary" pursuant to section 74 of this act and, (b) by plus an additional two percent of said "average salary" for each year of service in excess of 20. *Should disability under this subdivision occur before the member has at least five years of allowable service credit in the police and fire fund, the disability benefit shall be computed on the "average salary" from which deductions were made for contribution to the police and fire fund.*"

Page 64, line 3, after the stricken language, add: "*Any disabled person who becomes age 55 after June 30, 1973, shall have his annuity computed in accordance with the law in effect on July 1, 1973.*"

Page 66, strike lines 8 through 22

Page 72, line 20, delete "*353.30, Subdivision 3;*"

Page 72, line 26, delete "*and*"

Page 72, line 27, after "9" delete the comma and insert "*; and 355.301*"

Renumber sections

Amend the title as follows:

Page 1, line 23, after "*353.30*" strike "*Subdivision*" and insert in lieu thereof "*Subdivisions 3 and*"

Lines 25 and 26, strike "*;and by adding a subdivision*"

Lines 33 and 34, strike "*and by adding a subdivision*"

Line 35, after "*Subdivisions*" add "*1,*"

Lines 36 and 37, strike "*, and by adding a subdivision*"

Lines 45 and 46, strike "*353.30, Subdivision 3;*"

Line 55, delete "and"

Page 2, line 1, strike the period after "9" and insert "; and 355.301."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1651: A bill for an act relating to public health and welfare, family planning; providing for the dissemination of contraceptive devices, procedures, information and other family planning services; imposing certain duties on various departments of state; repealing Minnesota Statutes 1971, Section 617.251.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. [CITATION.] Sections 1 to 8 may be cited as the "Minnesota Family Planning Act".

Sec. 2. [POLICY AND PURPOSE.] The legislature finds that an unwanted pregnancy and subsequent abortion performed for the sole purpose of terminating an unwanted pregnancy is detrimental to the physical, mental and social well being of the citizens of the state. Furthermore, the legislature finds that the establishment of family planning services and the removal of restrictions on contraceptive information and procedures are means of avoiding unwanted pregnancy which are effective and compatible with individual ethical values.

Sec. 3. [DEPARTMENT OF HEALTH; RESPONSIBILITIES.] Subdivision 1. The Minnesota state department of health shall:

(a) compile, keep current and publish a comprehensive directory of board of health approved public and private family planning services available in this state;

(b) offer and provide training programs for state employees who are in regular contact with and counsel persons who do, or are likely to, desire family planning services; these training programs shall be designed to provide employees with complete information regarding family planning and contraception; and

(c) develop family planning programs in consultation and coordination with other family planning agencies in this state.

Subd. 2. [FAMILY PLANNING CENTERS.] The state board of health shall cause the establishment and operation of family planning centers throughout the state. The centers shall provide counseling, contraceptive and referral services as well as outreach programs. The board shall, pursuant to the administrative procedures act, promulgate rules concerning the operation of the centers. The board may operate the centers directly or may con-

tract with public or nonprofit organizations for the provision of services.

Sec. 4. [DEPARTMENT OF EDUCATION; RESPONSIBILITIES.] Subdivision 1. The state department of education shall develop curricula for the instruction of school pupils in matters relating to family life education, including family planning and contraceptive procedures and devices, and shall establish teacher training programs relative to this instruction.

Subd. 2. The department of education shall require that local school districts provide family life education and information on family planning and contraceptive procedures which shall be available at each public school upon request by teachers, parents, or students, with the concurrence of the parents.

Sec. 5. [DEPARTMENT OF PUBLIC WELFARE; RESPONSIBILITIES.] The department of public welfare shall, pursuant to the provisions of P.L. 92-603, make available, upon request, contraceptive devices and information concerning family planning services.

Sec. 6. [INDIVIDUAL RIGHTS; MEDICAL PRIVILEGES.] Subdivision 1. The refusal of any person to accept family planning services shall in no way affect the right of such person to receive public assistance of public health services or to avail himself of any public benefit.

Subd. 2. The employees of the agencies engaged in the administration of the provisions of this act shall recognize that the right to make decisions concerning family planning and birth control is a fundamental personal right of the individual, and nothing in this act shall in any way abridge such individual right, nor shall any individual be required to state his reason for refusing the offer of family planning services.

Subd. 3. No condition shall be imposed upon the application for or receipt by any person of family planning services provided by any public department or agency, except that such person may be referred to a licensed physician.

Subd. 4. No unit of state or local government, or any hospital, medical center, clinic or pharmacy which is licensed by or otherwise authorized to do business in this state shall have or impose any policy which shall interfere with the physician-patient relationship of any physician or patient who desires to use or dispense any medically acceptable contraceptive procedure, other than abortion, device or information. Provided, however, that the provisions of this subdivision shall not be construed to require any natural person to provide or consult concerning contraceptive procedures, devices or information.

Sec. 7. [ADVERTISING AND SALE OF CONTRACEPTIVE DEVICES.] Notwithstanding any other provision of law or rule or regulation of any state department, agency, board, commission, or of any political subdivision of the state to the contrary, it shall be lawful for any person to advertise and sell in this state in accordance with federal regulations, any contraceptive device.

Sec. 8. "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. 9. 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.

Sec. 10. [APPROPRIATIONS.] Subdivision 1. There is hereby appropriated to the state department of health from the general fund \$. for the purposes of this act.

Subd. 2. There is hereby appropriated to the state department of education from the general fund \$. for the purposes of this act.

Sec. 11. [REPEALER.] Minnesota Statutes 1971, Sections 617.251 is repealed."

Amend the title as follows:

Line 7, after "state;" insert "appropriating money;"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was re-referred

S. F. No. 740: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 23, after line 16, add a new subdivision 3 as follows:

"Subd. 3. The state environmental quality standards referred to in section 10, subparagraph (6) above, for the subdivision and development of land in this state shall be established by the environmental quality council. Thereafter, the commissioner shall be required to include such standards in the rules and regulations promulgated pursuant to section 19 hereof."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1464: A bill for an act relating to agriculture; regulation of wholesale produce dealers; creating a produce insolvency account and imposing assessments therefor; appropriating money; amending Minnesota Statutes 1971, Sections 27.001; 27.01, Subdivisions 5, 8, and 9, and by adding a subdivision; 27.04; and Chapter 27, by adding sections.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 12 to 32 and page 2, strike lines 1 through 8, and insert in lieu thereof:

“Section 1. Minnesota Statutes 1971, Section 27.001, is amended to read:

27.001. [PUBLIC POLICY.] The legislature recognizes that perishable agriculture products are important sources of revenue to a large number of citizens of this state engaged in producing, processing, manufacturing, or selling such products and that such products cannot be repossessed in case of default. It is therefore declared to be the policy of the legislature that certain financial protection *in the form of a corporate surety bond* be afforded those who are producers on the farm; farmer cooperatives exempted from wholesale produce dealers licensed by reason of Laws 1969, Chapter 471; Minnesota licensed wholesale produce dealers, including the retail merchant purchasing produce directly from farmers; ~~and non profit organizations producing agricultural produce for resale and brokers licensed as a wholesale produce dealer to do business in the state.~~ *In addition, it is recognized that the farmer is in need of additional financial protection since he must rely upon sound marketing practices of a licensed and bonded wholesale produce dealer who has access to commercial sources of credit references not readily available to farmers. Therefore, additional resources beyond the proceeds of the bond are hereby declared to be made available to farmers when the required Wholesale Produce Dealers Bond is insufficient or where due to insolvency, the available resources are insufficient to cover the claims against the wholesale produce dealer.* The provisions of this chapter which relate to perishable agricultural commodities shall be liberally construed to achieve these ends and shall be administered and enforced with a view to carrying out the above declaration of policy.”

Page 2, after line 8, insert:

“Sec. 2. Minnesota Statutes 1971, Section 27.01, Subdivision 2, is amended to read:

Subd. 2. [PRODUCE.] The term “produce” includes:

- (a) Perishable fresh fruits and vegetables;
- (b) Milk and cream and products manufactured therefrom;
- (c) Poultry and poultry products;
- (d) Wool, hides, and veal;

(e) *Perishable unmatured feedstuffs.*"

Page 3, line 28, after "deals" and before "in" insert "only"

Page 4, line 1, strike "only" and insert in lieu thereof "*which is no longer deemed to be "perishable". Packaged dairy products in their finished state shall not be deemed "perishable"*"

Page 4, line 4, strike "\$200" and insert in lieu thereof "\$500"

Page 6, line 17, strike "20" and insert in lieu thereof "30"

Renumber the sections

Further, amend the title as follows:

Page 1, line 7, after "Subdivisions" and before "5" insert "2,"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1591: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, after "*Subd. 1b.*", strike "*If a veterinarian examines a domestic animal*"

Page 1, strike all of lines 12 through 24, and insert in lieu thereof: "*(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 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 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."

Page 2, line 18, after "that", strike "a"

Page 2, strike all of lines 19 through 23, and insert in lieu thereof *"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."

Page 2, line 24, strike "(c)" and insert in lieu thereof "(d)"

Page 4, after line 2, add:

"Sec. 3. Minnesota Statutes 1971, Section 35.82, Subdivision 1a, is repealed."

Amend the title as follows:

Page 1, line 7, after "subdivision" and before the period insert "; repealing Minnesota Statutes 1971, Section 35.82, Subdivision 1a"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1242: A bill for an act relating to insurance; requiring employers and insurers to continue group accident and health policy benefits to disabled employees.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, after "disability" insert "or became totally disabled by reason of illness"

Page 1, line 14, after "providing" insert ", offering"

Page 1, line 15, after "employee" insert "who was so enrolled for the coverage"

Page 1, line 17, after "injured" insert "or ill"

Page 1, line 19, strike "following his injury or" and insert "of such disability and"

Page 1, line 20, strike "following his injury" and insert "of such disability"

Page 1, line 20, strike "injured"

Page 1, line 23, after "be" insert "or reasonably become"

Page 2, line 17, strike "a situation" and insert "absence"

Page 2, line 18, strike "created" and insert "caused"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1316: A bill for an act relating to insurance: providing continuing group accident and health coverage for survivors of a deceased employee.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, after "providing" insert ", offering"

Page 1, line 13, after "employee" insert "who was so enrolled for the coverage"

Page 1, line 27, after "spouse" strike "," and insert "and/or"

Page 1, line 28, after "child" strike "under the age of 18 years and, if residing in the home" and insert "or children as defined by the group insurance policy."

Page 1, strike lines 29 and 30

Page 2, line 13, strike "costs" and insert "entire cost"

Page 2, line 14, strike "for one year, as follows:" and insert ". Failure of the survivor to make premium payments in advance to the employer shall be a basis in itself for the termination of the coverage without the written consent heretofore required for such termination."

Page 2, strike lines 15 through 28

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1897: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 26, strike "as"

Page 1, line 26, following "commission" strike "the" and insert in lieu thereof: ". In addition, there shall be ex officio representation, without vote, from the Division of Vocational Rehabilitation of the Department of Education, from the Division of Mental Retardation Services and Services for the Blind Section of the Department of Public Welfare and from other divisions and sections in

state government which are directly concerned with services for handicapped persons."

Page 1, strike line 27

Page 1, line 28, strike "concerned with services for handicapped persons."

Page 6, following line 25, add a section to read:

"Sec. 5. Minnesota Statutes 1971, Sections 4.08 and 121.34 are repealed."

Amend the title as follows:

Line 7, after "money" and before the period insert "; repealing Minnesota Statutes 1971, Sections 4.08 and 121.34."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was re-referred

S. F. No. 1448: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 22, strike "seven" and insert "five"

Page 1, line 22, strike "six" and insert "four"

Page 1, line 23, after "senate" strike the comma and insert a period

Page 1, strike lines 24 through 32

Page 1, line 33, strike "advisory committee" and insert "No more than two members appointed by the governor shall belong to the same political party. Appointments to a vacancy shall be made in the same manner as other appointments, and shall be for the unexpired term"

Page 1, line 33, strike "hereby"

Page 1, line 34, strike "created"

Page 2, line 2, strike "have had formal"

Page 2, strike lines 3 through 7 and insert "*not be required to, have specific or professional attainment, but shall be selected on the basis of sound judgment and the ability to consider both the needs of persons over whom the authority has jurisdiction and the safety of the public. Among the members appointed by the governor, there shall be at least one woman, one man, and one member of a racial minority.*"

Page 2, line 10, after the colon, strike "*two members*" and insert "*one member*"

Page 2, line 11, after "*years;*" and before "*for four years;*" strike "*two members*" and insert in lieu thereof "*one member*"

Page 2, line 13, strike "*; with*" and insert a period

Page 2, line 13, after "*members*" and before "*eligible*" insert "*shall be*"

Page 2, line 13, after "*reappointment*" insert a period.

Page 2, line 14, strike "*except upon good cause shown.*"

Page 2, line 15, strike "*each member*" and insert "*it*"

Page 2, line 15, strike "*hold*"

Page 2, line 16, strike "*over after the expiration of his term*" and insert "*continue*"

Page 2, line 17, strike "*shall have*" and insert "*has*"

Page 2, line 20, strike "*24,000*" and insert "*20,000*"

Page 2, line 23, strike "*provided,*"

Page 2, strike line 24

Page 2, line 25, strike "*salary commensurate with*" and insert "*which shall not be less than*"

Page 3, strike lines 8 through 11 and renumber subsequent subdivisions accordingly

Page 4, line 1, strike "*and*" and insert "*, including but not limited to those*"

Page 4, line 3, strike "*the juvenile courts and*"

Page 4, line 8, strike "*youth*"

Page 4, line 9, strike "*and adult*"

Page 4, strike lines 13-17 and insert in lieu thereof:

"*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."

Page 5, line 23, following "authority" insert "*and the commissioner of corrections*"

Page 6, line 1, after "authority" and before "upon" insert "*and the commissioner of corrections*"

Page 6, following line 19, insert:

"(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."

Page 6, line 24, after "authority" and before the comma, insert "*or the commissioner of corrections*"

Page 6, line 24, after "authority" and before "under", insert "*or the commissioner of corrections*"

Page 7, line 4, after "authority" and before "who" insert "*or the commissioner of corrections*"

Page 7, line 14, after "authority" and before "all", insert "*and the commissioner of corrections*"

Page 7, line 18, after the headnote, insert "*Subdivision 1.*"

Page 8, strike lines 4-13

Page 8, line 14, strike "(d)" and insert "(c)"

Page 8, line 17, strike "(e)" and insert "(d)"

Page 8, line 19, strike "(f)" and insert "(e)"

Page 8, line 22, strike "(g)" and insert "(f)"

Page 8, strike all of lines 25-28

Page 9, strike lines 1-9 and insert in lieu thereof "*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 child's home 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 a 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."

Page 9, line 13, strike "it" and insert "the authority or the commissioner of corrections"

Page 9, line 14, after "authority" and before "may" insert "or the commissioner"

Page 10, line 15, after "authority" insert "and the commissioner of corrections"

Page 13, line 18, reinstate the stricken language

Page 13, line 18, strike "Minnesota corrections"

Page 13, line 19, strike "authority"

Page 14, line 20, strike "2 and 3" and insert in lieu thereof "1 and 2 and section 6 of this act"

Page 15, line 21, after "authority" and before "as" insert "and the commissioner of corrections"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1388: A bill for an act relating to taxation; assessment of low income real property; amending Minnesota Statutes 1971, Section 273.13, Subdivisions 17 and 17b.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 25 through 30 and insert:

"Sec. 2. Minnesota Statutes 1971, Section 273.13, Subdivision 17b, is repealed."

Page 2, strike lines 1 through 13

Amend the title, page 1, strike line 5 and insert:

"Subdivision 17; repealing Minnesota Statutes 1971, Section 273.13, Subdivision 17b."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, 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, Sections 98.46, by adding a subdivision; and 101.41, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, lines 11 and 12, strike *"in waters designated as "trout waters" by the commissioner"* and insert in lieu thereof *“, lake trout, or salmon”*

Page 1, line 13, strike *"individual or combination"*

Page 1, line 14, strike *"special"*

Page 1, line 14, after *"trout"* and before *"fishing"* insert *“, lake trout, and salmon”*

Page 1, lines 14 and 15, strike *"Trout fishing"* and insert in lieu thereof *"Such"*

Page 1, line 16, strike *"\$5"* and insert in lieu thereof *"\$3"*

Page 1, line 17, strike *"trout fishing"* and insert in lieu thereof *"such"*

Page 1, lines 18 and 19, strike *"in stocking and restocking the designated "trout waters" "* and insert in lieu thereof *"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 sections

Further amend the title page 1, line 4, strike *"Sections"* and insert *"Section"*. In lines 5 and 6 strike *“; and 101.41, Subdivision 2”*

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 22, strike "*upon*" and insert "*the day following its*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1900: A bill for an act relating to tax-forfeited land sales; payment for expenses; providing that a greater portion of the receipts from tax-forfeited land sales be paid to the counties to defray expenses; amending Minnesota Statutes 1971, Section 282.-226.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 19, strike the period and insert a comma

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1729: A bill for an act relating to agriculture, dairy promotion act; voting on promotional orders by producer-members of a cooperative association; amending Minnesota Statutes 1971, Section 32B.04, Subdivision 4.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

Section 1. Minnesota Statutes 1971, Section 32B.04, Subdivision 4, is amended to read:

Subd. 4. The board of directors shall meet within 15 days after their election has been certified by the commissioner. The commissioner and board of directors shall formulate a promotional order establishing a program for research and development to promote the marketing of milk and milk products including but not limited to marketing, research, processing, distribution and advertising. The order shall provide for the method of collecting fees from milk

producers in Minnesota to finance the proposed activities and the fees shall not exceed one percent of the market value of the product sold by the producer. The exact fee must be stated in the promotional order and can be changed only by a referendum vote, conducted in the same manner as the promotional referendum. For the first two years of this promotional order, the fee shall not exceed one half of one percent of market value of the product sold by the producer. The commissioner, with the advice and consent of the board of directors shall hold a public hearing on the promotional order and shall thereafter conduct a referendum on the final promotional order. *For purposes of voting in a referendum on a final order, the vote in the name of a cooperative association of producers shall be deemed the vote of all producer-members of that cooperative association.* The commissioner with the advice and consent of the board of directors shall schedule and specify procedures for the referendum. *A ballot prepared by the board of directors and the commissioner of agriculture shall be sent by each cooperative to its member and non-member producers with a return envelope addressed to the commissioner of agriculture. The ballot shall indicate that the cooperative association intends to vote in favor or in opposition to the question. In the case of member-producers the ballot shall indicate expiration date of the ballot and state that if not returned by said date, the ballot shall be considered to be the vote of the association. The ballot shall be returned to the commissioner of agriculture. A cooperative association shall not be required to bloc vote its producers but in such event it shall inform each producer of its decision and provide each producer with an individual referendum ballot with a return envelope addressed to the commissioner of agriculture.*

Each private processor shall file a list of producers who market their production with said private processor with the commissioner. The commissioner of agriculture will mail each producer who markets through a private processor an individual ballot with a return envelope addressed to the commissioner of agriculture. These ballots shall be returned to the commissioner. The commissioner shall count and tabulate all ballots. The promotional order shall become effective if approved by a majority of those voting in the referendum. The promotional order shall provide amongst other things for the collection of fees from producers by the first buyer. Fees collected shall be expended only for the specific purpose for which collected.

Each cooperative and private processor shall file with the commissioner a list of producers, who market the bulk of their production with said cooperative or private processor.

Sec. 2. Minnesota Statutes 1971, Section 32B.06, Subdivision 2, is amended to read:

Subd. 2. A subsequent referendum, using initial voting procedures, shall be held prior to January 1, 1975, 1980, and each five years thereafter. The order shall terminate at the end of the calendar year, if a majority referendum vote is negative.

Sec. 2. Minnesota Statutes 1971, Section 32B.09, is amended to read:

32B.09 [REFUND OF FEES; MILK MARKETING PROGRAM.] Any producer may by the use of forms furnished by the commissioner of agriculture have the fee paid pursuant to sections 32B.01 to 32B.13 refunded to him, provided such request for refund is received in the office of the commissioner within ~~60~~ *six months* following the payment of such fee. The date of payment of such fee shall be defined as the date of producer settlement by the first buyer to the producer.

Amend the title as follows:

Line 3, after the semicolon insert "promotion of milk and milk products;"

Line 6, strike "Section" and insert "Sections"

Line 6, strike the period and insert "; 32B.06, Subdivision 2; and 32B.09."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, 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, department of administration, state planning agency, pollution control agency, department of health, department of economic development, iron range resources and rehabilitation commission, water resources board, department of agriculture, university of Minnesota, state college system, metropolitan council, counties, and municipalities; defining "public waters"; establishing a statewide water information system; providing standards, fees, application procedures, and enforcement for permits for appropriation and use of public waters, and for changing the course, current, or cross-section of public waters; establishing a comprehensive program for control, maintenance, repair, and abandonment of dams and emergency flood levees; establishing a comprehensive program for removal of snags and other debris from streams; appropriating money; amending Minnesota Statutes 1971, Sections 105.37, by adding subdivisions; 105.38, 105.39, Subdivision 1; 105.40, Subdivisions 7, 8, 10, and 13; 105.41; 105.42; 105.43; 105.44, by adding subdivisions; 105.45; 105.49; 105.50; 105.52; 105.64, Subdivision 1; Chapter 105, by adding sections; 106.021, Subdivision 3; 110.14; 110.36; Chapter 110, by adding sections; 115.01, Subdivision 9; and 361.02, Subdivision 12; repealing Minnesota Statutes 1971, Sections 113.01 to 113.06.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. Minnesota Statutes 1971, Section 105.41, Subdivision 1, is amended to read:

105.41 [APPROPRIATION AND USE OF WATERS.] Subdivision 1. It shall be unlawful for the state, any person, partnership, or association, private or public corporation, county, municipality, or other political subdivision of the state to appropriate or use any waters of the state, surface or underground, without the written permit of the commissioner, previously obtained upon written application therefor to the commissioner.

Subd. 1a. The commissioner may give such permits subject to such conditions as he may find advisable or necessary in the public interest, shall promulgate by July 1, 1974, in the manner provided by chapter 15, rules governing the allocation of waters among potential water users. These rules shall be based on the following priorities for appropriation and use of water:

First priority—Domestic water supply, excluding industrial and commercial uses of municipal water supply.

Second priority—Any use of water that involves consumption of less than 10,000 gallons of water per day. For purposes of this section "consumption" shall mean water withdrawn from a supply which is lost for immediate further use in the area.

Third priority—Power production, involving consumption in excess of 10,000 gallons per day.

Fourth priority—Agricultural irrigation, involving consumption in excess of 10,000 gallons per day.

Fifth priority—Industrial and commercial uses, involving consumption in excess of 10,000 gallons per day.

Sixth priority — Other uses, involving consumption in excess of 10,000 gallons per day.

Appropriation and use of surface water from streams during periods of flood flows and high water levels shall be encouraged subject to consideration of the purposes for use, quantities to be used, and the number of persons appropriating water.

Appropriation and use of surface water from lakes of less than 500 acres in surface area shall be discouraged.

Diversions of water from the state for use in other states or regions of the United States or Canada shall be discouraged, subject to the jurisdiction of the United States government.

No permit shall be issued under this section unless it is consistent with state, regional, and local water and related land resources management plans, provided that regional and local plans are consistent with statewide plans.

Subd. 1b. No permit shall be required for the appropriation and use of less than a minimum amount to be established by the commissioner by regulation. Permits for more than the minimum amount but less than an intermediate amount to be specified by the commissioner by regulation shall be processed and approved at the municipal, county, or regional level based on regulations to be established by the commissioner by January 1, 1976. The regulations shall

include provisions for reporting to the commissioner the amounts of water appropriated pursuant to local permits. Fees for permits shall be paid to the agency processing them. Fees paid to the commissioner shall be deposited in the state treasury. Fees paid to municipal, county, and regional agencies shall be deposited in their respective treasuries.

Nothing in this section shall be construed to apply to the use of water for domestic purposes serving at any time less than 25 persons, and nothing in this subdivision shall apply to any beneficial uses and rights, outside the geographical limits of any municipality, in existence on July 1, 1937, or to any beneficial uses and rights, within the geographical limits of any municipality, in existence on July 1, 1959.

Sec. 2. Minnesota Statutes 1971, Section 105.42, is amended to read:

105.42 [PERMISSION REQUIRED TO BUILD DAMS.] *Subdivision 1. Except in the construction and maintenance of highways when the control of public waters is not affected, it shall be unlawful for the state, any person, partnership, association, private or public corporation, county, municipality or other political subdivision of the state, to construct, reconstruct, remove, or abandon or make any change in any reservoir, dam or waterway obstruction on any public water; or in any manner, other than in the usual operation of dams beneficially using water prior to July 1, 1937, to change or diminish the course, current or cross-section of any public waters, wholly or partly within the state, without a written permit from the commissioner previously obtained. Application for such permit shall be in writing to the commissioner on forms prescribed by him.*

Subd. 2b. The commissioner shall promulgate by July 1, 1974, in the manner provided by chapter 15, regulations containing standards and criteria governing the issuance and denial of permits under this section. These standards and criteria shall relate to the diversion of water from other uses and changes in the level of public waters to insure that projects will be completed and maintained in a satisfactory manner. After November 15, 1974, a permit shall be granted under this section only when the project conforms to state, regional, and local water and related land resources management plans, and only when it will involve a minimum of encroachment, change, or damage to the environment, particularly the ecology of the waterway. In those instances where a major change in the resource is justified, permits shall include provisions to compensate for the detrimental aspects of the change.

In unincorporated areas and, after January 1, 1975, in incorporated areas, permits that will involve excavation in the beds of public waters shall be granted only where the area in which the excavation will take place is covered by a shoreland conservation ordinance approved by the commissioner and only where the work to be authorized is consistent with the shoreland conservation ordinance. Each permit that will involve excavation in the public waters shall include provisions governing the deposition of spoil materials.

No permit affecting flood waters shall be granted except where the area covered by the permit is governed by a flood plain management ordinance approved by the commissioner and the conduct authorized by the permit is consistent with the flood plain management ordinance, provided that the commissioner has determined that sufficient information is available for the adoption of a flood plain ordinance. No permit involving the control of flood waters by structural means, such as dams, dikes, levees, and channel improvements, shall be granted until after the commissioner has given due consideration to all other flood damage reduction alternatives. In developing his policy with regard to placing emergency levees along the banks of public waters under flood emergency conditions, the commissioner shall consult and cooperate with the office of civil defense.

No permit that will involve a change in the level of public waters shall be granted unless the shoreline adjacent to the waters to be changed is governed by a shoreland conservation ordinance approved by the commissioner and the change in water level is consistent with that shoreland conservation ordinance. Standards and procedures for use in deciding the level of a particular lake must insure that the rights of all persons are protected when lake levels are changed and shall include provisions for providing technical advice to all persons involved, for establishing alternatives to assist local agencies in resolving water level conflicts, and mechanics necessary to provide for local resolution of water problems within the state guidelines.

Subd. 3. The commissioner, subject to the approval of the county board, shall have power to grant permits under such terms and conditions as he shall prescribe, to establish, construct, maintain and control wharfs, docks, piers, levees, breakwaters, basins, canals and hangars in or adjacent to public waters of the state except within the corporate limits of cities or villages.

Sec. 3. Minnesota Statutes 1971, Section 105.44, is amended by adding a subdivision to read:

Subd. 1b. [EXCAVATION CHARGES.] The commissioner shall impose charges for the excavation of minerals from the beds of public waters, as provided in chapter 93.

Sec. 4. Minnesota Statutes 1971, Section 105.49, is amended to read:

105.49 [COOPERATION WITH OTHER AGENCIES.] The commissioner may cooperate and enter into agreements with the United States government, any department of the state of Minnesota, or any state or country adjacent to the state of Minnesota for the purpose of effecting any of the provisions of sections 105.37 to 105.55. He may cooperate with any department of the government of the United States in the execution of surveys within the state.

Personnel of the pollution control agency, the health department, and county and municipal governments shall cooperate with the commissioner in monitoring and enforcing water permits. It shall be the duty of all county attorneys, sheriffs, and other peace officers

and other officers having authority to take all action to the extent of their authority, respectively, that may be necessary or proper for the enforcement of any of the provisions, regulations, standards, orders, or permits specified in sections 105.37 to 105.55.

Sec. 5. [GRANTS IN AID; PRIORITIES.] *The commissioner of natural resources with the assistance of the pollution control agency and the state planning agency shall make an assessment of the need for particular kinds of lake improvements including improvements related to pollution problems, high or low water levels, and any other resource management considerations and to develop by January 1, 1974, criteria for allocating state aid funds among proposed projects. Where these relate to control of or studies of sources and effects of waste per se, any grant funds for such work shall be under the pollution control agency directly or subject to the pollution control agency priority system. Provisions shall be included to insure that any federal program of aid to local lake improvement projects serves to reduce the local share of project costs rather than reducing only the state's share.*

Sec. 6. *Minnesota Statutes 1971, Sections 113.01; 113.02; 113.03; 113.04; 113.05; and 113.06 are repealed."*

Strike the title and insert in lieu thereof:

"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; 105.49; repealing Minnesota Statutes 1971, Sections 113.01 to 113.06."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 711: A bill for an act relating to natural resources; imposing certain duties on the commissioner of natural resources, regional development commissions, the metropolitan council, and counties; providing standards, fees, and enforcement of permits for utility crossings; establishing state policy with regard to leasing of state-owned shorelands; revising the state program for acquisition of wildlife lands to make it systematic and integrated with other state and federal programs; providing standards, fees, and enforcement for water weed control permits; providing for the establishment 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, Subdivision 1; 84.58 by adding a subdivision; 92.46 by adding a subdivision; 97.481; 98.48, Subdivision 9; 106.021, Subdivision 1, and by adding a subdivision; 106.081, Subdivisions 1, 3, and 4; 106.101, Subdivisions 4 and 5; 106.121, Subdivision 4; 106.201; and 106.221, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

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 governing the sale of licenses permitting the passage of utilities over public lands and waters. The regulations shall include provisions to insure that all projects for which licenses are sold will have a minimum adverse impact on the environment.* 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, or 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 of 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 know address, and upon cancellation the commissioner may grant extensions of time to vacate the premises affected.

Sec. 2. Minnesota Statutes 1971, Section 84.415, Subdivision 5, is amended to read:

Subd. 5. [~~FEE.~~] ~~Such licenses or permits shall provide for a fee of not more than \$4 per mile or proportionately for each fraction of a mile, but not less than \$1 annually.~~ In the event the construction of such lines causes damage to timber or other property of the state on or along the same, the license or permit shall also provide for payment to the state treasurer of the amount thereof as may be determined by the commissioner.

All money received under such licenses or permits shall be credited to the fund to which other income or proceeds of sale from such land would be credited, if provision therefor be made by law, otherwise to the general fund.

Sec. 3. Minnesota Statutes 1971, Section 92.46, is amended by adding a subdivision to read:

Subd. 1a. Effective upon enactment of this subdivision, no new leases shall be made pursuant to subdivision 1. In any case where substantial improvements have been made to land leased pursuant to subdivision 1, the commissioner shall require the lessee to comply with applicable county ordinances for the management of shoreland areas and shall cancel any lease for non-compliance with these standards except those sub-standard uses authorized by the county ordinance.

Sec. 4. Minnesota Statutes 1971, Section 106.021, Subdivision 1, is amended to read:

106.021 [POWERS OF COUNTY BOARDS AND OF DISTRICT COURTS.] Subdivision 1. [GENERALLY.] The county boards of the several counties, and the district courts are authorized to make all necessary orders for and cause to be constructed and maintained public drainage systems; to deepen, widen, straighten, or change the channel or bed of any waterway following the general direction thereof, and when practical, terminating therein; to extend the same into or through any municipality for the purpose of securing a suitable outlet; and to construct all needed dikes, dams, and control works and power appliances, pumps, and pumping machinery *in the manner set forth by law.*

Sec. 5. Minnesota Statutes 1971, Section 106.021, Subdivision 2, is amended to read:

Subd. 2. [DRAINAGE OF LAKES.] ~~The board or court is authorized to drain in whole or in part lakes which have become normally shallow and of a marshy character and are not of sufficient depth or volume to be of any substantial public use; provided~~ ~~no~~ ~~No~~ ~~meandered~~ ~~lake~~ ~~basin~~ ~~shall~~ ~~be~~ ~~so~~ ~~drained~~ ~~nor~~ ~~shall~~ ~~a~~ ~~natural~~ ~~watercourse~~ ~~be~~ ~~channelized~~ ~~except~~ ~~upon~~ ~~the~~ ~~determination~~ ~~of~~ ~~the~~ ~~commissioner~~ ~~of~~ ~~natural~~ ~~resources~~ ~~of~~ ~~the~~ ~~state~~ ~~of~~ ~~Minnesota~~ ~~that~~ ~~such~~ ~~lake~~ ~~basin~~ ~~or~~ ~~natural~~ ~~watercourse~~ ~~is~~ ~~not~~ ~~public~~ ~~waters~~, ~~or~~ ~~pursuant~~ ~~to~~ ~~the~~ ~~permit~~ ~~of~~ ~~the~~ ~~commissioner~~ ~~as~~ ~~provided~~ ~~in~~ ~~subdivision~~ ~~3.~~

Sec. 6. Minnesota Statutes 1971, Section 106.021, Subdivision 4, is amended to read:

Subd. 4. [APPLICATION TO COMMISSIONER.] The petitioners for any public ditch, or the board or court may make application to the commissioner of natural resources for the authority required by subdivision 3 or for the determination of the status of meandered lakes basins or natural watercourses required by subdivision 2.

Sec. 7. Minnesota Statutes 1971, Section 106.021, is amended by adding a subdivision to read:

Subd. 6. [CRITERIA FOR PROPOSED DRAINAGE SYSTEMS.] Before January 1, 1974, the commissioner of natural resources shall promulgate, in the manner provided in chapter 15, a list of criteria that county boards must consider when establishing and improving drainage systems. The criteria shall relate to the social, economic, and environmental impact of the proposed drainage system, and shall include but not be limited to the following:

(a) An economic analysis of the public benefits derived from the proposed project;

(b) An analysis of present and anticipated agricultural land acreage availability and use within the county;

(c) An analysis of flooding characteristics of project lands involved;

(d) An analysis of alternative measures for the conservation, allocation, and development of the drainage waters;

(e) An analysis of water quality effects as a result of the proposed project;

(f) An analysis of fish and wildlife resources affected by the proposed project;

(g) An analysis of shallow ground water availability, distribution, and use in the project area;

(h) An analysis of the overall environmental impact of all the criteria in items (a) to (g).

Sec. 8. Minnesota Statutes 1971, Section 106.081, Subdivision 1, is amended to read:

106.081 [PRELIMINARY SURVEY AND REPORT.] Subdivision 1. [SURVEY AND REPORT.] The engineer shall promptly proceed and examine all matters set forth in the petition and order—and make such preliminary survey of the territory likely to be affected by the proposed improvement as will enable him to determine whether the same is necessary and feasible—and report accordingly in compliance with the requirements of Minnesota Statutes, Section 106.021. If some other plan than that described in the petition is found practical, the engineer shall so report, giving such detail and information as is necessary to inform the court or board on all matters pertaining to the feasibility of the proposed plan, either as outlined in the petition or according to a different plan recommended by the engineer. He shall show all

changes, whether by extension, adding laterals, or otherwise, that may be necessary to make the plan of the proposed improvement practicable and feasible. If the construction of a ditch or drain is involved in the proposed improvement, the engineer shall examine and report the nature and capacity of the outlet and any necessary extension thereof.

Sec. 9. Minnesota Statutes 1971, Section 106.081, Subdivision 3, is amended to read:

Subd. 3. [INCLUSION IN PRELIMINARY REPORT.] If he finds the improvement petitioned for is feasible, *and complies with the requirements of section 106.021*, he shall include in his report a preliminary plan of the proposed system showing thereon the proposed drain and laterals or other improvements, and the outlet thereof, together with the watershed of such drainage system and the lands and properties likely to be affected, including so far as known the names of the owners thereof. He shall show upon such plan the elevation of the outlet and the controlling elevations of the lands likely to be affected and also the probable size and character of the ditches and laterals necessary to make the plan practicable and feasible. All elevations so far as practical shall be referred to standard sea level datum. He shall show in his report the character of the outlet and the sufficiency thereof and also the probable cost of the drains and improvements shown on his plan, and all other information and data necessary to disclose the practicability, necessity and feasibility of the proposed improvement, including *an analysis of the project as required by section 106.021* and such other information as the board or court may order.

Sec. 10. Minnesota Statutes 1971, Section 106.081, Subdivision 4, is amended to read:

Subd. 4. [LIMITATION OF SURVEY.] The engineer shall confine his preliminary survey to the drainage area described in the petition, except to secure outlet, unless authorized by order of the board or court, with the consent of the bondsmen, at a hearing after ten days notice by mail to the petitioners and bondsmen; and any investigation made by the engineer as to outlet, without such order, shall be confined to running the necessary levels to ascertain the distance necessary to secure the proper fall. *The preliminary survey shall include an analysis of the social, economic, and environmental impact of the project as required by section 106.021.*

Sec. 11. Minnesota Statutes 1971, Section 106.091, Subdivision 2, is amended to read:

Subd. 2. [COMMISSIONER'S REPORT.] ~~Upon request by the board or court the director shall report to the board or court giving his opinion as to sufficiency of the engineer's report and as to the practicability and feasibility of the drainage system or improvements shown therein, together with his comments or recommendations thereon. Such report shall be filed with the auditor or clerk on or before the date fixed for the preliminary hearing or at any continuance thereof. If such report is not requested, the director may, in his discretion, report to the board or court. The commis-~~

sioner of natural resources shall report to the board or court giving his opinion as to the sufficiency and adequacy of the engineer's report. The commissioner shall set forth in his report any matters pertaining to the project which should be further investigated and evaluated in accordance with section 106.021. If the commissioner determines that the report is not adequate and sufficient, he shall so report. The commissioner's initial report shall be filed with the auditor or clerk on or before the date fixed for the preliminary hearing or at any continuance thereof. The commissioner may request additional time for review and evaluation of the engineer's report in cases where such additional time can be shown to be necessary for proper evaluation. However, no request for additional time for filing the commissioner's report may be made after five days from the date of notice by the auditor or clerk that a date is to be fixed for the preliminary hearing. No extension of time shall exceed two weeks from date of the request.

Sec. 12. Minnesota Statutes 1971, Section 106.101, Subdivision 2, is amended to read:

Subd. 2. [HEARING.] The engineer shall attend the hearing and supply such information as may be necessary. The petitioners and all other parties interested may appear and be heard. ~~The director's report, if any, shall be publicly read. Such report shall be deemed advisory only.~~ *The commissioner's report on the preliminary plan shall be publicly read and included in the record of proceedings.*

Sec. 13. Minnesota Statutes 1971, Section 106.101, Subdivision 4, is amended to read:

Subd. 4. [DISMISSAL.] At said hearing or any adjournment thereof, if it shall appear that the proposed improvement is not feasible, *or that the adverse environmental impact is greater than the public benefit or utility based upon the requirements and criteria required to be considered by section 106.021*, and no plan is reported by the engineer whereby it can be made feasible and acceptable, or that it is not of public benefit or utility for any other reason, or that the outlet is not adequate, the petition shall be dismissed.

Sec. 14. Minnesota Statutes 1971, Section 106.101, Subdivision 5, is amended to read:

Subd. 5. [FINDINGS AND ORDER.] If the board or court shall be satisfied that the proposed improvement as outlined in the petition or as modified and recommended by the engineer is feasible, that there is necessity therefor, that it will be of public benefit and promote the public health, *based upon the requirements and criteria required to be considered by section 106.021*, and that the outlet is adequate, the board or court shall so find and by such order shall designate the changes that shall be made in the proposed improvement from that outlined in the petition *including such changes as are necessary to minimize or compensate for adverse impact on the environment.* These changes may be described in general terms and shall be sufficiently described by filing with the order a map outlining the proposed improvement thereon.

Thereafter the petition shall be treated as modified accordingly. When the ditch shall outlet into an existing county or judicial ditch, the board or court may find that the outlet is adequate subject to confirmation and permission being obtained in accordance with section 106.531. In such case the board or court shall assign a number to the ditch and the board or court shall proceed to act in behalf of the ditch to obtain outlet rights in accordance with section 106.531.

Sec. 15. Minnesota Statutes 1971, Section 106.121, Subdivision 4, is amended to read:

Subd. 4. [DATA AND REPORT.] The engineer shall prepare and submit the following data and report:

(a) A complete map of the drainage system or improvement drawn to scale, showing thereon (1) the termini and course of each drain and whether open or tile, and the location of all other proposed improvements; (2) the location and situation of the outlet; (3) the watershed of the drainage system and the sub-watershed of main branches, if any, together with the location of existing highway bridges and culverts; (4) all lands and properties affected, together with the names of the owners thereof so far as known; (5) public streets, highways and railways affected; (6) the outlines of any meandered lake *basin*, *wetland* and public body of water affected; (7) such other physical characteristics of the watershed as may appear necessary for the understanding thereof.

(b) A profile of all lines of ditch proposed showing graphically, the elevation of the ground and gradient at each 100-foot station, the station number at each section line and at each property line, whether open or tiled, the size of tile and the bottom width and side slope of open ditch sections, and such other information as may appear necessary for the understanding thereof.

(c) Plans for all private bridges and culverts proposed to be constructed by and as a part of the ditch system, together with plans for all other works and items of construction necessary for the completion of the drainage system or improvement. A list showing the required minimum hydraulic capacity of all bridges and culverts at all railway and highway open ditch crossings and at other prospective open ditch crossings where bridges and culverts are not specified to be constructed as a part of the ditch, together with plans and estimates of the cost of highway bridges and culverts required for the information of the viewers in determining benefits and damages.

(d) A tabular statement showing the number of cubic yards of earth to be excavated on all open ditches, the footage of each size of tile on each tile line with the average depth thereof, and all bridges, culverts, works and other construction items required by the plans for the completion of the system, together with the estimated unit cost of each of said items and a summary of the total cost thereof. Such summary shall include an estimate of the cost of fully completing the system, including supervision and other costs thereof.

(e) The acreage which will be required and taken as right of way upon each government lot and 40-acre tract or fraction thereof under separate ownership required for right of way for any open ditch.

(f) Specifications for drain tile shall require that all drain tile used shall comply with the requirements of the American Society for Testing Materials standard specifications for drain tile, except where the depths to which the drains are to be laid or the conditions of the soil, in the opinion of the engineer, require tile of a special and higher quality.

(g) When more economical construction will result, the engineer may recommend that the work be divided into sections and let separately, and that open and tile work or tile and labor thereon be let separately, and the time and manner so far as practicable in which the whole work or any section thereof shall be done.

