

**JOURNAL**  
**OF THE**  
**SENATE**  
**STATE OF MINNESOTA**  
**SIXTY-NINTH LEGISLATURE**

**1975**

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# **INTRODUCTION**

After the close of the 1973-1974 Legislative Session, four resignations of Senate members occurred, causing special Senate elections on a partisan ballot for the first time since 1913, pursuant to Laws 1973, Chapter 3.

Senator Harold G. Krieger, 33rd District, resigned and successfully ran for the office of District Judge. In his place a woman, only the second to serve in the Senate in the State's history, was elected. She is Nancy Brataas, (GOP) of Rochester.

Senator James F. Lord, 37th District, resigned and successfully ran for the office of State Treasurer. His seat was won by Robert J. Schmitz, (DFL) Jordan.

To accept the appointment of Commissioner of Public Safety, Senator Edward G. Novak resigned his 64th District seat, which was won by Peter P. Stumpf, (DFL) of St. Paul.

In the 47th District, Senator Stanley N. Thorup resigned to accept appointment as Judge of Anoka County. Gene Merriam, (DFL) Coon Rapids, was elected to this office.

The political make-up of the 1975 Senate stands at 38 DFL-ers, 28 Republicans and 1 Independent.

Senator Nicholas D. Coleman, St. Paul, continued to serve as Senate Majority Leader and Chairman of the Committee on Rules and Administration.

Senator Robert O. Ashbach, St. Paul, was elected Minority Leader to succeed Harold G. Krieger.

# Members of the Senate

Anderson, Jerald C.	Laufenburger, Roger
Arnold, Norbert	Lewis, B. Robert
Ashbach, Robert O.	McCutcheon, Bill
Bang, Otto T., Jr.	Merriam, Gene
Berg, Charles	Milton, John
Bernhagen, John	Moe, Roger D.
Blatz, Jerome V.	Nelson, Rolf
Borden, Winston W.	North, Robert D.
Brataas, Nancy	Ogdahl, Harmon T.
Brown, Robert J.	Olhoft, Wayne
Chenoweth, John C.	Olson, Alec G.
Chmielewski, Florian	Olson, Howard D.
Coleman, Nicholas D.	Olson, John L.
Conzemius, George R.	O'Neill, Joseph T.
Davies, Jack	Patton, John M.
Doty, Ralph R.	Perpich, A. J.
Dunn, Robert	Perpich, George F.
Fitzsimons, Richard W.	Pillsbury, George S.
Frederick, Mel	Purfeerst, Clarence M.
Gearty, Edward J.	Renneke, Earl W.
Hansen, C. R. Baldy	Schaaf, David D.
Hansen, Mel	Schmitz, Robert J.
Hanson, Roger	Schrom, Ed
Hughes, Jerome M.	Sillers, Douglas H.
Humphrey, Hubert H., III	Solon, Sam G.
Jensen, Carl A.	Spear, Allan H.
Josefson, J. A.	Stassen, J. Robert
Keefe, John B.	Stokowski, Eugene E.
Keefe, Steve	Stumpf, Peter P.
Kirchner, William G.	Tennessen, Robert J.
Kleinbaum, Jack I.	Ueland, Arnulf, Jr.
Knutson, Howard A.	Wegener, Myrton O.
Kowalczyk, Al	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
Johnson, Paul. ....	Third Assistant Secretary
Greenwalt, James E. ....	Fourth Assistant Secretary
Goodwin, George G. ....	Minority Secretary
Daly, Eugene P., Sr. ....	Sergeant-at-Arms
La Roque, Alvin C. ....	Assistant Sergeant-at-Arms
Ganje, Kay. ....	Engrossing Secretary
Bible, K. Reed. ....	Enrolling Clerk
Groppoli, Carol T. ....	Engrossing Clerk
Finn, Father Nicholas J. ....	Chaplain