(h) Such other detail and information as shall appear requisite to fully inform the board or court of the practicability and necessity of the proposed improvements, *including a comprehensive examination of all requirements of section 106.021*, together with his recommendations thereon.

Sec. 16. Minnesota Statutes 1971, Section 106.131, is amended to read:

106.131 [AUTHORITY OF COMMISSIONER; COMMISSIONER'S REPORT.] Upon the filing of the engineer's report, a complete copy thereof shall be transmitted to the ~~director~~ *commissioner* by the auditor or clerk.

The ~~director~~ *commissioner* shall examine the same and within ~~15~~ *30* days make his report thereon to the board or court. If he finds the report incomplete and not in accordance with the provisions of this chapter, he shall so report. If he approves the same as being a ~~practical~~ *an acceptable* plan for the drainage of the lands affected, he shall so state. If he does not approve the plan, he shall file his recommendations for changes deemed advisable, or, if in his opinion, the proposed system or improvement is not ~~practical~~ *of public benefit or utility based upon the requirements or criteria required to be considered by section 106.021*, he shall so report. If a soil survey appears advisable, he shall so advise, and in such event the engineer shall make the soil survey and report thereon before the final hearing. The ~~director's~~ *commissioner's* report shall be directed to the board or court and shall be filed with the auditor or clerk. ~~Such report shall be deemed advisory only.~~

No notice shall issue for the final hearing until the ~~director's~~ *commissioner's* report shall be filed.

Sec. 17. Minnesota Statutes 1971, Section 106.201, is amended to read:

106.201 [ORDER ESTABLISHING.] Subdivision 1. [DISMISSAL.] If it shall appear that the benefits are not more than the total cost, including damages awarded, or that the proposed system will not be of public benefit and utility, or that the same is

not practicable, or that the system does not comply with requirements of section 106.021, the board or court shall so find and the petition shall be dismissed.

Subd. 2. [ESTABLISHMENT.] If the board or court shall find that the engineer's and viewers' reports have been made and all other proceedings in the matter had in accordance with law, that the estimated benefits are greater than the total estimated cost, including damages, that the damages and benefits have been duly determined, that the proposed drainage system will be of public utility and benefit, and will promote the public health, that the proposed system is practicable, and that such reports as made or amended are complete, just and correct, and comply with requirements of section 106.021, then the board or court shall by order containing such findings, establish the drainage improvement as reported or amended, and adopt and confirm the viewers' report as made or amended.

Sec. 18. Minnesota Statutes 1971, Section 106.221, Subdivision 2, is amended to read:

Subd. 2. [CHANGES DURING CONSTRUCTION.] The contract shall give the engineer the right, with the consent of the board or court, to modify his reports, plans and specifications as the work proceeds and as circumstances may require. It shall provide that the increased cost resulting from such changes will be paid by the county to the contractor at not to exceed the price for like work in the contract. No change shall be made that will substantially impair the usefulness of any part of the drainage system or substantially alter its original character or increase its total cost by more than ten percent of the total original contract price. In no event shall any change be made that will cause the cost to exceed the total estimated benefits found by the board or court, or will cause any detrimental effects to the public interest as set forth in section 106.021.

Sec. 19. Minnesota Statutes 1971, Section 106.631, Subdivision 1, is amended to read:

106.631 [APPEALS.] Subdivision 1. [GROUNDS FOR APPEAL.] Any party aggrieved thereby, may appeal to the district court from an order of the board or court made in any proceeding and entered upon its record determining any of the following matters:

- (1) The amount of benefits determined;
- (2) The amount of damages allowed;
- (3) Relative to the allowance of fees or expenses in any proceeding;
- (4) *The sufficiency of the order in meeting the requirements of section 106.021, and any criteria promulgated pursuant thereto.*

Strike the title and insert in lieu thereof:

"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 with regard to leasing of state-owned shorelands; revising the state program for acquisition of wildlife lands to make it systematic and integrated with other state and federal programs; providing for the establishment 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."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 20, after the period insert, "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."

Page 1, line 25, strike "19" and insert "20"

Page 2, line 2, strike "or" and insert "and"

Page 2, line 4, after "examiner" insert "within five months of the annual anniversary date of the contract,"

Page 2, line 8, after "by" strike "its federal agencies and units" and insert, "employers not otherwise exempt"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 2242: A bill for an act creating a banking advisory commission; appropriating money for supplies and expenses.

Reports the same back with the recommendation that the bill be amended as follows:

Line 15, strike "25" and insert "27"

Line 15, strike " , all of whom shall be appointed by the" and insert, " : 5 members of the house of representatives appointed by the

speaker; 5 members of the senate appointed by the senate committee on committees; and 17 members shall be chosen by the governor from within the state"

Line 16, strike "governor and shall serve without compensation"

And when so amended the bill do pass and be re-referred to the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 2246: A bill for an act relating to savings banks; authorized investments; amending Minnesota Statutes 1971, Section 50.14, Subdivision 2.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 2243: A bill for an act relating to public indebtedness; sinking fund; amending Minnesota Statutes 1971, Section 475.66.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

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; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, following "1." insert "*During the biennium ending June 30, 1975, in order to avoid loss of federal funds,*"

Page 1, line 12, after "*regulation*" and before the comma insert "*pursuant to the administrative procedures act*"

Page 1, line 13, strike "*state*"

Page 1, line 13, strike "*of health*"

Page 1, line 17, strike "*now provides*" and insert in lieu thereof "*is authorized to provide by law.*"

Page 1, line 18, strike "*or may be required to provide in the future.*"

Page 1, line 18, strike "*so*"

Page 1, line 19, strike "*such*" and insert "*an*"

Page 1, line 21, strike "*such*" and insert "*the*"

Page 1, strike lines 25 through 29 and insert "*general fund of the state treasury.*"

Page 2, line 1, strike "*January 1, 1974*" and insert "*the day following its final enactment*"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1322: A bill for an act authorizing municipalities to create development districts within their 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; 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 18, 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 any municipality, the governing body of that municipality shall by formal action adopt one of the three following alternative restrictive options. Once the choice is made, that 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) Any one development district 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 3, line 6, after "plazas," insert "malls,"

Page 3, line 12, 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 3, line 28, strike "recommendation from" and insert "consultation with"

Page 4, line 2, after "published" insert "in the official newspaper of the municipality, or if the municipality has no official newspaper,"

Page 5, line 22, after "and" strike "public" and insert "publicly owned"

Page 6, line 9, after "may" strike the rest of the line

Page 6, strike lines 10-15 and insert 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 7, line 5, strike "according to the original" and insert "in the proportion that the original taxable value bears to the current"

Page 7, line 7, after the word "collected," insert "referred to herein as the tax increment"

Page 8, line 7, after "department" insert "or designate an existing department or office"

Page 9, line 10, after "municipality" strike "may" and insert "shall"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies, pursuant to Rule 35, requested that S. F. No. 1322 be re-referred to the Committee on Rules and Administration. So S. F. No. 1322 was re-referred to the Committee on Rules and Administration.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 2225: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, after "869," strike "Section 1" and insert "Section 2"

Further amend the title as follows:

Page 1, line 8 after "Sections" strike "1" and insert "2"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 718: 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1855: 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 2235: 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 2206: A bill for an act relating to taxation; uniform federal tax lien registration act; amending Minnesota Statutes 1971, Sections 272.483 and 272.484.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 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 subrogation by inter-company arbitration; providing for mandatory arbitration of certain claims; 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 21, strike "48" and insert "50"

Page 2, line 25, strike "reasonable" and insert in lieu thereof "total"

Page 2, line 25, following "charge" insert "not in excess of \$1,500"

Page 4, line 22, strike "having four or more wheels"

Page 4, line 27, strike "having four or more wheels"

Page 7, strike lines 24 through 28

Page 8, strike line 1

Page 9, strike lines 9 through 23 and insert in lieu thereof the following:

"Sec. 5. [PARTIAL ABOLITION OF TORT LIABILITY.] Tort liability with respect to accidents occurring in this state and arising from the ownership, maintenance, or use of a motor vehicle is abolished except as to:

(1) liability of the owner of a motor vehicle involved in an accident if security covering the vehicle was not provided at the time of the accident;

(2) liability of a person in the business of repairing, servicing, or otherwise maintaining motor vehicles arising from a defect in a motor vehicle caused or not corrected by an act or omission in repair, servicing, or other maintenance of a vehicle in the course of his business;

(3) liability of a person for intentionally caused harm to person or property;

(4) liability of a person for harm to property other than a motor vehicle and its contents;

(5) liability of a person in the business of parking or storing motor vehicles arising in the course of that business for harm to a motor vehicle and its contents;

(6) damages for any work loss, replacement services loss, survivor's economic loss, and survivor's replacement services loss, not recoverable as basic reparation benefits by reason of the limitation contained in the provisions on standard weekly limit on benefits for those losses or by reason of the limit on total basic reparation benefits payable for loss arising out of injuries to one person; and

(7) damages for noneconomic detriment, but only if the accident causes death, permanent significant disfigurement, permanent loss of a significant bodily function, or disability which, for not less than 90 days, renders the injured person incapable of performing his principal activity and a substantial portion of his other daily activities.

Page 9, strike lines 24 through 28 and insert in lieu thereof a new section as follows:

"Sec. 6. [REPARATION OBLIGOR'S RIGHTS OF REIMBURSEMENT, SUBROGATION, AND INDEMNITY.] Subdivision 1. A reparation obligor does not have and may not directly or indirectly contract for a right of reimbursement from or subrogation to the proceeds of a claim for relief or cause of action for noneconomic detriment of a recipient of basic or added reparation benefits.

Subd. 2. Except as provided in subdivision 1, whenever a person who receives or is entitled to receive basic or added reparation benefits for an injury has a claim or cause of action against any other person for breach of an obligation or duty causing the injury, the reparation obligor is subrogated to the rights of the claimant, and has a claim for relief or cause of action, separate from that of the claimant, to the extent that (1) elements of damage compensated for by basic or added reparation insurance are recoverable and (2) the reparation obligor has paid or become obligated to pay accrued or future basic or added reparation benefits.

Subd. 3. A reparation obligor has a right of indemnity against a person who has converted a motor vehicle involved in an accident, or a person who has intentionally caused injury to a person or harm to property, for basic and added reparation benefits paid to other persons for the injury or harm caused by the conduct of that person, for the cost of processing claims for those benefits, and for reasonable attorney's fees and other expenses of enforcing the right of indemnity. For purposes of this subdivision, a person is not a converter if he uses the motor vehicle in the good faith belief that he is legally entitled to do so."

Page 10, strike lines 1 to 28

Page 11, strike lines 1 to 19

Page 20, line 12, strike "and"

Page 20, following line 12, insert the following:

"(4) An exclusion, in calculation of net loss, of charges in excess of \$500 for expenses in any way related to funeral, cremation, and burial, and"

Page 20, line 13, strike "(4)" and insert in lieu thereof "(5)"

Page 20, line 13, strike "\$1000" and insert in lieu thereof "\$2500"

Page 49, following line 6, add two new sections to read

"Sec. 38. [EQUITABLE ALLOCATION OF BURDENS AMONG INSURERS.] Subdivision 1. Reparation obligors paying basic or added reparation benefits and owners of motor vehicles suffering uninsured physical damage to the vehicles are entitled to the proportionate reimbursement from other reparation obligors to assure that the allocation of the financial burden of losses will be reasonably consistent with the propensities of different vehicles to affect probability and severity of injury to persons or physical damage to vehicles because the vehicles are of different weight or have different devices for the protection of occupants, other different characteristics, or different regular uses. Reparation obligors paying basic or added reparation benefits for loss arising from injury to persons, and self-insurers who are natural persons bearing equivalent losses arising from their own injuries, are entitled to proportionate reimbursement from basic reparation obligors of other involved vehicles. Insurers paying added reparation benefits for physical damage to vehicles and owners of motor vehicles suffering uninsured physical damage to vehicles are entitled to proportionate reimbursement from reparation obligors who provide property damage liability coverage on other involved vehicles.

Subd. 2. Reparation obligors shall maintain in accordance with rules of the commissioner of insurance statistical records from which can be determined the propensities of different vehicles to affect probability and severity of injury to persons and physical damage to vehicles.

Subd. 3. When the commissioner of insurance determines that adequate supporting information is available he may establish by rule and maintain a system under which rights of reimbursement are determined through pooling, reinsurance, or other form of reallocation procedure in lieu of case-by-case reimbursement. The system may apply to (1) all reparation obligors or (2) all reparation obligors except those who are parties to an agreement entered into under this subdivision and approved by the commissioner of insurance. Two or more reparation obligors, with approval of the commissioner of insurance, may enter into an agreement for settlement of their rights of proportionate reimbursement through a system of pooling, reinsurance, or other reallocation procedure in lieu of case-by-case reimbursement.

Subd. 4. The commissioner of insurance may not approve or establish case-by-case proportionate reimbursement on the basis of fault in cases involving only privately owned passenger motor vehicles designed to carry ten or fewer passengers.

Subd. 5. All claims for case-by-case proportionate reimbursement between insurers, if not settled by agreement, shall be submitted to binding arbitration in accordance with Minnesota Statutes 1971, Chapter 572.

Sec. 39. [ALLOCATION OF BURDENS UNTIL SYSTEM ESTABLISHED.] Subdivision 1. If, in a particular case, there is no applicable system of proportionate reimbursement as authorized by the provisions on equitable allocation of burdens among insurers and the commissioner of insurance has not adopted by rule other criteria for proportionate reimbursement consistent with those provisions, the following standards for case-by-case proportionate reimbursement apply:

(1) In accidents involving motor vehicles in different weight classes, burdens of losses shall be adjusted among reparation obligors, injured persons, and owners of the vehicles in accordance with this section.

(2) The commissioner of insurance shall adopt rules classifying motor vehicles other than two-wheeled vehicles into a number of classes according to weight, including cargo capacity. All passenger vehicles weighing less than 6000 pounds and other vehicles weighing less than 4500 pounds apart from cargo capacity shall be included in a single class. For the purposes of this section, a vehicle in this class is a "low-weight vehicle". The commissioner shall assign by rule to each class, except the low-weight class, a number of percentages determined as hereinafter provided. The highest percentage for a class applies to accidents between vehicles in that class and low-weight vehicles. Other percentages apply to accidents between vehicles of each lighter weight class and vehicles of the class to which the percentage is assigned.

(3) In an accident involving a vehicle of a lighter class and a vehicle of a heavier class, a proportion of costs which would otherwise fall on an injured person as a result of an optional exclusion or deductible, on the owner of the lighter vehicle, or on the reparation obligors paying or obligated to pay added reparation benefits for physical damage to the lighter vehicle or basic or added reparation benefits for injury to the owner, driver, or other occupant of the lighter vehicle is imposed upon the reparation obligor of the heavier vehicle. The proportion of costs to be transferred is the percentage assigned under clause (2). For the purposes of this clause costs are equal to loss in any amount exceeding \$250 in the case of injury to a person or \$100 in the case of damage to a vehicle, subject only to the subtractions, exclusions and limitations described in sections 11, 12, and 13.

(4) Percentages assigned under clause (2) shall be based on evidence of the average increase in severity of occupant injury and vehicle damage sustained by vehicles of the various lighter

classes in accidents involving the class of heavier vehicles to which the percentage is assigned. Percentages shall be set to provide that reparation obligors and owners of vehicles shall bear, on the average, the costs which would result from accidents involving other vehicles of the same class and that reparation obligors and owners of vehicles in each heavier class shall have transferred to them the percentages of costs which on the average arise from the greater weight of vehicles of their class.

(5) Until the commissioner of insurance, in accordance with clause (2), has adopted rules classifying motor vehicles into classes according to weight and assigning percentages to each class, the percentage presumptively applying between a low-weight vehicle and a vehicle not a low-weight vehicle, or between two vehicles not low-weight vehicles, shall be determined by subtracting the weight of the lighter vehicle from the weight of the heavier vehicle, including cargo capacity, dividing the difference by the combined weight of the vehicles, and multiplying by 100 to convert to percentage. However, another percentage applies if a party claiming or defending against a claim for reimbursement under this clause proves that the other percentage is more consistent with allocating the financial burden of losses according to the propensities of vehicles of the different classes to affect probability and severity of injury to persons or physical damage to vehicles.

(6) In accidents involving two-wheeled vehicles burdens of losses shall be adjusted among reparation obligors in accordance with this clause. In an accident involving a two-wheeled vehicle and a low-weight vehicle, 20 per cent of the costs which would otherwise fall on the reparation obligor paying or obligated to pay basic or added reparation benefits of more than \$250 for loss arising from bodily injury to any one rider or passenger of the two-wheeled vehicle is imposed upon the reparation obligor of the low-weight vehicle. In an accident involving a two-wheeled vehicle and a vehicle of a heavier class than the low-weight class the costs to be transferred to the reparation obligor of the heavier vehicle shall be the sum which would be transferred if the two-wheeled vehicle were a low-weight vehicle and 20 percent of the costs which would remain on the two-wheeled vehicle if it were a low-weight vehicle.

(7) In accidents involving more than two vehicles each lighter vehicle shall have transferred from it to reparation obligors of the low-weight or heavier vehicles involved the percentage of cost designated for transfer to the heaviest of those vehicles. Reparation obligors of the low-weight or heavier vehicles shall contribute to the transferred cost in proportion to the respective percentages designated for them in accidents with vehicles of the class of the lighter vehicle or two-wheeled vehicle from which the cost is transferred.

Renumber the remaining sections accordingly.

Page 51, line 2, after "to" strike "43" and insert "45"

Amend the title in line 11 by striking "providing for subrogation by" ; in line 12 strike "inter-company arbitration;"

Line 13, following "claims;" insert "providing for the partial abrogation of tort liability;"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 2172: A bill for an act creating a legislative commission to study problems relating to the Twin Cities seven county metropolitan area; appropriating money therefor.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 7, after "is" insert "hereby"

Line 19, strike "proposed 1973" and insert in lieu thereof "preliminary"

Line 20, after "October 31" insert ", 1973"

Line 23, strike "chairmen" and insert in lieu thereof "members"

Line 25, after "representatives" strike the comma and insert in lieu thereof a period, strike the remainder of line 25 and lines 26, 27, 28, and 29.

Page 2, line 8, strike "The chairman of the senate", strike all of line 9, and in line 10 strike "of the commission." and also in line 10 strike "other"

Line 27, strike "another" and insert in lieu thereof "vice chairman"

Line 28, strike "member as the rules of the commission provide"

Page 3, after line 1, add a new section to read:

"Sec. 7. This act shall become effective the day following its final enactment."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 10, strike "unfunded"

Page 3, line 17, delete "obligation of the"

Page 3, line 19, delete "normal" and after "age" insert "normal"

Page 3, line 23, after "*requirements,*" add "*(i.e., the present value of future normal costs)*"

Page 3, line 23, at the end of the line, add "*state,*"

Page 3, line 24, delete "*which are being eliminated*"

Page 3, Strike line 25 and insert in lieu thereof, "*that are not scheduled to continue indefinitely.*"

Page 3, line 28, delete "*liability*" and insert "*assets*"

Page 4, line 1, delete "*assets*" and insert "*liability*"

Page 4, line 1, delete "*percent*" and insert in lieu thereof "*percentage points*"

Page 4, line 2, after "*or*" insert "*the amount necessary*"

Page 4, line 10, delete "*prior service*" and insert "*obligation for the entry age normal level contribution requirements accumulated to date*"

Page 4, Strike lines 26 to 28

Page 5, Strike lines 1 and 2 and insert:

"(3) Increase or decreases in the accrued liability because of changes in eligibility requirements or groups included in the membership of the fund; and"

Page 5, line 4, after "*reasons*" strike "*, including current rate of contributions;*" and insert a period.

Page 5, strike lines 5 to 8

Page 8, line 1, after "*beneficiaries,*" insert "*the present value of*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 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, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 28, insert:

“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.”*

Page 3, line 23, after “authorized” and before the comma, 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 “and disabled”

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, lines 26 and 27, strike the new language

Page 11, strike lines 4 and 5

Page 11, line 6, strike "*children*" and insert "*medical assistance program*"

Page 13, strike lines 4 through 19

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, reinstate the stricken language

Page 15, line 13, reinstate the stricken language

Page 15, after 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.~~

Page 15, line 23, 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 line 21, insert:

"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 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 "1," and before "4," 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,"

Re-number sections in sequence

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;"

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 "1," and before "4," strike "2,"

Line 26, after "256.64;" strike "and"

Line 27, after "256.71" and before the period insert "; and 256.-73, subdivision 3"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 1, after "misdemeanor" insert "*and any offense of this state which constitutes a petty misdemeanor*"

Page 3, line 8, after "Paul" insert "*, unless the judges of the court shall decide by court rule that civil jury trials may be held elsewhere in the county*"

Page 3, line 12, after "misdemeanors" insert "*, petty misdemeanors*"

Page 5, line 32, strike "\$26,000" and insert in lieu thereof "\$32,000"

Page 10, line 18, strike everything after the headnote and strike lines 19 through 21 and insert in lieu thereof the following:

"(a) The administrator and other employees of the court shall be paid annual salaries pursuant to a schedule adopted by a majority of judges of the court and approved by the Ramsey county board of commissioners."

Page 11, line 9, strike "\$7,500" and insert in lieu thereof "\$10,000"

Page 11, line 16, strike "\$7,500" and insert in lieu thereof "\$10,000"

Page 22, after line 22, insert a new section to read:

"Sec. 37. [INSTRUCTIONS TO REVISOR OF STATUTES.] In the next and subsequent editions of Minnesota Statutes, the revisor of statutes is directed to make the following changes in the text of Minnesota Statutes 1971, Sections 488A.18 to 488A.34; wherever the terms "clerk" or "clerk of court" appear, replace such terms or their equivalents with the terms "administrator", "court administrator", or "administrator of the court"."

Renumber the sections in sequence.

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 2170: A bill for an act relating to the salary of county assessors; amending Minnesota Statutes 1971, Section 273.061, Subdivision 6.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 17, reinstate the stricken language

Page 1, line 18, after the stricken language, insert "\$5,900;"

Page 1, line 19, reinstate the stricken language

Page 1, line 20, reinstate the stricken "12,000,"

Page 1, line 20, after the stricken "\$5,200;" insert "\$6,200;"

Page 1, line 22, strike "\$8,500" and insert "\$6,500"

Page 1, line 24, strike "\$8,700" and insert "\$6,700"

Page 1, line 26, strike "\$8,900" and insert "\$6,900"

Page 1, line 28, strike "\$9,100" and insert "\$7,100"

Page 2, line 1, strike "\$9,300" and insert "\$7,300"

Page 2, line 3, strike "\$10,300" and insert "\$8,300"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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 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.

Reports the same back with the recommendation that the bill be amended as follows:

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 subdivision 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, pretreatment 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 pollution 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 or 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 or discharge, including, but not limited to, monitoring data, of a disposal ~~system~~ systems or other point sources, in accordance with the purposes 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 adopted by the agency, any National Pollutant Discharge Elimination System permit issued by the agency 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 and, with respect to the pollution of waters of the state, 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 and, with respect to the pollution of the waters of the state, chapter 116, or standards, regulations, orders, stipulation agreements, schedule of compliance or permits pursuant hereto, or who falsifies, tampers with, or know-

ingly renders inaccurate any monitoring device or method required to be maintained under chapter 115 and, with respect to the pollution of waters of the state, 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, except any provisions of chapter 116 relating to air and land pollution caused by agricultural operations which do not involve National Pollutant Discharge Elimination System permits, 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 expenses 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, schedules of compliance, or permits specified in chapter 115 and 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 or 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, 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 1933, Chapter 374 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 purposes 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 reformation 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 in compiling or publishing analysis or summaries relating to the general condition 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 161.11, 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, 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 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, 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.”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1716: 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 a subdivision; and 273.111, Subdivision 14.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, lines 22 and 23, delete “*which has no public facilities for the kind of service to be provided, or*”

Page 19, line 17, restore the stricken word “under”

Page 19, line 25, after “~~secure~~” and before the comma, insert “*this section*”

Page 22, line 25, after the period, insert the following sentence:

“The county board or the commission may also provide by resolution for discontinuance of water service to any premises in the event of non-payment 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 23, line 16, strike “at the pleasure of the county board”

Page 23, lines 17 and 18, delete “*which appointed them*” and insert in lieu thereof: “*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 23, line 21, after the period, insert the following:

“When the area served by any system is enlarged pursuant to section 116A.12, subdivision 9, the board or court shall reappoint 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, resignation, incapacity to serve, removal, or resignation shall be filled by the appointing boards for the unexpired terms.”

Page 24, after line 26, insert a new section:

“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 remaining sections.

Amend the title as follows:

Page 1, line 15, strike “a subdivision” and insert “subdivisions”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 10 through 27, and insert in lieu thereof the following:

"Subd. 5. [FIXING AMOUNT OF ASSISTANCE.] In determining need and in fixing the amount of assistance, there shall be taken into consideration all income and resources of the applicant or recipient, however, of the first \$90 per month of income which is earned the county agency shall disregard not more than the first \$20 thereof plus one half of the remainder, as well as expenses reasonably attributable to the earning of any such income. The amount of assistance which any recipient shall receive shall be determined by the county agency, with due regard to the resources and necessary expenditures of the individual and the conditions existing in each case and in accordance with the rules and regulations promulgated by the commissioner of public welfare and sufficient, when added to all other income and support of the recipient, to provide him with a reasonable subsistence compatible with decency and health. The following amounts shall be disregarded in determining the need of an applicant or recipient: (a) \$7.50 of any monthly income; (b) The first \$20 of earned monthly income exempting the amount disregarded under clause (a); (c) One-half of the next \$60 of such earned income, as well as expenses reasonably attributable to earning of such income under clauses (a) and (b)."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 984: A bill for an act relating to the environment; establishing a state environmental policy, an environmental council and an environmental quality commission; appropriating money; amending Minnesota Statutes 1971, Sections 4.12, Subdivision 2; 40.02; 104.101, Subdivision 3; 115.03, Subdivision 1; and 116.07, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

Section 1. [PURPOSE.] *The purposes of this act are: (a) to declare a state policy that will encourage productive and enjoyable harmony between man and his environment; (b) to promote efforts that will prevent or eliminate damage to the environment and biosphere and stimu-*

late the health and welfare of man; and (c) to enrich the understanding of the ecological systems and natural resources important to the state and to the nation.

Sec. 2. [DECLARATION OF STATE ENVIRONMENTAL POLICY.] *Subdivision 1. The legislature, recognizing the profound impact of man's activity on the interrelations of all components of the natural environment, particularly the profound influences of population growth, high density urbanization, industrial expansion, resources exploitation, and new and expanding technological advances and recognizing further the critical importance of restoring and maintaining environmental quality to the overall welfare and development of man, declares that it is the continuing policy of the state government, in cooperation with federal and local governments, and other concerned public and private organizations, to use all practicable means and measures including financial and technical assistance, in a manner calculated to foster and promote the general welfare, to create and maintain conditions under which man and nature can exist in productive harmony, and fulfill the social, economic, and other requirements of present and future generations of the state's people.*

Subd. 2. In order to carry out the policy set forth in this act, it is the continuing responsibility of the state government to use all practicable means, consistent with other essential considerations of state policy, to improve and coordinate state plans, functions, programs, and resources to the end that the state may:

(a) Fulfill the responsibilities of each generation as trustee of the environment for succeeding generations;

(b) Assure for all people of the state safe, healthful, productive, and aesthetically and culturally pleasing surroundings;

(c) Discourage ecologically unsound aspects of population, economic and technological growth, and develop and implement a policy such that growth occurs only in an environmentally acceptable manner;

(d) Preserve important historic, cultural, and natural aspects of our national heritage, and maintain, wherever practicable, an environment that supports diversity, and variety of individual choice;

(e) Encourage, through education, a better understanding of natural resources management principles that will develop attitudes and styles of living that minimize environmental degradation;

(f) Develop and implement land-use and environmental policies, plans, and standards for the state as a whole and for major regions thereof through a coordinated program of planning and land-use control;

(g) Define, designate, and protect environmentally sensitive areas;

(h) Establish and maintain statewide environmental information systems sufficient to gauge environmental conditions;

(i) Practice thrift in the use of energy and maximize the use of energy efficient systems for the utilization of energy, and minimize the environmental impact from energy production and uses;

(j) *Preserve important existing natural habitats of rare and endangered species of plants, wildlife, and fish, and provide for the wise use of our remaining areas of natural habitation, including necessary protective measures where appropriate;*

(k) *Reduce wasteful practices which generate solid wastes;*

(l) *Minimize wasteful and unnecessary depletion of nonrenewable resources;*

(m) *Conserve natural resources and minimize environmental impact by encouraging extension of product lifetime, by reducing the number of unnecessary and wasteful materials practices, and by recycling materials to conserve both materials and energy;*

(n) *Improve management of renewable resources in a manner compatible with environmental protection;*

(o) *Provide for reclamation of mined lands and assure that any mining is accomplished in a manner compatible with environmental protection; and*

(p) *Reduce the deleterious impact on air and water quality from all sources, including the deleterious environmental impact due to operation of vehicles with internal combustion engines in urbanized areas;*

(q) *Minimize noise, particularly in urban areas;*

(r) *Prohibit, where appropriate, flood plain development in urban and rural areas;*

(s) *Encourage advanced waste treatment in abating water pollution.*

Sec. 3. [ACTION BY STATE AGENCIES.] *Subdivision 1. The legislature authorizes and directs that, to the fullest extent practicable the policies, regulations and public laws of the state shall be interpreted and administered in accordance with the policies set forth in sections 1 to 6.*

Subd. 2. All departments and agencies of the state government shall:

(a) *On a continuous basis, seek to strengthen relationships between state, regional, local and federal-state environmental planning, development and management programs;*

(b) *Utilize a systematic, interdisciplinary approach that will insure the integrated use of the natural and social sciences and the environmental arts in planning and in decision making which may have an impact on man's environment as an aid in accomplishing this purpose there shall be established advisory councils or other forums for consultation with persons in appropriate fields of specialization so as to ensure that the latest and most authoritative findings will be considered in administrative and regulatory decision-making as quickly and as amply as possible;*

(c) *Identify and develop methods and procedures that will ensure that environmental amenities and values, whether quantified or not, will be given at least equal consideration in decision-making along with economic and technical considerations;*

(d) Study, develop, and describe appropriate alternatives to recommended courses of action in any proposal which involves unresolved conflicts concerning alternative uses of available resources;

(e) Recognize the worldwide and long range character of environmental problems and, where consistent with the policy of the state, lend appropriate support to initiatives, resolutions, and programs designed to maximize interstate, national and international cooperation in anticipating and preventing a decline in the quality of mankind's world environment;

(f) Make available to the federal government, counties, municipalities, institutions and individuals, information useful in restoring, maintaining, and enhancing the quality of the environment, and in meeting the policies of the state as set forth in this act;

(g) Initiate the gathering and utilization of ecological information in the planning and development of resource oriented projects; and

(h) Undertake, contract for or fund such research as is needed in order to determine and clarify effects by known or suspected pollutants which may be detrimental to human health or to the environment, as well as to evaluate the feasibility, safety and environmental effects of various methods of dealing with pollutants.

Sec. 4. [ENVIRONMENTAL IMPACT STATEMENTS.] Subdivision 1. Where there is potential for significant environmental effects resulting from any major governmental action or from any major private action of more than local significance, such action shall be preceded by a detailed statement prepared by the responsible agency or, where no governmental permit is required, by the responsible person, on:

(a) 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;

(b) Any direct or indirect adverse environmental, economic, and employment effects that cannot be avoided should the proposal be implemented;

(c) Alternatives to the proposed action;

(d) The relationship between local short term uses of the environment and the maintenance and enhancement of long term productivity, including the environmental impact of predictable increased future development of an area because of the existence of a proposal, if approved;

(e) Any irreversible and irretrievable commitments of resources which would be involved in the proposed action should it be implemented;

(f) The impact on state government of any federal controls associated with proposed actions; and

(g) The multistate responsibilities associated with proposed actions.

Subd. 2. The governor shall, by January 1, 1974, prescribe by rule and regulation in conformity with provisions of Minnesota Statutes, Chapter 15, guidelines and regulations setting forth those instances in which environmental impact statements are required to be prepared

for new and existing actions and to coordinate the processing of such statements among local, state and federal agencies. The governor may by order delegate to any state agency any or all duties imposed upon him by this section. The governor may require the preparation of an environmental impact statement for any action or project not referred to in its guidelines and regulations. Further, the governor may require the revision of an environmental impact statement which is found to be inadequate.

Subd. 3. Upon the filing with the governor of a petition of not less than 500 persons requesting an environmental impact statement on a particular action, the governor shall review the petition and, where there is material evidence of the need for an environmental review, require the preparation of an environmental impact statement in accordance with provisions of this section.

Subd. 4. Prior to the preparation of a final environmental impact statement, the person responsible for the statement shall consult with and request the comments of every governmental office which has jurisdiction by law or special expertise with respect to any environmental effect involved. Copies of the drafts of such statements and the comments and views of the appropriate offices shall be made available to the governor and the public. The final detailed environmental impact statement and the comments received thereon shall precede final decisions on the proposed action and shall accompany the proposal through an administrative review process.

Subd. 5. (a) Permits for natural resources management and development shall include only permits required by the following sections of Minnesota Statutes: 84.415, utility crossings of public lands and waters; 84.45, aircraft operation in wilderness areas; 84.60 and 84.621, underground storage of gas or liquid; 89.17, use of state forest lands; 89.18, roads through state forests; 90.151, cutting and removal of timber; 93.01 to 93.43, exploration and mining of minerals; 104.04, flood plain management ordinances; 105.41, appropriation and use of waters; 105.42, construction of dams, alteration of shorelines and waterways; 105.43, establishment of lake levels; 105.44 and 113.02, irrigation of agricultural lands; 105.485, shoreland conservation ordinances; 93.13 and 105.64, drainage to facilitate mining; 115.03 and 115.43, water pollution; 116.07 and 116.081, air, solid waste, and noise pollution; 117.47, use of state lands for taconite mining; 117.49, condemnation by pipeline companies; 160.20, connecting drains to highway drains; 360.018, subdivision 6, airport construction.

(b) "Natural resources" has the meaning given it in section 116B.02, subdivision 4.

(c) "Pollution, impairment or destruction" has the meaning given it in section 116B.02, subdivision 5.

Subd. 6. No state action significantly affecting the quality of the environment shall be allowed, nor shall any permit for natural resources management and development be granted, where such action or permit has caused or is likely to cause pollution, impairment, or destruction of the air, water, land or other natural resources located within the state, so long as there is a feasible and prudent alternative consistent with the reasonable requirements of the public health.

safety, and welfare and the state's paramount concern for the protection of its air, water, and other natural resources from pollution, impairment, or destruction. Economic considerations alone shall not justify such conduct.

Subd. 7. Regardless of whether a detailed written environmental impact statement is required by the governor to accompany an application for a permit for natural resources management and development, or a recommendation, project, or program for action, officials responsible for issuance of aforementioned permits or for other activities described herein shall give due consideration to the provisions of this act, as set forth in section 3, in the execution of their duties.

Subd. 8. In order to facilitate coordination of environmental decision making and the timely review of agency decisions, the governor shall establish by regulation a procedure for early notice to the governor and the public of natural resource management and development permit applications and other impending state actions having significant environmental effects.

Subd. 9. Prior to the final decision upon any state project or action significantly affecting the environment or for which an environmental impact statement is required, or within 10 days thereafter, the governor may delay implementation of the action or project by notice to the agency or department and to interested parties. Thereafter, within 45 days of such notice, the governor may reverse or modify the decisions or proposal where he finds, upon notice and hearing, that the action or project is inconsistent with the policy and standards of sections 1 through 6. Any aggrieved party may seek judicial review pursuant to Chapter 15.

Sec. 5. [REVIEW OF AUTHORITY, REPORT.] All agencies of the state government shall review their present statutory authority, administrative regulations, and current policies and procedures for the purpose of determining whether there are any deficiencies or inconsistencies therein that prohibit full compliance with the purposes and provisions of sections 1 to 6, and shall propose to the governor not later than July 1, 1974, such measures as may be necessary to bring their authority and policies into conformity with the intent, purposes, and procedures set forth in this act.

Sec. 6. Subdivision 1. [EFFECT OF EXISTING OBLIGATIONS.] Nothing in sections 3, 4 or 5 shall in any way affect the specific statutory obligations of any state agency to (a) comply with criteria or standards of environmental quality, (b) coordinate or consult with any federal or state agency, or (c) act or refrain from acting contingent upon the recommendations or certification of any other state agency or federal agency.

Subd. 2. [POLICIES ARE SUPPLEMENTAL.] The policies and goals set forth in sections 1 to 6 are supplementary to those set forth in existing authorizations of state agencies.

Sec. 7. [GOVERNOR, REPORT REQUIRED.] The governor shall transmit to the legislature and make public by November 15 of each year an environmental quality report which shall set forth:

(1) *The status and condition of the major natural, man-made, or altered environmental classes of the state, including, but not limited to, the air, the aquatic, and the terrestrial environment, including, but not limited to, the forest, dryland, wetland, range, urban, suburban, and rural environment;*

(2) *Current and foreseeable trends in the quality, management and utilization of such environments and the effects of those trends on the social, economic and other requirements of the state;*

(3) *The adequacy of available natural resources for fulfilling human and economic requirements of the state in the light of expected population pressures;*

(4) *A review of the programs and activities, including regulatory activities, of the federal government in the state, the state and local governments, and nongovernmental entities or individuals, with particular reference to their effect on the environment and on the conservation, development and utilization of natural resources;*

(5) *A program for remedying the deficiencies of existing programs and activities, together with recommendations for legislation;*

(6) *A review of identified, potentially feasible programs and projects for solving existing and future natural resources problems;*

(7) *Measures as may be necessary to bring state government statutory authority, administrative regulations and current policies into conformity with the intent, purposes, and procedures set forth in this act;*

(8) *The status of statewide natural resources plans; and*

(9) *A statewide inventory of natural resources projects, consisting of (a) a description of all existing and proposed public natural resources works or improvements to be undertaken in the coming biennium by state agencies or with state funds, (b) a biennial tabulation of initial investment costs and operation and maintenance costs for both existing and proposed projects, (c) an analysis of the relationship of existing state projects to all existing public natural resources works of improvement undertaken by local, regional, state-federal, and federal agencies with funds other than state funds, and (d) an analysis of the relationship of proposed state projects to local, regional, state-federal, and federal plans.*

The purpose of this environmental quality report by the governor is to provide the information necessary for the legislature to assess the existing and possible future economic impact on state government of capital investments in and maintenance costs of natural resources works of improvement.

Sec. 8. Minnesota Statutes 1971, Section 4.12, Subdivision 2, is amended to read:

Subd. 2. The state planning officer shall:

(1) Review current programming and future planning of all state departments and agencies.

(2) Report regularly and on or before January 15 of each odd numbered year to the legislature, reviewing in each report the state planning program, and the progress and development thereof. Thereafter, as soon as practicable, he shall make recommendations for desirable legislation and necessary appropriations.

(3) To the extent practicable coordinate with state budgets the items therein relating to and reflecting statewide planning as authorized by the legislature and as recommended for the consideration of the legislature.

(4) Require each state department and agency having planning programs to regularly file copies thereof with him for review.

(5) Make available to the legislature or any authorized committee or commission thereof information concerning statewide development plans and basic research from which the plans have been developed.

(6) Act as the coordinating agency for the planning activities of all state departments and agencies and local levels of government.

(7) Review all plans filed with the federal government by state departments and agencies pursuant to Minnesota Statutes, Section 16.165, or any other law as a part of his duties prescribed by this section. The commissioner of administration shall furnish the state planning officer the information required by this clause.

(8) Encourage the development of planning programs by state departments and agencies and local levels of government.

(9) *Act as the coordinating agency for submission of the environmental impact statements required by the National Environmental Policy Act and the state's comments thereon to the appropriate federal agencies.*

Sec. 9. 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 thereof 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.

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 resources of this state, and for the control and prevention of soil erosion, for land resources planning and development, *for the implementation of land resource use 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 natural resources, control floods, prevent impairment of dams and reservoirs, assist in maintaining the navigability of rivers and harbors, preserve wildlife, protect the tax base, and protect public lands by land-use practices, as herein provided for.

Sec. 10. Minnesota Statutes 1971, Section 104.01, Subdivision 3 is amended to read:

Subd. 3. *It is the policy of this state and the purpose of sections 104.01 to 104.07 to reduce flood damages through flood plain management, stressing nonstructural measures such as flood plain zoning and flood proofing, and flood warning practices.* It is the policy of this state and the purpose of sections 104.01 to 104.07 not to prohibit but to guide development of the flood plains of this state consistent with the enumerated legislative findings to provide state coordination and assistance to local governmental units in flood plain management, to encourage local governmental units to adopt, enforce and administer sound flood plain management ordinances, and to provide the commissioner of natural resources with authority necessary to carry out a flood plain management program for the state and to coordinate federal, state, and local flood plain management activities in this state.

Sec. 11. [105.405] [WATER SUPPLY MANAGEMENT.] *Subdivision 1. The commissioner shall develop and manage water resources to assure a supply adequate to meet long range seasonal requirements for domestic, municipal, industrial, agricultural, fish and wildlife, recreational, power, navigation, and quality control purposes from surface or ground water sources, or from a combination of these.*

Subd. 2. *No permit authorized by sections 105.37 to 105.55 nor any plan for which the commissioner's approval is required or permitted, involving a diversion of any waters of the state, surface or underground, to a place outside of this state shall be granted or approved until after a determination by the commissioner that the water remaining in this state will be adequate to meet the state's water resources needs during the specified life of the diversion project.*

Sec. 12. 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. 13. Minnesota Statutes 1971, Section 116.07, Subdivision 2, is amended to read:

Subd. 2. [ADOPTION OF STANDARDS.] The pollution control agency shall *improve air quality by promoting, in the most practicable way possible, the use of energy sources and waste disposal methods which produce or emit the least air-contaminants consistent with the agency's overall goal of reducing all forms of pollution. The agency shall also* adopt standards of air quality, including maximum allowable standards of emission of air contaminants from motor vehicles, recognizing that due to variable factors, no single standard of purity of air is applicable to all areas of the state. In adopting standards the pollution control agency shall give due recognition to the fact that the quantity or characteristics of air contaminants or the duration of their presence in the atmosphere, which may cause air pollution in one area of the state, may cause less or not cause any air pollution in another area of the state, and it shall take into consideration in this connection such factors, including others which it may deem proper, as existing physical conditions, zoning classifications, topography, prevailing wind directions and velocities, and the fact that a standard of air quality which may be proper as to an essentially residential area of the state, may not be proper as to a highly developed industrial area of the state. Such standards of air quality shall be premised upon scientific knowledge of causes as well as effects based on technically substantiated criteria and commonly accepted practices. No local government unit shall set standards of air quality which are more stringent than those set by the pollution control agency.

The pollution control agency shall *promote solid waste disposal control by encouraging the updating of collection systems, elimination of open dumps, and improvements in incinerator practices. The agency shall also* adopt standards for the control of the collection, transportation and disposal of solid waste for the prevention and abatement of water, air and land pollution, recognizing that due to variable factors, no single standard of solid waste control is applicable to all areas of the state. In adopting standard, the pollution control agency shall give due recognition to the fact that elements of control which may be reasonable and proper in densely populated areas of the state may be unreasonable and improper in sparsely populated or remote areas of the state, and it shall take into consideration in this connection such factors, including others which it may deem proper, as existing physical conditions, topography, soils and geology, climate, transportation, and land use. Such standards of solid waste control shall be premised on technical criteria and commonly accepted practices.

The pollution control agency shall also adopt standards describing the maximum levels of noise in terms of sound pressure level which may occur in the outdoor atmosphere, recognizing that due to variable factors no single standard of sound pressure is applicable to all areas of the state. Such standards shall give due consideration to such factors as the intensity of noises, the types of noises, the frequency with which noises recur, the time period for which noises continue, the times of day during which noises occur, and such other factors as could affect the extent to which

noises may be injurious to human health or welfare, animal or plant life, or property, or could interfere unreasonably with the enjoyment of life or property. In adopting standards, the pollution control agency shall give due recognition to the fact that the quantity or characteristics of noise or the duration of its presence in the outdoor atmosphere, which may cause noise pollution in one area of the state, may cause less or not cause any noise pollution in another area of the state, and it shall take into consideration in this connection such factors, including others which it may deem proper, as existing physical conditions, zoning classifications, topography, meteorological conditions and the fact that a standard which may be proper in an essentially residential area of the state, may not be proper as to a highly developed industrial area of the state. Such noise standards shall be premised upon scientific knowledge as well as effects based on technically substantiated criteria and commonly accepted practices. No local governing unit shall set standards describing the maximum levels of sound pressure which are more stringent than those set by the pollution control agency."

Strike the title and insert in lieu thereof:

"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."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1815: A bill for an act relating to homestead exemptions; defining a homestead and limiting the exemption thereof; repealing Minnesota Statutes 1971, Chapter 510.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, strike "such" and insert in lieu thereof "the"

Page 1, line 14, strike "subdivision 1 of this"

Page 1, line 15, strike "section and sections 2 through 10 of"

Page 1, line 16, strike the comma and insert in lieu thereof "and"

Page 1, line 17, strike "together with"; strike "to the" and insert in lieu thereof "as limited in this subdivision"

Page 1, line 18, strike "amount hereafter limited and defined,"

Page 1, line 19, strike "such" and insert in lieu thereof "a"

Page 1, line 20, strike ", and" and insert in lieu thereof "if the land is"

Page 1, line 21, strike "any city," and insert in lieu thereof "a municipality"

Page 1, line 22, strike "village, or borough"; strike "it be" and insert in lieu thereof "the land is"

Page 1, line 23, strike "such place" and insert in lieu thereof "a municipality"

Page 2, line 3, after the semicolon insert "and"

Page 2, line 14, strike "shall constitute" and insert in lieu thereof "constitutes"

Page 2, line 15, strike ", and" and insert in lieu thereof a period

Page 2, line 27, strike ", and" and insert in lieu thereof a period

Page 3, line 4, strike "such" and insert in lieu thereof "the"

Page 3, line 14, after the semicolon insert "and"

Page 3, line 16, strike "Such"

Page 3, line 26, after the semicolon insert "and"

Page 5, line 3, strike "such" and insert in lieu thereof "a"

Page 5, line 13, strike "the same" and insert in lieu thereof "it"

Page 5, line 14, strike "such" and insert in lieu thereof "that"; strike "shall file" and insert "files"

Page 5, line 16, strike the second comma

Page 5, line 17, strike "the same" and insert in lieu thereof "it"

Page 5, line 19, strike "such" and insert in lieu thereof "that"; strike the comma

Page 5, line 24, strike "shall die" and insert in lieu thereof "dies"

Page 5, line 25, strike "constituting a family"

Page 5, line 26, strike "surviving"

Page 5, line 27, strike "such" and insert in lieu thereof "the"; strike "shall abscond" and insert in lieu thereof "absconds"

Page 5, line 28, strike "desert" and insert in lieu thereof "deserts"

Page 6, line 1, strike "such" and insert in lieu thereof "the"

Page 6, line 3, strike "the same," and insert in lieu thereof "the homestead"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1289: 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.

Reports the same back with the recommendation that the bill be amended as follows:

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 of 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"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1180: A bill for an act relating to public welfare; payment for legal assistance; amending Minnesota Statutes 1971, Section 393.07, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Subdivision 1. The commissioner of public welfare is authorized to make grants to assist nonprofit 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 nonprofit legal services corporation to assist the corporation in providing the services described in section 1.

Sec. 2. There is appropriated to the commissioner of public welfare general fund in the state treasury the sum of \$. to fund the grants described in Section 1."

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 nonprofit legal service corporations; appropriating money."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

Section 1. This act shall be known as the Minnesota power plant siting act.

Sec. 2. [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. 3. [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. 4. [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. 5. [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 plant 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. A transmission line corridor shall not be less than one mile in width. 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. 6. [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 5 or from sites or corridors offered by the utility. In the event a utility 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. 7. [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, any utility may request that the council designate a specific site or corridor for a specific size and type of facility. Following the study, evaluation, and hearings, as provided in this section and sections 8, 9 and 10, 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 5 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 no 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 5. 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 4, 5, 6 and 7 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. 8. [PUBLIC HEARING; 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 Sec. 7 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. 9. 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 16 of this act.

Sec. 10. [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. 11. 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. 12. [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 11, 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. 13. [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. 14. [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. 15. [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 actions.

Sec. 16. [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 develop-

ment, 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. 17. [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. 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% 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, transmission 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 .0667, 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 is effective the day following its final enactment.

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, 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, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

“Section 1. Minnesota Statutes 1971, Section 85.015, Subdivision 1, is amended to read:

85.015 [STATE TRAILS.] Subdivision 1. The commissioner of natural resources shall establish, develop, maintain, and operate the trails designated in this section. Each trail shall have the purposes assigned to it in this section. The commissioner of administration, for the commissioner of natural resources, may acquire lands by gift or purchase, in fee or easement, for the trail and facilities related to the trail.

Sec. 2. Minnesota Statutes 1971, Section 85.015, is amended by adding a subdivision to read:

Subd. 9. Luce Line Trail.

(a) The trail shall originate at Gleason Lake in Plymouth Village, Hennepin county, and shall follow the route of the Chicago Northwestern Railroad.

(b) The trail shall be developed for multi-use wherever feasible. Local units of government shall be encouraged to cooperate in maintaining its integrity for modes of use consistent with existing ordinances.

(c) In establishing, developing, maintaining, and operating the trail, the commissioner shall cooperate with local units of government and private individuals and groups. Before acquiring any parcel of land for the trail, the commissioner of natural resources shall develop a management program for the parcel and conduct a public hearing on the proposed management program in the vicinity of the parcel to be acquired. The management program of the commissioner shall include but not be limited to the following: (a) fencing of portions of the trail where necessary to protect adjoining landowners; and (b) the maintenance of the trail in a litter free condition to the extent practicable.

(d) The commissioner shall not acquire any of the right-of-way of the Chicago Northwestern Railway Company until the abandonment of the line described in this subdivision has been approved by the interstate commerce commission. Compensation, in addition to the value of the land, shall include improvements made by the railroad, including but not limited to, bridges, trestles, public road crossings, or any portion thereof, it being the desire of the railroad that such improvements be included in the conveyance. The fair market value of the land and improvements shall be recommended by two independent appraisers mutually agreed upon by the parties. The fair market value thus recommended shall be reviewed by a review appraiser agreed to by the parties, and the fair market value thus determined, and supported by appraisals, may be the purchase price. The commissioner may exchange lands with landowners abutting the right-of-way described in this section to eliminate diagonally-shaped separate fields.

Sec. 3. Minnesota Statutes 1971, Section 85.015, Subdivision 9, is repealed.

Amend the title as follows:

Page 1, lines 4 and 5, strike “, to the city of Gluek in Chippewa county”

Page 1, lines 8 and 9, strike “appropriating money” and insert in lieu thereof: “amending Minnesota Statutes 1971, Section 85.015, Subdivision 1, and by adding a subdivision; repealing Minnesota Statutes 1971, Section 85.015, Subdivision 9”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was re-referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 27, after "of" insert "the"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 2145: A bill for an act relating to the town of White, St. Louis county; authorizing an increase in the salaries of clerk and treasurer.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1563: A bill for an act relating to police pensions in the city of Saint Paul; amending Laws 1955, Chapter 151, Section 9, Subdivision 6.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, strike the new language in lines 11 through 16 and reinsert the stricken language in lines 1 through 11.

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1665: A bill for an act relating to fire and police aid; providing state aid to municipalities contracting with counties for police protection services; regulating certain reports and certain state aid; amending Minnesota Statutes 1971, Sections 69.011, Subdivisions 1, 2 and 4; 69.021, Subdivisions 4, 5, 6, 7, and 9; 69.031, Subdivisions 4 and 5; and 69.051, Subdivision 1; repealing Minnesota Statutes 1971, Section 69.051, Subdivision 3; and Laws 1971, Chapter 695, Section 6.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 69.011, Subdivision 2, is amended to read:

Subd. 2. [CLERK TO FILE CERTIFICATE.] (a) On or before March 1 annually the clerk of each municipality having a duly organized fire department as provided in subdivision 4, clause (1) or the secretary of nonprofit fire fighting corporations having a relief and retirement plan or incorporated firemen's relief association shall certify that fact and the fire personnel and equipment of the fire department as of the preceding December 31 to the commissioner on a form prescribed by him together with the other facts the commissioner may require. The certification shall be made to the commissioner in duplicate. Each copy of the certificate shall be duly executed and deemed an original. The commissioner shall forward one copy to the auditor of the county wherein the fire department is located and retain one copy.

(b) On or before March 1 annually the clerk of each municipality having a duly organized police department as provided in subdivision 4, clause (2) and having a duly incorporated relief association or a special police department fund within its treasury or municipality contracting with the county for police protection service by county sheriff shall certify that fact to the county auditor of the county where the police department is located and to the commissioner on a form prescribed by him together with ~~the~~ a statement of receipts and disbursements for police protection and other facts the commissioner or auditor may require.

Sec. 2. Minnesota Statutes 1971, Section 69.011, Subdivision 4, is amended to read:

Subd. 4. [QUALIFICATION FOR STATE AID.] (1) Any municipality in this state having for more than one year an organized fire department and officially established by the governing body of the municipality or an independent nonprofit fire fighting corporation created under the nonprofit corporation act of this state and operating exclusively for fire fighting purposes and providing retirement and relief benefits to its members or having a separate subsidiary incorporated firemen's relief and pension association providing retirement and relief benefits may qualify

to receive state aid if it meet the following minimum requirements or equivalent as determined by the state fire marshal by July 1, 1972:

(a) Ten paid or volunteer firemen including a fire chief and assistant fire chief, and

(b) Regular scheduled meetings and frequent drills including instructions in fire fighting tactics and in the use, care, and operation of all fire apparatus and equipment, and

(c) A motorized fire truck equipped with a motorized pump, 250 gallon or larger water tank, 300 feet of one inch or larger fire hose in two lines with combination spray and straight stream nozzles, five-gallon hand pumps—tank extinguisher or equivalent, dry chemical extinguisher or equivalent, ladders, extension ladders, pike poles, crow bars, axes, lanterns, fire coats, helmets, boots, and

(d) Apparatus suitably housed in a building of good construction with facilities for care of hose and equipment, and

(e) A reliable and adequate method of receiving fire alarms by telephone or with electric siren and suitable means of sounding an alarm, and

(f) If response is to be provided outside the corporate limits of the municipality wherein the fire department is located, the municipality has another piece of motorized apparatus to make the response, and

(g) Other requirements the commissioner establishes by rule.

(2) Any municipality in this state having for more than one year an organized police department established by the governing body of the municipality or any municipality contracting with the county for police protection service by county sheriff, as evidenced by written police protection agreement filed with the commissioner may qualify to receive state aid.

Sec. 3. Minnesota Statutes 1971, Section 69.021, Subdivision 7, is amended to read:

Subd. 7. [APPORTIONMENT OF AID TO MUNICIPALITIES AND FIREMEN'S RELIEF ASSOCIATIONS BY COUNTY AUDITOR.] (1) The county auditor shall apportion the state aid received by him relative to the premiums reported on the Minnesota Fire-town Premiums Reports filed pursuant to this chapter to each municipality and/or firemen's relief association certified to him by the commissioner for the fire service in the same manner that state aid is apportioned to the counties, one half in proportion to the population and one half in proportion to the assessed property valuation of the fire towns in the county for which aid is proportioned. The county auditor shall apportion the amount of aid to each municipality and/or firemen's relief association in an amount not less than 100 percent nor more than 150 percent of the average state aid calculated for apportionment to the municipality and/or firemen's relief association. Provided that if the amount of aid so calculated is either greater or less than the amount of aid available as calculated in subdivision 5 each

municipality's and/or firemen's relief association's proportionate share of the state aid shall be reduced or increased on a percentage basis so that the amount of aid apportioned shall not exceed the amount of tax collected. No municipality or firemen's relief association shall receive less than provided for under this subdivision.

In the case of municipalities or independent fire departments qualifying for the state aid the county auditor shall calculate the state aid for the municipality or relief association on the basis of the population and the assessed property valuation of the area furnished fire protection service by the fire department as evidenced by duly executed and valid fire service agreements filed with him. If one or more fire departments are furnishing contracted fire service to a city, village, town or township only the population and valuation of the area served by each fire department shall be considered in calculating the state aid and the fire departments furnishing service shall enter into an agreement apportioning among themselves the percent of the population and the assessed property valuation of each service area. Agreement shall be in writing and filed with the commissioner in duplicate. The commissioner shall forward one copy of the agreement to the county auditor of the county wherein the fire department is located and retain one copy.

In the case of cities of the first and second class the state aid calculated shall be paid directly to the treasurer of the relief association. In the case of all other municipalities and independent fire department relief associations or retirement plans the aid shall be paid to the treasurer of the municipality where the fire department is located and the treasurer of the municipality shall within 30 days transmit the aid to the relief association if the relief association has filed a financial report with the treasurer of the municipality and has met all other statutory provisions pertaining to the aid apportionment.

The county auditor and commissioner are hereby empowered to make rules and regulations to permit the administration of the provisions of this section.

(2) The county auditor shall apportion the state aid received by him relative to the premiums reported on the Minnesota Aid to Police Premium Reports filed pursuant to this chapter for the police service to each municipality having an organized police department or to each municipality receiving contracted police protection service from the county sheriff as evidenced by duly executed and valid police service agreements filed with him in the same manner that state aid is apportioned to the counties, one half in proportion to the population and one half in proportion to the assessed property valuation of the qualifying municipalities in the county for which aid is proportioned.

In the case of municipalities qualifying for the police state aid and providing outside police protection service, the county auditor shall calculate the state aid for the municipality on the basis of the population and the assessed property valuation of the area city, village, borough, town or township furnished police protection service by the organized police department as evidenced by duly executed and valid police service agreements filed with him. If one or more police departments are furnishing contracted police service to an area only the population and assessed property valuation of the area served by each police

department shall be considered in calculating the state aid or the police departments furnishing service ~~may~~ shall enter into an agreement apportioning among themselves the percent of the population and the assessed property valuation of service area. Agreement shall be in writing and filed with the ~~county auditor and the~~ commissioner. *The commissioner shall send the police service agreement and the service area apportionment agreement to the county auditor.*

In the case of cities of the first and second class the state aid calculated shall be paid directly to the treasurer of the relief association if such an association exists. In the case of all other municipalities or cities of the first and second class if no relief association exists aid shall be paid to the treasurer of the municipality where the police department is located and the treasurer of the municipality shall within 30 days transmit the aid to the police retirement or relief fund if such fund exists and has filed a financial report with the treasurer of the municipality and has met all other statutory provisions pertaining to the aid apportionment.

The county auditor and commissioner are hereby empowered to make rules and regulations to permit the administration of the provisions of this section."

Amend the title by striking it in its entirety and inserting in lieu thereof

"A bill for an act relating to fire and police aid; providing state aid to municipalities contracting with counties for police protection services; amending Minnesota Statutes 1971, Sections 69.011, Subdivisions 2 and 4; and 69.021, Subdivision 7."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1994: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 28, strike "facilitations" and insert "facilities"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 2096: 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 and 5, and by adding subdivisions; 309.51, Subdivisions 1 and 2; 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.

Reports the same back with the recommendation that the bill be amended as follows: Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. Minnesota Statutes 1971, Section 309.50, Subdivision 2, is amended to read:

Subd. 2. “Person” means any individual, organization, group, *firm, copartnership, association, partnership, corporation, company, or trust or joint stock association, church, religious sect, religious denomination, society, or league, and includes any trustee, receiver, assignee, agent or other similar representative thereof.*

Sec. 2. Minnesota Statutes 1971, Section 309.50, Subdivision 3, is amended to read:

Subd. 3. “Charitable purpose” means *and includes any charitable, benevolent, philanthropic, patriotic, religious, social service, welfare, educational, or eleemosynary purpose, either actual or purported.*

Sec. 3. Minnesota Statutes 1971, Section 309.50, Subdivision 5, is amended to read:

Subd. 5. “Contribution” means the promise or grant of any money or property of any kind or value, including the promise to pay, or payment for merchandise or rights of any other description when representation is made by or on behalf of the seller or solicitor that the whole or any part of the price will be applied to a charitable purpose. ~~Reference to the dollar amount of “contributions” in section 309.51, subdivision 2(e) means in the case of promises to pay, or payment for merchandise or rights of any other description the value of the total amount promised to be paid or paid for such merchandise or rights and not merely that portion of the purchase price to be applied to a charitable purpose. “Contributions” shall not include any funds obtained by a charitable organization through grants from any governmental agency. “Contributions” shall include, in the case of a charitable organization offering goods and services to the public, the difference between the direct cost of the goods and services to the charitable organization and the price at which the charitable organization or any person acting on its behalf resells those goods or services to the public.~~

Sec. 4. Minnesota Statutes 1971, Section 309.50, is amended by adding subdivisions to read:

Subd. 7. “Department” means *the securities division of the department of commerce.*

Subd. 8. "Parent organization" is that part of a charitable organization which coordinates, supervises or exercises control over policy, fund-raising, and expenditures, or assists or advises one or more chapters, branches or affiliates in the state. Subd. 9. "Solicit" and "solicitation" mean the request directly or indirectly for any contribution on the plea or representation that such contribution will or may be used for any charitable purpose, and also mean and include any of the following methods of securing contributions:

(1) Oral or written request;

(2) The distribution, circulation, mailing, posting, or publishing of any handbill, written advertisement, or publication;

(3) The making of any announcement to the press, over the radio, by television, by telephone, or telegraph concerning an appeal, assemblage, athletic or sports event, bazaar, benefit, campaign, contest, dance, drive, entertainment, exhibition, exposition, party, performance, picnic, sale, or social gathering, which the public is requested to patronize or to which the public is requested to make a contribution;

(4) The sale of, offer, or attempt to sell, any advertisement, advertising space, book, card, magazine, merchandise, subscription, ticket of admission, or any other thing, or the use of the name of any charitable person in any offer or sale as an inducement or reason for purchasing any such item, or the making of any statement in connection with any such sale, that the whole or any part of the proceeds from any such sale will be used for any charitable purpose. A "solicitation" is defined herein shall be deemed completed when made, whether or not the person making the same receives any contribution or makes any such sale.

Sec. 5. Minnesota Statutes 1971, Chapter 309 is amended by adding a section to read:

[309.515] [EXEMPTIONS.] *Subdivision 1. Subject to the provisions of Subdivisions 2 and 3 of this section, Sections 309.52 and 309.53 shall not apply to any of the following:*

(a) *charitable organizations:*

(1) *which did not receive total contributions in excess of \$2,000 from the public within or without this state during the accounting year last ended, and*

(2) *which do not plan to receive total contributions in excess of such amount from the public within or without this state during any accounting year, and*

(3) *whose functions and activities, including fund raising, are performed wholly by persons who are unpaid for their services, and*

(4) *none of whose assets or income inure to the benefit of or are paid to any officer.*

For purposes of this chapter, a charitable organization shall be deemed to receive in addition to such contributions as are solicited

from the public by it, such contributions as are solicited from the public by any other person and transferred to it. Any organization constituted for a charitable purpose receiving an allocation from a community chest, united fund or similar organization shall be deemed to have solicited that allocation from the public.

(b) any group or association serving a bona fide religious purpose when the solicitation is connected with such a religious purpose, nor shall such sections apply when the solicitation for such a purpose is conducted for the benefit of such a group or association by any other person with the consent of such group or association. Nothing contained in sections 309.50 to 309.61 shall prevent such a group or association or any such other person from voluntarily filing a registration statement or annual report under sections 309.52 and 309.53.

(c) Any educational institution which is under the general supervision of the state board of education, the state college board, the state junior college board, or the University of Minnesota or any educational institution which is accredited by the University of Minnesota or the North Central Association of Colleges and Secondary Schools, or by any other national or regional accrediting association.

(d) A fraternal, patriotic, social, educational, alumni, professional, trade or learned society which limits solicitation of contributions to persons who have a right to vote as a member. The term "member" shall not include those persons who are granted a membership upon making a contribution as the result of a solicitation.

(e) A charitable organization soliciting contributions for any person specified by name at the time of the solicitation if all of the contributions received are transferred to the person named with no restrictions on his expenditure of it and with no deductions whatsoever.

Subd. 2. Where any such group or association or person soliciting for the benefit of such group or association described in clauses (a), (b) and (d) of subdivision 1, employs a professional fund raiser to solicit or assist in the solicitation of contributions, sections 309.52 and 309.53 shall apply and such group or association or person shall file a registration statement as provided in section 309.52 and an annual report as provided in section 309.53.

Subd. 3. The Department may, by written order or regulation, suspend or wholly revoke the exempt status of any charitable organization or any group of charitable organizations exempted by this section or may require, prior to a solicitation by a charitable organization exempt by the provisions hereof, such information with respect thereto as the Department may deem necessary to protect the public interest.

Sec. 6. Minnesota Statutes 1971, Section 309.52. Subdivision 1, is amended to read:

309.52 [REGISTRATION REQUIREMENT.] Subdivision 1. ~~Every~~ No charitable organization, except as otherwise provided in section 309.51, ~~which solicits~~ shall solicit contributions from per-

sons in this state by any means whatsoever ~~shall unless~~, prior to any solicitation, *there shall be on file with the department of commerce, division of licensing and consumer services upon forms provided by the department, a registration statement which shall include containing, without limitation, the following information:*

- (a) Legally established name.
- (b) Name or names under which it solicits contributions.
- (c) Form of organization.
- (d) Date and place of incorporation, if any organization.

(e) Address of principal office in this state, or, if none, the name and address of the person having custody of books and records within this state.

(f) Names and addresses of officers, directors, trustees, and chief executive officer.

(g) Federal and state tax exempt status.

(h) Denial at any time by any governmental agency or court of the right to solicit contributions.

(i) Date on which accounting year of the charitable organization ends.

(j) General purposes for which organized.

(k) General purposes for which contributions to be solicited will be used.

(l) Methods by which solicitation will be made.

(m) Copies of contracts between charitable organization and professional fund raisers relating to financial compensation or profit to be derived by the professional fund raisers. Where any such contract is executed after filing of the registration statement, a copy thereof shall be filed within seven days of the date of execution.

(n) Board, group or individual having final discretion as to the distribution and use of contributions received.

(o) The amount of total contributions received during the accounting year last ended.

(p) *Such other information as the department may by rule or order require to promote fairness of the solicitation and to assure full and fair disclosure of all material information to the department.*

Sec. 7. Minnesota Statutes 1971, Section 309.53, Subdivision 1, is amended to read:

309.53 [ANNUAL REPORT.] Subdivision 1. Except as otherwise provided in subdivision 1a of this section, every charitable organization required to file a registration statement pursuant to section 309.52 shall file an annual report with the department of commerce, ~~division of licensing and consumer services~~ upon forms provided by the department or on forms identical there-

to on or before June 30 of each year if its books are kept on a calendar year basis, or within six months after the close of its fiscal year if its books are kept on a fiscal year basis. For cause shown the attorney general department may extend the time for filing the annual report for a period not to exceed three months. The annual report shall be accompanied by a filing fee of \$5 \$10 which shall be deposited in the state treasury.

Sec. 8. Minnesota Statutes 1971, Chapter 309, is amended by adding a section to read:

[309.531] [LICENSING OF PROFESSIONAL FUND RAISERS; BOND REQUIRED.] *Subdivision 1. No person shall act as a professional fund raiser unless licensed by the department. Applications for a license shall be in writing, under oath, in the form prescribed by the department and shall be accompanied by an application fee of \$25. Each license shall be effective for a period of not more than 12 months from the date of issuance, and in any event shall expire on July 30 next following the date of issuance.*

Subd. 2. The department shall have the power, in connection with any application for license as a professional fund raiser, to require the applicant to file a surety bond in such amount, not exceeding \$20,000, and containing such terms and conditions as the department determines are necessary and appropriate for the protection of the public. The applicant may deposit cash in and with a depository acceptable to the department in such amount and in such a manner as may be prescribed and approved by the department in lieu of the bond.

Subd. 3. No professional fund raiser shall solicit in the name of or in behalf of any charitable organization unless such solicitor has written authorization from two officers of such organization, a copy of which shall be filed with the department. Such written authorization shall bear the signature of the solicitor and shall expressly state on its face the period for which it is valid, which shall not exceed one year from the date issued.

Subd. 4. The department may require that any licensed professional fund raiser submit financial reports, not more frequently than quarterly, in such form and containing such information as the department by rule or order requires.

Sec. 9. Minnesota Statutes 1971, Section 309.54, Subdivision 1, is amended to read:

309.54 [PUBLIC RECORD.] Subdivision 1. Registration statements, annual reports, and other documents required to be filed shall become public records in the office of the department of ~~commerce, division of licensing and consumer services.~~

Sec. 10. Minnesota Statutes 1971, Section 309.55, is amended by adding subdivisions to read:

Subd. 4. No charitable organization and no person acting on behalf of a charitable organization shall use any uniformed personnel of any local, state or federal agency or department to solicit contributions.

Subd. 5. No charitable organization and no person acting on behalf of a charitable organization shall use or employ any fraud, false pretense, false promise, misrepresentation, misleading statement or deceptive practice with the intent that others rely thereon in connection with any charitable solicitation.

Subd. 6. No person shall, either in his own right or as agent, officer or employee of a charitable organization sell or otherwise furnish for a consideration to any other person any list of contributors.

Sec. 11. Minnesota Statutes 1971, Section 309.555, is amended to read:

309.555 [LIMITATIONS ON CHARITABLE EXPENDITURES.]
Subdivision 1. Except as provided in subdivision 2, no charitable organization shall pay or agree to pay to any professional fund raiser as compensation for his services or as reimbursement of expenses, or both, an amount in excess of 30 percent of the total gross amount of moneys, funds, pledges or other property raised or received by such professional fund raiser in the name of the charitable organization.

Subd. 2. In the event that goods or services are provided to the public in connection with charitable solicitation, when a professional fund raiser is employed, no charitable organization shall pay or agree to pay to any professional fund raiser as compensation for his services or as reimbursement for expenses, or both, an amount in excess of 30 percent of the difference between the cost to the charitable organization of all goods and services sold by the professional fund raiser, and the amount for which said goods and services are sold.

Subd. 3. Compensation paid or agreed to be paid to a professional fund raiser shall include the reasonable cost of any expense, whether in money or in kind, incurred by a charitable organization pursuant to an agreement or contract with a professional fund raiser for the solicitation of charitable contributions. A charitable organization shall be deemed to have paid or agreed to pay any portion of such moneys, funds, pledges or other properties retained by the professional fund raiser pursuant to a contract with the charitable organization.

Subd. 4. No person shall use the name of a charitable organization for financial compensation or profit unless the charitable organization has consented to the use of its name in a contract with the person. The contract shall:

(a) be in writing, and a copy thereof shall be filed with the department within seven days of the date of execution;

(b) disclose the amount of financial compensation or profit to be retained by the person;

(c) disclose the percentage of the total gross amount of moneys, funds, pledges or other property raised or received or to be raised or received in connection with the use of the name of the charitable organization which will be given to the charitable organization.

Sec. 12. Minnesota Statutes 1971, Chapter 309, is amended by adding a section to read:

[309.556] [PUBLIC DISCLOSURE REQUIREMENTS.] *In connection with any charitable solicitation, the following information shall be clearly disclosed:*

(a) *The name, address and telephone number of each charitable organization on behalf of which the solicitation is made;*

(b) *The percentage of the contribution which may be deducted as a charitable contribution under both federal and state income tax laws.*

If the solicitation is made by direct contact, the required information shall be disclosed prominently on a card which shall be exhibited to the person solicited. If the solicitation is made by radio, television, letter, telephone or any other means not involving direct personal contact, the required information shall be clearly disclosed in the solicitation.

Sec. 13. Minnesota Statutes 1971, Section 309.56, is amended to read:

309.56 [SERVICE OF PROCESS.] Subdivision 1. Any charitable organization or professional fund raiser which solicits contributions in this state, but does not maintain an office within the state shall be subject to service of process, as follows:

(a) By service thereof on its registered agent within the state, or if there be no such registered agent, then upon the person who has been designated in the registration statement as having custody of books and records within this state; where service is effected upon the person so designated in the registration statement a copy of the process shall, in addition, be mailed to the charitable organization or professional fund raiser at its last known address;

(b) When a charitable organization or professional fund raiser has solicited contributions in this state, but maintains no office within the state, has no registered agent within the state, and no designated person having custody of its books and records within the state, or when a registered agent or person having custody of its books and records within the state cannot be found and shown by the return of the sheriff of the county in which such registered agent or person having custody of books and records has been represented by the charitable organization or professional fund raiser as maintaining an office, service may be made by delivering to and leaving with the ~~department of commerce, division of licensing and consumer services, Commissioner of Securities of the Department of Commerce or with any deputy or clerk in the office,~~ three copies thereof and a fee of \$6.

(c) Following service upon the ~~department's~~ Commissioner of Securities of the Department of Commerce the provisions of law relating to service of process on foreign corporations contained in Minnesota Statutes 1957, Section 303.13, Subdivisions 2, 3, 4, and 5, shall thereafter govern.

Subd. 2. The solicitation of any contribution within this state shall be deemed to be the agreement of the charitable organization or professional fund raiser that any process against it which is so

served in accordance with the provisions of this section shall be of the same legal force and effect as if served personally within this state.

Sec. 14. Minnesota Statutes 1971, Section 309.58, is amended to read:

309.58 [VIOLATIONS; WITNESSES; TESTIMONY.] ~~Subdivision 1.~~ Whenever the *department or the attorney general* has reason to believe that a violation of sections 309.50 to 309.61 has been committed or may be committed by a charitable organization or professional fund raiser, or its officers, directors, trustees, agents or servants, ~~he either the Department or the attorney general~~ may request information relevant to the provisions of sections 309.50 to 309.61 from such charitable organization or professional fund raiser. If, in the opinion of the *department or the attorney general*, such charitable organization or professional fund raiser, through its managing group, fails to furnish the information requested, or fails to satisfy the *department or the attorney general* that the charitable organization or professional fund raiser or its officers, directors, trustees, agents or servants do not have or cannot acquire the information requested, ~~he may cancel the registration statement of such charitable organization or the license of the professional fund raiser may be suspended, revoked or censured by the Department in accordance with the provisions of section 17 of this act.~~ Such ~~cancellation shall be effected by notification of his decision to the organization and any further solicitation after five days from the mailing of such notification shall be in violation of sections 309.50 to 309.61.~~ Notification for the purposes of this section shall be deemed given when mailed to the organization named in the registration statement at the address there stated pursuant to paragraph (e) of section 309.52, subdivision 1.

Subd. 2. Any charitable organization whose registration statement has been cancelled may bring an action in the district court for reinstatement of the registration. If the court finds that the requested information was not reasonably relevant to the purposes of sections 309.50 to 309.61 or that there was valid reason or excuse for the failure to furnish the requested information, or that the cancellation was not effected in accordance with the provisions of subdivision 1, it shall order reinstatement of the cancelled registration upon such terms as may be proper under the circumstances.

Sec. 15. Minnesota Statutes 1971, Chapter 309, is amended by adding a section to read:

[309.591] [RULE MAKING POWER.] *The Commissioner of Securities of the Department of Commerce may promulgate such rules as are reasonably necessary to carry out and make effective the provisions and purposes of this chapter.*

Sec. 16. Minnesota Statutes 1971, Section 309.60, is amended to read:

309.60 [RECIPROCAL AGREEMENTS, OTHER STATES.] The department of ~~commerce, division of licensing and consumer services~~ may enter into reciprocal agreements with a like authority of any

other state or states for the purpose of exchanging information made available to the department or to such other like authority.

Sec. 17. Minnesota Statutes 1971, Chapter 309, is amended by adding a section to read:

[309.532] [DENIAL, SUSPENSION AND REVOCATION OF LICENSES.] *Subdivision 1. The department may by order deny any application, suspend or revoke any license or registration, or may censure a licensee or registrant if it finds (1) that the order is in the public interest, and (2) that the applicant, registrant or licensee:*

(a) has filed an application for a license or registration which is incomplete in any material respect or contains any statement which, in light of the circumstances under which it is made, is false or misleading with respect to any material fact;

(b) has engaged in a fraudulent, deceptive or dishonest practice;

(c) is permanently or temporarily enjoined by any court of competent jurisdiction from engaging in or continuing any conduct or practice involving any aspect of charitable solicitations; or

(d) has violated or failed to comply with any provision of this chapter or any rule or order under this chapter.

Subd. 2. The Commissioner of Securities of the Department of Commerce may promulgate rules and regulations further specifying and defining those actions and omissions which constitute fraudulent, deceptive or dishonest practices, and establishing standards of conduct for professional fund raisers.

Subd. 3. The department may issue an order requiring a licensee or registrant or applicant for a license or registration to show cause why the license or registration should not be revoked or suspended or the application denied. The order shall be calculated to give reasonable notice of the time and place for hearing thereon, and shall state the reasons for the entry of the order. All hearings shall be conducted in accordance with the provisions of Minnesota Statutes, Chapter 15. After the hearing, the department shall enter an order making such disposition of the matter as the facts require. If the licensee, registrant or applicant fails to appear at a hearing of which he has been duly notified, such person shall be deemed in default, and the proceeding may be determined against him upon consideration of the order to show cause, the allegations of which may be deemed to be true.

Subd. 4. The hearing may be conducted by a hearing examiner. The examiner shall make proposed findings of fact and submit them to the department. The department shall have the power to compel the attendance of witnesses, to examine them under oath, to require the production of books, papers and other evidence, and to issue subpoenas and cause the same to be served and executed in any part of the state.

Subd. 5. Orders of the department shall be subject to judicial review pursuant to Minnesota Statutes, Chapter 15.

Subd. 6. The Commissioner of Securities of the Department of Commerce may promulgate rules of procedure concerning all hearings and other proceedings conducted pursuant to this chapter.

Sec. 18. *Minnesota Statutes 1971, Section 309.51 is repealed.*"

Further amend the title on page 1 by striking lines 2 through 14 and insert the following:

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.

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

S. F. No. 1626: A bill for an act relating to education; school aids and levies; 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, Subdivision 1, 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; 275.125, Subdivisions 2 and 3; 360.133; and 360.135.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 7, delete "and"

Page 2, delete all the language on lines 8 through 13 and insert in lieu thereof the following:

"school year the sum of the aggregate foundation aid earned by a district and the amount raised by the levy authorized by Minnesota Statutes 1971, section 275.125, subdivision 2 (2) and for the 1974-1975 school year the sum of the aggregate foundation aid earned by a district and the amount raised by the levy authorized by section 7 (1) of this act, may not be less than the sum 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 (1)."

Page 6, line 4, after "recent" insert "district-wide"

Page 8, line 2, after "class" insert "on July 1, 1972"

Page 13, line 24, after "attend" insert a comma

Page 18, after line 19, add new sections as follows:

"Sec. 19. Independent School District No. 625 is authorized to issue general obligation bonds in the amount of \$10,000,000 for erecting the buildings for two senior high schools. Such bonds shall be sold and issued pursuant to the provisions of Minnesota Statutes, Chapter

175, 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. 20. 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 prorated 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."

Renumber the succeeding sections in sequence

Page 18, line 23, before "275.125" insert "and"

Page 18, line 24, delete "; 360.133; and 360.135,"

Page 18, line 27, after "education" delete "\$ for the biennium beginning July 1,"

Page 18, delete all the language on line 28

Page 19, delete all the language on line 1 and insert in lieu thereof: "the following sums for the years and purposes indicated

	<i>For the year ending</i>	
	<i>June 30</i>	
	<i>1974</i>	<i>1975</i>
	<i>540,850,000</i>	<i>510,850,000</i>

(1) *Foundation Aid*

The appropriations in (1) include \$800,000 for 1974, and \$800,000 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

	<i>For the year ending</i>	
	<i>June 30</i>	
	<i>1974</i>	<i>1975</i>
<i>year for shared time aid, and not to exceed \$1,000,000 in 1974 for emergency aid.</i>		
(2) <i>Transportation Aid</i>	38,000,000	51,000,000
<i>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.</i>		
(3) <i>Special Education Aid</i>	25,717,633	27,665,023
(4) <i>Secondary Vocational Aid</i>	8,673,217	9,368,217
<i>In addition to the amounts appropriated in (4), \$1,700,000 in 1974, and \$1,000,000 in 1975 shall be transferred for this purpose from the federal aid for construction account listed in the department of education program budget.</i>		
(5) <i>Post-Secondary Vocational Aid</i>	29,108,760	30,078,760
<i>In addition to the amounts appropriated in (5), \$1,000,000 in 1974, and \$2.3 million in 1975 shall be transferred for this purpose from the federal aid for construction account listed in the department of education program budget.</i>		
(6) <i>Adult Vocational Aid</i>	2,741,814	2,746,509
<i>Any unexpended balance remaining from the appropriations in (1) through (6) for 1974, shall not cancel but shall be available for the second year of the biennium, unless otherwise provided in (1) through (6). None of the amounts appropriated in (1) through (6) above shall be expended for a purpose other than the purpose indicated, unless otherwise provided in (1) through (6).</i>		
(7) <i>For Gross Earnings Aid Pursuant to Minnesota Statutes, Section 124.28.</i>	900,000	900,000

	<i>For the year ending</i>	
	<i>June 30</i>	
	<i>1974</i>	<i>1975</i>
(8) <i>Exempt Land Special School Aid Pursuant to Minnesota Statutes, Section 124.30. . . .</i>	<i>400,000</i>	<i>400,000</i>
(9) <i>For Aid to School Districts Pursuant to Minnesota Statutes, Section 360.133.</i>	<i>145,000</i>	<i>145,000</i>
(10) <i>School Aid - Counties A/C of Non Tax Areas</i>	<i>48,000</i>	<i>48,000</i>
<i>The amount appropriated in (10) 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 (7) through (10) in either year are insufficient, the aids shall be prorated among all qualifying recipients."</i>		

Renumber the sections in sequence

Further amend the title as follows:

Page 1, line 3, after "levies;" insert "authorizing the issuance of bonds by independent school district No. 625;"

Page 1, line 10, delete "Subdivision" and insert "Subdivisions" and after "1" insert "and 5"

Page 1, line 18, before "275.125" insert "and" and after "2 and 3" delete "; 360.133;"

Page 1, line 19, delete "and 360.135"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

S. F. No. 148: A bill for an act relating to public welfare; appropriating money for the Duluth United Day Activity Center.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 6, strike "\$150,000" and insert in lieu thereof "\$25,000"

Page 1, line 10, delete "nighs" and "bases" and delete the underlining from "basis."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 28-32

Page 2, strike lines 1-14, 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."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Novak from the Committee on Finance, 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; appropriating money; amending Minnesota Statutes 1971, Chapter 241, by adding sections.

Reports the same back with the recommendation that the bill be amended as follows:

Page 7, strike lines 21 through 25

Renumber the sections accordingly

Further amend the title:

Page 1, line 8, strike "appropriating money;"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 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, Subdivisions 3 and 9; 487.03, Subdivisions 2 and 4, and by adding a subdivision; 487.08; 487.09; 487.10, Subdivisions 1 and 4; 487.16; 487.19, by adding a subdivision; 487.21, Subdivision 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 24 through 38 and insert in lieu thereof:

"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 cre-

ated 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 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."

Page 2, strike lines 1 through 28

Page 3, strike lines 1 through 28

Page 4, strike lines 1 through 15

Page 5, line 27, after "court judge" add "*who shall serve at the pleasure of the chief justice and for a term of two years and*"

Page 7, after line 11, insert the following:

"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."

Page 7, line 16, strike “, with the written approval of the clerk of”

Page 7, strike line 17

Page 7, line 18, strike “judge of the district court,”

Page 7, line 20, after “probate” and before “and” insert “, county”

Page 7, line 21, after “law” and before the period insert “or rule of court”

Page 7, lines 21 through 23 delete the underscored language

Page 7, following line 25, insert:

“Sec. 9. 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. 10. 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. 11. Minnesota Statutes 1971, Section 487.10, is amended by adding a subdivision to read:

Subd. 6. 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.”

Page 7, delete lines 26 through 28

Page 8, delete lines 1 through 21

Page 9, after line 1, insert:

“Sec. 10. Minnesota Statutes 1971, Section 487.18, is amended to read:

487.18 [CRIMINAL JURISDICTION.] (a) The county court has jurisdiction to hear, try and determine any charge of violation of

(1) a criminal law of this state constituting a misdemeanor committed within the county court district; of

(2) any ordinance, charter provision, rule or regulation of any subdivision of government in the county court district.

(d) The county court has jurisdiction to conduct preliminary hearings and to exercise all judicial powers incident to preliminary hearing proceedings on the charge of violation of any criminal law committed within the county court district.

(c) The county court has jurisdiction to hear, try and determine any matter constituting a petty misdemeanor.”

Page 9, after line 9, insert:

“Sec. 12. Minnesota Statutes 1971, Section 487.21, Subdivision 1, is amended to read:

487.21 [TRIAL OF CIVIL AND CRIMINAL ACTIONS.] Subdivision 1. The court by rule shall designate the locations within the county court district at which regular sessions of the court shall be held provided, however, that regular sessions of the court shall be held in at least the county seat of each county within the county court district ~~;~~ ~~provided further, that~~ . *Upon petition of an incorporated municipality directed to the county board of the county in which the municipality is located and in which resolution the municipality agrees to provide at its own expense suitable facilities for holding court sessions, the county board may direct that court be held in such municipality.* Upon petition of at least two governmental units within the district night court shall be held at least once every two weeks during regular session of court, commencing after 7:00 o'clock P.M. at such place in the district that the court shall designate. The court, by rule, may limit the locations at which jury trials shall be conducted provided, however, that the court shall conduct jury trials in not less than one location in each county within the county court district.”