STATE OF MINNESOTA

# Journal of the Senate

FIRST DAY

St. Paul, Minnesota, Tuesday, January 7, 1975

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 answered to their names and the Senators-elect 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 G. Solon
Eighth District	Ralph R. Doty
Ninth District	Douglas H. Sillers
Tenth District	Roger Hanson
Eleventh District	Wayne Olhoff
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 G. Dunn
Nineteenth District	Jerald C. Anderson
Twentieth District	J. A. Josefson
Twenty-first District	Alec G. Olson
Twenty-second District	John Bernhagen
Twenty-third District	Earl W. Renneke
Twenty-fourth District	Clarence M. Purfeerst
Twenty-fifth District	George R. 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 M. Patton
Thirty-first District . . . . .	C. R. Baldy Hansen
Thirty-second District . . . .	Mel Frederick
Thirty-third District . . . . .	
Thirty-fourth District . . . . .	Roger Laufenburger
Thirty-fifth District . . . . .	Lew W. Larson
Thirty-sixth District . . . . .	Robert J. Schmitz
Thirty-seventh District . . . .	William G. Kirchner
Thirty-eighth District . . . . .	Jerome V. Blatz
Thirty-ninth District . . . . .	Otto T. Bang, Jr.
Fortieth District . . . . .	John B. Keefe
Forty-first District . . . . .	B. Robert Lewis
Forty-second District . . . . .	George S. Pillsbury
Forty-third District . . . . .	Rolf Nelson
Forty-fourth District . . . . .	Hubert H. Humphrey, III
Forty-fifth District . . . . .	Al Kowalczyk
Forty-sixth District . . . . .	David D. Schaaf
Forty-seventh District . . . .	Gene Merriam
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 E. Stokowski
Fifty-sixth District . . . . .	Robert J. Tennesen
Fifty-seventh District . . . . .	Allan H. Spear
Fifty-eighth District . . . . .	Harmon T. Ogdahl
Fifty-ninth District . . . . .	Steve 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 . . . . .	Peter P. Stumpf
Sixty-fifth District . . . . .	Nicholas D. Coleman
Sixty-sixth District . . . . .	John C. Chenoweth
Sixty-seventh District . . . .	Bill McCutcheon

#### OATH OF OFFICE

The newly elected Senators, Mr. Merriam from the 47th District, Mr. Schmitz from the 36th District and Mr. Stumpf from the 64th District subscribed to the oath of office as administered by the Honorable Robert J. Sheran, Chief Justice of the Supreme Court.

#### ELECTION OF PRESIDING OFFICER

Mr. Olson, J. L. nominated Mr. Lew W. Larson for Presiding Officer.

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

Mr. Berg requested that he be excused from voting on the election of the Presiding Officer.

The question being taken on the election of the Presiding Officer, and the roll being called, the following Senators voted for Mr. Lew W. Larson:

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

And the following Senators voted for Mr. Alec G. Olson:

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

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

Mr. Lew W. Larson received 26 votes.

#### OATH OF OFFICE

Mr. Alec G. Olson subscribed to the oath of office as administered by the Honorable Robert J. Sheran.

#### ELECTION OF OFFICERS

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

Mr. Ashbach seconded the nomination of Mr. Flahaven.

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

Mr. Patrick E. Flahaven received 66 votes of the members of the Senate and was duly elected Secretary of the Senate.

**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.

The following nominations were made:

Mr. Arnold nominated Eugene P. Daly, Sr. for Sergeant-at-Arms.

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

Mr. Hansen, Baldy nominated Janine Mattson for Second Assistant Secretary.

Mr. Hughes nominated K. Reed Bible for Enrolling Clerk.

Mr. Perpich, A. J. nominated Carol T. Groppoli for Engrossing Clerk.

Mr. Anderson nominated Kay Ganje for Engrossing Secretary.

Mr. Borden nominated Al Laroque for Assistant Sergeant-at-Arms.

Mr. Coleman nominated Father Nicholas J. Finn for Chaplain.

The question being taken on the above named officers of the Senate, and the roll being called, the following Senators voted for the officers:

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

The above named officers having received the majority vote of all members voting, the nominees were declared 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 Secretary, the Assistant Sergeant-at-Arms and the Chaplain advanced to the

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

#### MEMBERS EXCUSED

Mr. Keefe, J. was excused from the Session of today, beginning at 2:00 o'clock p.m.