Page 12, following line 13, insert:

“Sec. 18. 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. 19. 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. 20. 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."

Page 14, line 11, delete "electing" and insert in lieu thereof "selecting"

Page 16, line 2, delete "\$600" and insert in lieu thereof "\$500"

Page 20, line 4, after "1974," insert "or within 60 days after the establishment of a county court, whichever is later,"

Page 20, after line 11, insert:

"Sec. 29. 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."

Page 21, line 17, after "Sections" insert "487.10, Subdivision 3;"

Page 21, line 19, strike the comma and insert "; 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”

Page 21, after line 19, insert:

“Sec. 33. *Section 8 is effective January 1, 1974.*”

Renumber the sections in order

Amend the title on page 1, line 6, by striking “, Subdivisions 3 and 9”

Line 9, strike “4” and insert in lieu thereof “2, and by adding subdivisions”

Line 9, after “487.16;” insert “487.18;”

Line 11, strike “Subdivision 2” and insert in lieu thereof “Subdivisions 1 and 2”

Line 12, strike “a subdivision” and insert in lieu thereof “subdivisions”

Line 17, after “487.36;” insert “487.37;”

Line 20, after “Sections” insert “487.10, Subdivision 3;”

Line 22, after “7;” strike “and” and after “6 and 7” insert “; 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”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 520: A bill for an act relating to intoxicating liquor; actions for damages resulting from intoxication; amending Minnesota Statutes 1971, Sections 340.95 and 340.951.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. Minnesota Statutes 1971, Section 340.95, is amended to read:

340.95 [INJURIES CAUSED BY INTOXICATION, CIVIL ACTIONS.] Every husband, wife, child, parent, guardian, employer, or other person who is injured in person or property, or means of support, by an intoxicated person, or by the intoxication of any person, has a right of action, in his own name, against any

person who, by illegally selling, bartering or giving intoxicating liquors, caused the intoxication of such person, for all damages, sustained; and all damages recovered by a minor under this section shall be paid either to such minor or to his parent, guardian, or next friend, as the court directs; and all suits for damages under this section shall be by civil action in any court of this state having jurisdiction thereof. *No judgment or recovery under this section for injury occurring to the person or property of any person shall exceed \$100,000, and no judgment or recovery for loss of means of support resulting from the death or injury of any person shall exceed \$100,000.*

Sec. 2. Minnesota Statutes 1971, Section 340.11, is amended by adding a subdivision to read:

Subd. 18. [REQUIREMENT FOR LIABILITY INSURANCE.] Every person licensed to sell at retail intoxicating liquor for consumption on or off the premises of the sale shall, after June 30, 1974, demonstrate proof of financial responsibility with regard to liability imposed by Minnesota Statutes, Section 340.95, to the liquor control commissioner as a condition of the renewal of his license. Proof of financial responsibility may be given by filing:

(1) A certificate that there is in effect an insurance policy with a minimum coverage of \$200,000 per occurrence;

(2) A bond of a surety company with a minimum coverage of \$200,000 per occurrence; or

(3) A certificate of the state treasurer that the licensee has deposited with him \$200,000 in cash, or securities such as may legally be purchased by savings banks or for trust funds having a market value of \$200,000.

Sec. 3. Minnesota Statutes 1971, Section 340.951, is amended to read:

340.951 [NOTICE OF INJURY.] ~~From and after July 1, 1960,~~ Every person who claims damages from any municipality owning and operating a municipal liquor store or from the licensee of any licensed liquor establishment for or on account of any injury within the scope of section 340.95, shall give a written notice to the governing body of the municipality or the licensee of the liquor establishment, as the case may be, stating:

(1) The time and date when, and person to whom such liquor was sold, bartered, or given;

(2) The name and address of the person or persons who were injured or whose property was damaged;

(3) The approximate time and date and the place where any injury to person or property occurred.

No error or omission in the notice shall void the effect of the notice, if otherwise valid, unless such error or omission is of a substantially material nature.

This notice shall be served within 120 days after the injury occurs, and no action therefor shall be maintained unless such notice has been given, and unless it is commenced within three years after such injury. The time for giving the notice shall not include any period of time next succeeding the occurrence of the injury during which the person injured is or persons claiming damages are incapacitated from giving such notice by reason of the injury sustained.

Actual notice of sufficient facts to reasonably put the governing body of the municipality or the licensee of the liquor establishment, as the case may be, or its insurer, on notice of a possible claim, shall be construed to comply with the notice requirements herein.

~~Any cause of action for injury heretofore caused by an intoxicated person as a result of an illegal sale, barter or gift of liquor and not barred by the existing statute of limitations may be brought within three years after the cause of action accrued or within six months after July 1, 1969, whichever is later, if notice thereof is given within 120 days of July 1, 1969.~~

Sec. 4. *This act is effective July 1, 1973, and shall be applicable to any cause of action accruing on or after July 1, 1973.*"

Further amend the title as follows:

Line 3, after the semicolon insert "requiring proof of financial responsibility;"

Line 5, after "340.951" insert "; and 340.11 by adding a subdivision"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 2144: A bill for an act relating to education; establishing an upper division and graduate level extension center to provide continuing opportunities for residents of the Mesabi Iron Range; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, beginning with line 13, strike the balance of the page and strike all of pages 2 and 3 and insert in lieu thereof the following:

"vicinity makes desirable a coordinated effort through which institutions of post-secondary education throughout the state can offer upper division, graduate, and continuing post-secondary education.

Sec. 2. *The higher education coordinating commission is hereby authorized and directed to develop an experimental program for providing upper division, graduate, and continuing post-secondary education in the area surrounding Grand Rapids, Hibbing and Virginia through the cooperative efforts of Minnesota post-secondary institutions.*

Sec. 3. Subdivision 1. The higher education coordinating commission shall appoint a coordinator of post-secondary education to be located in the area described in Section 2.

Subd. 2. The commission shall appoint an advisory committee or committees, the membership of which shall include both citizens of the area and representatives of each of the several types of institutions which may offer courses in the area and systems from the area. The committee or committees shall advise the commission and the post-secondary education coordinator on needs of the area and the services which post-secondary education institutions can provide in order to meet needs in the area.

Sec. 4. Under direction of the executive director of the higher education coordinating commission, the coordinator of post-secondary education shall assess the needs of residents of the area for upper division, graduate and continuing post-secondary courses and shall arrange for the offering of courses to meet needs by Minnesota institutions of post-secondary education. The post-secondary education coordinator and the commission shall make every effort to assure that Minnesota institutions of post-secondary education will grant full credit in applying such courses toward degree requirements. In addition, the commission and the post-secondary education coordinator shall assess the ways in which better cooperative planning of post-secondary education in the region can be accomplished and shall implement efforts to conduct systematic and comprehensive regional planning of post-secondary education in the area.

Sec. 5. It is the intent of the legislature that the post-secondary education programs, courses and services offered under this act shall complement the programs of institutions which serve the area and shall not compete with existing institutions.

Sec. 6. All Minnesota colleges and universities are requested to cooperate with the commission and the post-secondary education coordinator by offering courses and providing post-secondary education experiences consistent with the needs identified and by granting credits applicable toward degrees and courses offered in the area. State junior colleges and area vocational technical institutes in the area are requested to cooperate by making classrooms and other instructional and office facilities available for the purposes of this act.

Institutions located in the area and others throughout the state which may assist in meeting needs of the area are requested to assist the commission and the post-secondary education coordinator with regional planning for post-secondary education in the area.

Sec. 7. The higher education coordinating commission is directed to evaluate this experimental effort, to report on the success of this effort to the 1975 Legislature and to assess the feasibility of extending the concepts and objectives of this act to other areas of the state.

Sec. 8. There is hereby appropriated to the higher education coordinating commission from the general fund in the state treasury the sum of \$45,000 for the purposes of this act."

Amend the title as follows:

Page 1, line 2, strike "an"; strike all of lines 3, 4 and 5 and insert in lieu thereof the following:

"a coordinator of post-secondary education to plan and coordinate post-secondary education opportunities for residents of the"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 389: A bill for an act relating to crimes and criminals; obscene and sexually provocative materials; prohibiting the possession, exhibition, distribution or sale of such materials in certain cases; prescribing penalties; amending Minnesota Statutes 1971, Sections 617.241; 617.292, Subdivision 8; 617.293; 617.294; and 617.295.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 28, strike "gross"; after "misdemeanor" insert "upon the first offense and of a gross misdemeanor for each subsequent offense"

Page 2, line 1, at the end of the lines strike ";" and insert in lieu thereof "of"

Page 4, after line 10, insert:

(c) Motion picture machine operators whose sole responsibility to a theatre is the operation and maintenance of motion picture projection and sound equipment and who have no financial interest in the entertainment presented other than a wage.

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, strike "20" and insert in lieu thereof "17"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 22, after "3" insert "*, clauses (1), (2) and (5)*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Novak from the Committee on Finance, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 12, strike "*three*" and insert in lieu thereof "*two*"

Page 5, line 4, strike "\$50" and insert in lieu thereof "\$75"

Page 5, line 7, strike "\$25" and insert in lieu thereof "\$35"

Page 15, line 22, strike "\$15,000" and insert in lieu thereof "\$35,000"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1781: A bill for an act relating to the Hennepin county municipal court; amending Minnesota Statutes 1971, Section 488A.01, Subdivision 6.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 488A.01, Subdivision 6, is amended to read:

Subd. 6. [CRIMINAL JURISDICTION] (a) The court has jurisdiction to hear, try and determine any charge of violation of:

(1) A criminal law of this state constituting a misdemeanor committed within the county of Hennepin *including all of the village of St. Anthony.*

(2) Any ordinance, charter provision, rule or regulation of any subdivision of government in the county of Hennepin, including all of the village of St. Anthony or

(3) Any ordinance, charter provision, rule or regulation of the Minneapolis-St. Paul Metropolitan Airports commission.

(b) The court has jurisdiction to conduct preliminary hearings and to exercise all judicial powers incident to preliminary hearing proceedings, on any charge of violation of any criminal law of this state committed within the county of Hennepin.

~~(c) Jurisdiction under sub-paragraphs (1) and (2) of paragraph (a) and under paragraph (b) of this subdivision is exclusive for any violation committed in the county of Hennepin, or for any violation committed outside of Hennepin county but within the boundaries of the village of St. Anthony.~~

Sec. 2. Minnesota Statutes 1971, Section 488A.18, Subdivision 7, is amended to read:

Subd. 7 [CRIMINAL JURISDICTION.] (a) The court has jurisdiction to hear, try and determine any charge of violation within Ramsey county of:

(1) A criminal law of this state constituting a misdemeanor,

(2) Any ordinance, charter provision, rule or regulation of the city of Saint Paul, or

(3) Any ordinance, charter provision, rule or regulation of the Minneapolis-Saint Paul Metropolitan Airports Commission,

(4) Any ordinance, rule or regulation of the regents of the University of Minnesota.

(b) The court has jurisdiction to conduct preliminary hearings and to exercise all judicial powers incident to preliminary hearing proceedings, on any charge of violation of any criminal law of this state committed within Ramsey county.

~~(c) Jurisdiction under sub-paragraphs (1) and (2) of paragraph (a) and under paragraph (b) of this subdivision is exclusive for any violation committed within the city of Saint Paul; jurisdiction under paragraph (b) of this subdivision is exclusive for any violation committed inside the city of Saint Paul or inside that part of the village of St. Anthony lying inside Ramsey county."~~

Strike all of the title and insert in lieu thereof the following:

A bill for an act relating to the Hennepin county municipal court and the city of Saint Paul municipal court; amending Minne-

sota Statutes 1971, Section 488A.01, Subdivision 6 and 488A.18, Subdivision 7.

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 12: A bill for an act proposing an amendment to the Minnesota Constitution, Article XIV, Section 1; providing the majority necessary to pass constitutional amendments.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 8, strike "Section 1,"

Page 1, line 9, strike "section" and insert in lieu thereof "article"

Page 1, after line 10 insert a new line and center the language in that line: "ARTICLE XIV"

Page 1, line 11, strike "both" and insert in lieu thereof "each of the"

Page 1, line 12, strike "shall"

Page 1, line 17, strike ", and" and insert in lieu thereof a period

Page 1, line 18, strike "it shall appear, in a manner to be provided by law, that" and insert in lieu thereof "55 percent of all the electors voting on the question or"

Page 1, line 19, reinsert "at"

Page 1, line 19, after "said" insert "the"

Page 1, line 19, reinsert "election"

Page 1, line 20, strike "on an amendment or alteration have voted" and insert in lieu thereof "vote"

Page 1, line 20, strike "and ratified"

Page 1, line 21, reinsert "alterations or amendments" and strike "the alteration or amendment"

Page 1, after line 26, insert the following:

"Sec. 2. Whenever ~~two-thirds~~ 55 percent of the members elected ~~to~~ of each branch of the legislature shall think it necessary to call a convention to revise this Constitution, they shall recommend to the electors to vote at the next election for members of the legislature, general election for or against a convention; and. If 55 percent of all the electors voting upon the question or a majority of all the electors voting as said the election shall have voted vote for a convention, the legislature shall, at their next session, provide by law for calling the same. The convention shall consist of as many members as the House of Representatives, who shall be chosen in

the same manner, and shall meet within three months after their election for the purpose aforesaid. *Section 9 of Article IV of the Constitution shall not apply to election to the convention. See 3.* Any convention called to revise this constitution shall submit any revision thereof by ~~said the~~ convention to the people of the State of Minnesota for their approval or rejection ~~at the next general~~ by election held on a date chosen by the convention not less than 90 60 days nor more than 180 days after the adoption of such revision adjournment of the convention, and, if it shall ~~appear~~ appears in the manner provided by law that ~~three fifths~~ 55 percent of all the electors voting on the question shall have voted for and ratified ~~such the~~ revision, the same shall constitute a new Constitution of the State of Minnesota. Without such submission and ratification, ~~said the~~ revision shall be of no force or effect. ~~Section 9 of Article IV of the Constitution shall not apply to election to the convention.~~

Page 1, line 29, strike "submitted to the people" and insert in lieu thereof "proposed"

Page 1, line 30, strike "Minnesota Constitution be amended so"

Page 2, strike lines 1 to 3 and insert in lieu thereof "procedure for amending the Minnesota Constitution be altered by changing the majority required by the legislature to submit and approve the calling of a constitutional convention and the affirmative vote of the voters required to ratify amendments."

Amend the title in line 3 by striking ", Section 1" and further amend the title by striking lines 4 and 5 and insert in lieu thereof "regulating the procedure for amending the Constitution."

And when so amended the bill do pass and be re-referred to the Committee on Rules and Administration. Amendments Adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 7, strike "Such assignment shall be limited"

Page 3, strike lines 8 and 9

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1367: A bill for an act relating to the town of Canosia; authorizing a tax levy for firemen's relief purposes.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, strike "Section 424.30" and insert in lieu thereof "Sections 69.771 to 69.776"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 793: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 10, strike "\$5" and insert "\$3"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1539: A bill for an act relating to intoxicating liquor; number of on-sale licenses in cities of the second class; amending Minnesota Statutes 1971, Section 340.11, Subdivision 6.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1391: 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1492: A bill for an act relating to the state board of electricity, compensation; amending Minnesota Statutes 1971, Section 326.241, Subdivision 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, after "expenses" insert "*in the same manner and amount as state employees*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1344: 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, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 5, lines 27 and 28, strike "*in places other than a pharmacy,*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1862: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 5, line 8, after "*list*" insert "*disclosing*"

Page 5, line 8, strike "*of*"

Page 5, line 9, after "*depository*" insert "*and including a statement of the principal amount or number of units of each such security of the issuer on deposit*"

Page 5, line 9, after the period, add the following:

"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."

Page 5, strike lines 10 through 16

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1623: A bill for an act relating to privacy of communications; amending Minnesota Statutes 1971, Section 626A.05, Subdivision 2.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was re-referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1934: A bill for an act relating to health; state payments to counties and cities for public health nursing services; amending Minnesota Statutes 1971, Sections 145.08, Subdivision 1; and 145.125, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, strike “, except in counties now”

Page 1, strike all of line 14

Page 1, line 16, strike “in a city”

Page 1, line 17, strike “of the first class”

Page 1, line 27, after “served” and before the period, insert “; provided that, the state board of health may make exceptions to such population requirement when the combined population of three joining contiguous counties of less than 50,000”

Page 2, line 16, strike “of the first”

Page 2, line 17, strike “class”

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 514: A bill for an act relating to intoxicating liquor; authorizing certain sales by restaurants; amending Minnesota Statutes 1971, Section 340.11, Subdivision 5.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 340.11, is amended by adding a subdivision to read as follows:

Subd. 18. (a) "on-sale wine licenses" shall mean licenses authorizing the sale of wine not exceeding 21% alcohol by volume, for consumption on the licensed premises only, in conjunction with the sale of food.

(b) Any municipality which maintains a municipal liquor store or any municipality or county authorized to issue "on-sale" licenses for the sale of intoxicating liquor may issue on-sale wine licenses to any restaurant having facilities for the seating of not fewer than 25 guests at one time. Such licenses shall be in addition to the number of "on-sale" licenses for the sale of intoxicating liquor authorized by the intoxicating liquors act. The fee for such on-sale wine licenses shall be set by the issuing authority, but shall not exceed \$200. Licenses issued pursuant to this subdivision shall not be effective until approved by the commissioner. Such licenses shall authorize the sale of wine as herein provided on all days of the week, and may be issued to an establishment in any location which is a legal location for an "on-sale" non-intoxicating malt-liquor license, which has a license for the "on-sale" of non-intoxicating malt liquor."

Further amend the title as follows:

Page 1, line 5, strike "Subdivision 5" and insert "by adding a subdivision"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1384: 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1938: A bill for an act relating to the city of Duluth; Duluth airport authority; amending Laws 1969, Chapter 577. Section 14.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1449: 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1081: A bill for an act creating a commission on Minnesota's future; describing its duties and functions; and appropriating funds for its operation.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 15, after "shares" strike ". Except" and insert "except"

Page 1, line 16, strike "two nor more than eight" and insert "one"

Page 1, line 17, strike "representatives" and insert "representative"

Page 1, line 18, strike "All" and insert "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 "shall be"; after "actual" insert "and necessary"

Page 2, line 1, strike "including travel expenses" and insert "in the manner and amount of state employees"

Page 2, line 8, after "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 "all persons will" and insert "shall"

Page 3, line 1, strike "all"

Page 3, line 2, strike "requiring recourse to"

Page 3, line 3, strike "them" and strike "to"

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, after line 10, add a new section to read:

"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. This committee shall consist of three senators appointed by the majority leader; three 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-officio members of the commission."

Renumber the sections in sequence

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 2162: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 6, line 19, insert "*Clause (15);* \$200,000 \$200,000"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 1567, 284, 534, 641, 1515, 1566, 666, 715, 854, 988, 1329, 1931, 1537, 1585 and 1415 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. Nos. 1567, 1566 and 666 to the Committee on Education.

H. F. No. 284 to the Committee on Health, Welfare and Corrections.

H. F. Nos. 1515 and 1329 to the Committee on Judiciary.

H. F. Nos. 534 and 1931 to the Committee on Labor and Commerce.

H. F. Nos. 715 and 988 to the Committee on Metropolitan and Urban Affairs.

H. F. No. 641 to the Committee on Taxes and Tax Laws.

H. F. No. 854 to the Committee on Transportation and General Legislation.

The following House File was found identical and recommends the House File be given its Second Reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1537	1616				

And that the above Senate File be indefinitely postponed.

The following House Files were found not identical with their companion Senate Files as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1585	1432				
1415	1689				

Pursuant to Rule 49 the Committee recommends that H. F. No. 1585 be amended as follows:

Page 1, line 13, after "substance" insert a comma

Page 1, line 13, strike "capable of being" and insert in lieu thereof "to be"

Page 1, line 15, after "cutting" insert a comma

Further, amend the title in line 3 by striking "and certain molded"

And when so amended, H. F. No. 1585 will be identical to S. F. No. 1432 and further recommends that H. F. No. 1585 be given its second reading and substituted for S. F. No. 1432 and S. F. No. 1432 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 1415 be amended as follows:

Page 2, line 17, reinstate the stricken language

Page 2, line 17, delete "*developmentally disabled*" and insert in lieu "*and cerebral palsied*"

Page 2, line 19, delete "*and*" and insert in lieu "*or*"

Page 3, line 17, delete "*palsied*" and insert in lieu "*palsy*"

Further, amend the title as follows:

In lines 2 and 3, strike "*developmentally disabled*" and insert in lieu "*mentally retarded and cerebral palsied*" ; line 5, after "*252.25;*" insert "*and*" and in the same line, strike "*;* 252.27; *and*" ; line 6, strike "*252.28*"

And when so amended, H. F. No. 1415 will be identical to S. F. No. 1689 and further recommends that H. F. No. 1415 be given its second reading and substituted for S. F. No. 1689 and S. F. No. 1689 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred H. F. No. 1467 for comparison to companion Senate File, reports the following House File was found identical and recommends the House File be given its Second Reading and substituted for its companion Senate File as follows:

CALENDAR OF

GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1467	1366				

And that the above Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 21, 1895, 2041, 2244, 1188, 1087, 283, 1223, 2050, 2250, 1268, 825, 464, 1074, 1615, 740, 1464, 1591, 1242, 1316, 1388, 583, 1858, 1923, 1900, 1729, 734, 711, 1317, 2246, 2243, 2225, 718, 1855, 2235, 2206, 96, 1437, 900, 1716, 984, 1815, 1289, 1702, 2145, 1563, 2170, 1896, 1824, 1665, 1994, 2096, 1626, 148, 568, 672, 1445, 520, 389, 1141, 1155, 47, 1781, 1803, 1367, 793, 1539, 1391, 1492, 1344, 1862, 1623, 1836, 514, 925, 1384, 1938, 1449 and 2162 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 574, 217, 1200, 474, 1415, 1585, 1537 and 1467 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Borden moved that S. F. No. 1507 be taken from the table. Which motion prevailed.

CONCURRENCE AND REPASSAGE

Mr. Borden moved that the Senate do now concur in the amendments by the House to S. F. No. 1507 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 1507 was read the third time, as amended by the House, and placed on its repassage.

The question being taken on the repassage of the bill, as amended,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Knutson	Ogdahl	Sillers
Ashbach	Frederick	Kowalczyk	Olhoft	Solon
Bang	Gearty	Krieger	Olson, A. G.	Spear
Berg	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Bernhagen	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Borden	Hanson, R.	Lewis	O'Neill	Thorup
Brown	Hughes	Lord	Patton	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Wegener
Chmielewski	Josefson	Milton	Perpich, G.	Willet
Coleman	Keefe, J.	Moe	Pillsbury	
Conzemius	Keefe, S.	Nelson	Renneke	
Doty	Kirchner	North	Schaaf	
Dunn	Kleinbaum	Novak	Schrom	

So the bill, as amended, was repassed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. McCutcheon moved that the name of Mr. Milton be added as co-author to S. F. No. 2377. Which motion prevailed.

Mr. McCutcheon moved that the name of Mr. Solon be added as co-author to S. F. No. 2381. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to take up the Senate Calendar at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

THIRD READING OF SENATE BILLS

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Nelson	Pillsbury
Arnold	Dunn	Kleinbaum	North	Renneke
Ashbach	Fitzsimons	Knutson	Novak	Schaaf
Berg	Frederick	Kowalczyk	Ogdahl	Schrom
Bernhagen	Gearty	Krieger	Olhoft	Sillers
Borden	Hansen, Baldy	Larson	Olson, A. G.	Solon
Brown	Hansen, Mel	Laufenburger	Olson, H. D.	Stassen
Chenoweth	Hanson, R.	Lewis	Olson, J. L.	Stokowski
Chmielewski	Hughes	Lord	O'Neill	Thorup
Coleman	Humphrey	McCutcheon	Patton	Ueland
Conzemius	Josefson	Milton	Perpich, A. J.	Wegener
Davies	Keefe, J.	Moe	Perpich, G.	Willet

So the bill passed and its title was agreed to.

CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate for S. F. No. 753.

The following Senators answered to their names:

Anderson	Doty	Keefe, S.	North	Schaaf
Arnold	Dunn	Kirchner	Novak	Schrom
Ashbach	Fitzsimons	Kleinbaum	Ogdahl	Sillers
Bang	Frederick	Knutson	Olhoft	Solon
Berg	Gearty	Kowalczyk	Olson, A. G.	Spear
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Borden	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Chenoweth	Hanson, R.	Lord	Patton	Thorup
Chmielewski	Hughes	McCutcheon	Perpich, A. J.	Ueland
Coleman	Humphrey	Milton	Perpich, G.	Wegener
Conzemius	Josefson	Moe	Pillsbury	Willet
Davies	Keefe, J.	Nelson	Renneke	

The Sergeant-at-Arms was instructed to bring in the absent members.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 44 and nays 19, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	North	Schaaf
Arnold	Davies	Keefe, S.	Novak	Schrom
Berg	Doty	Kleinbaum	Olhoff	Solon
Bernhagen	Dunn	Laufenburger	Olson, A. G.	Spear
Borden	Fitzsimons	Lewis	Olson, H. D.	Stokowski
Brown	Gearty	Lord	Olson, J. L.	Thorup
Chenoweth	Hanson, R.	McCutcheon	Perpich, A. J.	Wegener
Chmielewski	Hughes	Milton	Perpich, G.	Willet
Coleman	Humphrey	Moe	Renneke	

Those who voted in the negative were:

Ashbach	Hansen, Mel	Kowalczyk	Ogdahl	Sillers
Bang	Keefe, J.	Krieger	O'Neill	Stassen
Frederick	Kirchner	Larson	Patton	Ueland
Hansen, Baldy	Knutson	Nelson	Pillsbury	

So the bill passed and its title was agreed to.

S. F. No. 1182: A bill for an act relating to county government, providing for county license bureaus.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	North	Schaaf
Arnold	Dunn	Kleinbaum	Novak	Schrom
Ashbach	Fitzsimons	Knutson	Ogdahl	Sillers
Bang	Frederick	Kowalczyk	Olhoff	Solon
Berg	Gearty	Krieger	Olson, A. G.	Spear
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Brown	Hanson, R.	Lewis	O'Neill	Thorup
Chenoweth	Hughes	Lord	Patton	Ueland
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Wegener
Coleman	Josefson	Milton	Perpich, G.	Willet
Conzemius	Keefe, J.	Moe	Pillsbury	
Davies	Keefe, S.	Nelson	Renneke	

So the bill passed and its title was agreed to.

THIRD READING OF HOUSE BILLS

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Novak	Schrom
Arnold	Fitzsimons	Knutson	Ogdahl	Sillers
Ashbach	Frederick	Kowalczyk	Olhoff	Solon
Bang	Gerty	Krieger	Olson, A. G.	Spear
Berg	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Bernhagen	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Borden	Hanson, R.	Lewis	O'Neill	Thorup
Brown	Hughes	Lord	Patton	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Wegener
Chmielewski	Josefson	Milton	Perpich, G.	Willet
Conzemius	Keefe, J.	Moe	Pillsbury	
Davies	Keefe, S.	Nelson	Renneke	
Doty	Kirchner	North	Schaaf	

So the bill passed and its title was agreed to.

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 government in relation thereto; amending Minnesota Statutes 1971, Chapter 104, by adding a section.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	North	Renneke
Arnold	Dunn	Kleinbaum	Novak	Schaaf
Ashbach	Fitzsimons	Knutson	Ogdahl	Schrom
Bang	Frederick	Kowalczyk	Olhoff	Sillers
Berg	Gerty	Krieger	Olson, A. G.	Solon
Bernhagen	Hansen, Mel	Larson	Olson, H. D.	Spear
Borden	Hanson, R.	Laufenburger	Olson, J. L.	Stassen
Brown	Hughes	Lewis	O'Neill	Stokowski
Chenoweth	Humphrey	Lord	Patton	Thorup
Coleman	Josefson	McCutcheon	Perpich, A. J.	Ueland
Conzemius	Keefe, J.	Moe	Perpich, G.	Wegener
Davies	Keefe, S.	Nelson	Pillsbury	Willet

Mr. Hansen, Baldy voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 803: A resolution memorializing Congress to further restrict deductions for "tax loss farming."

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 48 and nays 13, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, J.	Novak	Schrom
Arnold	Dunn	Keefe, S.	Olhoff	Sillers
Berg	Fitzsimons	Kleinbaum	Olson, A. G.	Solon
Bernhagen	Frederick	Knutson	Olson, H. D.	Spear
Borden	Gearty	Laufenburger	Olson, J. L.	Stokowski
Chenoweth	Hansen, Baldy	Lewis	O'Neill	Thorup
Chmielewski	Hanson, R.	Lord	Patton	Wegener
Coleman	Hughes	Moe	Perpich, A. J.	Willet
Conzemius	Humphrey	Nelson	Renneke	
Davies	Josefson	North	Schaaf	

Those who voted in the negative were:

Bang	Kirchner	Larson	Perpich, G.	Stassen
Brown	Kowalczyk	McCutcheon	Pillsbury	Ueland
Hansen, Mel	Krieger	Ogdahl		

So the bill passed and its title was agreed to.

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.

Mr. Stassen moved that H. F. No. 479 be stricken from the Senate Calendar and returned to the top of General Orders.

CALL OF THE SENATE

Mr. Brown imposed a call of the Senate on H. F. No. 479.

The following Senators answered to their names:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoff	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Laufenburger	O'Neill	Thorup
Brown	Hanson, R.	Lewis	Patton	Ueland
Chenoweth	Hughes	Lord	Perpich, A. J.	Wegener
Chmielewski	Humphrey	McCutcheon	Perpich, G.	Willet
Coleman	Josefson	Moe	Pillsbury	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

The Sergeant-at-Arms was instructed to bring in the absent members.

The question being taken on adoption of the motion of Mr. Stassen,

Mr. Perpich, G. moved that those not voting be excused from voting. Which motion prevailed.

And the roll being called, there were yeas 13 and nays 49, as follows:

Those who voted in the affirmative were:

Ashbach	Hansen, Mel	North	Schaaf	Stassen
Bang	Josefson	Ogdahl	Spear	Ueland
Coleman	Nelson	Pillsbury		

Those who voted in the negative were:

Anderson	Doty	Keefe, S.	McCutcheon	Perpich, G.
Arnold	Dunn	Kirchner	Moe	Renneke
Berg	Fitzsimons	Kleinbaum	Novak	Schrom
Bernhagen	Frederick	Knutson	Olhoft	Sillers
Borden	Gearty	Kowalczyk	Olson, A. G.	Solon
Brown	Hansen, Baldy	Krieger	Olson, H. D.	Stokowski
Chenoweth	Hanson, R.	Larson	Olson, J. L.	Thorup
Chmielewski	Hughes	Laufenburger	O'Neill	Wegener
Conzemius	Humphrey	Lewis	Patton	Willet
Davies	Keefe, J.	Lord	Perpich, A. J.	

Which motion did not prevail.

H. F. No. 479 was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

Mr. Perpich, A. J. moved that those not voting be excused from voting. Which motion did not prevail.

Mr. Davies moved that those not voting be excused from voting. Which motion did not prevail.

Mr. Kirchner moved that those not voting be excused from voting. Which motion did not prevail.

Mr. Stassen moved that those not voting be excused from voting.

The question being taken on the adoption of the motion of Mr. Stassen,

And the roll being called, there were yeas 19 and nays 43, as follows:

Those who voted in the affirmative were:

Coleman	Hughes	Laufenburger	Ogdahl	Olson, J. L.
Conzemius	Humphrey	Milton	Olhoft	Solon
Dunn	Keefe, S.	Moe	Olson, A. G.	Stassen
Gearty	Kleinbaum	Novak	Olson, H. D.	

Those who voted in the negative were:

Anderson	Chmielewski	Keefe, J.	Nelson	Sillers
Arnold	Davies	Kirchner	North	Spear
Ashbach	Doty	Knutson	O'Neill	Stokowski
Bang	Fitzsimons	Kowalczyk	Patton	Thorup
Berg	Frederick	Krieger	Perpich, G.	Ueland
Bernhagen	Hansen, Baldy	Larson	Pillsbury	Wegener
Borden	Hansen, Mel	Lewis	Renneke	Willet
Brown	Hanson, R.	Lord	Schaaf	
Chenoweth	Josefson	McCutcheon	Schrom	

Which motion did not prevail.

Mr. Conzemius moved that those not voting be excused from voting.

The question being taken on the adoption of the motion of Mr. Conzemius,

And the roll being called, there were yeas 26 and nays 36, as follows:

Those who voted in the affirmative were:

Anderson	Hughes	Lewis	Olson, A. G.	Stassen
Ashbach	Humphrey	McCutcheon	Olson, H. D.	Wegener
Borden	Keefe, J.	Milton	Olson, J. L.	
Coleman	Keefe, S.	Moe	Pillsbury	
Conzemius	Kleinbaum	Novak	Schaaf	
Gearly	Laufenburger	Olhoft	Solon	

Those who voted in the negative were:

Arnold	Doty	Kirchner	Ogdahl	Stokowski
Bang	Dunn	Knutson	O'Neill	Thorup
Berg	Fitzsimons	Kowalczyk	Patton	Ueland
Bernhagen	Frederick	Krieger	Perpich, G.	Willet
Brown	Hansen, Baldy	Larson	Renneke	
Chenoweth	Hansen, Mel	Lord	Schrom	
Chmielewski	Hanson, R.	Nelson	Sillers	
Davies	Josefson	North	Spear	

Which motion did not prevail.

And the roll being called, there were yeas 51 and nays 12, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Keefe, S.	Moe	Solon
Arnold	Fitzsimons	Kirchner	Novak	Stassen
Berg	Frederick	Kleinbaum	Olhoft	Stokowski
Bernhagen	Gearly	Knutson	Olson, A. G.	Thorup
Borden	Hansen, Baldy	Kowalczyk	Olson, H. D.	Ueland
Brown	Hansen, Mel	Krieger	Olson, J. L.	Wegener
Chenoweth	Hanson, R.	Larson	O'Neill	Willet
Chmielewski	Hughes	Laufenburger	Patton	
Coleman	Humphrey	Lord	Renneke	
Conzemius	Josefson	McCutcheon	Schrom	
Doty	Keefe, J.	Milton	Sillers	

Those who voted in the negative were:

Ashbach	Lewis	Ogdahl	Perpich, G.	Schaaf
Bang	Nelson	Perpich, A. J.	Pillsbury	Spear
Davies	North			

So the bill passed and its title was agreed to.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to take up the General Orders Calendar at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Larson in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Larson reported that the committee had considered S. F. Nos. 351 and 1573 which the committee recommends to pass.

H. F. No. 7, which the committee recommends to pass with the following amendment offered by Mr. Davies:

Page 3, line 12, after "member of" insert "the national guard or"

Mr. Bang moved to amend H. F. No. 7, the printed bill, as follows:

Page 4, line 20, after "Subd. 3." strike the balance of the line

Page 4, strike line 21 in its entirety and strike line 22 through the period

Page 6, strike lines 21 through 36

Page 7, strike lines 1 and 2 and insert in lieu thereof the following:

"Sec. 16. Of the total federal revenue sharing funds made available to the state by the federal government in 1972 and 1973, \$60,000,000 shall be transferred from the general fund, upon the effective date of this act, to the veterans compensation fund to carry out the purposes of this act, and the \$60,000,000 is appropriated for that purpose."

Renumber the remaining section.

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 24 and nays 34, as follows:

Those who voted in the affirmative were:

Ashbach	Fitzsimons	Keefe, J.	Nelson	Renneke
Bang	Frederick	Kirchner	Ogdahl	Sillers
Berg	Hansen, Mel	Knutson	O'Neill	Stassen
Bernhagen	Hanson, R.	Kowalczyk	Patton	Ueland
Dunn	Josefson	Krieger	Pillsbury	

Those who voted in the negative were:

Anderson	Davies	Larson	Novak	Solon
Arnold	Doty	Laufenburger	Olhoft	Spear
Borden	Gearty	Lewis	Olson, A. G.	Stokowski
Chenoweth	Hansen, Baldy	Lord	Olson, H. D.	Thorup
Chmielewski	Hughes	Milton	Perpich, A. J.	Wegener
Coleman	Humphrey	Moe	Perpich, G.	Willet
Conzemius	Keefe, S.	North	Schaaf	

Which motion did not prevail. So the amendment was not adopted.

Mr. Spear moved to amend House File No. 7, the printed bill, as follows:

Page 2, line 8, after "inclusive" and before the period add the following: "; and

(c) alternative service by a person legally declared to be a conscientious objector"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 5 and nays 50, as follows:

Messrs. Borden, Coleman, North, Schaaf and Spear voted in the affirmative.

Those who voted in the negative were:

Anderson	Dunn	Keefe, S.	McCutcheon	Renneke
Arnold	Fitzsimons	Kirchner	Milton	Schrom
Ashbach	Frederick	Kleinbaum	Nelson	Sillers
Bang	Gearty	Knutson	Novak	Solon
Berg	Hansen, Baldy	Kowalczyk	Ogdahl	Stassen
Bernhagen	Hansen, Mel	Krieger	Olhoft	Stokowski
Chmielewski	Hanson, R.	Larson	Olson, A. G.	Thorup
Conzemius	Hughes	Laufenburger	Olson, H. D.	Ueland
Davies	Josefson	Lewis	O'Neill	Wegener
Doty	Keefe, J.	Lord	Patton	Willet

Which motion did not prevail. So the amendment was not adopted.

Mr. Frederick moved to amend H. F. No. 7, the printed bill, as follows:

Page 4, line 20, after "Subd. 3." strike the balance of the line

Page 4, strike line 21, and on line 22, strike everything before "The"

Page 6, strike lines 21 through 36

Page 7, strike lines 1 through 2, and insert in lieu thereof:

"Sec. 16. \$60,000,000 shall be transferred from the general fund, upon the effective date of this act, to the veterans compensation fund to carry out the purposes of this act."

Renumber the remaining section.

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 26 and nays 35, as follows:

Those who voted in the affirmative were:

Bang	Hansen, Baldy	Knutson	Ogdahl	Stassen
Berg	Hansen, Mel	Kowalczyk	O'Neill	Ueland
Bernhagen	Hanson, R.	Krieger	Patton	
Dunn	Josefson	Larson	Pillsbury	
Fitzsimons	Keefe, J.	McCutcheon	Renneke	
Frederick	Kirchner	Nelson	Sillers	

Those who voted in the negative were:

Anderson	Conzemius	Kleinbaum	Novak	Schrom
Arnold	Davies	Laufenburger	Olhoff	Solon
Ashbach	Doty	Lewis	Olson, A. G.	Spear
Borden	Gearty	Lord	Olson, H. D.	Stokowski
Chenoweth	Hughes	Milton	Perpich, A. J.	Thorup
Chmielewski	Humphrey	Moe	Perpich, G.	Wegener
Coleman	Keefe, S.	North	Schaaf	Willet

Which motion did not prevail. So the amendment was not adopted.

And then, on motion of Mr. Larson, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

RECESS

Mr. Coleman moved that the Senate do now recess until 3:00 o'clock p.m. Which motion prevailed.

The hour of 3:00 p.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

Mr. Hansen, Baldy imposed a call of the Senate.

The following Senators answered to their names:

Anderson	Dunn	Keefe, S.	Novak	Pillsbury
Arnold	Gearty	Kirchner	Ogdahl	Purfeerst
Borden	Hansen, Baldy	Larson	Olhoff	Schaaf
Brown	Hansen, Mel	Laufenburger	Olson, H. D.	Schrom
Coleman	Hanson, R.	Lewis	Olson, J. L.	Stokowski
Conzemius	Hughes	Lord	O'Neill	Thorup
Davies	Humphrey	Milton	Perpich, A. J.	Wegener
Doty	Josefson	Moe	Perpich, G.	Willet

The Sergeant-at-Arms was instructed to bring in the absent members.

MEMBERS EXCUSED

Messrs. Fitzsimons and Sillers were excused from the remainder of today's session. Messrs. Ueland; Olson, H. D.; Krieger and Hanson, R. were excused from the Session of today, beginning at 4:00 o'clock p.m. Mr. Lewis was excused from the Session of today, beginning at 4:30 o'clock p.m. Messrs. Berg; Frederick; Olson, J. L.; Novak; Thorup and Larson were excused from the Session of today, beginning at 5:00 o'clock p.m. Mr. Kowalczyk was excused from the Session of today, beginning at 5:30 o'clock p.m. Mr. Moe was excused from the Session of today beginning at 6:15 o'clock p.m.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to revert to Reports of Committees, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Coleman moved that the rules of the Senate be so far suspended as to adopt Committee Reports at the Desk. Which motion prevailed.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1104: A bill for an act relating to public indebtedness; removing interest rate limitations on public obligations; amending Minnesota Statutes 1971, Sections 462.555; and 475.55.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 475.51, Subdivision 9, is amended to read:

Subd. 9. "Governing body" means the board, council, commission, or other body of the municipality charged with the general control of its financial affairs; provided, that where ~~the any~~ *any* charter or law under which a municipality is organized confers bond issuing power on a particular board or body of a municipality, such board or body is the governing body under the provisions of sections 475.51 to 475.75.

Sec. 2. Minnesota Statutes 1971, Section 475.53, Subdivision 1, is amended to read:

Subdivision 1. [GENERALLY.] Except as otherwise provided in sections 475.51 to 475.75, no municipality, except a school district or a city of the first class, shall incur or be subject to a net debt in excess of 20 $6\frac{2}{3}$ percent of the assessed value.

Sec. 3. Minnesota Statutes 1971, Section 475.53, Subdivision 2, is amended to read:

Subd. 2. [SPECIAL STATE AID.] Any municipality, except school districts, receiving special state aid under the provisions of sections 276.15 to 276.18 may incur, by vote of a majority of the electors, an indebtedness not to exceed 40 $13\frac{1}{2}$ percent of the assessed value.

Sec. 4. Minnesota Statutes 1971, Section 475.53, Subdivision 3, is amended to read:

Subd. 3. [CITIES FIRST CLASS.] Unless its charter permits a greater net debt a city of the first class may not incur a net debt in excess of five $1\frac{2}{3}$ percent of the full and true valuation market value of all taxable property therein. If the charter of the city permits a net debt of the city in excess of five $1\frac{2}{3}$ percent of its valuation, it may not incur a net debt in excess of ten $3\frac{1}{2}$ percent of the full and true valuation market value of the taxable property therein. In any event, unless the charter of the city or an existing law otherwise provides, in calculating the net debt each of the following obligations shall be deducted from its gross debt:

(1) Obligations issued for improvements which are payable wholly or partly from the proceeds of special assessments levied upon property specially benefited thereby, including those which are general obligations of the municipality issuing them, if the municipality is entitled to reimbursement in whole or in part from the proceeds of the special assessments.