#### MOTIONS AND RESOLUTIONS

Mr. Coleman introduced—

Senate Resolution No. 1: A senate resolution naming a Majority Leader and a Minority Leader.

BE IT RESOLVED, by the Senate, that the Senate Majority Leader is Nicholas D. Coleman and the Senate Minority Leader is Robert O. Ashbach.

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

Mr. Coleman introduced—

Senate Resolution No. 2: A senate resolution relating to the adoption of temporary rules for the 69th session of the legislature.

BE IT RESOLVED, by the Senate, that the permanent rules of the Senate for the Sixty-eighth session are adopted as the temporary rules of the Sixty-ninth session to be effective until the adoption of permanent rules by a majority vote of the Senate, subject to the following conditions: Rules 33 and 69 shall not be operative.

Any resolution or other question before the Senate may be brought to a vote at any time by a majority vote of the members present, and no bill shall be introduced the first day.

That the rules as herein made reference to be amended as follows:

#### 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—16

Judiciary—15

Labor and Commerce—15



Local Government—12

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.

Mr. Coleman moved the adoption of the foregoing resolution.

Mr. Jensen moved to amend Rule 53 as follows:

Strike the rule in its entirety and substitute in lieu thereof the following:

#### **APPOINTMENT OF COMMITTEES**

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.

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.

The question being taken on the adoption of 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	Knutson	O'Neill	Ueland
Blatz	Hansen, R.	Kowalczyk	Patton	
Brown	Jensen	Larson	Pillsbury	

Those who voted in the negative were:

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

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

Mr. Ashbach moved to amend Rule 7 as follows:

Strike "Under the order of business of Motions and Resolutions the Senate may by a majority vote of the whole Senate temporarily revert or proceed to any other order of business."

The question being taken on the adoption of 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	Knutson	O'Neill	Ueland
Blatz	Hansen, R.	Kowalczyk	Patton	
Brown	Jensen	Larson	Pillsbury	

Those who voted in the negative were:

Anderson	Chmielewski	Doty	Humphrey	Lewis
Arnold	Coleman	Gearty	Keefe, S.	McCutcheon
Borden	Conzemius	Hansen, Baldy	Kleinbaum	Merriam
Chenoweth	Davies	Hughes	Laufenburger	Milton

Moe	Olson, H. D.	Schaaf	Spear	Wegener
North	Perpich, A. J.	Schmitz	Stokowski	Willet
Olhoft	Perpich, G.	Schrom	Stumpf	
Olson, A. G.	Purfeerst	Solon	Tennessee	

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

Mr. O'Neill moved to amend Rule 10 as follows:

Strike the rule in its entirety and insert in lieu thereof the following:

#### 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 duly adopted, 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."

The question being taken on the adoption of 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	Knutson	O'Neill	Ueland
Blatz	Hanson, R.	Kowalczyk	Patton	
Brown	Jensen	Larson	Pillsbury	

Those who voted in the negative were:

Anderson	Chmielewski	Doty	Humphrey	Lewis
Arnold	Coleman	Gearty	Keefe, S.	McCutcheon
Borden	Conzemius	Hansen, Baldy	Kleinbaum	Merriam
Chenoweth	Davies	Hughes	Laufenburger	Milton

Moe	Olson, H. D.	Schaaf	Spear	Wegener
North	Perpich, A. J.	Schmitz	Stokowski	Willet
Olhoff	Perpich, G.	Schrom	Stumpf	
Olson, A. G.	Purfeerst	Solon	Tennessee	

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

Mr. Renneke moved to amend Rule 54 as follows:

Strike "Natural Resources and Agriculture—15" and insert  
"Agriculture—15"

Natural Resources—15"

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

Those who voted in the negative were:

Anderson	Garty	McCutcheon	Perpich, A. J.	Stokowski
Arnold	Hansen, Baldy	Merriam	Perpich, G.	Stumpf
Borden	Hughes	Milton	Purfeerst	Tennessee
Chmielewski	Humphrey	Moe	Schaaf	Wegener
Coleman	Keefe, S.	North	Schmitz	Willet
Conzemius	Kleinbaum	Olhoff	Schrom	
Davies	Laufenburger	Olson, A. G.	Solon	
Doty	Lewis	Olson, H. D.	Spear	

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

Mr. Hansen, Mel moved to amend Rule 57 by adding a paragraph at the end as follows:

"Upon the demand of three members of a Standing Committee of the Senate the chairman of such Committee shall permit public testimony on any bill before the whole Committee."

The question being taken on the 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	Dunn	Josefson	Nelson	Renneke
Bang	Fitzsimons	Keefe, J.	Ogdahl	Sillers
Berg	Frederick	Kirchner	Olson, J. L.	Stassen
Bernhagen	Hansen, Mel	Knutson	O'Neill	Ueland
Blatz	Hanson, R.	Kowalczyk	Patton	
Brown	Jensen	Larson	Pillsbury	

Those who voted in the negative were:

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

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

The question recurred on the adoption of the motion of Mr. Coleman.

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

The motion prevailed. So the resolution was adopted.

Mr. Coleman introduced—

Senate Concurrent Resolution No. 1: A senate concurrent resolution relating to the adoption of temporary joint rules.

BE IT RESOLVED, by the Senate of the State of Minnesota, the House of Representatives concurring therein:

The joint rules of the Senate and House for the sixty-eighth session are adopted as the temporary joint rules of the sixty-ninth session to be effective until the adoption of permanent joint rules by the Senate and House, subject to the following conditions:

That joint rule 17 be amended to read:

**TITLE FORM OF BILLS SHALL EXPRESS THEIR SUBJECT**

Rule 17. The ~~subject~~ *title* of each bill shall be clearly expressed in the title *state its subject* and when a bill is amendatory of an existing act, it shall ~~not be sufficient to refer to the chapter, section or page subdivision~~, *but and* the subject thereof shall be clearly stated. *The title of each bill shall briefly state its purpose.*

*Reference shall be made to Minnesota Statutes for the provi-*

sions appearing therein, unless reference to previous session laws is required for some special reason.

Bills shall refer to Minnesota Statutes as follows:

"Minnesota Statutes\_\_\_\_\_, Section\_\_\_\_\_."

Bills shall refer to the session laws as follows:

"Laws\_\_\_\_\_, Chapter\_\_\_\_\_, Section\_\_\_\_\_."

A bill for the amendment of a statute shall contain the full text of the chapter, section, or subdivision to be amended as it appears in the latest edition of Minnesota Statutes, unless it has been amended at a later session, in which event it shall contain the full text as amended. The words and characters constituting the amending matter shall be inserted in the proper place in the text and underscored. The words and characters to be eliminated by the amendment shall be stricken by drawing a line through them. 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. Before a committee favorably reports upon such a bill, the chairman of the committee shall see that the bill conforms to this rule. When a bill is printed, the new matter shall be in italics, or underscored, and the matter to be eliminated shall be capitalized and in brackets, or stricken by drawing a line through it. 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.

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. If such a 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, Section 648.36.

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 shall not be followed by numbers in parentheses.

That joint rule 20 be amended to read:

#### DEADLINES

Rule 20. Except for reports from the Senate Committees on Finance and on Taxes and Tax Laws, and the House Committees on Appropriations and on Taxes, committee reports on bills favorably acted upon by the committee 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 favorably acted upon by the committee 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.

Mr. Coleman moved the adoption of the foregoing resolution.

The question being taken on the resolution,

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

The motion prevailed. So the resolution was adopted.

Mr. Coleman introduced—

Senate Resolution No. 3: A Senate resolution relating to employees authorized for the 1975 Session of the 69th Legislature.