(2) Warrants or orders having no definite or fixed maturity.

(3) Obligations payable wholly from the income from revenue producing conveniences.

(4) Obligations issued to create or maintain a permanent improvement revolving fund.

(5) Obligations issued for the acquisition, and betterment of public waterworks systems, and public lighting, heating or power systems, and of any combination thereof or for any other public convenience from which a revenue is or may be derived.

(6) Amount of all money and the face value of all securities held as a sinking fund for the extinguishment of obligations other than those deductible under this subdivision.

(7) All other obligations which under the provisions of law authorizing their issuance are not to be included in computing the net debt of the municipality.

The county auditor, at the time of preparing the tax list of the city, shall compile a statement setting forth the total assessed value and the total full and true valuation market value of each class of taxable property in such city for such year.

Sec. 5, Minnesota Statutes 1971, Section 475.53, Subdivision 4, is amended to read:

Subd. 4. [SCHOOL DISTRICTS.] Except as otherwise provided by law, no school district shall be subject to a net debt in excess of ten percent of the actual market value of all taxable property and of exempt property referred to in section 275.49, situated within its corporate limits, as computed in accordance with this subdivision. The county auditor of each county containing taxable real or personal property situated within any school district shall certify to the district upon request the adjusted market value of all such property and the ratio of such value to the market value of all such property, as most recently ascertained and reported to him in accordance with section 272.03, subdivisions 8 and 12 and sections 273.11 and 276.04. The county auditor of each county containing exempt property referred to in section 275.49, situated within any school district, shall certify to the district upon request the total adjusted market value of all such property as determined under section 275.49. If 20 percent or more in value of the taxable property in any school district consists of property on which taxes are paid into the state treasury under gross earnings tax laws applicable to common carrier railroads, the public service commission shall certify to the district upon request the adjusted market value of railroad property within the district as most recently determined by the commission. The commissioner of taxation shall

certify to each school district upon request the ratio most recently determined by *Whenever* the state equalization aid review committee, in accordance with section ~~124.211, subdivision 3~~ 124.212, *subdivision 10, to exist between* has determined that the assessed valuation of ~~the any~~ district furnished by county auditors ~~and the correct assessed valuation is not based upon the market value of taxable property in the district, the commissioner of taxation shall certify to the district upon request the ratio most recently ascertained to exist between such value and the actual market value of property within the district.~~ The actual market value of property within a district, on which its debt limit under this subdivision is based, is ~~that~~ (a) the value determined by dividing the adjusted market value of all taxable and exempt property within the district, as certified by the county auditors and, where applicable, by the public service commission, by the ratios certified by the county auditors with respect to properties in their counties, or (b) this value divided by the ratio certified by the commissioner of taxation, whichever results in a higher value.

Sec. 6. Minnesota Statutes 1971, Section 475.53, Subdivision 5, is amended to read:

Subd. 5. [CERTAIN INDEPENDENT SCHOOL DISTRICTS.] No independent school district located wholly or partly within a city of the first class shall issue any obligations unless first authorized by a two-thirds vote of the governing body of such city. No such school district shall issue obligations running more than two years, whenever the aggregate of the outstanding obligations of the district equals or exceeds ~~seven and one-half~~ $2\frac{1}{2}$ percent of the assessed value of the taxable property within the school district.

Sec. 7. Minnesota Statutes 1971, Section 475.56, is amended to read:

475.56 [INTEREST RATE.] Any municipality issuing obligations under any law may issue obligations bearing interest at a single rate or at rates varying from year to year which may be lower or higher in later years than in earlier years. Such higher rate for any period prior to maturity may be represented in part by separate coupons designated as additional coupons, extra coupons, or B coupons, but the highest aggregate rate of interest contracted to be so paid for any period shall not exceed the maximum rate authorized by such law. Such higher rate may also be represented in part by the issuance of additional obligations of the same series, over and above but not exceeding two percent of the amount otherwise authorized to be issued, and the amount of such additional obligations shall not be included in the amount required by section 475.59 to be stated in any bond resolution, notice, or ballot, or in the sale price required by section 475.60 or any other law to be paid; but if the principal amount of the entire series exceeds its cash sale price, such excess shall not, when added to the total amount of interest payable on all obligations of the series to their stated maturity dates, cause the average annual rate of such interest to exceed the maximum rate authorized by law. This section

does not authorize a provision in any such obligations for the payment of a higher rate of interest after maturity than before.

Sec. 8. Minnesota Statutes 1971, Section 475.58, Subdivision 1, is amended to read:

Subdivision 1. [APPROVAL BY MAJORITY OF ELECTORS; EXCEPTIONS.] Obligations authorized by law or charter may be issued by any municipality upon obtaining the approval of a majority of the electors voting on the question of issuing the obligations, but an election shall not be required to authorize obligations issued:

(1) to pay any unpaid judgment against the municipality;

(2) for refunding obligations;

(3) for an improvement, which obligation is payable wholly or partly from the proceeds of special assessments levied upon property specially benefited by the improvement, or of taxes levied upon the increased value of property within a district for the development of which the improvement is undertaken, including obligations which are the general obligations of the municipality, if the municipality is entitled to reimbursement in whole or in part from the proceeds of such special assessments levied upon such property or taxes and not less than 20 percent of the cost of the improvement is to be assessed against benefited property or is estimated to be received from such taxes within the district;

(4) payable wholly from the income of revenue-producing conveniences;

(5) under the provisions of a home rule charter which permits the issuance of obligations of the municipality without election; and

(6) under the provisions of a law which permits the issuance of obligations of a municipality without an election.

Sec. 9. Minnesota Statutes 1971, Section 475.58, Subdivision 2, is amended to read:

Subd. 2. [FUNDING, REFUNDING.] Any city of the fourth class, village, town or school district whose outstanding gross debt exceeds 20 obligations, including all items referred to in section 475.51, subdivision 4, exceed in amount $6\frac{2}{3}$ percent of its assessed value may issue bonds under this subdivision for the purpose of funding or refunding such indebtedness or any part thereof. A list of the items of indebtedness to be funded or refunded shall be made by the recording officer and treasurer and filed in the office of the recording officer. The initial resolution of the governing body shall refer to this subdivision as authority for the issue, state the amount of bonds to be issued and refer to the list of indebtedness to be funded or refunded. This resolution shall be published once each week for two successive weeks in a legal newspaper published in the municipality or if there be no such newspaper, in a legal newspaper published in the county seat. Such bonds may be issued without the submission of the question of

their issue to the electors unless within ten days after the second publication of the resolution a petition requesting such election signed by ten or more voters who are taxpayers of the municipality, shall be filed with the recording officer. In event such petition is filed, no bonds shall be issued hereunder unless authorized by a majority of the electors voting on the question.

Sec. 10. Minnesota Statutes 1971, Section 475.61, is amended by adding a subdivision to read:

Subd. 5. When all conditions exist precedent to the issuance of obligations of any municipality in any amount for any purpose authorized by law, and the municipality has applied for a grant or loan of state or federal funds to aid in payment of cost incurred for the authorized purpose, its governing body may by resolution issue and sell temporary obligations not exceeding the total amount authorized, maturing within not more than three years from the date such obligations are issued. In this event the proceeds of the grant or loan when received shall be irrevocably appropriated to the sinking fund for the temporary obligations, and the estimated amount thereof may be deducted from the tax which would otherwise be required by subdivision 1 to be levied. Any amount of the temporary obligations which cannot be paid at maturity, from the proceeds of the grant or loan or from any other funds appropriated by the governing body for the purpose, shall be paid from the proceeds of definitive obligations to be issued and sold before the maturity date; or if sufficient funds are not available for payment in full of the temporary obligations at maturity, the holders thereof shall have the right to require the issuance in exchange thereof of definitive obligations secured in the manner provided in subdivision 1 and bearing interest at the maximum rate permitted by law.

Sec. 11. Minnesota Statutes 1971, Section 475.66, is amended to read:

475.66 [SINKING FUND; SURPLUSES.] *All sinking funds shall be deposited and secured as provided in chapter 118, except for amounts invested as authorized in this section, and may be deposited in interest bearing accounts, and such deposits may be evidenced by certificates of deposit with fixed maturities. There shall always be retained in any sinking fund sufficient cash to provide for the annual payments of principal and interest on the obligations for which the fund was created. Subject to the provisions of any resolutions of the governing body relating to the maintenance of reserves of cash or investments for the security of holders of such obligations, any surplus in any sinking fund above such amount may be invested under the direction of the governing body in any general obligation of the United States, the state of Minnesota or any of its municipalities, and in securities issued by ~~the following agencies any agency or instrumentality of the United States: Federal Home Loan Banks, Federal Intermediate Credit Banks, Federal Land Banks, Banks for Cooperatives, and the Federal National Mortgage Association.~~ Such surplus may also be used to purchase any obligation, whether general or special, of the issue for which the fund is created, at such price, which may include a premium, as shall be agreed to by the holder, or may be*

used to redeem any obligation of said issue prior to maturity in accordance with its terms. The obligations representing any such investment may be sold or hypothecated by the governing body at any time, but the money so received remains a part of such fund until used for the purpose for which the fund was created. Any obligation held in the sinking fund from which it is payable may be cancelled at any time when moneys in such fund are sufficient to pay all other obligations issued prior to July 1, 1961, payable therefrom with interest to maturity or to their earliest redemption dates. Any obligation issued after July 1, 1961, held in the sinking fund from which it is payable may be cancelled at any time unless otherwise provided in the other obligations payable from such fund or in a resolution or ordinance authorizing their issuance.

Sec. 12. Minnesota Statutes 1971, Section 475.71, is amended to read:

475.71 [REGISTRATION OF BONDS.] If the purchaser or holder of negotiable bonds issued by a city shall so request, the governing body, by a resolution prescribing the method and terms of exchange, may authorize the proper officers to issue registered bonds in lieu thereof, in such denominations as may be desired. The governing body of any municipal corporation *municipality* may, by a resolution prescribing the method and terms of registration, ordinance, or trust indenture authorize the proper officer of such municipal corporation designated in such resolution to register issuance of obligations in registered or bearer form, or in form permitting registration as to the payment of principal only any negotiable bonds issued by such municipal corporation; such registration to be by endorsement on such bonds of a certificate of registration, which shall recite that the principal thereof will be payable only to such person as by such registration appears to be the owner thereof or his legal representatives, and such resolution shall provide for the keeping of a permanent record of bonds so registered, and may provide for the registration of transfer or exchange of such obligations by an officer of the municipality or an authenticating trustee, transfer agent, or registrar, upon the terms and conditions and with the force and effect provided in sections 336.8-101 to 336.8-406.

Sec. 13. This act shall become effective on the day following final enactment."

Page 1, strike the title and insert in lieu thereof the following: "A bill for an act relating to public indebtedness, amending the school district debt limit, authorizing the issuance of temporary obligations in anticipation of state or federal grants, and revising and clarifying other provisions; amending Minnesota Statutes 1971, Sections 475.51, Subdivision 9; 475.53, Subdivisions 1, 2, 3, 4, and 5; 475.56, 475.58, Subdivisions 1 and 2; 475.61, by adding a subdivision; 475.66; and 475.71."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1351: A bill for an act relating to the duty of a landowner to warn of dangers; amending Minnesota Statutes 1971, Section 87.022.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 821: A bill for an act relating to the practice of medicine; practicing without license; prescribing penalties; amending Minnesota Statutes 1971, Section 147.10.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 28, reinstate the stricken language

Page 1, line 28, strike "*, or condition*"

Page 2, line 15, after "persons" insert "*, other than psychologists certified or licensed by statutes,*"

Page 2, line 17, reinstate the stricken language

Page 2, line 17, strike "*or condition*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1986: A bill for an act relating to the licensure to practice the healing arts; requiring graduation from accredited institution.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 21, insert:

"Sec. 3. This act shall not affect any individual profession until one year after accrediting guidelines for it have been adopted by the department of health, education, and welfare, or July 1, 1975, whichever is later."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 2036: A bill for an act relating to the suspension of employees in the classified service of the city of Minneapolis.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 2273: A bill for an act relating to Anoka county; authorizing issuance of bonds for county park acquisition and development.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 6, after "Section 1." and before "The" insert "In addition to any other authority granted by law,"

Page 1, line 6, after "board" insert "of commissioners"

Page 1, line 6, after "is" strike "hereby"

Page 1, line 7, after "to" strike "borrow funds" and insert "issue and sell its general obligation bonds in an amount not exceeding \$3,000,000"

Page 1, line 8, after "parks" strike the remainder of the line

Page 1, line 9, strike all the language

Page 1, line 10, strike "issuance to a vote of the people, provided, that the" and insert in lieu thereof the word "The"

Page 1, line 18, after the word "issued." strike the remainder of the line and lines 19, 20, 21, 22 and 23, and insert "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."

Page 1, line 24, after "Sec. 2." strike the remainder of the line and lines 25, 26, 27, 28 and 29 and insert the following:

"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."

Page 2, strike lines 1 to 9.

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 2024: 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 2260: 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 2037: 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 2194: 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 2176: 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 2227: A bill for an act relating to the city of Saint Paul; the municipal housing and redevelopment act; providing for the construction of market rate housing in the city of Saint Paul under the provisions of said act; making specific provisions relating to earnings and equity, interest rates, mortgages, approval, taxes and sale.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1643: A bill for an act relating to the city of St. Louis Park; authorizing the city council to establish special assessment districts.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, after "1," insert "*official*" and after "maps" insert "*may for a period of up to 5 years*" and further strike "*designating*" and insert in lieu thereof "*designate the*"

Page 1, at the end of line 15 insert a period.

Page 1, strike all of lines 16, 17 and 18.

Page 1, line 28, after "1," insert "*official*" and after "maps" insert "*may for a period of up to 5 years*" and strike "*designating*" and insert "*designate the*"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 691: A bill for an act relating to Ramsey county and the city of St. Paul; requiring officers and employees of said county or city to live within the county or city limits.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 17, after "St. Paul" insert ", nor to any employee of school district 625,"

Page 1, line 23, after "county" strike the balance of the line

Page 1, line 24, strike "the state"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Pursuant to Rule 56, a roll call vote was taken on the motion to pass S. F. No. 691.

There were yeas 7 and nays 6, as follows:

Those who voted in the affirmative were:

Chenoweth, Doty, Gearty, Lewis, North, Schaaf and Stokowski.

Those who voted in the negative were:

Ashbach, Humphrey, Keefe, Kirchner, Knutson and McCutcheon.

The motion prevailed.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 10, strike everything after "Subd. 2."

Page 3, strike all of lines 11 to 15 and insert in lieu thereof the following:

"The commission shall file an interim report on its activities on January 15, 1974, and its final report on November 15, 1974. Such reports and the plan or plans resulting from the commission's research and study shall, when signed by a majority of the commission, be filed with the members of the Ramsey county delegation of the Minnesota legislature. This authorization of the commission shall expire on January 31, 1975."

Page 4, line 6, strike everything after "[APPROPRIATION.]"

Page 4, strike all of lines 7 and 8 and insert the following new section:

"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."

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, after "Subdivision 3," strike "4,"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 2174: 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1865: A bill for an act relating to plumbers; fees for examination and licensing; amending Minnesota Statutes 1971, Section 326.42.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 14, strike "\$10" and insert "\$8"

Page 1, line 17, strike "\$10" and insert "\$8"

Page 1, line 18, strike "\$50" and insert "\$40"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1139: A bill for an act relating to the fire department relief association and firemen's service pensions in the city of Bemidji.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1110: A bill for an act relating to retirement; volunteer firemen's service pensions; amending Minnesota Statutes 1971, Section 69.06.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, strike lines 17 through 26

Reletter the clauses in sequence

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, strike "the effective date of this act" and insert "December 31, 1972"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 798: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 15, strike "the member" and insert "a member with 10 or more years of service in the police department and the policemen's relief association"

Page 2, line 9, strike "mayor" and insert "member"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 2165: A bill for an act relating to the City of Red Lake Falls; determination of financial requirements for the firemen's relief fund.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 2045: A bill for an act relating to state and local government; increasing the maximum amount for mileage from ten to 15 cents a mile; amending Minnesota Statutes 1971, Section 15A.20, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was re-referred

H. F. No. 1320: A bill for an act relating to the state board of investment; regulating authorized investments; amending Minnesota Statutes 1971, Section 11.16, Subdivision 8.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 724: A bill for an act relating to health; physicians, surgeons and osteopaths; examination and licensing thereof; amending Minnesota Statutes 1971, Section 147.02, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 3, strike "in"

Page 2, line 4, strike "its discretion, may"

Page 2, line 6, strike "*in its discretion, may*"

Page 2, line 11, strike "*approved by it*"

Page 2, line 19, strike ", in its"

Page 2, line 20, strike "discretion,"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1258: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, after "may," insert "upon dissolution of the village of McKinley and the relief association,"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1210: A bill for an act relating to the city of Stillwater; firemen's service pensions.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1947: A bill for an act relating to the town of Ramsey in Anoka county; providing certain powers.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 6, strike the colon and insert a comma

Page 1, line 7, strike "(1)"

Page 1, line 9, strike "; and" and insert a period

Page 1, strike all of lines 10, 11 and 12

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 10, strike "1973" and insert "1971"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1562: 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 21, strike "on" and insert in lieu thereof "an"

Page 2, line 26, after "feet" and before "to" insert ", thence north at right angles for 274.7 feet"

Page 2, strike line 27 and insert in lieu thereof "Thence continuing north for 379 feet to the"

Page 3, line 3, strike "765.65" and insert in lieu thereof "443"

Page 3, line 4, strike "888.51" and insert in lieu thereof "689"

Page 3, strike lines 6 through 15

Page 3, line 16, strike "for 640 feet and there terminating."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1002: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. Minnesota Statutes 1971, Chapter 84, is amended by adding a section to read:

[84.90] [LIMITATIONS ON THE OPERATION OF RECREATIONAL MOTOR VEHICLES.] *Subdivision 1. For the purposes of this section the following terms have the meanings given them: (a) "Recreational motor vehicle" means any self-propelled vehicle and any vehicle propelled or drawn by a self-propelled vehicle used for recreational purposes, including but not limited to snowmobile, trail bike or other all-terrain vehicle, hovercraft, or motor vehicle licensed for highway operation which is being used for off-road recreational purposes. (b) "Snowmobile" has the same meaning given by section 84.81, subdivision 3.*

Subd. 2. Within the seven county metropolitan area, no person shall enter and operate a recreational motor vehicle on lands not his own, except where otherwise allowed by law, without the written or oral permission of the owner, occupant, or lessee of such lands. Written permission may be given by a posted notice of any kind or description that the owner, occupant, or lessee prefers, so long as it specifies the kind of vehicles allowed, such as by saying "Recreational Vehicles Allowed", "Snowmobiles Allowed", "Trail Bikes Allowed", "All-Terrain Vehicles Allowed", or words substantially similar.

Subd. 3. Outside the seven county metropolitan area, no person shall enter on any land not his own for the purpose of operating a recreational motor vehicle after being notified, either orally or by written or posted notice, by the owner, occupant, or lessee not to do so. Where posted notice is used, signs shall bear letters not less than two inches high and shall state one of the following: "Recreational Vehicles Prohibited", "Snowmobiles Prohibited", "Trail Bikes Prohibited", "All-Terrain Vehicles Prohibited", or words substantially similar. In lieu of the above notice an owner, occupant or lessee may post any sign prohibiting recreational motor vehicles which has been adopted by rule or regulation of the commissioner of natural resources. The notice or sign shall be posted at corners and ordinary ingress and egress to the property and when so posted shall serve so as to raise a conclusive presumption that a person operating a recreational motor vehicle thereon had knowledge that he had entered upon such posted lands. Failure to post notice as provided in this subdivision shall not deprive a person of the right to bring a civil action for damage to his person or property as otherwise provided by law.

Subd. 4. It is unlawful for a person to post, mutilate, or remove any notice or sign provided in this section upon any lands or waters over which he has no right, title, interest, or license. It is unlawful for a person other than a duly constituted legal authority to so post any public lands, including but not limited to tax forfeited lands, as above described.

Subd. 5. No person shall enter or leave the lands of another with a recreational motor vehicle, or pass from one portion of such lands

to another portion, through a closed gate, without returning the gate to its original position. No person shall enter or leave the lands of another with a recreational motor vehicle by cutting any wire or tearing down or destroying any fence.

Subd. 6. Nothing in this section shall limit or otherwise qualify the power of municipalities, counties, school districts, or other political subdivisions of the state or any agency of the state to impose additional restrictions or prohibitions on the operation of recreational motor vehicles on property not owned by the operator in accordance with law.

Subd. 7. A person violating the provisions of this section is guilty of a misdemeanor.

Sec. 2. This act is effective the day following its final enactment."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 2129: A bill for an act relating to wild animals; prescribing the wearing of fluorescent orange outer garments by hunters or trappers; reducing certain penalties for failing to wear such garments; amending Minnesota Statutes 1971, Sections 98.52, Subdivision 2; and 100.29, Subdivision 8; and repealing Minnesota Statutes 1971, Section 98.52, Subdivision 5.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 21, strike "*Except for an archer in the months of*"

Page 1, line 22, strike "*September and October and*"

Page 1, line 22, strike "*in his*"

Page 1, line 23, strike "*duck blind or boat*"

Page 1, line 26, after "*firearm*" insert "*deer*"

Page 1, line 26, strike "*between September 1 and December 15,*"

Page 2, after line 14, insert:

"Sec. 4. This act is effective January 1, 1974."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 634: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 15, strike "less" and insert "more"

Page 3, line 23, strike "(1)"

Page 3, line 25, strike "; and," and insert a period

Page 3, strike lines 26, 27, and 28

Page 4, strike lines 1 and 2

Page 6, line 13, strike "If after such review, with written notice and"

Page 6, strike lines 14, 15, and 16

Page 6, line 17, strike "certification, the board shall withdraw certification."

Page 6, strike lines 22 to 26

Page 7, line 12, strike "July" and insert "January"

Page 7, line 13, strike "1974" and insert "1976"

Page 7, line 14, strike "July" and insert "January"

Page 7, line 14, strike "1974" and insert "1976"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1805: A bill for an act relating to the state parks working capital fund; amending Minnesota Statutes 1971, Section 85.22, Subdivision 2a.

Reports the same back with the recommendaiton that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1712: A bill for an act relating to the county of Chisago; authorizing Chisago county to acquire, operate, construct, and maintain, dams, dikes, reservoirs, water supply systems, sewage disposal systems and appurtenant works, and to regulate, conserve, and to control the use of water within the county, and for these purposes to acquire land and easements, impose service charges, levy special assessments, and issue bonds.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. The Rush Creek watershed district, established March 22, 1973, is hereby abolished."

Strike the title and insert in lieu thereof:

“A bill for an act relating to water resources in Chisago and Pine counties.”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 552: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof:

“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 pro-

duce 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 procedures 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."

Strike the title and insert in lieu thereof:

"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."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 506: A bill for an act relating to agriculture; collective bargaining; providing for mandatory bargaining between producers or associations and handlers; providing criteria.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. This act shall be known and may be cited as the "agricultural marketing and bargaining act of 1973."

Sec. 2. [DECLARATION OF POLICY.] Since agricultural products are produced by numerous and often scattered individual producers, the marketing and bargaining position of individual producers will be adversely affected unless they are free to join

together voluntarily in cooperative associations or other associations as authorized by law. Membership of a producer in such a cooperative association or other association can only be meaningful if a handler of agricultural products is required to bargain in good faith with an agricultural cooperative association or other association as the representative of the members of such association. Production and marketing of agricultural commodities constitute a basic and essential industry. Agricultural producers do not now enjoy the opportunity, comparable to that of industrial workers and those in many other forms of enterprise or employment, to organize and bargain effectively. Neither is adequate government provision available to assure that the bargaining process shall be fair both to producers and handlers and in the public interest.

Sec. 3. Subdivision 1. For the purpose of sections 1 to 12, the terms defined in this section have the meanings given them.

Subd. 2. "Association" means an association of producers, or federation of cooperative association of producers engaged in producing, marketing, bargaining, shipping or processing functions of an agricultural commodity on behalf of its members who are producers of such agricultural commodity, which has been accredited by the commissioner.

Subd. 3. "Person" means an individual, partnership, corporation or association.

Subd. 4. "Producer" means any person, who in any one calendar year within the previous two calendar years, produces or causes to be produced any agricultural commodity in quantity beyond his own family use, and who is able to transfer, during the calendar year, to a handler or an association a merchantable title to the agricultural commodity or provide management, labor, machinery, facilities, or any other production input, with the assumption of risk, for the production of the agricultural commodity under a written contract.

Subd. 5. "Agricultural commodity" includes all agricultural goods produced under contract for marketing as defined by the commissioner of agriculture. It does not include any commodity sold by a producer to another producer for his own exclusive use and not for resale. The kinds, types and subtypes of products to be classed together as an agricultural commodity for the purposes of this act shall be determined by the commissioner on the basis of common usage and practice.

Subd. 6. "Handler" means a person, other than an association, engaged in the business or practice or acquiring agricultural commodities from producers or associations for processing or sale; grading, packaging, handling, storing or processing agricultural commodities received from producers or associations; contracting or negotiating contracts or other arrangements with producers or associations with respect to the production of any agricultural commodity; or acting as an agent broker for a handler in the performance of any function or act specified above. It does not include a producer who sells at a retail establishment

which he owns and operates or who sells at a produce market, agricultural commodities produced by him and agricultural commodities produced by another producer subject to value limitation established by the commissioner.

Subd. 7. "Commissioner" means the commissioner of agricultural of the state of Minnesota or his designated authority.

Subd. 8. "Marketing year" shall mean, generally, any time between the second day of February of the previous calendar year and the first day of February of the subsequent year, unless the commissioner shall determine an alternative time period for a specific agricultural commodity to be designated as its marketing year.

Sec. 4. [ACCREDITATION.] Subdivision 1. Any association accredited under this section may engage in bargaining as provided for under this act.

(1) An association desiring accreditation shall file with the commissioner in the form required by the commissioner. The request shall contain properly certified evidence that the association meets the standards for accreditation and shall be accompanied by a report of the names and addresses of member producers, the name of each handler to whom the member producer delivered or contracted to deliver the agricultural commodity during the previous 2 calendar years and the quantity delivered or acreage grown. A fee to cover the costs of the commissioner in processing the request shall be established pursuant to Minnesota Statutes, Chapter 15, and paid by the association when the request is filed.

(2) The commissioner may require all handlers of an agricultural commodity produced in a bargaining unit area as individuals or through their trade association to file with the board within 30 days following such a request, a report, properly certified, showing the correct names and addresses of all producers of the agricultural commodity who have delivered the agricultural commodity to the handler during the two calendar years preceding the filing of the report and the quantities of the agricultural commodity received by the handler from each named producer during those periods. The information contained in the individual reports of handlers filed with the commissioner shall not be made public by the commissioner nor available to any person for private use.

Subd. 2. In determination of accreditation, the commissioner shall determine whether bargaining shall be appropriate by plant, processor, or company. This determination shall be the unit area for the bargaining provisions of this act as is applicable to associations and handlers. In making his determination, the commissioner shall define as appropriate the largest bargaining unit area in terms of the quantity of the agricultural commodity produced, the definition of the agricultural commodity, geographic area covered and number of producers included as is consistent with the following criteria:

(a) The community of interest of the producers included;

(b) The potential serious conflicts of interests among members of the proposed unit;

(c) The effect of exclusions on the capacity of the association to effectively bargain for the bargaining unit as defined;

(d) The kinds, types and subtypes of products to be classed together as agricultural commodity for which the bargaining unit is proposed;

(e) Whether the producers eligible for membership in the proposed bargaining unit meet the definition of "producer" for the agricultural commodity involved;

(f) The wishes of the producers;

(g) The pattern of past marketing of the commodity.

Subd. 3. An association shall be accredited only if it complies with the following:

(a) The association meets the requirements of the Capper-Volstead Act, 7 U.S.C. 291-2.

(b) The association has submitted a copy of its bylaws which provide that: each member of the association shall have one vote in all votes of the membership of the association; that officers or directors shall be elected by a majority of the members voting or by delegates representing a majority of the membership; and that all elections shall be by secret ballot.

(c) The association would have marketing and bargaining contracts for the current or next marketing year with more than 50 percent of the producers of an agricultural commodity who are in the bargaining unit area and these contracts would cover more than 50% of the quantity of that commodity produced by producers in that bargaining unit area. The commissioner may determine the quantity produced by the bargaining unit area using information on production in the prior year, current marketing information, and projections on production during the current marketing year. The commissioner shall exclude from the quantity of the agricultural commodity contracted by producers with producer owned and controlled processing cooperatives and any quantity produced by handlers. An association whose main purpose is bargaining but which processes a surplus into a form which is not the subject of bargaining is not a processing cooperative. The contracts with members shall specify the agricultural commodity and that the members have appointed the association as their exclusive agent in negotiations with handlers for prices and other terms of trade with respect to the sale and marketing of the agricultural commodity and obligate them to dispose of their production or holdings of the agricultural commodity through or at the direction of the association.

Subd. 4. Within 60 days of the filing date of the request for accreditation by an association, the commissioner shall determine whether the association shall be accredited. If the commissioner determines that insufficient evidence was filed by the association, the commissioner may permit the association to file an amended

request for accreditation within 30 days following the determination and notification of the association. The commissioner shall then determine, within 30 days of the filing of the amended request, whether the association shall be accredited. An association which is denied accreditation after filing of an amended request may not file another request for accreditation for a period of one year.

Subd. 5. Accreditation of the association by the commissioner shall be effective 30 days after the notice of accreditation.

Subd. 6. [REVOCAION OF ACCREDITATION.] The commissioner shall consider revocation of accreditation upon any of the following conditions:

(a) Upon receipt of a request from an accredited association for its own disaccreditation.

(b) Upon receipt of a petition requesting that the accredited association be disaccredited and bearing the signatures of at least 10 percent of the producers of an accredited association in the bargaining unit. Following the receipt of a petition bearing the signatures of at least 10 percent of the producers of an accredited association in a bargaining unit the board shall order the commissioner to initiate a referendum among the members of the accredited association and if in the referendum a majority of the producers, producing 50 percent of the commodity approve, the association accreditation shall be revoked by the board.

Subd. 7. The accredited association shall represent all member producers who are in the bargaining unit area and it shall act as exclusive sales agents for the bargaining unit area in negotiations with handlers. The association may not assess, bargain for, or claim to represent those producers who choose not to be represented by the association or choose not to have a bargaining committee bargain for them.

Sec. 5. [MARKETING AND BARGAINING COMMITTEE.]
Subdivision 1. After accreditation of the association, the association shall establish and authorize a marketing and bargaining committee to negotiate, as the association's exclusive agent, with handlers for the sale and marketing of the agricultural commodity for which the association was accredited.

Subd. 2. This committee shall be comprised of members of the association elected by the association in a secret ballot election, except that the association may contract with legal counsel who shall, at the discretion of the association, be eligible for membership on the committee.

Subd. 3. The production of the agricultural commodity shall comprise a significant portion of the total producing operation of each committee member.

Subd. 4. Members who have any quantity contracted with a producer owned and controlled processing cooperative are not eligible to serve on a marketing and bargaining committee for such a commodity.

Sec. 6. Subdivision 1. Producers of agricultural commodities are free to join together voluntarily in associations as authorized by law without interference by handlers. A handler shall not engage in any of the following practices, defined as unfair practices:

(a) To coerce a producer in the exercise of his right to join and belong to or to refrain from joining or belonging to an association or to refuse to deal with a producer because of the exercise of his right to join and belong to an association.

(b) To discriminate against a producer with respect to price, quantity, quality or other terms of purchase, acquisition or other handling of agricultural products because of his membership in or contract with an association.

(c) To coerce or intimidate a producer to breach, cancel or terminate a membership agreement or marketing contract with an association or a contract with a handler.

(d) To pay or loan money, give anything of value or offer any other inducement or reward to a producer for refusing or ceasing to belong to an association.

(e) To make or circulate unsubstantiated reports about the finances, management or activities of associations or other handlers.

(f) To conspire, combine, agree or arrange with any other person to do or aid or abet the doing of any practice which is in violation of this act.

(g) To refuse to bargain with an association with whom the handler has had prior dealings or with an association whose producers in the bargaining units have had dealings with the handler prior to the effective date of this act.

Subd. 2. An association shall not engage nor permit an employee or agent to engage in the following practices, defined as unfair practices:

(a) To enter into a contract which discriminates against a producer represented by that association.

(b) To act in a manner contrary to the bylaws of the association.

(c) To coerce or intimidate a handler to breach, cancel or terminate an agreement or marketing contract with an association or a contract with a producer.

(d) To make or circulate unsubstantiated reports about the finances, management or activities of other associations or handlers.

(e) To conspire, combine, agree or arrange with another person to do or aid or abet the doing of any practice which is in violation of this act.

Sec. 7. Subdivision 1. As used in this act, "bargaining" means the mutual obligation of a handler and an association or their designated representatives to meet at reasonable times and confer and negotiate in good faith. Negotiations may include all terms relative to trading between handlers and producers of the agricultural commodity, such as:

- (a) prices and terms of sale
- (b) quality specifications
- (c) quantity to be marketed by acreage or weight
- (d) transactions involving products and services utilized by one party and provided by the other party.

Subd. 2. The association shall notify the commissioner of the commencement of negotiations.

Subd. (3) (a) If no agreement is reached at the expiration of ten days after service of such notice to the commissioner, the association may, at any time thereafter, petition the commissioner to assume supervision over the dispute, except as provided for by clause (e).

(b) The commissioner shall then set a time and place for conference with the parties to present facts representing each party's case and hearing arguments. The commissioner shall take such steps, in accordance with rules promulgated under this act, as he deems expedient to affect a voluntary, amicable and expeditious adjustment and settlement of the differences between the handler and the association.

(c) At any time prior to 15 days before the first day of the marketing year in dispute, if any agreement on the issues in dispute between the association and the handler has not been reached, the handler may elect not to purchase, directly or indirectly, any quantity of the agriculture commodity produced by the association during that marketing year; or, the affected producers may elect not to sell, directly or indirectly, any quantity of the agricultural commodity produced by the association during that marketing year; or, the affected producers may elect not to sell, directly or indirectly, any quantity of the agricultural commodity to the handler during that marketing year.

(d) If either party makes an election, the other party is not under an obligation to continue bargaining with the party so electing for terms during the marketing period in dispute. Both parties may, however, engage immediately in bargaining for the following marketing year.

(e) If the petition requesting the commissioner to assume supervision over a dispute is presented 15 days or less before the marketing year in dispute, then the commissioner shall exercise his discretionary authority, according to rules promulgated under this act, in determining which disputes are arbitrable before the start of the marketing year in dispute.

Sec. 8. All decisions of mediation and bargaining which result from section 7 shall be based upon the following factors:

(a) Prices or projected prices for the agricultural commodity paid by the competing handlers in the market area or competing market areas.

(b) Amount of the commodity produced or projections of production in the production area or competing marketing areas.

(c) Relationship between the quantity produced and the quantity handled by the handler.

(d) The producers cost of production including the cost which would be involved in paying farm labor a fair wage rate and providing them with adequate housing.

(e) The average consumer prices for goods and services, commonly known as the cost living.

(f) The impact of the award on the competitive position of the handler in the marketing area or competing areas.

(g) The impact of the award on the competitive position of the agricultural commodity in relationship to competing commodities.

(h) A fair return on investment.

(i) Kind, quality or grade of the commodity involved.

(j) Stipulation of the parties.

(k) Such other factors which are normally or traditionally taken into consideration in determining prices, quality, quantity and the costs of other services involved.

Sec. 9. The commissioner shall announce his findings of fact and decisions in all cases in which he has assumed supervision during the year previous to the marketing year in dispute by the fifteenth day of the marketing year in dispute. To expedite his decisions, the commissioner may engage the services of the bureau of mediation services, whose recommendations he shall consider in his final determination.

Sec. 10. Subdivision 1. For the purpose of this act, the commissioner may receive complaints with respect to violations or threatened violations. The commissioner may make all necessary investigations, examinations or inspections of any violation or threatened violation specified in the sworn complaint filed with the commissioner. If, upon such investigation, the commissioner considers that there is reasonable cause to believe that the person charged has committed a practice in violation of this act, the commissioner shall issue and cause to be served a complaint upon the person. The complaint shall summon the person to a hearing before the commissioner at the time and place fixed.

Subd. 2. If the commissioner determines that the person complained of has committed a practice in violation of this act, he shall state his findings of fact and shall issue and cause to be served on the person an order requiring him to cease the violation and shall order further affirmative action as will effectuate the policies of this act.

Subd. 3. If the commissioner is of the opinion that the person complained of has not committed a practice in violation of this act, he shall make his findings of fact and issue an order dismissing the complaint.

Subd. 4. Until the record in a case has been filed in a court the commissioner may, at any time upon reasonable notice and in such man-

ner as he deems proper, modify or set aside, in whole or in part, any finding or order he has made or issued, with jurisdiction for such a change specified in additional findings of fact.

Subd. 5. The commissioner may request the attorney general of the state of Minnesota to seek the appropriate temporary relief or restraining order of injunction in district court to insure the enforcement of his findings.

Sec. 11. The commissioner may promulgate rules necessary for the administration of this act in accordance with this act and Minnesota Statutes, Chapter 15.

Sec. 12. [EFFECTIVE DATE.] This act is effective July 1, 1973."

Strike the title and insert in lieu thereof:

"A bill for an act relating to agriculture; collective bargaining; providing for bargaining between producers or associations and handlers; providing criteria."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

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, Sections 31.01, Subdivisions 5 and 19; 31.10; 31.11; and 31.12.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, strike "*Sections 31.01 to 31.171*" and insert "*Chapter 31*"

Page 1, line 23, strike "*certain*"

Page 1, line 25, after the comma insert "*and such regulations shall be promulgated*"

Page 1, line 25, strike "*but subject to such changes as the commissioner*"

Page 1, line 26, strike "*may deem necessary to make*"

Page 5, line 18, strike the comma

Page 7, line 2, after "*source,*" strike "*or*" and insert "*and*"

Page 11, line 15, strike "*, unless he has refused, on the request*" and insert a period

Page 11, strike lines 16 through 20

Page 17, line 26, after "*commissioner*" insert "*and is in addition to authority granted in sections 31.10, 31.11, and 31.12*"

Page 17, line 26, after "*regulations*" insert "*when applicable*"

Page 17, line 28, strike "*act*" and insert "*law*"

Page 18, line 5, strike "*July*" and insert "*April*"

Page 18, line 7, strike the comma

Page 18, line 8, strike "*stayed or suspended*"

Page 18, line 11, strike "*July*" and insert "*April*"

Page 18, line 13, strike the comma

Page 18, line 14, strike "*stayed or suspended*"

Page 18, line 17, strike "*July*" and insert "*April*"

Page 18, line 19, strike the comma

Page 18, line 20, strike "*stayed or suspended*"

Page 18, line 23, strike "*July*" and insert "*April*"

Page 18, line 25, strike the comma

Page 18, line 26, strike "*stayed or suspended*"

Page 19, line 1, strike "*July*" and insert "*April*"

Page 19, line 4, strike "*, stayed or suspended*"

Page 19, line 17, strike "*July*" and insert "*April*"

Page 19, line 20, strike "*, stayed or suspended*"

Page 19, line 24, strike "*interstate*" and insert "*intrastate*"

Page 20, line 12, strike "*July*" and insert "*April*"

Page 20, line 14, strike "*stay, suspend or*"

Page 22, line 26, strike "*July*" and insert "*April*"

Page 23, line 1, strike "*stay, suspend*"

Page 23, line 2, strike "*or*"

Page 23, line 3, strike "*additional regulations or*"

Page 23, line 19, strike "*, subdivision 1*"

Page 23, line 22, strike "*, subdivision 1*"

Page 23, line 24, strike the comma

Page 23, line 25, strike "*subdivision 1*"

Page 23, line 28, strike "*subdivision 1,*"

Page 26, line 6, strike the comma

Page 26, line 7, strike "*subdivision 1*"

Page 26, line 16, strike "*Subdivision 1.*"

Page 26, line 22, strike "*or*"

Page 26, line 23, strike "*subdivision 2 of this section*"

Page 27, strike lines 2 through 28

Page 28, strike lines 1 through 26

Page 29, line 11, after "*by*" strike "*Section 27*" and insert "*section 31.10 and section 27 of this act*"

Page 30, line 10, after "*provided by*" strike "*section 27*" and insert "*section 31.10 and section 27 of this act*"

Page 30, line 18, after "*by*" strike "*section 27*" and insert "*section 31.10 and section 27 of this act*"

Page 30, line 23, after "*provided by*" strike "*section 27*" and insert "*section 31.10 and section 27 of this act*"

Page 34, line 19, strike "*cause to be*"

Page 34, line 20, strike "*disseminated*" and insert "*disseminate*"

Page 34, line 20, after "*such*" insert "*substantiated*"

Page 34, line 20, strike "*the*" and insert "*he*"

Page 34, line 21, strike "*commissioner*"

Page 35, line 23, strike "*Sections*" and insert in lieu thereof "*Section*"

Page 35, line 24, strike "*;* *31.10; 31.11; and 31.12*"

Further, amend the title as follows:

Page 1, strike lines 12 and 13 and insert "*Section 31.01, Subdivisions 5 and 19*"

And when so amended, the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, 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 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 115.37; 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 Chapters 116A and 445.

Reports the same back with the recommendation that the bill be amended as follows:

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 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. 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. 2. 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. 3. To construct and operate water control structures when approved by the commissioner of natural resources pursuant to section 105.42;

Subd. 4. 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. 5. 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. 6. 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. 7. 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. 8. To maintain public beaches, public docks and other public facilities for access to the body of water;

Subd. 9. 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.

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. 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 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 subordinate service area.*

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 20.*

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 SUBORDINATE SERVICE AREAS.] *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 desig-*

nate areas within the county, including bodies of water and related land areas, as subordinate service areas.

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 subordinate service area 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.*

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 subordinate service area 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 county may be submitted to the county board requesting the establishment of a subordinate service area 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 subordinate service area 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 subordinate service area. A resolution approving the creation of the subordinate service area 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 subordinate service area 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 natural hydrologic boundaries of an area extend into more than one county, and where the county board of one or more of the counties affected has disapproved a petition for creation of a subordinate service area for the area, petition for creation of a joint subordinate service area 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 and verification of the signatures thereon by the commissioner, the commissioner shall, within 30 days following verification, hold a public hearing on the question of whether or not the requested joint subordinate service area shall be established.