BE IT RESOLVED, by the Senate, that the Senate shall employ for the first Session of the 69th Legislature, the following:

NUMBER OF POSITIONS	POSITION	SALARY PER DAY
2	Administrative Assistant I	\$47.57
1	Administrative Assistant II	\$53.62
1	Assistant Executive Secretary	\$33.27
2	Assistant Sergeant-At-Arms	\$29.15
1	Captain of Pages	\$26.12
1	Chaplain (Several to serve during session)	\$25.00
1	Chief Committee Secretary	\$40.97
1	Chief Indexer	\$36.20
10	Clerk I	6 @ \$22.83
		4 @ \$24.20
9	Clerk Typist I	5 @ \$23.87
		4 @ \$25.30
8	Clerk Typist II	5 @ \$24.91
		3 @ \$26.40
12	Committee Administrative Assistant	\$39.05

11	Committee Clerk I	8 @	\$23.87
		3 @	\$25.30
2	Committee Clerk II	1 @	\$25.94
		1 @	\$27.50
1	Committee Clerk III		\$29.70
13	Committee Secretary	1 @	\$31.13
		12 @	\$33.00
1	Engrossing Clerk		\$27.50
1	Engrossing Secretary		\$36.20
1	Enrolling Clerk		\$26.00
2	Executive Secretary		\$40.97
1	First Assistant Secretary of the Senate		\$73.70
1	Fiscal Services Aide		\$31.35
1	Fiscal Services Supervisor		\$39.05
1	Fourth Assistant Secretary of the Senate		\$35.75
1	Indexer I		\$25.94
2	Indexer II		\$30.80
1	Legislative Fiscal Analyst I		\$57.53
2	Legislative Fiscal Analyst II		\$64.90
2	Legislative Fiscal Analyst III	1 @	\$73.97
		1 @	\$78.08
4	Legislative Assistant I	1 @	\$30.14
		3 @	\$33.00
3	Legislative Assistant II		\$39.05
4	Legislative Clerk I		\$23.87
3	Legislative Clerk II	1 @	\$25.94
		2 @	\$27.50
3	Legislative Clerk III		\$28.05
1	Machine Operator		\$26.12
1	Minority Secretary of the Senate		\$65.45
25	Page	15 @	\$20.00
		10 @	\$22.00
1	Personnel Officer		\$52.25
1	Public Information Officer		\$34.25
4	Researcher I	1 @	\$32.72
		3 @	\$35.62
5	Researcher II	1 @	\$35.62
		1 @	\$38.36
		3 @	\$39.32
2	Researcher III		\$48.67
1	Second Assistant Secretary of the Senate		\$44.00
18	Secretary	4 @	\$29.06
		14 @	\$30.80
1	Secretary to the Majority Leader		\$40.97
1	Secretary of the Senate		\$81.40
11	Senate Research I	3 @	\$34.10
		2 @	\$39.73
		1 @	\$42.35
		3 @	\$45.25
		2 @	\$45.65
6	Senate Research II	2 @	\$46.58
		1 @	\$52.80
		3 @	\$59.40



4	Senate Research III	2 @ \$68.49
		1 @ \$71.23
		1 @ \$72.60
15	Sergeant	3 @ \$20.00
		12 @ \$22.00
1	Sergeant-At-Arms	_____
20	Stenographer I	14 @ \$24.91
		6 @ \$26.40
20	Stenographer II	\$26.98
		20 @ \$28.60
1	Third Assistant Secretary of the Senate	\$39.32

Mr. Coleman moved the adoption of the foregoing resolution.

The question being taken on the adoption of the resolution,

And the roll being called, there were yeas 57 and nays 4, as follows:

Those who voted in the affirmative were:

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

Messrs. Berg; Blatz; Brown and Hansen, Mel voted in the negative.

The motion prevailed. So the resolution was adopted.

Mr. Coleman introduced—

Senate Resolution No. 4: A Senate resolution appointing personnel to respective positions for the 1975 Session of the Minnesota State Senate at the salaries heretofore established.

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 established:

POSITION	NAME
Administrative Assistant I	Jonathan Thomson
Administrative Assistant II	John Kaul
Assistant Executive Secretary	Natalie Kray
Captain of Pages	Deborah Mangan
Chief Committee Secretary	Josephine Dario
Chief Indexer	Ardis Schulz

Clerk I	Geraldta Coleman Dennis Dwyer Steven Goff Sandra Greeley Gregory Hurner Thomas Thornton
Clerk-Typist I	Vicki I. Block Helen Donahue Virginia Engelhard Sally Finney Lucie Gebhardt Teresa Gran Susan Hartfiel Kay Motteberg Eileen Tysk
Clerk-Typist II	Mary Ann Hecht Mary S. Lee
Committee Administrative Assistant	Mark C. Andrew Michael Ahern Susan B. Chianelli Rosemary Goff Peter Jay Kiedrowski Janet Lund Adelaide O'Brien Linda Schutz Dale Ulrich Mark Winkler
Committee Clerk I	James Campbell Ed Cassidy Nelsene Karns Cynthia Kitlinski Stephanie Lemenowsky Gene Nelson Patricia Rohr Mary Lyn Uhl
Committee Clerk II	Berry Richards
Committee Clerk III	
Committee Secretary	Bettye Bates Connie Dabelow Romaine Houle Peggy Kormendy Helen Lyons Phyllis Meryhew Mary Mogush Dagny Swanson LaVerne Swanson Mary Turk Ardella Tischler Ardith Vos

Executive Secretary	Dorothy Abell Sandra Read
Fiscal Services Aide	Deborah Getter
Fiscal Services Supervisor	Joyce Kleinschmidt
Fourth Assistant Secretary of the Senate	James Greenwalt
Indexer I	Jeanne Zanka
Indexer II	Marcia Greenfield Catherine Morrison
Legislative Fiscal Analyst I	David Giel
Legislative Fiscal Analyst II	David Buelow David Johnson
Legislative Fiscal Analyst III	Earl Evenson Harold Miller
Legislative Assistant I	Neil Heikkila Denise Anderson Gary Botzek Mike Robertson
Legislative Assistant II	Diane Hendrickson M. Lucy Johnson
Legislative Clerk I	
Legislative Clerk II	Allen Finnegan Patrice Urman Patti Ryan
Legislative Clerk III	
Machine Operator	Barry Alverman
Minority Secretary of the Senate	George G. Goodwin
Page	Mary Aldrich Colleen Barry Theresa Cooper Jerome Earley Mary E. Elchert Meredith Erickson Charles Fastner Ann Fenlon John Gopher Bradley Johnson Thomas Johnson Keith Krueger Julianne Lapore George Mainz Colleen Marrin Kathleen Murphy Gertrude Neid Marcia Nelson Jean Sullivan Nancy Thill David Vail Charles Wallace Robert Wold Eugene Daly
Personnel Officer	

<b>Public Information Officer</b>	James Pirius
<b>Researcher I</b>	Kathy Gagne Susan Haigh Steven Lindgren Robert Renner, Jr.
<b>Researcher II</b>	Robert Ambrose Gary Bastian Joseph Beaton Frank Fly David Karpinski
<b>Researcher III</b>	Ronnie Brooks John Meusey
<b>Secretary</b>	Susan Breska Joyce Bukosky Marlys Chamberlain Jeri Dalbey Lois DeLong Eleanor Dierckins Barbara Glick Martha Gordon Lorraine Hartman Stella Hough Sandra Lash Laura Lindorfer Mabel Loomis Garlyn O'Leary Ruth Peterson
<b>Secretary to Majority Leader</b>	Shirley Cardwell
<b>Senate Research I</b>	Joyce Clague Thomas Deans James E. Dinerstein Dennis Ferche Dianne Heins Gary Johnson Stephen Korstad Jerome A. Miranowski Marcia Proctor John St. Marie Richard Sevra
<b>Senate Research II</b>	Roger Bergerson John Ellefson Robert Lacy John Lennes Thomas J. Triplett
<b>Senate Research III</b>	Louis Claeson William Riemerman Peter Wattson
<b>Sergeant</b>	Jerome Coughlin James Darrell Paul Destasio Ralph Graham

Otto Haase  
 Mary Kennedy  
 William Larson  
 Alois Mareck  
 Daniel Orsello  
 Lee Preston  
 Mary Russell  
 C. Thomas Stieger