Subd. 3. Within 30 days following the holding of a public hearing the commissioner by order shall approve or disapprove the establishment of the requested joint subordinate service area. If the commissioner determines that the establishment of the joint subordinate service area 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 joint subordinate service area, the commissioner shall by order approve the creation of the joint subordinate service area; 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 subordinate service area, the county board or boards shall cause the resolution or order to be published once in the official newspapers. The subordinate service area 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 subordinate service area 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 subordinate service area.*

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 subordinate service area. 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 subordinate service area shall be phrased substantially as follows:

“Shall a subordinate service area 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 subordinate service area, the subordinate service area shall be deemed created.

Sec. 16. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.51] [FINANCING.] *Subdivision 1. The county board or boards in order to accomplish the purposes specified in the resolution or order creating a subordinate service area, 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 subordinate service area, 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 subordinate service area.

Sec. 17. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.52] [VOTING.] *Where a subordinate service area has been established by order of the commissioner of natural resources under section 13, voting by county boards on joint actions of the subordinate service area shall be based on proportional representation for each county according to the proportion of the population of the subordinate service area 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 subordinate service area.*

Sec. 18. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.53] [ENFORCEMENT OF ORDINANCES.] *Where a subordinate service area 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 subordinate service area by personnel of any of the affected counties.*

Sec. 19. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.54] [EXPANSION OF THE BOUNDARIES OF A SUBORDINATE SERVICE AREA.] *A county board, on its own motion or pursuant to petition, may enlarge any existing subordinate service area 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 service area petition to participate therein, all qualified voters residing in the proposed service area shall be eligible.*

Sec. 20. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.55] [TERMINATION.] *Subdivision 1. Upon receipt of a petition signed by ten percent of the qualified voters within the territory of the subordinate service area requesting the termination of the subordinate service area, or pursuant to its own resolution, the county board or boards shall make arrangements for the holding of a special election within the subordinate service area 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 subordinate service area shall be phrased substantially as follows:*

"Shall the subordinate service area heretofore established be terminated and the undertaking of additional water and related land resource improvements of the county as provided for within such subordinate service area 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 subordinate service area shall be terminated. No additional water and related land resource management programs shall be undertaken with money raised by a special tax within the area, and no additional special water and related land resource management taxes shall be levied within the area. When money raised by past special tax levies within the area has been exhausted, further operation and maintenance of existing programs may be financed by appropriations from the general revenue fund of the county.

Sec. 21. 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. 22. 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 em-*

powered 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 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. 23. 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.*

Sec. 24. Minnesota Statutes 1971, Section 116A.01, is amended by adding a subdivision to read:

Subd. 1b. 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 22 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 22 of this act.

Sec. 25. Minnesota Statutes 1971, Sections 110.121; 110.122; 110.123; 110.124; 110.125; 110.126; 115.15; 115.16; 115.17;

115.61; 115.62; 115.63; 115.64; 115.65; 115.66; 115.67;
 440.33; 440.34; 440.35; 440.36; 443.02; 444.09; 444.10;
 444.11; 444.12; 444.13; 444.14; 445.01; 445.02; 445.03;
 445.04; 445.05; 445.06; 445.07; 445.08; 445.09; 445.10;
 445.11; 445.12 445.13; 445.14; 445.15; 445.16; 445.163;
 445.17; 445.18; 445.19; 445.20; 445.21; 456.24; 456.25;
 456.26; 456.27; 456.28; 457.03; 457.04; 457.05; 457.06;
 457.07; 457.08 and 457.085 are repealed.

Sec. 26. [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 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.”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1389: A bill for an act relating to health; payment of medical and hospital benefits to governmental institutions in certain instances.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. 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.”

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

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” 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 add “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 “A violation of this section shall also be treated as a violation of section 325.79.”

Page 2, strike lines 1 through 8

And when so amended the bill do pass. Amendments adopted. Report adopted.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to revert to Second Reading of Senate Bills and Second Reading of House Bills, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

SECOND READING OF SENATE BILLS

S. F. Nos. 1104, 1351, 821, 1986, 2036, 2273, 2024, 2260, 2037,

2194, 2176, 2227, 1643, 2035, 1231, 691, 1797, 1948, 2174, 1865, 1139, 1110, 1954, 1708, 1128, 496, 798, 2165, 2045, 724, 1258, 1210, 1947, 1949, 1562, 2221, 1002, 2129, 634, 1805, 1712, 2233, 552, 506, 951, 1029, and 980 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1706, 1556 and 1320 were read the second time.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Novak moved that the motion that the Senate do not concur in the amendments by the House to S. F. No. 1827 and that a conference committee be appointed be now reconsidered. Which motion prevailed.

CONCURRENCE AND REPASSAGE

Mr. Novak moved that the Senate do now concur in the amendments by the House to S. F. No. 1827 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 1827 was read the third time, as amended by the House, and placed on its repassage.

The question being taken on the repassage of the bill, as amended,

And the roll being called, there were yeas 60 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Nelson	Pillsbury
Arnold	Dunn	Kleinbaum	North	Purfeerst
Bang	Frederick	Knutson	Novak	Renneke
Berg	Gearty	Kowalczyk	Ogdahl	Schaaf
Bernhagen	Hansen, Baldy	Krieger	Olhoft	Schrom
Borden	Hansen, Mel	Larson	Olson, A. G.	Solon
Brown	Hanson, R.	Laufenburger	Olson, H. D.	Stassen
Chenoweth	Hughes	Lewis	Olson, J. L.	Stokowski
Chmielewski	Humphrey	Lord	O'Neill	Thorup
Coleman	Josefson	McCutcheon	Patton	Ueland
Conzemius	Keefe, J.	Milton	Perpich, A. J.	Wegener
Davies	Keefe, S.	Moe	Perpich, G.	Willet

Mr. Ashbach voted in the negative.

So the bill, as amended, was repassed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the gubernatorial appointment of Mr. Jeno Paulucci to the Fine Arts Council be taken from the table. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to consider the foregoing appointment at this time. Which motion prevailed.

Mr. Conzemius moved that the Senate do not consent to the foregoing appointment.

Mr. Brown moved that the foregoing appointment be laid on the table.

The question being taken on adoption of the motion of Mr. Brown,
And the roll being called, there were yeas 26 and nays 33, as follows:

Those who voted in the affirmative were:

Ashbach	Hansen, Mel	Knutson	O'Neill	Wegener
Bang	Hanson, R.	Kowalczyk	Patton	Willet
Bernhagen	Josefson	Krieger	Perpich, A. J.	
Brown	Keefe, J.	McCutcheon	Pillsbury	
Dunn	Keefe, S.	Nelson	Renneke	
Frederick	Kirchner	Ogdahl	Ueland	

Those who voted in the negative were:

Anderson	Conzemius	Larson	Novak	Schrom
Arnold	Davies	Laufenburger	Olhoft	Solon
Berg	Gearty	Lewis	Olson, A. G.	Stassen
Borden	Hansen, Baldy	Lord	Olson, H. D.	Stokowski
Chenoweth	Hughes	Milton	Olson, J. L.	Thorup
Chmielewski	Humphrey	Moe	Purfeerst	
Coleman	Kleinbaum	North	Schaaf	

Which motion did not prevail.

CALL OF THE SENATE

Mr. Ashbach imposed a call of the Senate.

The following Senators answered to their names:

Anderson	Doty	Kleinbaum	Novak	Schaaf
Arnold	Dunn	Knutson	Ogdahl	Schrom
Ashbach	Frederick	Kowalczyk	Olhoft	Solon
Bang	Gearty	Krieger	Olson, A. G.	Stassen
Berg	Hansen, Baldy	Larson	Olson, H. D.	Stokowski
Bernhagen	Hansen, Mel	Laufenburger	Olson, J. L.	Thorup
Borden	Hanson, R.	Lewis	O'Neill	Ueland
Brown	Hughes	Lord	Patton	Wegener
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Willet
Chmielewski	Josefson	Milton	Perpich, G.	
Coleman	Keefe, J.	Moe	Pillsbury	
Conzemius	Keefe, S.	Nelson	Purfeerst	
Davies	Kirchner	North	Renneke	

The Sergeant-at-Arms was instructed to bring in the absent members.

Mr. Doty, pursuant to Rule 22, moved that he be excused from voting on the appointment of Mr. Paulucci. Which motion prevailed.

The question being taken on the adoption of the motion of Mr. Conzemius,

Mr. Coleman moved that those not voting be excused from voting.

The question being taken on the adoption of the motion of Mr. Coleman,

And the roll being called, there were yeas 38 and nays 16, as follows:

Those who voted in the affirmative were:

Bang	Brown	Coleman	Doty	Hansen, Mel
Berg	Chenoweth	Conzemius	Gearty	Hanson, R.
Borden	Chmielewski	Davies	Hansen, Baldy	Hughes

Humphrey	Lord	Olhoft	Pillsbury	Stokowski
Keefe, S.	Moe	Olson, H. D.	Purfeerst	Thorup
Kleinbaum	Nelson	Olson, J. L.	Schaaf	Wegener
Larson	Novak	O'Neill	Schrom	
Lewis	Ogdahl	Perpich, A. J.	Solon	

Those who voted in the negative were:

Ashbach	Frederick	Kirchner	Krieger	Olson, A. G.
Bernhagen	Josefson	Knutson	Laufenburger	Renneke
Dunn	Keefe, J.	Kowalczyk	North	Ueland
				Willet

Which motion prevailed.

The question being taken on adoption of the motion of Mr. Conzemius.

And the roll being called, there were yeas 19 and nays 35, as follows:

Those who voted in the affirmative were:

Arnold	Conzemius	Hughes	Moe	Purfeerst
Borden	Davies	Laufenburger	Novak	Stokowski
Chenoweth	Gearty	Lewis	Olson, A. G.	Willet
Coleman	Hansen, Baldy	Milton	Olson, H. D.	

Those who voted in the negative were:

Anderson	Dunn	Keefe, S.	Lord	Pillsbury
Ashbach	Frederick	Kirchner	North	Renneke
Bang	Hansen, Mel	Kleinbaum	Ogdahl	Schrom
Berg	Hanson, R.	Knutson	Olson, J. L.	Solon
Bernhagen	Humphrey	Kowalczyk	O'Neill	Thorup
Brown	Josefson	Krieger	Patton	Ueland
Chmielewski	Keefe, J.	Larson	Perpich, A. J.	Wegener

Which motion did not prevail.

Mr. Coleman moved that the appointment of Mr. Jeno Paulucci to the Fine Arts Council be referred to the Committee on Transportation and General Legislation. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to revert to General Orders, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Larson in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Larson reported that the committee had considered H. F. No. 694 which the committee recommends to pass.

The question being taken on the committee recommendation,

And the roll being called, there were yeas 41 and nays 9, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Nelson	Schaaf
Arnold	Frederick	Knutson	North	Stassen
Ashbach	Gearty	Kowalczyk	Ogdahl	Stokowski
Bang	Hansen, Mel	Laufenburger	Olhoft	Thorup
Brown	Hughes	Lewis	Olson, A. G.	Wegener
Chmielewski	Humphrey	Lord	O'Neill	
Coleman	Keefe, J.	McCutcheon	Perpich, G.	
Conzemius	Keefe, S.	Milton	Pillsbury	
Davies	Kirchner	Moe	Purfeerst	

Those who voted in the negative were:

Berg	Borden	Hansen, Baldy	Renneke	Willet
Bernhagen	Dunn	Josefson	Schrom	

Which motion prevailed. So the committee recommends H. F. No. 694 to pass.

And then, on motion of Mr. Larson, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended that the General Orders Calendar for today be taken up as Special Orders to be considered immediately, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

SPECIAL ORDER

S. F. No. 537: A bill for an act relating to agriculture; nursery-men'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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 42 and nays 6, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	North	Renneke
Arnold	Davies	Kirchner	Ogdahl	Schaaf
Ashbach	Doty	Kleinbaum	Olhoft	Stassen
Bang	Dunn	Larson	Olson, A. G.	Thorup
Borden	Gearty	Laufenburger	O'Neill	Wegener
Brown	Hansen, Baldy	Lord	Patton	Willet
Chenoweth	Hughes	Milton	Perpich, A. J.	
Chmielewski	Humphrey	Moe	Perpich, G.	
Coleman	Keefe, J.	Nelson	Purfeerst	

Those who voted in the negative were:

Bernhagen	Frederick	Josefson	Knutson	Kowalczyk
				Pillsbury

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 47 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	North	Renneke
Arnold	Doty	Kleinbaum	Ogdahl	Schaaf
Ashbach	Dunn	Knutson	Olhoft	Schrom
Bang	Frederick	Kowalczyk	Olson, A. G.	Stassen
Bernhagen	Gearty	Laufenburger	O'Neill	Stokowski
Borden	Hansen, Baldy	Lord	Patton	Wegener
Brown	Hansen, Mel	McCutcheon	Perpich, A. J.	Willet
Chenoweth	Hughes	Milton	Perpich, G.	
Chmielewski	Humphrey	Moe	Pillsbury	
Coleman	Josefson	Nelson	Purfeerst	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 49 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Moe	Pillsbury
Arnold	Davies	Keefe, J.	Nelson	Purfeerst
Ashbach	Doty	Keefe, S.	North	Renneke
Bang	Dunn	Kirchner	Ogdahl	Schaaf
Bernhagen	Frederick	Kleinbaum	Olhoft	Solon
Borden	Gearty	Knutson	Olson, A. G.	Stassen
Brown	Hansen, Baldy	Kowalczyk	O'Neill	Stokowski
Chenoweth	Hansen, Mel	Laufenburger	Patton	Wegener
Chmielewski	Hughes	Lord	Perpich, A. J.	Willet
Coleman	Humphrey	McCutcheon	Perpich, G.	

Mr. Schrom voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1721: A bill for an act authorizing the commissioner of administration to sell certain real estate in Winona county.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 48 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	North	Renneke
Arnold	Davies	Keefe, S.	Ogdahl	Schaaf
Ashbach	Doty	Kirchner	Olhoft	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Solon
Bernhagen	Gearty	Knutson	O'Neill	Stassen
Borden	Hansen, Baldy	Kowalczyk	Patton	Stokowski
Brown	Hansen, Mel	Laufenburger	Perpich, A. J.	Wegener
Chenoweth	Hughes	Lord	Perpich, G.	Willet
Chmielewski	Humphrey	Moe	Pillsbury	
Coleman	Josefson	Nelson	Purfeerst	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 48 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	North	Renneke
Arnold	Davies	Keefe, S.	Ogdahl	Schaaf
Ashbach	Doty	Kirchner	Olhoft	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Solon
Bernhagen	Gearty	Knutson	O'Neill	Stassen
Borden	Hansen, Baldy	Kowalczyk	Patton	Stokowski
Brown	Hansen, Mel	Laufenburger	Perpich, A. J.	Wegener
Chenoweth	Hughes	Lord	Perpich, G.	Willet
Chmielewski	Humphrey	Moe	Pillsbury	
Coleman	Josefson	Nelson	Purfeerst	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 50 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Borden	Conzemius	Gearty	Josefson
Arnold	Brown	Davies	Hansen, Baldy	Keefe, J.
Ashbach	Chenoweth	Doty	Hansen, Mel	Keefe, S.
Bang	Chmielewski	Dunn	Hughes	Kirchner
Bernhagen	Coleman	Frederick	Humphrey	Kleinbaum

Knutson	Moe	Olson, A. G.	Pillsbury	Solon
Kowalczyk	Nelson	O'Neill	Purfeerst	Stassen
Laufenburger	North	Patton	Renneke	Stokowski
Lord	Ogdahl	Perpich, A. J.	Schaaf	Wegener
McCutcheon	Olhoft	Perpich, G.	Schrom	Willet

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 43 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, J.	Nelson	Pillsbury
Arnold	Dunn	Keefe, S.	North	Purfeerst
Bang	Frederick	Kleinbaum	Ogdahl	Renneke
Borden	Gearty	Knutson	Olhoft	Schaaf
Brown	Hansen, Baldy	Kowalczyk	Olson, A. G.	Solon
Chenoweth	Hansen, Mel	Laufenburger	O'Neill	Stassen
Coleman	Hughes	Lord	Patton	Stokowski
Conzemius	Humphrey	McCutcheon	Perpich, A. J.	
Davies	Josefson	Moe	Perpich, G.	

Mr. Bernhagen voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 47 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	Nelson	Purfeerst
Arnold	Davies	Keefe, S.	North	Renneke
Ashbach	Doty	Kirchner	Ogdahl	Schaaf
Bang	Dunn	Kleinbaum	Olhoft	Solon
Bernhagen	Frederick	Knutson	Olson, A. G.	Stassen
Borden	Gearty	Kowalczyk	O'Neill	Stokowski
Brown	Hansen, Baldy	Laufenburger	Patton	Willet
Chenoweth	Hansen, Mel	Lord	Perpich, A. J.	
Chmielewski	Hughes	McCutcheon	Perpich, G.	
Coleman	Humphrey	Moe	Pillsbury	

Mr. Josefson voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

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, Sections 273.38.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 49 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Moe	Pillsbury
Arnold	Davies	Keefe, J.	Nelson	Purfeerst
Ashbach	Doty	Keefe, S.	North	Renneke
Bang	Dunn	Kirchner	Ogdahl	Schaaf
Bernhagen	Frederick	Kleinbaum	Olhoft	Schrom
Borden	Gearty	Knutson	Olson, A. G.	Solon
Brown	Hansen, Baldy	Kowalczyk	O'Neill	Stassen
Chenoweth	Hansen, Mel	Laufenburger	Patton	Stokowski
Chmielewski	Hughes	Lord	Perpich, A. J.	Willet
Coleman	Humphrey	McCutcheon	Perpich, G.	

So the bill was passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 820: A bill for an act appropriating money to the department of military affairs for the St. Cloud national guard armory.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 46 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	North	Schaaf
Arnold	Davies	Kirchner	Olhoft	Schrom
Ashbach	Doty	Kleinbaum	Olson, A. G.	Solon
Bang	Dunn	Knutson	O'Neill	Stassen
Bernhagen	Frederick	Kowalczyk	Patton	Stokowski
Borden	Hansen, Baldy	Laufenburger	Perpich, A. J.	Willet
Brown	Hansen, Mel	Lord	Perpich, G.	
Chenoweth	Hughes	McCutcheon	Pillsbury	
Chmielewski	Humphrey	Moe	Purfeerst	
Coleman	Keefe, J.	Nelson	Renneke	

Mr. Josefson voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 47 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	North	Renneke
Arnold	Davies	Keefe, S.	Ogdahl	Schaaf
Ashbach	Doty	Kirchner	Olhoft	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Solon
Bernhagen	Frederick	Knutson	O'Neill	Stassen
Borden	Hansen, Baldy	Kowalczyk	Patton	Stokowski
Brown	Hansen, Mel	Laufenburger	Perpich, A. J.	Willet
Chenoweth	Hughes	Lord	Perpich, G.	
Chmielewski	Humphrey	Moe	Pillsbury	
Coleman	Josefson	Nelson	Purfeerst	

So the bill was passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 47 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	North	Renneke
Arnold	Doty	Keefe, S.	Ogdahl	Schaaf
Ashbach	Dunn	Kirchner	Olhoft	Schrom
Bang	Frederick	Kleinbaum	Olson, A. G.	Solon
Bernhagen	Gearty	Knutson	O'Neill	Stassen
Borden	Hansen, Baldy	Kowalczyk	Patton	Stokowski
Brown	Hansen, Mel	Laufenburger	Perpich, A. J.	Willet
Chenoweth	Hughes	Lord	Perpich, G.	
Chmielewski	Humphrey	Moe	Pillsbury	
Coleman	Josefson	Nelson	Purfeerst	

Mr. Davies voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 47 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Bernhagen	Coleman	Dunn	Hansen, Me ^l
Arnold	Brown	Conzemius	Frederick	Hughes
Ashbach	Chenoweth	Davies	Gearty	Humphrey
Bang	Chmielewski	Doty	Hansen, Baldy	Josefson

Keefe, J.	Lord	Olhoft	Pillsbury	Stassen
Keefe, S.	McCutcheon	Olson, A. G.	Purfeerst	Stokowski
Kleinbaum	Moe	O'Neill	Renneke	Willet
Knutson	Nelson	Patton	Schaaf	
Kowalczyk	North	Perpich, A. J.	Schrom	
Laufenburger	Ogdahl	Perpich, G.	Solon	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1164: A bill for an act relating to intoxicating liquor; county licenses in unorganized or unincorporated areas of certain counties.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 42 and nays 6, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	Moe	Purfeerst
Arnold	Davies	Keefe, S.	Nelson	Schaaf
Ashbach	Doty	Kirchner	North	Solon
Bang	Dunn	Kleinbaum	Ogdahl	Stassen
Borden	Gearty	Knutson	Olson, A. G.	Stokowski
Brown	Hansen, Baldy	Kowalczyk	O'Neill	Willet
Chenoweth	Hansen, Mel	Laufenburger	Perpich, A. J.	
Chmielewski	Hughes	Lord	Perpich, G.	
Coleman	Humphrey	McCutcheon	Pillsbury	

Those who voted in the negative were:

Bernhagen	Josefson	Olhoft	Renneke	Schrom
Frederick				

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 41 and nays 7, as follows:

Those who voted in the affirmative were:

Anderson	Brown	Davies	Humphrey	Knutson
Arnold	Chenoweth	Dunn	Josefson	Kowalczyk
Ashbach	Chmielewski	Gearty	Keefe, J.	Laufenburger
Bang	Coleman	Hansen, Baldy	Keefe, S.	Lord
Borden	Conzemius	Hughes	Kleinbaum	McCutcheon

Moe	Ogdahl	Perpich, A. J.	Purfeerst	Solon
Nelson	Olson, A. G.	Perpich, G.	Schaaf	Stassen
North	O'Neill	Pillsbury	Schrom	Stokowski
				Willet

Those who voted in the negative were:

Bernhagen	Frederick	Milton	Olhoff	Renneke
Doty	Hansen, Mel			

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 46 and nays 1, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Keefe, S.	Ogdahl	Schaaf
Ashbach	Dunn	Kirchner	Olhoff	Schrom
Bang	Frederick	Kleinbaum	Olson, A. G.	Solon
Borden	Gearty	Knutson	O'Neill	Stassen
Brown	Hansen, Baldy	Laufenburger	Patton	Stokowski
Chenoweth	Hansen, Mel	Lord	Perpich, A. J.	Willet
Chmielewski	Hughes	McCutcheon	Perpich, G.	
Coleman	Humphrey	Moe	Pillsbury	
Conzemius	Josefson	Nelson	Purfeerst	
Davies	Keefe, J.	North	Renneke	

Mr. Bernhagen voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 452: A bill for an act relating to the city of St. Paul; providing for a change in the election of members of the council.

Mr. Chenoweth moved to amend S. F. No. 452 as follows:

Page 1, line 8, after "population" insert "at least"

Which motion prevailed. So the amendment was adopted.

S. F. No. 452 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 35 and nays 9, as follows:

Those who voted in the affirmative were:

Anderson	Chenoweth	Doty	Keefe, J.	Laufenburger
Arnold	Chmielewski	Gearty	Keefe, S.	Lord
Bang	Coleman	Hughes	Kirchner	McCutcheon
Borden	Davies	Humphrey	Kleinbaum	Moe

Nelson	Olson, A. G.	Perpich, G.	Renneke	Spear
North	Patton	Pillsbury	Schaaf	Stokowski
Olhoff	Perpich, A. J.	Purfeerst	Solon	Willet

Those who voted in the negative were:

Bernhagen	Dunn	Hansen, Baldy	Knutson	Schrom
Brown	Frederick	Hansen, Mel	O'Neill	

So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 45 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Ogdahl	Renneke
Arnold	Dunn	Knutson	Olhoff	Schaaf
Bang	Gearty	Laufenburger	Olson, A. G.	Schrom
Bernhagen	Hansen, Baldy	Lord	O'Neill	Solon
Borden	Hughes	McCutcheon	Patton	Spear
Brown	Humphrey	Milton	Perpich, A. J.	Stassen
Chmielewski	Keefe, J.	Moe	Perpich, G.	Stokowski
Coleman	Keefe, S.	Nelson	Pillsbury	Thorup
Conzemius	Kirchner	North	Purfeerst	Willet

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the bills not considered under Special Orders today be returned to the General Orders Calendar. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to revert to Reports of Committees, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Coleman moved that the rules of the Senate be so far suspended as to adopt the Committee Reports at the Desk. Which motion prevailed.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1879: A bill for an act relating to insurance; licensing and regulation of insurance premium finance companies; granting rule-making authority; and providing penalties.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 16, after "or" insert "its parent company," and after "subsidiaries" insert "or companies with which it shares a common parent company"

Page 8, line 13, after "year" insert "for amounts financed of \$300 per year or less and \$6 per \$100 per year on amounts financed over \$300 per year"

Page 8, line 14, after "which" insert "additional charge"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 23, strike "*superintendent or*"

Page 1, line 24, strike "*manager*" and insert "*administrator*"

Page 1, line 31, after the period, strike "*The*"

Page 1, at the end of line 31 insert "*state board of health.*"

Page 2, strike lines 1-16 and insert in lieu thereof:

"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."

Page 2, line 17, strike "[RESPONSIBILITY OF COUNTY WELFARE AGENCY.]

Page 2, strike line 18

Page 2, line 19, strike "*shall investigate complaints of neglect and abuse.*" and insert in lieu thereof: "[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.*"

Page 3, line 2, strike "*Neither*"

Page 3, line 3, strike "*nor the husband-wife privilege*"

Page 3, line 4, after "*shall*" insert "*not*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was re-referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was re-referred

S. F. No. 926: A bill for an act establishing the Minnesota environmental education council; and describing the powers and duties thereof.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 6, after "[POLICY.]" insert "It is the policy of the state of Minnesota"

Page 1, line 16, strike "six" and insert "hereinafter described"

Page 1, line 25, after "created" insert "to represent the regions of the state designated by the governor pursuant to Minnesota Statutes 1971, Section 462.385"

Page 1, line 25, strike "25 members,"

Page 1, line 26, strike "of which shall" and insert "to"

Page 1, line 26, strike "12"

Page 1, line 27, strike "of which shall be members of" and insert in lieu thereof "one member from each of the", and at the end of the line, strike "The six"

Page 1, strike all of line 28

Page 1, line 29, strike "serve as members of" and insert in lieu thereof "Each regional council shall elect one member to serve on"

Page 2, line 20, strike "two" and insert "one" ; strike "six" and insert "the"

Page 2, line 25, strike "two persons" and insert "one person"

Page 3, strike lines 11 to 28

Page 5, at the beginning of line 19, after "contracts." insert "The regional councils may contract with the regional development commissions designated by the governor pursuant to Minnesota Statutes 1971, Section 462.385, to accomplish the purposes of this act."

Page 6, line 4, strike "of" and insert "or"

Page 7, line 1, strike "economic"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 888: 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, Subdivisions 6 and 8, and by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu the following:

“Section 1. Minnesota Statutes 1971, Section 184.21 is amended by adding a subdivision to read:

Subd. 9. [JOB ORDER.] The term “job order” means a statement either written or oral by any employer to an agency, the purpose of which is to notify the agency of a job opening with that employer and to request that the agency provide the employer with applicants for interview or employment. All information concerning the availability, features, or requirements of a job shall be considered part of the job order.

Sec. 2. Minnesota Statutes 1971, Section 184.38, Subdivision 6, is amended to read:

Subd. 6. (a) No employment agent shall send out any applicant for employment without having obtained, ~~either orally or in writing,~~ a bona fide a job order, and if no employment of the kind applied for existed at the place to which the applicant was directed, the employment agent shall refund to the applicant, within 48 hours of demand, any sums paid by the applicant for transportation in going to and returning from the place.

(b) Nothing in this chapter shall be construed to prevent an employment agent from directing an applicant to an employer where the employer has previously requested that he be accorded interviews with applicants of certain types and qualifications, even though no actual vacancy existed in the employer’s organization at the time the applicant was so directed; nor shall it prevent the employment agent from attempting to sell the services of an applicant to the employer even though no order has been placed with the employment agent; provided, ~~that in any case the applicant is acquainted with the facts when directed to the employer, in which event no employment agent, shall be liable to any applicant as provided in this rule.~~ that prior to scheduling an interview with an employer, when no opening currently exists with that employer, the applicant is clearly informed that no opening exists at that time.

Sec. 3. Minnesota Statutes 1971, Section 184.38, Subdivision 8, is amended to read:

Subd. 8. No employment agent shall knowingly cause to be printed or published a false or fraudulent notice or advertisement for help or for obtaining work or employment. *For purposes of this subdivision the phrase “false or fraudulent notice or advertisement” shall include the following:*

(a) *The advertisement of any job for which there is no bona fide oral or written job order and completed job order form in existence at the time the advertisement is placed;*

(b) *The inclusion in any advertisement of any information concerning the identity, availability, features, or requirements of any advertised job when such information is not substantiated by, and included in, the supporting job order form;*

(c) *The advertisement of any job opening of the type described in Minnesota Statutes, Section 184.38, Subdivision 6, paragraph (b);*

(d) *The advertisement of any job without the inclusion in the advertisement of the "job order number" required in Minnesota Statutes, Section 184.38, subdivision 18;*

(e) *If an applicant appears at any agency in response to the advertisement of a particular job, the failure to attempt placement of the applicant in the advertised job; provided however, that the agency may refuse to attempt such placement if the reason(s) for the refusal are clearly and truthfully disclosed to the applicant either orally or in writing.*

Sec. 4. Minnesota Statutes 1971, Section 184.38, is amended by adding a subdivision to read:

Subd. 18. Every job order communicated to an agency shall be recorded by the agency on a job order form which form shall contain specific information as prescribed by the department. A job order form shall be filled out for each job order prior to any attempt to advertise the job opening or to place persons in said job. Such forms shall each be assigned a separate number and shall be maintained by the agency for a period of one year.

Sec. 5. Minnesota Statutes 1971, Section 184.33 is amended to read:

184.33 [LICENSE ISSUANCE; LICENSE REVOCATION; PENALTIES FOR VIOLATIONS.] *Subdivision 1.* The department shall issue a license as an employment agent, employment agency manager or counselor to any person who qualifies for such license under the terms of sections 184.21 to 184.40. The department may refuse to issue a license to any person or may suspend or revoke the license of any employment agent, employment agency manager or counselor when it finds that any of the following conditions exist:

(a) That the employment agent or counselor has violated any condition of the bond required by sections 184.21 to 184.40;

(b) That the person, employment agent or counselor has personally engaged in a fraudulent, deceptive, or dishonest practice;

(c) That the person, employment agent or counselor has violated any provisions of sections 184.21 to 184.40;

(d) That the person, employment agent or counselor has been legally adjudicated incompetent and has not been restored to capacity.

Subd. 2. This section shall not be construed to relieve any person from civil liability or from criminal prosecution under sections 184.21

to 184.40 or under the laws of this state. *A violation of this section shall be treated as a violation of Minnesota Statutes, Section 325.79.*"

Further amend the title as follows:

Page 1, line 7, after the semicolon and before "184.38" insert "184.33;"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1750: A bill for an act relating to adult corrections; parole; eliminating certain limitations on parole; amending Minnesota Statutes 1971, Section 243.05.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 26-28

Page 1, line 29, strike "for parole; provided further,"

Page 1, line 30, strike "unanimous" and insert "the"

Page 1, line 30, after "of" insert "the majority of"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Novak from the Committee on Finance, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 16, line 18, strike "\$30,000" and insert in lieu thereof "\$20,000"

Page 16, line 22, strike "shall be"

Page 16, strike lines 23 and 24

Page 16, line 25, strike "benefit of Chisago county" and insert in lieu thereof "is appropriated from the general fund in the state treasury to the county of Chisago for use"

Page 16, line 26, strike "\$50,000" and insert in lieu thereof "\$200,000."

Page 16, line 26, strike "for the"

Page 16, strike lines 27 and 28

Page 17, strike lines 1 through 5

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

S. F. No. 1582: A bill for an act relating to agriculture, beef industry promotion board; appropriating money.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Novak from the Committee on Finance, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 30, add a new section 3 to read as follows:

“Sec. 3. This act is in effect the day following its final enactment.”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

S. F. No. 966: 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; appropriating money; amending Minnesota Statutes 1971, Chapter 85, by adding a section; and Section 176.011, Subdivision 9.

Reports the same back with the recommendation that the bill be amended as follows:

Page 4, strike lines 16 through 19

Renumber the remaining section accordingly

Further amend the title as follows:

Page 1, line 7, strike “appropriating money;”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

H. F. No. 1031: A bill for an act relating to education; vocational rehabilitation work activity centers; amending Minnesota Stat-

utes 1971, Sections 121.71; 121.711; 121.712; 121.713; and 121.714.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1775: A bill for an act prescribing policies and procedures for the selection, designation, planning, and regulation of areas of critical concern.

Reports the same back with the recommendation that the bill be amended as follows:

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, Chapter 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 ap-

proval, 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 the 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 reasons 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 recommendation 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.

(c) The order designating an area of critical concern shall be effective for no longer than one year pending approval by the legislature of such designation. A designated area, or any part of the area, not receiving the necessary legislative approval may not be redesignated by the Governor for a period of less than 5 years from the date of the Governor's order.

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 a 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 development 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 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 when enacted by the local unit of government or, following legislative approval of the designation, 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, supercede 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 the 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 of the United States for the loss and the 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 as much as 100 percent but not less than 50 percent of the non-federal cost of preparing, adopting and enforcing plans and regulations for areas of critical concern pursuant to section 7 of this act, for a period not to exceed five years from such date as the legislature may approve the designation of an area of critical concern.

Sec. 15. [SPECIAL LEVY.] The governing body of any local unit of government may levy a tax in such amount as may be required for the purpose of complying with the provisions of this act. 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."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was re-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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, after line 5, insert a new subdivision as follows:

"Subd. 5. [PUBLIC MEMBER.] "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, or never has had a material financial interest in either the providing of health care or a directly related activity.”

Page 2, line 9, after “of” and before “categories” insert “new”

Page 2, line 9, after “manpower” insert “which do not duplicate categories authorized by statute”

Page 2, line 18, after the period insert “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.”

Page 3, line 3, before the period insert “selected by such boards, section, or commission”

Page 3, line 4, strike “eight” and insert “eleven”

Page 3, line 6, strike “two” and insert “five”

Page 3, line 6, strike “representatives” and insert “members”

Page 3, line 8, after “committee” insert “members”

Page 4, line 3, after the period insert the following:

“Nothing contained in this section shall limit or affect such a health professional’s right to delegate functions pursuant to existing law to a person or persons not credentialed under this act.”

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1379: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 23 through 28

Renumber the sections in sequence

Page 2, line 3, strike “*Except*” and insert “*If and to the extent so*”

Page 2, line 4, strike “*as may be otherwise*”

Page 2, line 4, after “*contracts*” insert “*or as required pursuant to the Federal Investment Company Act of 1940*”

Page 2, line 26, strike “*expense*” and insert “*expenses*”

Page 2, line 26, strike “and mortality results”

Page 3, line 14, strike "*individual*"

Page 3, line 15, strike "*variable*"

Page 3, line 15, strike "*policy*" and insert "*contract on a variable basis*"

Page 4, line 21, strike "*Section 61A.03,*"

Page 4, line 22, strike "*clauses (2), (6), (7), (8) and (10),*"

Page 4, line 23, strike "*and section 61A.24*"

Page 4, line 28, strike "*individual variable life insurance*" and after "*contract*" insert "*on a variable basis*"

Page 5, line 1, after "*contain*" insert "*in substance provisions for*"

Page 5, line 2, strike "*reinstatement*" and insert "*settlement option, loan or withdrawal*" and strike "*provisions*"

Page 5, line 3, after "*contract*" insert "*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, after line 17, add:

"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 July 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.*"

Amend the title as follows:

Line 4, after "Subdivision 1" strike the comma and insert a semicolon

Line 5, strike "and by adding a subdivision;"

Line 6, after "61A.15;" insert "61A.17;"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 498: A bill for an act relating to crimes; defining criminal abortion; providing a penalty; amending Minnesota Statutes

1971, Chapter 609, by adding a section; repealing Minnesota Statutes 1971, Sections 617.18 and 617.19.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. [DEFINITIONS.] Subdivision 1. As used in sections 1 to 6, the terms defined in this section have the meaning given to them.

Subd. 2. [VIABLE.] “Viable” means able to live outside the womb even though artificial aid may be required. During the second half of its gestation period a fetus shall be considered potentially “viable”.

Subd. 3. [HOSPITAL.] “Hospital” means an institution licensed by the state board of health; adequately and properly staffed and equipped; providing services, facilities and beds for the reception and care of one or more non-related persons for a continuous period longer than 24 hours for diagnosis, treatment or care of illness, injury or pregnancy; and regularly providing clinical laboratory services, diagnostic x-ray services and treatment facilities for surgery, obstetrical care or other definitive medical treatment of similar extent. “Hospital” shall not include diagnostic or treatment centers, physicians’ offices or clinics, or other facilities for the foster care of children licensed by the commissioner of welfare.

Subd. 4. [ABORTION FACILITY.] “Abortion facility” means those places properly recognized and licensed by the state board of health under lawful rules and regulations promulgated by the board for the performance of abortions.

Subd. 5. [ABORTION.] “Abortion” includes an act, procedure or use of any instrument, medicine or drug which is supplied or prescribed for or administered to a pregnant woman which results in the termination of pregnancy.

Sec. 2. [CRIMINAL ACTS.] Subdivision 1. It shall be unlawful to perform an abortion unless the abortion is performed:

(1) by a physician licensed to practice medicine pursuant to Minnesota Statutes, Chapter 147, or a physician in training under the supervision of a licensed physician;

(2) in a hospital or abortion facility if the abortion is performed by means of a surgical procedure involving the use of any instrument;

(3) in a manner consistent with the lawful rules and regulations promulgated by the state board of health; and

(4) with the consent of the woman submitting to the abortion after a full explanation of the procedure and effect of the abortion.

Subd. 2. It shall be unlawful to perform an abortion upon a woman who is non compos mentis except if necessary to save her life or in the case of forcible rape, upon the request of the woman.

Subd. 3. It shall be unlawful to perform an abortion when the fetus is potentially viable unless:

(1) the abortion is performed in a hospital;

(2) the attending physician certifies in writing that in his best medical judgment the abortion is necessary to preserve the life or health of the pregnant woman; and

(3) to the extent consistent with sound medical practice the abortion is performed under circumstances which will reasonably assure the live birth and survival of the fetus.

Subd. 4. A person who performs an abortion in violation of this section is guilty of a felony.

Sec. 3. [RECORDING AND REPORTING HEALTH DATA.]

Subdivision 1. The state board of health shall promulgate regulations to effect a reporting system on terminated pregnancies in order that statistical data is obtained that will relate to maternal health. The regulations and reporting system shall not interfere with the right of a pregnant woman to seek an abortion before the fetus is potentially viable. No such report, or any part thereof, shall be disclosed, in any manner, by any official or clerk or other employee or person having access thereto, and all such information shall be confidential.

Subd. 2. If any woman who has had an abortion dies from any cause within 30 days of the abortion or from any cause potentially related to the abortion within 90 days of the abortion, that fact shall be reported to the state board of health.

Subd. 3. A physician who performs an abortion and who fails to comply with subdivision 1 and transmit the required information to the state board of health within 30 days after the abortion is guilty of a misdemeanor.

Sec. 4. [ABORTION NOT MANDATORY.] No person and no hospital or institution shall be coerced, held liable or discriminated against in any manner because of a refusal to perform, accommodate, assist or submit to an abortion for any reason.

Sec. 5. [LIVE FETUS AFTER ABORTION, TREATMENT.]

Subdivision 1. A potentially viable fetus which is live born following an attempted abortion shall be fully recognized as a human person under the law.

Subd. 2. If an abortion of a potentially viable fetus results in a live birth, the responsible medical personnel shall take all reasonable measures, in keeping with good medical practice, to preserve the life and health of the live born person.

Subd. 3. (1) Unless the abortion is performed to save the life of the woman or child, or, (2) unless one or both of the parents of the unborn child agrees within 30 days of the birth to accept the parental rights and responsibilities for the child if it survives the abortion, whenever an abortion of a potentially viable fetus results in a live birth, the child shall be an abandoned ward of the state and the parents shall have no parental rights or obligations as if

the parental rights had been terminated pursuant to Minnesota Statutes, Section 260.221. The child shall be provided for pursuant to Minnesota Statutes, Sections 256.12 (14) and 256.72 to 256.87.

Sec. 6. The state board of health shall license and promulgate regulations for facilities as defined in section 1, subdivision 4, which are organized for purposes of delivery abortion services.

Sec. 7. Minnesota Statutes, Sections 617.18 and 617.19 are repealed.

Sec. 8. This act is effective the day following its final enactment."

Further amend by striking the title and insert in lieu thereof the following:

"A bill for an act providing for the regulation of abortions; providing penalties; providing for records to be kept; repealing Minnesota Statutes, Sections 617.18 and 617.19."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Schaaf, pursuant to Rule 35, requested that S. F. No. 498 be re-referred to the Committee on Rules and Administration. So S. F. No. 498 was re-referred to the Committee on Rules and Administration.

Mr. Davies from the Committee on Judiciary, to which was referred

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; amending Minnesota Statutes 1971, Section 609.53.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 14, strike "*anything of value which has been stolen*" and insert "*any stolen property*" and after "*or*" insert "*property*"

Page 1, line 15, strike "*having cause to believe*" and insert in lieu thereof "*believing*"

Page 1, line 23, strike "*imprisonment for*" and insert "*punishment as a misdemeanor.*"

Page 1, strike lines 24 and 25

Page 1, after line 25 insert a subdivision to read:

"Subd. 2. 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."

Page 1, line 26, strike "2" and insert "3"

Amend the title, page 1, line 4, after the semicolon insert "and providing for civil redress;"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 707: A bill for an act relating to tort liability; political subdivisions; extending time for notice of claim and providing for actual notice; amending Minnesota Statutes 1971, Section 466.05, Subdivisions 1 and 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, strike "all"

Page 1, line 25, strike the new language and insert in lieu thereof "*except that written notice shall not be required with respect to any claim arising out of a vehicular accident involving an officer or employee of the municipality*"

Page 1, line 26, strike the new language

Page 2, line 3, strike "all"

Page 2, line 8, reinsert the semicolon

Page 2, strike all new language in lines 9, 10, 11, 16, 17

Page 2, line 15, strike the comma

Amend the title in line 4 by striking "claim and providing for actual" and inserting in lieu thereof "claims involving vehicular accidents;"

In line 5 strike "notice;"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No 1918: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 25, add a section to read:

"Sec. 3. Minnesota Statutes 1971, Section 648.31, Subdivision 2, is amended to read:

Subd. 2. [NEW LAWS INCORPORATED.] The revisor of statutes shall may, as soon as possible after the adjournment of each such biennial session of the Legislature, incorporate with the body of the text of the Minnesota Statutes the amendments made to any of the statutes contained therein at such session of the Legis-

lature and at any extra session of the Legislature held since the last preceding biennial session, and omit any sections or statutes expressly repealed."