Stenographer I

JoAnne Blockey  
 Doris Bronkar  
 Vickie DeHoop  
 Sharon Emery  
 Maxine Hipkins  
 Janet Kampf  
 Margaret McShea  
 Mary Maetzold  
 Ardis O'Brien  
 Rita Ruhnke  
 Dolores Schuna  
 Sandra Smith  
 Ann-Louise Taylor  
 Debi Unger  
 Gale Waldron

Stenographer II

Sandra Brown  
 Terri Byrne  
 Mary Catlin  
 Genevieve Donch  
 Wilma Edhlund  
 Lorene Helmberger  
 Linda Holt  
 Emma Holm  
 Nancy Mathisrud  
 Rhoda Parker  
 Yvonne Ringgold  
 Betty Rosas  
 Marit Sandbo  
 Anne Steffel  
 Joanne Stassen  
 Betty Stohr  
 Cara Torseth  
 Shirley Traxler  
 Joyce Van Guilder  
 Marion Vogel

Third Assistant Secretary of the  
 Senate

Paul A. Johnson

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

Mr. Coleman introduced—

Senate Resolution No. 5: A senate resolution relating to a  
 committee on mileage.

**BE IT RESOLVED**, by the Senate, that the following named persons are appointed as a committee on mileage:

Messrs. Laufenburger, Conzemius and Keefe, J.

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

Mr. Coleman introduced—

Senate Concurrent Resolution No. 2: A senate concurrent resolution relating to parking space on the Capitol grounds, Capitol Approach and Aurora Avenue for members of the Legislature and staff.

**BE IT RESOLVED**, by the Senate of the State of Minnesota, the House of Representatives concurring therein:

The custodian of the Capitol is directed to reserve all parking space necessary on the Capitol grounds, Capitol Approach and Aurora Avenue for the use of the members and staff of the Legislature for the sixty-ninth session of the Legislature, allowing reasonable space for parking to the general public having business at the Capitol. 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 necessary personnel to assist the custodian of the Capitol in this matter.

The Secretary of the Senate and the Chief Clerk of the House of Representatives are authorized to deduct from the check of any legislator or legislative employee in each year of the sixty-ninth session of the Legislature a sum adequate to cover the exercise of the parking privilege herein defined in conformity with the practice of the department of administration.

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

Mr. Coleman introduced—

Senate Resolution No. 6: A senate resolution relating to standing committees.

**BE IT RESOLVED**, by the Senate, that there shall be the following named standing committees of the Senate for the Sixty-ninth session, composed of the number of members set opposite the name of each committee, and composed of the members whose names are herein listed:

#### COMMITTEE ON COMMITTEES (6)

Davies, Chairman  
Borden, Vice Chairman  
Ashbach

Coleman  
Conzemius  
Josefson

## EDUCATION (17)

Hughes, Chairman	O'Neill
Anderson, Vice Chairman	Patton
Dunn	Sillers
Humphrey	Solon
Kleinbaum	Stassen
Lewis	Stumpf
Moe	Ueland
Nelson	Wegener
Olson, H. D.	

## FINANCE (20)

Arnold, Chairman	Josefson
Anderson	Kirchner
Ashbach	Moe
Borden	Ogdahl
Chenoweth	Olson, J. L.
Davies	Perpich, G.
Doty	Purfeerst
Fitzsimons	Renneke
Hansen, Mel	Tennessee
Hughes	Willet

## GOVERNMENTAL OPERATIONS (19)

Gearty, Chairman	North
McCutcheon, Vice Chairman	Ogdahl
Ashbach	Perpich, A. J.
Borden	Pillsbury
Brown	Schaaf
Chenoweth	Schmitz
Hansen, Mel	Stassen
Hughes	Stokowski
Milton	Ueland
Nelson	

## HEALTH, WELFARE AND CORRECTIONS (16)

Conzemius, Chairman	Lewis
Perpich, G., Vice Chairman	Milton
Brown	Nelson
Keefe, J.	North
Keefe, S.	Renneke
Kirchner	Solon
Knutson	Spear
Kowalczyk	Tennessee

## JUDICIARY (15)

Davies, Chairman	Knutson
Tennessee, Vice Chairman	McCutcheon
Anderson	Merriam
Blatz	Pillsbury
Doty	Schaaf
Humphrey	Sillers
Jensen	Spear
Keefe, J.	