Renumber the remaining sections.

Further amend the title as follows:

Line 7, after the comma insert "Subdivision 2, and"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 69: A bill for an act proposing an amendment to the Minnesota Constitution, repealing Article IV, Section 32[a]; providing that railroads may be taxed in the same manner as other enterprises.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 16 to 18 and insert in lieu thereof:

"Shall the Minnesota Constitution be amended to permit the legislature to establish the rate and method of taxing railroads?"

And when so amended the bill do pass and be re-referred to the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 2266: 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 2353: A bill for an act relating to the definition of a person; changing the word man to person in certain statutes; amending Minnesota Statutes 1971, Sections 35.07; 35.08; 43.09, Subdivision 2; 65A.26; 66A.29; 67A.16, Subdivision 2; 84.14, Subdivision 1; 121.301; 164.02, Subdivision 1; 183.22; 183.39, Subdivision 1; 219.25; 368.65; 375.35; 376.61; and 447.04.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1887: A bill for an act relating to juvenile court; providing for payment by parents of attorneys fees of court-appointed counsel; amending Minnesota Statutes 1971, Section 260.251, by adding a subdivision.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1972: A bill for an act relating to public welfare; submission of budget estimates; amending Minnesota Statutes 1971, Section 393.08, Subdivision 1.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 2032: A bill for an act relating to Dakota county; housing and redevelopment authority; jurisdiction; amending Laws 1971, Chapter 333, Section 2.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 2349: A bill for an act relating to civil service in Ramsey county; inclusion of employees of Ramsey county welfare board.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 2343: 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was 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; creating the offices of district attorney; prescribing powers and duties; and appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 7, strike the comma and insert in lieu thereof "and"; strike "and"

Page 3, line 8, strike "set the salary of"

Page 6, line 28, after "supplies" insert "*which shall be submitted to the district court for approval*"

Page 7, line 7, after the period insert "*Subdivisions 7 and 9 of this section shall not apply to those judicial districts comprised of a single county.*"

Page 7, after line 25, add a new section to read:

"Sec. 4. Minnesota Statutes 1971, Section 15A.083, Subdivision 3, is amended to read:

Subd. 3. [RANGES FOR OTHER JUDICIAL POSITIONS.] Salary ranges are provided for the following positions in the judicial branch of government. The appointing authority of each position shall fix individual salaries under the provisions of section 15A.081, subdivision 2.

Public defender	\$18,000—27,500
Deputy public defender	14,000—21,000
County attorneys council executive director	18,000—27,500
Court administrator	18,000—26,500
Revisor of statutes	18,000—27,500
Assistant revisor of statutes	15,600—23,400
Special assistant to the revisor of statutes	12,000—22,000
Law librarian	10,500—15,500"

Renumber the remaining section

Underline all new language in bill

Further amend the title as follows

Line 7, after "money" insert "; amending Minnesota Statutes 1971, Section 15A.083, Subdivision 3"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1733: 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 671: A bill for an act relating to steamfitters, licensing thereof; fees; amending Minnesota Statutes 1971, Section 326.50.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 2306: 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 2323: A bill for an act relating to elections; requiring pre-

cinct boundaries to be filed with the secretary of state; amending Minnesota Statutes 1971, Section 203.06, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1438: 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; 43.09, Subdivision 6; 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.

Page 4, strike lines 3 to 11

Renumber the sections in sequence

Page 16, strike lines 17 to 23

Renumber the clauses in sequence

Page 31, line 26, strike "\$21,000" and insert "\$23,000"

Page 31, line 26, strike "\$30,000" and insert "\$32,000"

Page 31, line 27, strike "\$26,000" and insert "\$28,000"

Page 31, line 27, strike "\$35,000" and insert "\$38,000"

Page 31, line 28, strike "\$40,000" and insert "\$45,000"

Page 37, after line 28, add the following paragraph:

"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."

Page 38, delete lines 1 through 28

Page 39, delete lines 1 through 28

Page 40, delete lines 1 through 43

Page 41, delete lines 1 through 28

Page 42, delete lines 1 through 28

Page 43, delete lines 1 through 28

Page 44, delete lines 1 through 28

Page 45, delete lines 1 through 28

Page 46, delete lines 1 through 28

Page 47, delete lines 1 through 28

Page 48, delete lines 1 through 28

Page 49, delete lines 1 through 28

Page 50, delete lines 1 through 28

Page 51, delete lines 1 through 3 and insert in lieu thereof the following:

“Sec. . 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 public members appointed by the governor* 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. . 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 \$35.00 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. 18. Minnesota Statutes 1971, Section 352.04, Subdivision 2, is amended to read:

Subd. 2. [EMPLOYEE CONTRIBUTIONS.] The employee contribution to the fund ~~(a) by these employees whose state service is covered by the federal social security act shall be an amount equal to three and one-half percent of salary, and (b) by these 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. 19. 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.~~

The employer contribution shall be made in the manner provided in subdivisions 5 and 6.

Sec. 20. 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. 21. 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 Allowable 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 Allowable Service Rendered Subsequent to June 30, 1969 | Percentage at the Rate of |
| (a) First ten years | 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 percentages used shall be those percentages in each formula as continued for the respective years of allowable service from one formula to the next.

Sec. 22. 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. 23. 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 an 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. 24. 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. 25. Minnesota Statutes 1971, Chapter 352, is amended by adding a section to read:

[352.1182] [INCREASE IN ANNUITIES AND BENEFITS.] *Any person who was receiving an annuity or benefit as of July 1, 1973, shall be entitled to an increase in such monthly annuity or benefit effective July 1, 1973, in an amount that, when added to amounts received under sections 352.118 and 352.119 equals 30 percent of the annuity or benefit in effect on December 31, 1971 or first authorized thereafter. Said increase shall be made and the transfer of required assets to the adjustable fixed benefit fund in the same manner and at the same time retirement annuities and*

other benefits are paid and shall be included in each warrant on which each annuity or benefit is so paid. Notwithstanding the provisions on section 356.18, increases in 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. 26. 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. 27. Minnesota Statutes 1971, Section 352.12, Subdivision 1, is amended to read:

352.12 [REFUNDMENT AFTER DEATH OF EMPLOYEE OR FORMER EMPLOYEE.] Subdivision 1. [DEATH BEFORE TERMINATION OF SERVICE.] If an employee dies before his state service has terminated and neither a survivor annuity nor a reversionary annuity is payable or if an employee who has filed a valid application for an annuity or disability benefit prior to the termination of his state service dies before the benefit has become payable, the director shall make a refundment to his last designated beneficiary or, if there be none, to his surviving spouse or, if none, to the representative of his estate in an amount equal to his accumulated contributions plus interest thereon *after the first year of coverage* to the date of death at the rate of ~~three and one-half~~ *five* percent per annum compounded annually. In the event an employee dies who has received a refundment which he had subsequently repaid in full, interest shall be paid on such repaid refundment only from the date of repayment. If the repayment was made in installments, interest shall be paid only from the date installment payments began. The designated beneficiary, surviving spouse or representative of the estate of an employee who had

received a disability benefit shall not be entitled to interest upon any balance remaining to his credit in the fund at the time of death.

Sec. 28. 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. 29. 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 after one year of coverage to the date of termination of state service at the rate of five percent per annum compounded annually. Interest shall not be paid on any contributions for service rendered prior to age 63.

Sec. 30. 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 refundment 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. 31. 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. 32. 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. 33. 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 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, cor-*

rectional 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 performed 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.

Sec. 34. 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 $1\frac{1}{2}$ 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. 35. 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 33 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 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.

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. 36. 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 be covered under section 352.72, subdivision 2, with respect to his correctional service.

Sec. 37, 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 section 35 of this act, even though otherwise qualified, until reemployed in a covered correctional position for a period of at least one year.*

Sec. 38. Minnesota Statutes 1971, Section 16.02, Subdivision 20a is repealed.

Sec. 39. *Except as otherwise specifically provided, the effective date of this act is July 1, 1973.*"

Further, amend the title in line 18 by striking "subdivisions" and insert in lieu thereof "a subdivision" and in line 19 after "352.118;" by inserting "352.119, Subdivision 2; 352.12, Subdivision 1;"

Strike line 20 of the title and insert in lieu thereof "Subdivisions 1 and 2; 352.23; 352.27;"

Line 11, strike "43.09, Subdivision 6;"

Line 16, after "Subdivision 2;" insert "352.03, Subdivision 1 and 3;"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1765: A bill for an act relating to voter registration; change of address of registered voters; amending Minnesota Statutes 1971, Section 201.10.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1434: A bill for an act relating to holidays; regulating the date for celebration of Veterans Day; amending Minnesota Statutes 1971, Section 645.44, Subdivision 5.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was re-referred.

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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 8, strike "both"

Page 1, line 9, strike "also"

Page 1, line 30, after "REQUIRED.]" insert "Subdivision 1."

Page 2, line 5, strike "standing in the position of parent"

Page 2, line 6, after "less" add a comma

Page 2, line 9, strike "the owner's age if such"

Page 2, strike all of line 10

Page 2, line 11, strike "guardian if such owner is under 18 years of age,"

Page 2, line 16, after "require." insert a new sentence and new subdivision to read: "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."

Page 2, line 23, strike "\$3" and insert "\$1"

Page 2, line 23, strike "This" and insert in lieu thereof "These"

Page 2, line 24, strike "fee" and insert in lieu thereof "fees"; after "registration" strike "and shall be"

Page 2, strike lines 25 and 26

Page 2, strike all of line 27 to the period

Page 2, after line 27, insert: "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."

Page 2, line 28, after "person" insert "or bicycle dealer"

Page 3, line 6, strike "five" and insert in lieu thereof "seven"

Page 3, line 7, strike "shall apply for a"

Page 3, strike all of line 8

Page 3, line 9, strike "sale or transfer and"; after "registration" insert "within seven days"

Page 3, line 11, strike "for his classification of bicycle"

Page 3, line 13, strike "sells, trades, or gives the"

Page 3, line 14, strike "bicycle to another person" and insert in lieu thereof "moves or changes address"

Page 3, line 15, strike "old and"; strike "five" and insert in lieu thereof "seven"

Page 3, line 20, strike "the signature of"

Page 3, strike all of lines 21, 22 and 23

Page 3, line 24, strike "from whom purchased" and insert in lieu thereof "the owner's name and address,"

Page 3, line 26, strike "in" and insert in lieu thereof "by"

Page 4, line 3, strike "attached to the bicycle"

Page 4, line 5, strike "duplicate" and insert in lieu thereof "replacement"

Page 4, line 6, after "shall" insert "own, operate, control,"

Page 4, line 10, after "the" insert "frame"; after "bicycle" strike "frame"

Page 4, line 11, strike "subject to licensing pursuant to this chapter"

Page 4, line 15, after "safety" insert "shall designate a number to be stamped or otherwise permanently affixed"; strike "or its"

Page 4, line 16, strike "authorized agent may, however, stamp numbers"

Page 4, line 20, strike "If"; strike "is"

Page 4, line 23, strike "it shall be prima facie evidence"

Page 4, strike line 24

Page 4, line 25, strike "state without having been registered. Said bicycle"; strike "shall" and insert in lieu thereof "may"

Page 4, line 26, strike "immediately"

Page 5, line 6, after "identified," insert "and notified"

Page 5, line 8, after "date," insert new language to read: "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."

Page 5, line 9, after "bicycles" insert "and collection of impoundment fees" and after "used" strike "for the" and insert in lieu thereof "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."

Page 5, strike lines 10 and 11

Page 5, line 12, strike "REPORT OF"

Page 5, line 14, strike "within five days" and insert "immediately"; after "local" insert "law enforcement"

Page 5, line 16, after the period insert "All reports of stolen bicycles shall be entered in the national crime information center."

Page 5, line 18, strike "records relating to" and insert in lieu thereof "a record of"

Page 5, line 21, strike "national" and insert "Minnesota"

Page 5, after line 21, insert a new subdivision to read:

"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."

Page 5, line 27, strike "shall retain 25" and insert in lieu thereof "may charge an additional 50"

Page 6, line 2, strike "Bicycles" and insert in lieu thereof "Any bicycle"

Page 6, line 4, strike "for a fee"

Page 6, line 5, strike "that" and insert in lieu thereof "such"

Page 6, line 7, after "operate" insert ", transport or otherwise control"; strike "1973" and insert in lieu thereof "1974"

Page 6, line 10, strike "Bicycles" and insert in lieu thereof "Any bicycle"

Page 6, line 11, strike "such" and insert in lieu thereof "said"

Page 6, line 18, after "days" insert "or less"; strike "This"

Page 6, line 19, strike "section does" and insert in lieu thereof "Registration provisions of this act do"

Page 6, line 22, strike "person" and insert in lieu thereof "bicycle dealer"

Page 6, line 23, strike "engaged in the business of buying or selling new or"

Page 6, line 24, strike "second-hand bicycles"; strike "make a"

Page 6, line 25, before "every" strike "of" and insert ", in a manner determined by the department of public safety"; insert a comma after "purchased"; strike "or"; after "sold" insert "or traded"

Page 6, line 28, strike "and"

Page 7, line 1, after "thereon" strike the period and insert ", or any additional information required by the department of public safety."

Page 7, line 3, after "department" insert "of public safety"

Page 7, line 8, after "organizations" insert "and any other applicable group"

Page 7, line 11, strike "1973" and insert in lieu thereof "1974"

Page 7, after line 14, add a section as follows:

"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."

Further, amend the title in line 5, after "thereof" and before the period, insert: "; appropriating money annually"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1018: A bill for an act relating to highway traffic regulations; requiring certain equipment on motor vehicles sold after a certain date; amending Minnesota Statutes 1971, Sections 169.57, Subdivision 1; and 169.64, Subdivision 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 28 through 31

Page 2, strike lines 1 through 7 and insert the following:

"(c) The commissioner of public safety, pursuant to rules and regulations promulgated under Minnesota Statutes, Section 169.65, may prohibit the sale or offer for sale in Minnesota of any new motor vehicle, unless the stop lamps with which the motor vehicle is required to be equipped produce a flashing or intermittent light upon application of the service brake, and unless the motor vehicle is equipped with an instrument panel signal which indicates that a stop lamp is inoperative; provided that these rules and regulations shall not apply to motor vehicles which have been manufactured or assembled prior to one year after the adoption of the prohibition."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1370: A bill for an act relating to elections; providing that voters may be allowed to register at convenient places in municipalities contiguous to their own; amending Minnesota Statutes 1971, Section 201.05.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 20, strike "*prescribe*" and insert "*provide*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 735: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, strike "*most*" and insert "*highest number of*"

Page 1, line 12, strike "*the contestor*" and insert "*either candidate*"

Page 1, line 13, strike "*two*" and insert "*three*"

Page 1, line 13, strike "*the final*"

Page 1, line 14, strike the entire line and insert in lieu thereof the following: "*expiration of the time for appeal after filing of the final order of the district court on the contest relating to the number of votes.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 2318: 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; 360.015, Subdivision 13; 360.038, by adding a subdivision; and 360.305, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 4, line 5, strike "45" and insert in lieu thereof "30"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 2033: 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.

Reports the same back the recommendation that the bill be amended as follows:

Page 1, line 12, after "any" insert "existing or proposed"

Page 1, line 13, after "before" strike "recording" and add "building permits are issued by the municipalities in which the subdivision or land survey is located"

Amend the title as follows:

Page 1, line 3, after "any" insert "existing or proposed"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 2031: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 14, after "exceeding" strike "\$5,000,000" and insert "\$2,000,000"

Page 1, line 16, strike everything after "Sec. 2."

Page 1, strike lines 17 to 24 and insert 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."

Amend the title as follows:

Page 1, line 4, strike "acquisition" and insert "acquisition"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 2277: A bill for an act relating to Ramsey county; appropriations by the county for the preliminary plans of a detention center or centers.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 16, add a new section to read:

"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. This act becomes effective upon enactment."

Renumber sections accordingly.

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Novak from the Committee on Finance, to which was re-referred

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.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 241.01, Subdivision 6, is amended to read:

Subd. 6. [UNCOMPENSATED AND VOLUNTARY SERVICES.] To assist in the discharge of the functions of his department the commissioner of corrections shall have authority to accept uncompensated and voluntary services and to enter into contracts or agreements with private

or public agencies or persons for such uncompensated and voluntary services as he may deem practicable. *Persons rendering voluntary uncompensated services as herein authorized may be reimbursed for travel expenses paid or incurred in the performance of such official duties as may be assigned them at the same rate per mile as state employees. It is the purpose of this act to provide travel expenses only to those volunteers who would otherwise be unable to afford to perform volunteer services.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1509: A bill for an act relating to public health; providing for composition of state board of health, compensation; appropriating money; amending Minnesota Statutes 1971, Sections 144.01 and 144.04.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 14, strike "12" and insert "15"

Page 1, line 14, at the end of the line, after "shall" insert "*be broadly representative of the licensed health professions and six of whom shall be public members. "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.*"

Page 1, line 15, strike "*be learned in sanitary science,*" and insert "*The licensed health professionals*"

Page 1, line 15, reinstate "shall be appointed by"

Page 1, strike line 16

Page 1, line 17, after "governor" strike the remainder of the line; strike line 18 and on line 19, strike "January in each year" and insert "*so that the initial terms of three members will end the first Monday in January of each second year. Thereafter the terms shall be four years. The public members shall be appointed by the governor for like terms*"

Page 1, line 25, strike the new language and after "compensation" insert "*of the sum of \$35 per day for attendance at board meetings and ordinary and*"

Page 1, line 26, strike the new language and after "expenses" insert "*in the same amount and manner as state employees*"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 2062: 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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1395: A bill for an act relating to veterans; providing for free higher education of dependents of prisoners of war and persons missing in action; appropriating money; amending Minnesota Statutes 1971, Section 197.09.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 2367: A bill for an act authorizing the issuance of bonds by Independent School District No. 625.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 2148: A bill for an act relating to Independent School District No. 625; amending Laws 1969, Chapter 911, Section 2, as amended.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 944: 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.

Reports the same back with the recommendation that the bill be amended as follows:

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 \$5.00 fee provided that the application is submitted to the department of education prior to July 1, 1974."

Amend the title as follows:

Strike title in its entirety and insert 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."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 2179: 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.

Reports the same back with the recommendation that the bill be amended as follows:

Page 15, strike lines 10 through 28

Page 16, strike lines 1 through 16

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1904: A bill for an act relating to independent school district No. 94; assumption of bonded indebtedness of former independent school district No. 98 by independent school district No. 94.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, after "94" and before the period insert the following: ", and upon compliance with Minnesota Statutes, Section 645.021"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1477: A bill for an act relating to education; providing for establishment and operation of cooperative centers by independent school districts.

Reports the same back with the recommendation that the bill be amended as follows:

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, Minnesota 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 center board to such participating 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, Sections 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 independent 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 the pupils enrolled in the center from each participating district as verified by the state commissioner of education. 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 DISTRICTS 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 con-

duct 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 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.

And when so amended the bill do pass. Amendments adopted.
Report adopted.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to revert to Second Reading of Senate Bills and Second Reading of House Bills, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

SECOND READING OF SENATE BILLS

S. F. Nos. 1879, 948, 888, 1750, 1252, 1582, 1364, 966, 1775, 1379, 968, 707, 1918, 2266, 2353, 1887, 1972, 938, 2338, 2032, 2121, 2350, 2349, 2343, 1930, 2320, 1733, 2232, 671, 2306, 2323, 1765, 1434, 1018, 1370, 735, 2318, 2033, 2031, 2277, 2062, 2148, 944, 2370, 1904 and 1477 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1031, 1666, 535 and 793 were read the second time.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 9:00 o'clock a.m., Monday, April 30, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.

FORTY-EIGHTH DAY

St. Paul, Minnesota, Monday, April 30, 1973.

The Senate met at 9:00 o'clock a.m. and was called to order by the President.

CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Anderson	Davies	Keefe, S.	Milton	Schrom
Arnold	Dunn	Kirchner	Novak	Sillers
Ashbach	Frederick	Kleinbaum	Ogdahl	Spear
Berg	Gearty	Kowalczyk	Olhoft	Stassen
Borden	Hansen, Baldy	Krieger	Olson, A. G.	Stokowski
Brown	Hansen, Mel	Larson	Olson, J. L.	Thorup
Chmielewski	Hanson, R.	Lewis	Patton	Willet
Coleman	Hughes	Lord	Perpich, G.	
Conzemius	Humphrey	McCutcheon	Pillsbury	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Davies	Keefe, S.	Nelson	Purfeerst
Arnold	Doty	Kirchner	North	Schaaf
Ashbach	Dunn	Kleinbaum	Novak	Schrom
Bang	Fitzsimons	Knutson	Ogdahl	Sillers
Berg	Frederick	Kowalczyk	Olhoft	Solon
Bernhagen	Gearty	Krieger	Olson, A. G.	Spear
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Brown	Hanson, R.	Lewis	O'Neill	Tennessee
Chenoweth	Hughes	Lord	Patton	Thorup
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Ueland
Coleman	Josefson	Milton	Perpich, G.	Willet
Conzemius	Keefe, J.	Moe	Pillsbury	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Messrs. Wegener, Jensen and Renneke were excused from the Session of today.

INTRODUCTION OF BILLS

Mr. Novak for the Committee on Finance introduced—

S. F. No. 2399: A bill for an act relating to claims against the state; appropriating moneys for the payment thereof.

Which was read the first time and under the rules of the Senate, laid over one day.

Mr. Keefe, J. introduced—

S. F. No. 2400: A bill for an act relating to the city of Hopkins; investment of city funds.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Mr. Chenoweth introduced—

S. F. No. 2401: 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.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Solon, Stokowski and Keefe, S. introduced—

S. F. No. 2402: A bill for an act relating to labor relations; declaring certain agreements and certain acts of airline companies to be unlawful.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Coleman, Berg and Thorup introduced—

S. F. No. 2403: 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.

Which was read the first time and referred to the Committee on Labor and Commerce.

Mr. Keefe, J. introduced—

S. F. No. 2404: 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.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Mr. Keefe, J. introduced—

S. F. No. 2405: A bill for an act relating to wild animals; restrictions upon trapping thereof; amending Minnesota Statutes 1971, Section 100.295.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Chmielewski and Schrom introduced—

S. F. No. 2406: A bill for an act relating to regulated industries; transferring investigative and judicial functions as to protection of railroad crossings to the commissioner of highways; amending Minnesota Statutes 1971, Section 219.14.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Chmielewski and Schrom introduced—

S. F. No. 2407: A bill for an act relating to highway traffic regulations; defining certain terms; prescribing penalties for certain violations; amending Minnesota Statutes 1971, Sections 169.01, by adding subdivisions; 169.91, by adding a subdivision; and Chapter 169, by adding a section.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 912, 1092 and 1124.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 28, 1973

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 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.

Senate File No. 1056 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 28, 1973

Mr. Coleman moved that S. F. No. 1056 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to announce that the House accedes to the request of the Senate for the return of House File No. 356 for further consideration.

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.

House File No. 356 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.

Returned April 24, 1973

Pursuant to Mr. Kleinbaum's motion of April 25, 1973, H. F. No. 356 was placed at the top of General Orders.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 1198, 1960 and 2275.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 27, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 358, 1673, 1626, 1689, 1691, 1692, 1767, 2093, 2234, 659, 1042, 1720, 1932, 1959, 1978 and 2244.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted April 28, 1973

FIRST READING OF HOUSE BILLS

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. 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. 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.

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.

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.

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.

H. F. No. 1689: A bill for an act relating to plumbers; fees for examination and licensing; amending Minnesota Statutes 1971, Section 326.42.

H. F. No. 1691: A bill for an act relating to steamfitters, licensing thereof; fees; amending Minnesota Statutes 1971, Section 326.50.

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.

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.

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.

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. 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. 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.

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.

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.

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. 1978: A bill for an act relating to the Minnesota Historical Society; appropriating money for the acquisition, maintenance, and security of a historic site.

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.

Which were read the first time and referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. Which motion prevailed.

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 1699, 1307, 1472, 1841, 1551, 874, 1642, 1333, 1969, 1664, 924, 1903, 1750 and 1282 for comparison to companion Senate Files, reports the following House Files were found identical and recommends the House Files be given their Second Reading and substituted for their companion Senate Files as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F.No.	S.F. No.	H.F.No.	S.F. No.
1699	1538	1472	1595		
1307	1239	1841	1892		

And that the above Senate Files be indefinitely postponed.

The following House Files were found not identical with their companion Senate Files as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F.No.	S.F. No.	H.F.No.	S.F. No.
1551	1465	1903	1878		
874	1051	1750	1851		
1642	1649				
1333	1814				
1969	1937				
1664	1686				
924	1067				
1282	1609				

Pursuant to Rule 49 the Committee recommends that H. F. No. 1551 be amended as follows:

Page 3, strike lines 2 through 6 and insert in lieu thereof the following:

“Subd. 2. Nothing contained in this act shall be construed to prevent a licensed physician from delegating any act, task or function described in section 3, subdivision 1 of this act to persons other than physicians’ trained mobile intensive care

paramedics or from delegating any other act, task or function to anyone.”

Page 3, line 8, after “faith” insert “and in the exercise of reasonable care”

Page 3, line 14, after “faith” insert “and in the exercise of reasonable care”

Page 3, line 16, strike “chapter” and insert in lieu “act”

And when so amended, H. F. No. 1551 will be identical to S. F. No. 1465 and further recommends that H. F. No. 1551 be given its second reading and substituted for S. F. No. 1465 and S. F. No. 1465 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 874 be amended as follows:

Page 5, line 3, delete “gross”

Page 5, line 3, strike “and, upon” and insert in lieu thereof a period

Page 5, delete lines 4 through 6

And when so amended, H. F. No. 874 will be identical to S. F. No. 1051 and further recommends that H. F. No. 874 be given its second reading and substituted for S. F. No. 1051 and S. F. No. 1051 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 1642 be amended as follows:

Page 1, line 7, after “38.36” and before the comma insert “or any other law”

And when so amended, H. F. No. 1642 will be identical to S. F. No. 1649 and further recommends that H. F. No. 1642 be given its second reading and substituted for S. F. No. 1649 and S. F. No. 1649 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 1333 be amended as follows:

Page 7, line 24, strike “survivoship” and insert in lieu thereof “survivorship”

Page 8, line 5, strike “transers” and insert in lieu thereof “transfers”

Page 12, line 9, strike “this chapter” and insert in lieu thereof “sections 1 to 16”

Page 12, line 17, strike “The forms”

Page 12, strike line 18

Page 12, line 19, strike “less than 12 point boldface type.”

Page 12, line 25, strike “said” and insert in lieu thereof “the”

Page 12, line 27, before “The” insert a quote mark

Page 13, line 10, insert a quote mark at the end of the line

Page 13, line 11, strike "Provided further, that"

Page 13, line 15, strike "said" and insert in lieu thereof "the"

Page 13, line 17, strike "said" and insert in lieu thereof "the"

Page 13, line 19, before "I" insert a quote mark

Page 13, line 27, after the period insert a quote mark

Page 14, line 27, after "of" strike "such" and insert in lieu thereof "the"

Page 14, line 28, strike "such" and insert in lieu thereof "an"

Page 15, line 6, strike "such" and insert in lieu thereof "a"

Page 15, line 9, strike "such" and insert in lieu thereof "the"

Page 15, line 11, strike "such" and insert in lieu thereof "the"

And when so amended, H. F. No. 1333 will be identical to S. F. No. 1814 and further recommends that H. F. No. 1333 be given its second reading and substituted for S. F. No. 1814 and S. F. No. 1814 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 1969 be amended as follows:

Page 10, line 6, delete the period and insert in lieu a semicolon

Page 10, line 19, after "require" insert "prior"

Page 10, line 23, delete "of" and insert in lieu thereof "or"

And when so amended, H. F. No. 1969 will be identical to S. F. No. 1937 and further recommends that H. F. No. 1969 be given its second reading and substituted for S. F. No. 1937 and S. F. No. 1937 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 1664 be amended as follows:

Page 1, line 12, after "purchase" insert a comma

Page 3, line 18, delete "upon" and insert in lieu thereof "the day following"

And when so amended, H. F. No. 1664 will be identical to S. F. No. 1686 and further recommends that H. F. No. 1664 be given its second reading and substituted for S. F. No. 1686 and S. F. No. 1686 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 924 be amended as follows:

Page 8, line 1, delete "*, or in shares of an investment company*"

Page 8, delete all of lines 2 through 10

Page 8, line 11, delete "*mortgage association,*"

And when so amended, H. F. No. 924 will be identical to S. F.

No. 1067 and further recommends that H. F. No. 924 be given its second reading and substituted for S. F. No. 1067 and S. F. No. 1067 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 1903 be amended as follows:

Page 1, line 25, strike "system" and insert in lieu "and sewer systems"

Page 1, line 26, delete "of said"

Page 1, line 27, delete "consideration"

And when so amended, H. F. No. 1903 will be identical to S. F. No. 1878 and further recommends that H. F. No. 1903 be given its second reading and substituted for S. F. No. 1878 and S. F. No. 1878 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 1750 be amended as follows:

Page 1, line 16, delete "except" and insert in lieu thereof "including"

And when so amended, H. F. No. 1750 will be identical to S. F. No. 1851 and further recommends that H. F. No. 1750 be given its second reading and substituted for S. F. No. 1851 and S. F. No. 1851 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 1282 be amended as follows:

Page 2, line 13, strike "said" and insert in lieu thereof "these"

Page 4, line 21, strike "such" and insert in lieu thereof "the"

Page 4, line 28, strike "said" and insert in lieu thereof "the"

Page 5, line 1, before "nominee" strike "such" and insert in lieu thereof "the"

Page 5, line 1, before "instructions" strike "such" and insert in lieu thereof "the"

Page 5, line 3, strike "such"

Page 11, line 16, strike "such"

Page 11, line 17, strike "such" and insert in lieu thereof "the"

And when so amended, H. F. No. 1282 will be identical to S. F. No. 1609 and further recommends that H. F. No. 1282 be given its second reading and substituted for S. F. No. 1609 and S. F. No. 1609 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1699, 1307, 1472, 1841, 1551, 874, 1642, 1333, 1969, 1664, 924, 1903, 1750 and 1282 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Borden moved that the name of Mr. Olhofft be added as co-author to S. F. No. 1775. Which motion prevailed.

Mr. Borden moved that the name of Mr. Stassen be added as co-author to S. F. No. 309. Which motion prevailed.

Mr. Hansen, Baldy moved that S. F. No. 96, No. 181 on General Orders be stricken and re-referred to the Committee on Labor and Commerce.

CALL OF THE SENATE

Mr. Davies imposed a call of the Senate on S. F. No. 96. The following Senators answered to their names:

Anderson	Coleman	Hughes	Novak	Schrom
Arnold	Conzemius	Humphrey	Ogdahl	Sillers
Ashbach	Davies	Kirchner	Olhofft	Spear
Bang	Doty	Kowalczyk	Olson, A. G.	Stokowski
Berg	Dunn	Krieger	Olson, J. L.	Tennessee
Blatz	Frederick	Larson	O'Neill	Thorup
Borden	Gearty	Lord	Patton	Willet
Brown	Hansen, Baldy	McCutcheon	Perpich, A. J.	
Chenoweth	Hansen, Mel	Milton	Perpich, G.	
Chmielewski	Hanson, R.	Nelson	Pillsbury	

The Sergeant-at-Arts was instructed to bring in the absent members.

The question being taken on the motion of Mr. Hansen, Baldy,

Mr. Hansen, Baldy moved that those not voting be excused from voting. Which motion prevailed.

And the roll being called, there were yeas 31 and nays 32, as follows:

Those who voted in the affirmative were:

Bang	Gearty	Kleinbaum	O'Neill	Stassen
Berg	Hansen, Baldy	Kowalczyk	Patton	Thorup
Bernhagen	Hansen, Mel	Krieger	Perpich, A. J.	Ueland
Conzemius	Hanson, R.	Larson	Perpich, G.	
Dunn	Hughes	Laufenburger	Schrom	
Fitzsimons	Josefson	Nelson	Sillers	
Frederick	Keefe, J.	Olson, H. D.	Solon	

Those who voted in the negative were:

Anderson	Chmielewski	Knutson	Novak	Spear
Arnold	Coleman	Lewis	Ogdahl	Stokowski
Ashbach	Davies	Lord	Olhofft	Tennessee
Blatz	Doty	McCutcheon	Olson, A. G.	Willet
Borden	Humphrey	Milton	Olson, J. L.	
Brown	Keefe, S.	Moe	Pillsbury	
Chenoweth	Kirchner	North	Purfeerst	

Which motion did not prevail.

Mr. Milton moved that the following statement be inserted in the Journal. Which motion prevailed.

STATEMENT BY SENATOR JOHN MILTON

I asked my colleagues in the Senate to excuse me from voting on H. F. No. 479, a resolution memorializing Congress to initiate a constitutional amendment affirming the value of human life.

I am opposed to abortion, the termination of pregnancy and a denial of the right to life. My view of this has not changed since 1965.

Nevertheless, great efforts are being made to have these resolutions passed by our State Legislatures and some proponents seem willing to employ any tactic to ensure passage, even risking that abortions may be sanctioned without proper medical care unless the entire legislative package can be secured. This, in my judgment, is a distorted concern for life.

My refusal to vote is a protest against this kind of insensitivity and against the attempt to measure my humanity and concern for life by the flick of an electronic button.

Let those who are genuinely concerned for all living things manifest this in all of their words and actions, not just in their support for H. F. No. 479.

John Milton

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Stokowski moved that S. F. No. 1056 be taken from the table. Which motion prevailed.

CONCURRENCE AND REPASSAGE

Mr. Stokowski moved that the Senate do now concur in the amendments by the House to S. F. No. 1056 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 1056 was read the third time, as amended by the House, and placed on its repassage.

The question being taken on the repassage of the bill, as amended,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Nelson	Purfeerst
Arnold	Doty	Kirchner	North	Schrom
Ashbach	Dunn	Kleinbaum	Novak	Sillers
Bang	Fitzsimons	Knutson	Ogdahl	Solon
Berg	Frederick	Kowalczyk	Olhoft	Spear
Bernhagen	Gearty	Krieger	Olson, A. G.	Stassen
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Stokowski
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Tennessen
Brown	Hanson, R.	Lewis	O'Neill	Thorup
Chenoweth	Hughes	Lord	Patton	Ueland
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Willet
Coleman	Josefson	Milton	Perpich, G.	
Conzemius	Keefe, J.	Moe	Pillsbury	

So the bill, as amended, was repassed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Perpich, A. J. moved that S. F. No. 613 be taken from the table. Which motion prevailed.

CONCURRENCE AND REPASSAGE

Mr. Perpich, A. J. moved that the Senate do now concur in the amendments by the House to S. F. No. 613 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 613 was read the third time, as amended by the House, and placed on its final repassage.

The question being taken on the repassage of the bill, as amended,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Schrom
Arnold	Doty	Kirchner	Novak	Sillers
Ashbach	Dunn	Kleinbaum	Ogdahl	Solon
Bang	Fitzsimons	Knutson	Olhoft	Spear
Berg	Frederick	Kowalczyk	Olson, A. G.	Stassen
Bernhagen	Gearty	Krieger	Olson, H. D.	Stokowski
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Tennessee
Borden	Hansen, Mel	Laufenburger	O'Neill	Thorup
Brown	Hanson, R.	Lewis	Patton	Willet
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	
Chmielewski	Humphrey	Milton	Perpich, G.	
Coleman	Josefson	Moe	Pillsbury	
Conzemius	Keefe, J.	Nelson	Purfeerst	

So the bill, as amended, was repassed and its title was agreed to.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to take up the Calendar of Ordinary Matters at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

CALENDAR OF ORDINARY MATTERS

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 45 and nays 17, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Kleinbaum	Milton	Pillsbury
Ashbach	Fitzsimons	Knutson	Moe	Sillers
Blatz	Gearty	Kowalczyk	Nelson	Solon
Borden	Hansen, Mel	Krieger	North	Spear
Brown	Hughes	Larson	Novak	Stassen
Chenoweth	Humphrey	Laufenburger	Ogdahl	Stokowski
Chmielewski	Keefe, J.	Lewis	Olhoft	Tennessee
Coleman	Keefe, S.	Lord	Olson, A. G.	Thorup
Davies	Kirchner	McCutcheon	O'Neill	Willet

Those who voted in the negative were:

Anderson	Conzemius	Hanson, R.	Olson, J. L.	Perpich, G.
Bang	Dunn	Josefson	Patton	Purfeerst
Berg	Frederick	Olson, H. D.	Perpich, A. J.	Schrom
Bernhagen	Hansen, Baldy			

So the bill passed and its title was 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.

Was read the third time.

With the unanimous consent of the Senate, Mr. Bernhagen moved to amend S. F. No. 1881, as follows:

Page 1, line 11, after "district," insert "including existing off-street parking facilities,"

Page 1, line 25, after "assessments" 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"

Which motion prevailed. So the amendment was adopted.

S. F. No. 1881 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Milton	Perpich, A. J.
Arnold	Davies	Keefe, J.	Moe	Perpich, G.
Ashbach	Doty	Keefe, S.	Nelson	Pillsbury
Bang	Dunn	Kirchner	North	Purfeerst
Berg	Fitzsimons	Kleinbaum	Novak	Schrom
Bernhagen	Frederick	Knutson	Ogdahl	Sillers
Blatz	Gearty	Kowalczyk	Olhoft	Spear
Borden	Hansen, Baldy	Krieger	Olson, A. G.	Stassen
Brown	Hansen, Mel	Larson	Olson, H. D.	Stokowski
Chenoweth	Hanson, R.	Lewis	Olson, J. L.	Tennessee
Chmielewski	Hughes	Lord	O'Neill	Thorup
Coleman	Humphrey	McCutcheon	Patton	Willet

So the bill, as amended, passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Nelson	Purfeerst
Arnold	Doty	Kirchner	North	Schrom
Ashbach	Dunn	Kleinbaum	Novak	Sillers
Bang	Fitzsimons	Knutson	Ogdahl	Solon
Berg	Frederick	Kowalczyk	Olhoft	Spear
Bernhagen	Gearty	Krieger	Olson, A. G.	Stassen
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Stokowski
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Tennessee
Brown	Hanson, R.	Lewis	O'Neill	Thorup
Chenoweth	Hughes	Lord	Patton	Willet
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	
Coleman	Josefson	Milton	Perpich, G.	
Conzemius	Keefe, J.	Moe	Pillsbury	

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Nelson	Purfeerst
Arnold	Doty	Kirchner	North	Schrom
Ashbach	Dunn	Kleinbaum	Novak	Sillers
Bang	Fitzsimons	Knutson	Ogdahl	Solon
Berg	Frederick	Kowalczyk	Olhoft	Spear
Bernhagen	Gearty	Krieger	Olson, A. G.	Stassen
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Stokowski
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Tennessee
Brown	Hanson, R.	Lewis	O'Neill	Thorup
Chenoweth	Hughes	Lord	Patton	Ueland
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Willet
Coleman	Josefson	Milton	Perpich, G.	
Conzemius	Keefe, J.	Moe	Pillsbury	

So the bill passed and its title was 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 200.02, by adding a subdivision.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Berg	Brown	Conzemius	Fitzsimons
Arnold	Bernhagen	Chenoweth	Davies	Frederick
Ashbach	Blatz	Chmielewski	Doty	Gearty
Bang	Borden	Coleman	Dunn	Hansen, Baldy

Hansen, Mel	Kowalczyk	Nelson	Patton	Stokowski
Hanson, R.	Krieger	North	Perpich, A. J.	Tennessee
Hughes	Larson	Novak	Perpich, G.	Thorup
Humphrey	Laufenburger	Ogdahl	Pillsbury	Ueland
Josefson	Lewis	Olhoft	Purfeerst	Willet
Keefe, J.	Lord	Olson, A. G.	Schrom	
Keefe, S.	McCutcheon	Olson, H. D.	Sillers	
Kleinbaum	Milton	Olson, J. L.	Solon	
Knutson	Moe	O'Neill	Spear	

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Pillsbury
Arnold	Doty	Keefe, S.	North	Purfeerst
Ashbach	Dunn	Kirchner	Novak	Schrom
Bang	Fitzsimons	Kleinbaum	Ogdahl	Sillers
Berg	Frederick	Knutson	Olhoft	Solon
Bernhagen	Gearty	Kowalczyk	Olson, A. G.	Spear
Blatz	Hansen, Baldy	Krieger	Olson, H. D.	Stassen
Borden	Hansen, Mel	Larson	Olson, J. L.	Stokowski
Brown	Hanson, R.	Lewis	O'Neill	Tennessee
Chenoweth	Hughes	Lord	Patton	Thorup
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Ueland
Conzemius	Josefson	Moe	Perpich, G.	Willet

So the bill passed and its title was agreed to.

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.

Was read the third time.

With the unanimous consent of the Senate, Mr. Borden moved to amend S. F. No. 1955 as follows:

Page 1, after line 18, insert:

"Sec. 2. This act shall be effective the day following its final enactment."

Which motion prevailed. So the amendment was adopted.

S. F. No. 1955 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Sillers
Arnold	Dunn	Kleinbaum	Ogdahl	Solon
Ashbach	Fitzsimons	Knutson	Olhoft	Spear
Bang	Frederick	Kowalczyk	Olson, A. G.	Stassen
Berg	Gearty	Krieger	Olson, H. D.	Stokowski
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Tennessee
Blatz	Hansen, Mel	Lewis	O'Neill	Thorup
Borden	Hanson, R.	Lord	Patton	Ueland
Brown	Hughes	McCutcheon	Perpich, A. J.	Willet
Chenoweth	Humphrey	Milton	Perpich, G.	
Chmielewski	Josefson	Moe	Pillsbury	
Conzemius	Keefe, J.	Nelson	Purfeerst	
Davies	Keefe, S.	North	Schrom	

So the bill, as amended, passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Pillsbury
Arnold	Doty	Keefe, S.	North	Purfeerst
Ashbach	Dunn	Kirchner	Novak	Schrom
Bang	Fitzsimons	Knutson	Ogdahl	Sillers
Bernhagen	Frederick	Kowalczyk	Olhoft	Solon
Blatz	Gearty	Krieger	Olson, A. G.	Spear
Borden	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Brown	Hansen, Mel	Lewis	Olson, J. L.	Stokowski
Chenoweth	Hanson, R.	Lord	O'Neill	Tennessee
Chmielewski	Hughes	McCutcheon	Patton	Thorup
Coleman	Humphrey	Milton	Perpich, A. J.	Ueland
Conzemius	Josefson	Moe	Perpich, G.	Willet

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Purfeerst
Arnold	Doty	Keefe, S.	North	Schrom
Ashbach	Dunn	Kirchner	Novak	Sillers
Bang	Fitzsimons	Knutson	Ogdahl	Spear
Bernhagen	Frederick	Kowalczyk	Olhoft	Stassen
Blatz	Gearty	Krieger	Olson, A. G.	Stokowski
Borden	Hansen, Baldy	Larson	Olson, H. D.	Tennessee
Brown	Hansen, Mel	Lewis	Olson, J. L.	Thorup
Chenoweth	Hanson, R.	Lord	O'Neill	Ueland
Chmielewski	Hughes	McCutcheon	Patton	Willet
Coleman	Humphrey	Milton	Perpich, G.	
Conzemius	Josefson	Moe	Pillsbury	

So the bill passed and its title was agreed to.

S. F. No. 1939: 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.

Was read the third time.

With the unanimous consent of the Senate, Mr. Doty moved to amend S. F. No. 1939 as follows:

Page 1, line 16, strike "1.35" and insert in lieu thereof the figure "1.50."

Which motion prevailed. So the amendment was adopted.

S. F. No. 1939 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Nelson	Pillsbury
Arnold	Dunn	Kirchner	North	Purfeerst
Ashbach	Fitzsimons	Kleinbaum	Novak	Schaaf
Berg	Frederick	Knutson	Ogdahl	Schrom
Bernhagen	Gearty	Kowalczyk	Olhoft	Sillers
Blatz	Hansen, Baldy	Krieger	Olson, A. G.	Slon
Brown	Hansen, Mel	Larson	Olson, H. D.	Spear
Chenoweth	Hanson, R.	Lewis	Olson, J. L.	Stokowski
Chmielewski	Hughes	Lord	O'Neill	Tennessee
Coleman	Humphrey	McCutcheon	Patton	Thorup
Conzemius	Josefson	Milton	Perpich, A. J.	Ueland
Davies	Keefe, J.	Moe	Perpich, G.	Willet

So the bill, as amended, passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	North	Schaaf
Arnold	Dunn	Kleinbaum	Novak	Schrom
Ashbach	Fitzsimons	Knutson	Ogdahl	Sillers
Bang	Frederick	Kowalczyk	Olhoft	Spear
Berg	Gearty	Krieger	Olson, A. G.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, H. D.	Stokowski
Blatz	Hansen, Mel	Laufenburger	Olson, J. L.	Tennessee
Borden	Hanson, R.	Lewis	O'Neill	Thorup
Brown	Hughes	Lord	Patton	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Willet
Chmielewski	Josefson	Milton	Perpich, G.	
Coleman	Keefe, J.	Moe	Pillsbury	
Conzemius	Keefe, S.	Nelson	Purfeerst	

So the bill passed and its title was 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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Schaaf
Arnold	Doty	Kirchner	Novak	Schrom
Ashbach	Dunn	Kleinbaum	Ogdahl	Sillers
Bang	Fitzsimons	Knutson	Olhoft	Spear
Berg	Frederick	Kowalczyk	Olson, A. G.	Stassen
Bernhagen	Gearty	Krieger	Olson, H. D.	Stokowski
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Tennessee
Borden	Hansen, Mel	Laufenburger	O'Neill	Thorup
Brown	Hanson, R.	Lewis	Patton	Ueland
Chenoweth	Hughes	Lord	Perpich, A. J.	Willet
Chmielewski	Humphrey	McCutcheon	Perpich, G.	
Coleman	Josefson	Moe	Pillsbury	
Conzemius	Keefe, J.	Nelson	Purfeerst	

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Blatz	Davies	Hansen, Baldy	Keefe, J.
Arnold	Brown	Doty	Hansen, Mel	Keefe, S.
Ashbach	Chenoweth	Dunn	Hanson, R.	Kirchner
Bang	Chmielewski	Fitzsimons	Hughes	Kleinbaum
Berg	Coleman	Frederick	Humphrey	Knutson
Bernhagen	Conzemius	Gearty	Josefson	Kowalczyk

Krieger	Nelson	Olson, J. L.	Schaaf	Tennessee
Larson	North	O'Neill	Schrom	Thorup
Laufenburger	Novak	Patton	Sillers	Ueland
Lewis	Ogdahl	Perpich, A. J.	Solon	Willet
Lord	Olhoff	Perpich, G.	Spear	
McCutcheon	Olson, A. G.	Pillsbury	Stassen	
Moe	Olson, H. D.	Purfeerst	Stokowski	

So the bill passed and its title was agreed to.

H. F. No. 1434: A bill for an act relating to counties; authorizing the construction, improvement and maintenance of television translator towers by counties.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Ogdahl	Sillers
Arnold	Fitzsimons	Knutson	Olhoff	Solon
Ashbach	Frederick	Kowalczyk	Olson, A. G.	Spear
Bang	Gearty	Krieger	Olson, H. D.	Stassen
Berg	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Bernhagen	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Blatz	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chmielewski	Humphrey	McCutcheon	Perpich, G.	Willet
Coleman	Josefson	Moe	Pillsbury	
Conzemius	Keefe, J.	Nelson	Purfeerst	
Davies	Keefe, S.	North	Schaaf	
Doty	Kirchner	Novak	Schrom	

So the bill passed and its title was agreed to.

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Schrom
Arnold	Doty	Kirchner	Novak	Sillers
Ashbach	Dunn	Kleinbaum	Ogdahl	Spear
Bang	Fitzsimons	Knutson	Olhoff	Stassen
Berg	Frederick	Kowalczyk	Olson, A. G.	Stokowski
Bernhagen	Gearty	Krieger	Olson, H. D.	Tennessee
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Thorup
Borden	Hansen, Mel	Laufenburger	O'Neill	Ueland
Brown	Hanson, R.	Lewis	Patton	Willet
Chenoweth	Hughes	Lord	Perpich, A. J.	
Chmielewski	Humphrey	McCutcheon	Perpich, G.	
Coleman	Josefson	Moe	Pillsbury	
Conzemius	Keefe, J.	Nelson	Purfeerst	

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Doty moved that the vote whereby S. F. No. 1939 was passed by the Senate on April 30 be now reconsidered. Which motion prevailed. So the vote was reconsidered.

Mr. Doty moved that S. F. No. 1939 be returned to the Calendar of Ordinary Matters. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to make the General Orders Calendar for today Special Orders for today to be considered immediately. Which motion prevailed.

SPECIAL ORDER

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.

Mr. McCutcheon moved to amend S. F. No. 162 as follows:

Page 7, line 2, after "detective" strike the semicolon

Which motion prevailed. So the amendment was adopted.

S. F. No. 162 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 54 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Novak	Schaaf
Bang	Dunn	Knutson	Ogdahl	Schrom
Bernhagen	Frederick	Kowalczyk	Olhoff	Sillers
Blatz	Gearty	Krieger	Olson, A. G.	Spear
Borden	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Brown	Hanson, R.	Laufenburger	O'Neill	Stokowski
Chenoweth	Hughes	Lord	Patton	Tennessen
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Thorup
Coleman	Josefson	Moe	Perpich, G.	Ueland
Conzemius	Keefe, S.	Nelson	Pillsbury	Willet
Davies	Kirchner	North	Purfeerst	

So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 57 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kleinbaum	Novak	Sillers
Arnold	Doty	Knutson	Ogdahl	Solon
Bang	Dunn	Kowalczyk	Olhoft	Spear
Berg	Frederick	Krieger	Olson, A. G.	Stassen
Bernhagen	Gearty	Larson	Olson, H. D.	Stokowski
Blatz	Hansen, Baldy	Lewis	Olson, J. L.	Tennessee
Borden	Hansen, Mel	Lord	O'Neill	Thorup
Brown	Hughes	McCutcheon	Perpich, A. J.	Ueland
Chenoweth	Jensen	Milton	Pillsbury	Willet
Chmielewski	Josefson	Moe	Purfeerst	
Coleman	Keefe, S.	Nelson	Schaaf	
Conzemius	Kirchner	North	Schrom	

Mr. Perpich, G. voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 54 and nays 0, as follows.

Those who voted in the affirmative were:

Arnold	Davies	Keefe, S.	Olhoft	Schrom
Bang	Doty	Kirchner	Olson, A. G.	Sillers
Berg	Dunn	Knutson	Olson, H. D.	Solon
Bernhagen	Fitzsimons	Kowalczyk	Olson, J. L.	Spear
Blatz	Frederick	Krieger	O'Neill	Stassen
Borden	Gearty	Lord	Patton	Stokowski
Brown	Hansen, Baldy	Moe	Perpich, A. J.	Tennessee
Chenoweth	Hansen, Mel	Nelson	Perpich, G.	Thorup
Chmielewski	Hughes	North	Pillsbury	Ueland
Coleman	Humphrey	Novak	Purfeerst	Willet
Conzemius	Jensen	Ogdahl	Schaaf	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1728: A bill for an act relating to garnishment,

state employees; amending Minnesota Statutes 1971, Section 571.46.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 1, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Keefe, S.	North	Schrom
Bang	Fitzsimons	Kirchner	Olhoff	Sillers
Berg	Frederick	Kleinbaum	Olson, A. G.	Solon
Bernhagen	Gearty	Knutson	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Kowalczyk	Olson, J. L.	Stassen
Borden	Hansen, Mel	Krieger	O'Neill	Stokowski
Brown	Hanson, R.	Larson	Patton	Tennessee
Chenoweth	Hughes	Lewis	Perpich, A. J.	Thorup
Chmielewski	Humphrey	McCutcheon	Perpich, G.	Ueland
Conzemius	Jensen	Milton	Pillsbury	Willet
Davies	Josefson	Moe	Purfeerst	
Doty	Keefe, J.	Nelson	Schaaf	

Mr. Novak voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Moe	Pillsbury
Arnold	Doty	Keefe, S.	Nelson	Purfeerst
Ashbach	Dunn	Kirchner	North	Sillers
Bang	Fitzsimons	Kleinbaum	Novak	Solon
Berg	Frederick	Knutson	Ogdahl	Spear
Bernhagen	Gearty	Kowalczyk	Olhoff	Stassen
Blatz	Hansen, Baldy	Krieger	Olson, A. G.	Tennessee
Borden	Hansen, Mel	Larson	Olson, H. D.	Thorup
Brown	Hanson, R.	Laufenburger	Olson, J. L.	Ueland
Chenoweth	Hughes	Lewis	O'Neill	Willet
Chmielewski	Humphrey	Lord	Patton	
Coleman	Jensen	McCutcheon	Perpich, A. J.	
Conzemius	Josefson	Milton	Perpich, G.	

Mr. Schaaf voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Moe	Purfeerst
Arnold	Doty	Keefe, S.	Nelson	Schaaf
Ashbach	Dunn	Kirchner	North	Schrom
Bang	Fitzsimons	Kleinbaum	Ogdahl	Sillers
Berg	Frederick	Knutson	Olhoft	Spear
Bernhagen	Gearty	Kowalczyk	Olson, A. G.	Stassen
Blatz	Hansen, Baldy	Krieger	Olson, H. D.	Stokowski
Borden	Hansen, Mel	Larson	Olson, J. L.	Tennessee
Brown	Hanson, R.	Laufenburger	O'Neill	Thorup
Chenoweth	Hughes	Lewis	Patton	Willet
Chmielewski	Humphrey	Lord	Perpich, A. J.	
Coleman	Jensen	McCutcheon	Perpich, G.	
Conzemius	Josefson	Milton	Pillsbury	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 57 and nays 6, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	Novak	Schrom
Arnold	Davies	Keefe, S.	Olhoft	Sillers
Ashbach	Doty	Kirchner	Olson, A. G.	Spear
Bang	Fitzsimons	Kleinbaum	Olson, H. D.	Stassen
Berg	Frederick	Larson	Olson, J. L.	Stokowski
Bernhagen	Gearty	Laufenburger	O'Neill	Tennessee
Blatz	Hansen, Baldy	Lewis	Patton	Thorup
Borden	Hansen, Mel	Lord	Perpich, A. J.	Ueland
Brown	Hanson, R.	McCutcheon	Perpich, G.	Willet
Chenoweth	Hughes	Milton	Pillsbury	
Chmielewski	Humphrey	Moe	Purfeerst	
Coleman	Jensen	North	Schaaf	

Those who voted in the negative were:

Dunn	Knutson	Kowalczyk	Krieger	Nelson
Josefson				

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Schaaf
Arnold	Dunn	Kirchner	Novak	Schrom
Bang	Fitzsimons	Kleinbaum	Ogdahl	Sillers
Berg	Frederick	Knutson	Ohoff	Solon
Bernhagen	Gearty	Kowalczyk	Olson, A. G.	Spear
Blatz	Hansen, Baldy	Krieger	Olson, H. D.	Stassen
Borden	Hansen, Mel	Larson	Olson, J. L.	Stokowski
Brown	Hanson, R.	Laufenburger	O'Neill	Tennessen
Chenoweth	Hughes	Lewis	Patton	Thorup
Chmielewski	Humphrey	Lord	Perpich, A. J.	Ueland
Coleman	Jensen	McCutcheon	Perpich, G.	Willet
Conzemius	Josefson	Moe	Pillsbury	
Davies	Keefe, J.	Nelson	Purfeerst	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Moe	Purfeerst
Arnold	Doty	Keefe, S.	North	Schaaf
Ashbach	Dunn	Kirchner	Novak	Schrom
Bang	Fitzsimons	Kleinbaum	Ogdahl	Sillers
Berg	Frederick	Knutson	Ohoff	Solon
Bernhagen	Gearty	Kowalczyk	Olson, A. G.	Spear
Blatz	Hansen, Baldy	Krieger	Olson, H. D.	Stassen
Borden	Hansen, Mel	Larson	Olson, J. L.	Stokowski
Brown	Hanson, R.	Laufenburger	O'Neill	Tennessen
Chenoweth	Hughes	Lewis	Patton	Thorup
Chmielewski	Humphrey	Lord	Perpich, A. J.	Ueland
Coleman	Jensen	McCutcheon	Perpich, G.	Willet
Conzemius	Josefson	Milton	Pillsbury	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Purfeerst
Arnold	Doty	Keefe, S.	North	Schaaf
Ashbach	Dunn	Kirchner	Novak	Schrom
Bang	Fitzsimons	Kleinbaum	Ogdahl	Sillers
Berg	Frederick	Knutson	Olhoft	Solon
Bernhagen	Gearty	Kowalczyk	Olson, A. G.	Spear
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Brown	Hanson, R.	Lewis	O'Neill	Tennessen
Chenoweth	Hughes	Lord	Patton	Thorup
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Ueland
Coleman	Jensen	Milton	Perpich, G.	Willet
Conzemius	Josefson	Moe	Pillsbury	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Moe	Pillsbury
Arnold	Doty	Keefe, S.	Nelson	Purfeerst
Ashbach	Dunn	Kirchner	North	Schaaf
Bang	Fitzsimons	Kleinbaum	Novak	Schrom
Berg	Frederick	Knutson	Ogdahl	Sillers
Bernhagen	Gearty	Kowalczyk	Olhoft	Solon
Blatz	Hansen, Baldy	Krieger	Olson, A. G.	Spear
Borden	Hansen, Mel	Larson	Olson, H. D.	Stassen
Brown	Hanson, R.	Laufenburger	Olson, J. L.	Stokowski
Chenoweth	Hughes	Lewis	O'Neill	Tennessen
Chmielewski	Humphrey	Lord	Patton	Thorup
Coleman	Jensen	McCutcheon	Perpich, A. J.	Willet
Conzemius	Josefson	Milton	Perpich, G.	

Mr. Ueland voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 771: A bill for an act regulating mobile home lot rentals; prescribing penalties.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Kirchner	North	Schaaf
Bang	Fitzsimons	Kleinbaum	Novak	Schrom
Berg	Frederick	Knutson	Ogdahl	Sillers
Bernhagen	Gearty	Kowalczyk	Olhoff	Solon
Blatz	Hansen, Baldy	Krieger	Olson, A. G.	Spear
Borden	Hansen, Mel	Larson	Olson, H. D.	Stassen
Brown	Hanson, R.	Laufenburger	Olson, J. L.	Stokowski
Chenoweth	Hughes	Lewis	O'Neill	Tennessee
Chmielewski	Humphrey	Lord	Patton	Thorup
Coleman	Jensen	McCutcheon	Perpich, A. J.	Ueland
Conzemius	Josefson	Milton	Perpich, G.	Willet
Davies	Keefe, J.	Moe	Pillsbury	
Doty	Keefe, S.	Nelson	Purfeerst	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Moe	Purfeerst
Arnold	Doty	Keefe, S.	Nelson	Schaaf
Ashbach	Dunn	Kirchner	North	Schrom
Bang	Fitzsimons	Kleinbaum	Novak	Sillers
Berg	Frederick	Knutson	Ogdahl	Solon
Bernhagen	Gearty	Kowalczyk	Olhoff	Spear
Blatz	Hansen, Baldy	Krieger	Olson, A. G.	Stassen
Borden	Hansen, Mel	Larson	Olson, H. D.	Stokowski
Brown	Hanson, R.	Laufenburger	Olson, J. L.	Tennessee
Chenoweth	Hughes	Lewis	Patton	Thorup
Chmielewski	Humphrey	Lord	Perpich, A. J.	Ueland
Coleman	Jensen	McCutcheon	Perpich, G.	Willet
Conzemius	Josefson	Milton	Pillsbury	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Moe	Schrom
Arnold	Doty	Keefe, S.	Nelson	Sillers
Ashbach	Dunn	Kirchner	Ogdahl	Solon
Bang	Fitzsimons	Kleinbaum	Olhoff	Spear
Berg	Frederick	Knutson	Olson, A. G.	Stassen
Bernhagen	Gearty	Kowalczyk	Olson, H. D.	Stokowski
Blatz	Hansen, Baldy	Krieger	Olson, J. L.	Tennessee
Borden	Hansen, Mel	Larson	O'Neill	Thorup
Brown	Hanson, R.	Laufenburger	Patton	Ueland
Chenoweth	Hughes	Lewis	Perpich, A. J.	Willet
Chmielewski	Humphrey	Lord	Perpich, G.	
Coleman	Jensen	McCutcheon	Purfeerst	
Conzemius	Josefson	Milton	Schaaf	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1667: A bill for an act relating to trade regulations; recorded material; unauthorized reproductions; providing a penalty.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 5, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Josefson	Moe	Schaaf
Arnold	Doty	Keefe, S.	North	Schrom
Bang	Dunn	Kirchner	Novak	Sillers
Berg	Fitzsimons	Kleinbaum	Ogdahl	Solon
Bernhagen	Frederick	Knutson	Olhoff	Spear
Blatz	Gearty	Kowalczyk	Olson, A. G.	Stassen
Borden	Hansen, Baldy	Krieger	Olson, J. L.	Stokowski
Brown	Hansen, Mel	Larson	O'Neill	Tennessee
Chenoweth	Hanson, R.	Laufenburger	Perpich, A. J.	Thorup
Chmielewski	Hughes	Lewis	Perpich, G.	Ueland
Coleman	Humphrey	Lord	Pillsbury	Willet
Conzemius	Jensen	McCutcheon	Purfeerst	

Messrs. Keefe, J.; Milton; Nelson; Olson, H. D. and Patton voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 44 and nays 20, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Humphrey	McCutcheon	Pillsbury
Ashbach	Dunn	Jensen	Moe	Sillers
Bang	Fitzsimons	Josefson	Nelson	Solon
Berg	Frederick	Kirchner	Ogdahl	Stassen
Bernhagen	Gearty	Kleinbaum	Olhoft	Stokowski
Blatz	Hansen, Baldy	Kowalczyk	Olson, J. L.	Thorup
Brown	Hansen, Mel	Krieger	Patton	Ueland
Chmielewski	Hanson, R.	Larson	Perpich, A. J.	Willet
Conzemius	Hughes	Lewis	Perpich, G.	

Those who voted in the negative were:

Borden	Keefe, J.	Lord	Olson, A. G.	Schaaf
Chenoweth	Keefe, S.	Milton	Olson, H. D.	Schrom
Coleman	Knutson	North	O'Neill	Spear
Davies	Laufenburger	Novak	Purfeerst	Tennessee

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Novak	Schrom
Arnold	Dunn	Kirchner	Ogdahl	Sillers
Ashbach	Fitzsimons	Kleinbaum	Olhoft	Spear
Bang	Frederick	Knutson	Olson, A. G.	Stassen
Bernhagen	Gearty	Kowalczyk	Olson, H. D.	Stokowski
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Tennessee
Borden	Hansen, Mel	Laufenburger	O'Neill	Thorup
Brown	Hanson, R.	Lewis	Patton	Ueland
Chenoweth	Hughes	Lord	Perpich, A. J.	Willet
Chmielewski	Humphrey	McCutcheon	Perpich, G.	
Coleman	Jensen	Moe	Pillsbury	
Conzemius	Josefson	Nelson	Purfeerst	
Davies	Keefe, J.	North	Schaaf	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1584: A bill for an act relating to boilers; regulating the standards of inspection; amending Minnesota Statutes 1971, Section 183.465.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Purfeerst
Arnold	Doty	Keefe, S.	North	Schaaf
Ashbach	Dunn	Kirchner	Novak	Schrom
Bang	Fitzsimons	Kleinbaum	Ogdahl	Sillers
Berg	Frederick	Knutson	Olhoft	Solon
Bernhagen	Gearty	Kowalczyk	Olson, A. G.	Spear
Blatz	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Borden	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Brown	Hanson, R.	Lewis	O'Neill	Tennessee
Chenoweth	Hughes	Lord	Patton	Thorup
Chmielewski	Humphrey	McCutcheon	Perpich, A. J.	Ueland
Coleman	Jensen	Milton	Perpich, G.	Willet
Conzemius	Josefson	Moe	Pillsbury	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	North	Sillers
Arnold	Doty	Keefe, S.	Ogdahl	Solon
Ashbach	Dunn	Kirchner	Olhoft	Spear
Bang	Fitzsimons	Kleinbaum	Olson, A. G.	Stassen
Berg	Frederick	Knutson	Olson, H. D.	Stokowski
Bernhagen	Gearty	Kowalczyk	Olson, J. L.	Tennessee
Blatz	Hansen, Baldy	Larson	O'Neill	Thorup
Borden	Hansen, Mel	Lewis	Patton	Ueland
Brown	Hanson, R.	Lord	Perpich, A. J.	Willet
Chenoweth	Hughes	McCutcheon	Perpich, G.	
Chmielewski	Humphrey	Milton	Pillsbury	
Coleman	Jensen	Moe	Schaaf	
Conzemius	Josefson	Nelson	Schrom	

So the bill passed and its title was agreed to.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended, that a Memorial Service for deceased Senators be made a Special Order of business for Monday, April 30, 1973 at 12:30 p.m. Which motion prevailed.

A MEMORIAL PRAYER

Senate of the State of Minnesota

April 30, 1973

Our Lord and our God. It is fitting that on this day we pause in the midst of our busy schedules to remember those former members

of the Minnesota State Senate who since the last session have been taken by death. We bring before your throne of grace these men who were not only servants of the state but servants of God and of man as well:

The Honorable Daniel S. Feidt

The Honorable A. C. Gooding

The Honorable James Keller

The Honorable Henry McKnight

The Honorable Harold S. Nelson

The Honorable John Simonson

The Honorable Alfred Solstad

The Honorable Arne Wanvick

We thank you, O God, for their many years of service in this body and for their dedication toward the never ending task of improving the welfare of persons in this state and in this nation. We pray that the constructive things which they accomplished will remain alive in the people they touched and that their contributions will inspire each of us to higher ideals and better citizenship and will stimulate us to strive to make this state a state where justice will indeed roll down like waters and righteousness like an ever-flowing stream. We further thank you, O God, for the privilege of having known and worked with these men. Our lives were enriched by their presence and by the goodness and truth which flowed from their beings. We remember with gratitude their loyalty and friendship and we would but ask that as individuals and as a body we might inspire such loyalty and radiate such friendship. O Lord, we pray that you would be with their loved ones and may they be strengthened by the memory of their good works and by the love which they shared. May the families of these men accept our thanks for sharing with us these men who were so near and dear to them. And may they be comforted by the knowledge that the Lord has extended his hand to these, his servants and has said to them "Come now, come and be with me for you have fought the good fight, you have finished the race, you have kept the faith."

And, in lasting tribute to these departed, may we who remain in the race, continue to fight the good fight, may we continue to keep the faith so that the Lord may look down upon us this day and every day and say, "Well done, well done my good and faithful servants."

Mr. Coleman moved that the memorial prayer be printed in the Journal and that the Secretary of the Senate transmit a formal copy of this memorial prayer to the widows of the deceased Senators or their next of kin. Which motion prevailed.

RECESS

Mr. Coleman moved that the Senate do now recess until 4:00 o'clock p.m. Which motion prevailed.

The hour of 4:00 o'clock p.m. having arrived, the President called the Senate to order.

MEMBERS EXCUSED

Messrs. Kleinbaum, Pillsbury and Keefe, J. were excused from the balance of today's session. Mr. Patton was excused from the Session of today, beginning at 5:15 o'clock p.m.

CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Arnold	Gearty	Knutson	Moe	Pillsbury
Berg	Hansen, Baldy	Kowalczyk	Novak	Schrom
Bernhagen	Hansen, Mel	Larson	Olson, A. G.	Sillers
Borden	Hanson, R.	Laufenburger	Olson, J. L.	Tennessee
Chenoweth	Hughes	Lewis	O'Neill	Wegener
Coleman	Humphrey	Lord	Patton	Willet
Davis	Keefe, S.	McCutcheon	Perpich, A. J.	
Doty	Kirchner	Milton	Perpich, G.	

The Sergeant-at-Arms was instructed to bring in the absent members.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to revert to Messages From the House, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

MESSAGE FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce that the House accedes to the request of the Senate for the return of Senate File No. 267 for further consideration.

S. F. No. 267: 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.

Senate File No. 267 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.
Returned April 27, 1973

Pursuant to Mr. Doty's motion of April 25, 1973, S. F. No. 267 was referred to the Committee on Rules and Administration.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Conzemius moved that the name of Mr. Stassen be added as co-author to S. F. No. 2012. Which motion prevailed.

Mr. Conzemius moved that the name of Mr. Knutson be added as co-author to S. F. No. 1295. Which motion prevailed.

Mr. Conzemius moved that the name of Mr. Stassen be added as co-author to S. F. No. 672. Which motion prevailed.

Mr. Olson, A. G. moved that the name of Mr. Borden be added as co-author to S. F. No. 2016. Which motion prevailed.

Mr. Coleman moved that S. F. No. 691, No. 232 on General Orders be stricken and re-referred to the Committee on Metropolitan and Urban Affairs. Which motion prevailed.

Mr. Sillers moved that his name be stricken as co-author to S. F. No. 1193. Which motion prevailed.

Mr. Purfeerst moved that S. F. No. 733 be taken from the table. Which motion prevailed.

Mr. Purfeerst moved that the Senate do not concur in the amendments by the House to S. F. No. 733 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate to act with a like Conference Committee to be appointed on the part of the House. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to take up the General Orders as Special Orders at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

SPECIAL ORDER

S. F. No. 54: A bill for an act relating to courts, procedure and penalties in traffic violation cases; amending Minnesota Statutes 1971, Sections 169.89, Subdivision 1; 171.01, Subdivision 13; 171.16, Subdivisions 1 and 3; 484.63; 488.20; and 488A.18, Subdivision 12.

Mr. O'Neill moved to amend S. F. No. 54, as follows:

Page 1, line 10, insert a new section to read:

"Section 1. Minnesota Statutes 1971, Section 169.121, Subdivision 1, is amended to read:

Subdivision 1. It shall be a misdemeanor for any of the following persons ~~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 screening 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."

Renumber the remaining sections.

Page 4, line 20, strike "*June 1, 1973*" and insert in lieu thereof "*the day following final enactment*"

Further amend the title as follows:

Line 5, after "Sections" insert "169.121, Subdivision 1;"

Which motion prevailed. So the amendment was adopted.

Mr. Davies moved to amend S. F. No. 54, as follows:

Amend the title as follows:

Line 3, after "in" insert "petty misdemeanor and"

Which motion prevailed. So the amendment was adopted.

S. F. No. 54 was read the third time, as amended and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Josefson	North	Purfeerst
Arnold	Doty	Keefe, S.	Novak	Schaaf
Ashbach	Dunn	Kirchner	Ogdahl	Schrom
Bang	Fitzsimons	Knutson	Olhoff	Sillers
Berg	Frederick	Kowalczyk	Olson, A. G.	Spear
Bernhagen	Gearty	Larson	Olson, H. D.	Stassen
Blatz	Hansen, Baldy	Lewis	Olson, J. L.	Stokowski
Eorden	Hansen, Mel	Lord	O'Neill	Tennessee
Brown	Hanson, R.	McCutcheon	Patton	Thorup
Chenoweth	Hughes	Milton	Perpich, A. J.	Ueland
Chmielewski	Humphrey	Moe	Perpich, G.	Wegener
Coleman	Jensen	Nelson	Pillsbury	Willet

So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Ogdahl	Sillers
Arnold	Dunn	Knutson	Olhoff	Solon
Ashbach	Fitzsimons	Kowalczyk	Olson, A. G.	Spear
Bang	Frederick	Larson	Olson, H. D.	Stassen
Berg	Gearty	Lewis	O'Neill	Stokowski
Bernhagen	Hansen, Baldy	Lord	Patton	Tennessee
Blatz	Hansen, Mel	McCutcheon	Perpich, A. J.	Thorup
Brown	Hanson, R.	Milton	Perpich, G.	Ueland
Chenoweth	Hughes	Moe	Pillsbury	Wegener
Chmielewski	Humphrey	Nelson	Purfeerst	Willet
Coleman	Jensen	North	Schaaf	
Davies	Josefson	Novak	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	Novak	Schaaf
Arnold	Davies	Kirchner	Ogdahl	Schrom
Ashbach	Dunn	Knutson	Olhoft	Solon
Bang	Fitzsimons	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Larson	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Lewis	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Lord	O'Neill	Tennessen
Borden	Hanson, R.	McCutcheon	Patton	Thorup
Brown	Hughes	Milton	Perpich, A. J.	Ueland
Chenoweth	Humphrey	Moe	Perpich, G.	Wegener
Chmielewski	Jensen	Nelson	Pillsbury	Willet
Coleman	Josefson	North	Purfeerst	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 57 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Knutson	Olhoft	Solon
Bang	Fitzsimons	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Larson	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Lewis	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Lord	O'Neill	Tennessen
Borden	Hanson, R.	McCutcheon	Patton	Thorup
Brown	Hughes	Milton	Perpich, A. J.	Ueland
Chenoweth	Humphrey	Moe	Perpich, G.	Wegener
Chmielewski	Jensen	Nelson	Pillsbury	Willet
Coleman	Josefson	North	Purfeerst	
Conzemius	Keefe, S.	Novak	Schaaf	
Davies	Kirchner	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Ogdahl	Schrom
Ashbach	Dunn	Knutson	Olhoff	Solon
Bang	Fitzsimons	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Larson	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Lewis	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Lord	O'Neill	Tennessee
Borden	Hanson, R.	McCutcheon	Patton	Thorup
Brown	Hughes	Milton	Perpich, A. J.	Ueland
Chenoweth	Humphrey	Moe	Perpich, G.	Wegener
Chmielewski	Jensen	Nelson	Pillsbury	Willet
Coleman	Josefson	North	Purfeerst	
Conzemius	Keefe, S.	Novak	Schaaf	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Ogdahl	Sillers
Arnold	Doty	Kirchner	Olhoff	Solon
Ashbach	Dunn	Knutson	Olson, A. G.	Spear
Bang	Fitzsimons	Kowalczyk	Olson, H. D.	Stassen
Berg	Frederick	Larson	Olson, J. L.	Stokowski
Bernhagen	Gearty	Laufenburger	O'Neill	Tennessee
Blatz	Hansen, Baldy	Lewis	Patton	Thorup
Borden	Hansen, Mel	Lord	Perpich, A. J.	Ueland
Brown	Hanson, R.	Milton	Perpich, G.	Wegener
Chenoweth	Hughes	Moe	Pillsbury	Willet
Chmielewski	Humphrey	Nelson	Purfeerst	
Coleman	Jensen	North	Schaaf	
Conzemius	Josefson	Novak	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Novak	Sillers
Arnold	Doty	Kirchner	Ogdahl	Solon
Ashbach	Dunn	Knutson	Olhoff	Spear
Berg	Frederick	Kowalczyk	Olson, A. G.	Stassen
Bernhagen	Gearty	Larson	Olson, H. D.	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Olson, J. L.	Tennessee
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Thorup
Brown	Hanson, R.	Lord	Perpich, G.	Ueland
Chenoweth	Hughes	McCutcheon	Pillsbury	Wegener
Chmielewski	Humphrey	Milton	Purfeerst	Willet
Coleman	Jensen	Moe	Schaaf	
Conzemius	Josefson	North	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1691: A bill for an act relating to St. Louis county; transfer of state owned lands; state trust lands.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Ogdahl	Sillers
Arnold	Dunn	Knutson	Olhoff	Solon
Bang	Fitzsimons	Kowalczyk	Olson, A. G.	Spear
Berg	Frederick	Krieger	Olson, H. D.	Stokowski
Bernhagen	Gearty	Larson	Olson, J. L.	Tennessee
Blatz	Hansen, Baldy	Laufenburger	O'Neill	Thorup
Borden	Hansen, Mel	Lord	Patton	Ueland
Brown	Hanson, R.	McCutcheon	Perpich, A. J.	Wegener
Chenoweth	Hughes	Milton	Perpich, G.	Willet
Chmielewski	Humphrey	Moe	Pillsbury	
Coleman	Jensen	Nelson	Purfeerst	
Conzemius	Josefson	North	Schaaf	
Davies	Keefe, S.	Novak	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Berg	Brown	Conzemius	Frederick
Arnold	Bernhagen	Chenoweth	Davies	Gearty
Ashbach	Blatz	Chmielewski	Dunn	Hansen, Baldy
Bang	Borden	Coleman	Fitzsimons	Hansen, Mel

Hanson, R.	Kowalczyk	Moe	Olson, J. L.	Sillers
Hughes	Krieger	Nelson	O'Neill	Solon
Humphrey	Larson	North	Patton	Stokowski
Jensen	Laufenburger	Novak	Perpich, A. J.	Thorup
Josefson	Lewis	Ogdahl	Perpich, G.	Ueland
Keefe, S.	Lord	Olhoft	Pillsbury	Wegener
Kirchner	McCutcheon	Olson, A. G.	Purfeerst	Willet
Knutson	Milton	Olson, H. D.	Schaaf	

Messrs. Doty, Spear and Tennesen voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Novak	Sillers
Arnold	Doty	Kirchner	Ogdahl	Solon
Ashbach	Dunn	Knutson	Olhoft	Spear
Bang	Fitzsimons	Krieger	Olson, A. G.	Stassen
Berg	Frederick	Larson	Olson, H. D.	Stokowski
Bernhagen	Gearty	Laufenburger	Olson, J. L.	Tennesen
Blatz	Hansen, Baldy	Lewis	Patton	Thorup
Borden	Hansen, Mel	Lord	Perpich, A. J.	Ueland
Brown	Hanson, R.	McCutcheon	Perpich, G.	Wegener
Chenoweth	Hughes	Milton	Pillsbury	Willet
Chmielewski	Humphrey	Moe	Purfeerst	
Coleman	Jensen	Nelson	Schaaf	
Conzemius	Josefson	North	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Blatz	Conzemius	Gearty	Jensen
Arnold	Borden	Davies	Hansen, Baldy	Josefson
Ashbach	Brown	Doty	Hansen, Mel	Keefe, S.
Bang	Chenoweth	Dunn	Hanson, R.	Kirchner
Berg	Chmielewski	Fitzsimons	Hughes	Knutson
Bernhagen	Coleman	Frederick	Humphrey	Kowalczyk

Krieger	Moe	Olson, H. D.	Schrom	Thorup
Larson	Nelson	Olson, J. L.	Sillers	Ueland
Laufenburger	North	Patton	Solon	Wegener
Lewis	Novak	Perpich, A. J.	Spear	Willet
Lord	Ogdahl	Perpich, G.	Stassen	
McCutcheon	Olhoff	Pillsbury	Stokowski	
Milton	Olson, A. G.	Schaaf	Tennessee	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 1, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Kirchner	Ogdahl	Solon
Ashbach	Dunn	Knutson	Olhoff	Spear
Bang	Fitzsimons	Kowalczyk	Olson, A. G.	Stassen
Berg	Frederick	Krieger	Olson, H. D.	Stokowski
Bernhagen	Gearty	Larson	Olson, J. L.	Tennessee
Blatz	Hansen, Baldy	Laufenburger	O'Neill	Thorup
Borden	Hansen, Mel	Lewis	Patton	Ueland
Brown	Hanson, R.	Lord	Perpich, A. J.	Wegener
Chenoweth	Hughes	McCutcheon	Perpich, G.	Willet
Chmielewski	Humphrey	Milton	Pillsbury	
Coleman	Jensen	Moe	Purfeerst	
Conzemius	Josefson	Nelson	Schaaf	
Davies	Keefe, S.	North	Sillers	

Mr. Anderson voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

CALL OF THE SENATE

Mr. Conzemius imposed a call of the Senate on S. F. No. 523. The following Senators answered to their names:

Arnold	Chenoweth	Frederick	Josefson	Lewis
Ashbach	Chmielewski	Gearty	Keefe, S.	Lord
Bang	Coleman	Hansen, Baldy	Kirchner	McCutcheon
Berg	Conzemius	Hansen, Mel	Knutson	Milton
Bernhagen	Davies	Hanson, R.	Kowalczyk	Moe
Blatz	Doty	Hughes	Krieger	Nelson
Borden	Dunn	Humphrey	Larson	North
Brown	Fitzsimons	Jensen	Laufenburger	Novak

Ogdahl	O'Neill	Schaaf	Stassen	Wegener
Olhoff	Perpich, A. J.	Schrom	Stokowski	Willet
Olson, A. G.	Perpich, G.	Sillers	Tennessee	
Olson, H. D.	Pillsbury	Solon	Thorup	
Olson, J. L.	Purfeerst	Spear	Ueland	

The Sergeant-at-Arms was instructed to bring in the absent members.

The question being taken on the passage of the bill,

Mr. Conzemius moved that those not voting be excused from voting. Which motion prevailed.

And the roll being called, there were yeas 46 and nays 17, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kowalczyk	Olhoff	Stassen
Arnold	Dunn	Larson	Olson, A. G.	Stokowski
Bang	Fitzsimons	Laufenburger	Olson, H. D.	Tennessee
Berg	Gearty	Lewis	Perpich, A. J.	Thorup
Borden	Hansen, Baldy	Lord	Perpich, G.	Wegener
Chenoweth	Hughes	Milton	Purfeerst	Willet
Chmielewski	Humphrey	Moe	Schaaf	
Coleman	Keefe, S.	Nelson	Schrom	
Conzemius	Kirchner	North	Solon	
Davies	Knutson	Ogdahl	Spear	

Those who voted in the negative were:

Ashbach	Frederick	Josefson	Novak	Pillsbury
Bernhagen	Hansen, Mel	Krieger	Olson, J. L.	Sillers
Blatz	Hanson, R.	McCutcheon	O'Neill	Ueland
Brown	Jensen			

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

Mr. North moved to amend S. F. No. 328, as follows:

Page 3, line 14, strike "D439-70" and insert "D439-71"

Which motion prevailed. So the amendment was adopted.

S. F. No. 328 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 42 and nays 15, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Novak	Spear
Arnold	Dunn	Kowalczyk	Olhoff	Stokowski
Bang	Fitzsimons	Lewis	Olson, A. G.	Tennessen
Borden	Gearty	Lord	O'Neill	Thorup
Brown	Hansen, Baldy	McCutcheon	Perpich, A. J.	Wegener
Chenoweth	Hansen, Mel	Milton	Perpich, G.	Willet
Chmielewski	Hughes	Moe	Schaaf	
Coleman	Humphrey	Nelson	Schrom	
Davies	Keefe, S.	North	Solon	

Those who voted in the negative were:

Berg	Frederick	Knutson	Olson, H. D.	Purfeerst
Bernhagen	Hanson, R.	Krieger	Olson, J. L.	Sillers
Blatz	Josefson	Larson	Pillsbury	Ueland

So the bill, as amended, passed and its title was agreed to.

SPECIAL ORDER

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.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 57 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Ogdahl	Solon
Arnold	Dunn	Knutson	Olhoff	Spear
Ashbach	Fitzsimons	Kowalczyk	Olson, A. G.	Stassen
Bang	Gearty	Larson	Olson, H. D.	Stokowski
Bernhagen	Hansen, Baldy	Lewis	Olson, J. L.	Tennessen
Blatz	Hansen, Mel	Lord	O'Neill	Thorup
Borden	Hanson, R.	McCutcheon	Perpich, A. J.	Ueland
Brown	Hughes	Milton	Perpich, G.	Wegener
Chenoweth	Humphrey	Moe	Pillsbury	Willet
Chmielewski	Jensen	Nelson	Schaaf	
Coleman	Josefson	North	Schrom	
Davies	Keefe, S.	Novak	Sillers	

Messrs. Berg and Purfeerst voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1872: A bill for an act relating to courts, procedure 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.

Mr. Olson, A. G. moved to amend S. F. No. 1872 as follows:

Page 31, after line 16 insert:

“Sec. 36. Any special act for a single county relating to a limitation on the authority of a county board to levy taxes or make an appropriation for a particular purpose, however stated in mills, dollars, or a per capita amount, which is inconsistent with sections one to 35 of this act is superseded.”

Renumber the sections in sequence

Which motion prevailed. So the amendment was adopted.

S. F. No. 1872 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 59 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Josefson	North	Schrom
Arnold	Doty	Keefe, S.	Novak	Sillers
Ashbach	Dunn	Kirchner	Ogdahl	Solon
Bang	Fitzsimons	Knutson	Olhoff	Spear
Bernhagen	Frederick	Kowalczyk	Olson, A. G.	Stassen
Blatz	Gearty	Larson	Olson, H. D.	Stokowski
Borden	Hansen, Baldy	Lewis	Olson, J. L.	Tennessee
Brown	Hansen, Mel	Lord	O'Neill	Thorup
Chenoweth	Hanson, R.	McCutcheon	Perpich, A. J.	Ueland
Chmielewski	Hughes	Milton	Perpich, G.	Wegener
Coleman	Humphrey	Moe	Purfeerst	Willet
Conzemius	Jensen	Nelson	Schaaf	

Mr. Berg voted in the negative.

So the bill, as amended, passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Perpich, A. J. moved that the vote whereby S. F. No. 1691 was passed by the Senate on April 30, be now reconsidered and be placed at the top of General Orders. Which motion prevailed.

Mr. Coleman moved that the Senate do now adjourn until 10:00 o'clock a.m., Tuesday, May 1, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.