## LABOR AND COMMERCE (15)

Hansen, Baldy, Chairman	Laufenburger
Keefe, S., Vice Chairman	Merriam
Bang	Olson, J. L.
Davies	Pillsbury
Hanson, R.	Schrom
Kleinbaum	Solon
Kowalczyk	Spear
Larson	

## LOCAL GOVERNMENT (12)

Olson, A. G., Chairman	Larson
Willet, Vice Chairman	Olhoff
Bernhagen	Olson, H. D.
Chmielewski	Patton
Dunn	Schmitz
Hanson, R.	Stokowski

## METROPOLITAN AND URBAN AFFAIRS (15)

Chenoweth, Chairman	Milton
Doty, Vice Chairman	North
Gearty	Schaaf
Humphrey	Stassen
Keefe, J.	Stokowski
Kirchner	Stumpf
Knutson	Ueland
Lewis	

## NATURAL RESOURCES AND AGRICULTURE (15)

Moe, Chairman	Olson, H. D.
Wegener, Vice Chairman	Olson, J. L.
Berg	Purfeerst
Bernhagen	Renneke
Dunn	Schrom
Hanson, R.	Stumpf
Merriam	Willet
Olhoff	

## RULES AND ADMINISTRATION (18)

Coleman, Chairman	Hansen, Baldy
Conzemius, Vice Chairman	Hughes
Arnold	Jensen
Ashbach	Laufenburger
Blatz	Moe
Borden	Ogdahl
Chenoweth	Olson, A. G.
Davies	O'Neill
Gearty	Perpich, A. J.

## TAXES AND TAX LAWS (20)

Perpich, A. J., Chairman	Berg
Schrom, Vice Chairman	Blatz
Bang	Chmielewski



Coleman	Larson
Conzemius	Laufenburger
Frederick	McCutcheon
Gearty	Olson, A. G.
Hansen, Baldy	O'Neill
Jensen	Sillers
Kleinbaum	Wegener

### TRANSPORTATION AND GENERAL LEGISLATION (15)

Laufenburger, Chairman	Josefson
Chmielewski, Vice Chairman	Keefe, S.
Bang	Olhoft
Brown	Olson, A. G.
Fitzsimons	Perpich, G.
Frederick	Purfeerst
Hansen, Baldy	Schmitz
Hansen, Mel	

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

Mr. Coleman introduced—

Senate Resolution No. 7: A senate resolution relating to postage.

BE IT RESOLVED, by the Senate, that for the 1975 session of the 69th Legislature, the Secretary of the Senate is authorized to purchase postage to furnish each member of the Senate \$300 in postage, and each member named as chairman of a standing committee an additional \$100 in postage for the necessary business of his committee.

An additional \$100 in postage is authorized for the Minority Leader, Mr. Ashbach, and for the Assistant Majority Whip, Mr. Borden.

Each member of the Senate shall receipt to the Secretary of the Senate for postage so received.

Mr. Coleman moved the adoption of the foregoing resolution.

The question being taken on the 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	Chmielewski	Hansen, Mel	Kowalczyk	Ogdahl
Arnold	Coleman	Hanson, R.	Larson	Olhoft
Ashbach	Conzemius	Hughes	Laufenburger	Olson, A. G.
Bang	Davies	Humphrey	Lewis	Olson, H. D.
Berg	Doty	Jensen	McCutcheon	Olson, J. L.
Bernhagen	Dunn	Josefson	Merriam	O'Neill
Blatz	Fitzsimons	Keefe, S.	Milton	Patton
Borden	Frederick	Kirchner	Moe	Perpich, A. J.
Brown	Gearty	Kleinbaum	Nelson	Perpich, G.
Chenoweth	Hansen, Baldy	Knutson	North	Pillsbury

Purfeerst	Schmitz	Solon	Stokowski	Ueland
Renneke	Schrom	Spear	Stumpf	Wegener
Schaaf	Sillers	Stassen	Tennessee	Willet

The 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

Daniel L. Kane, Second Assistant Chief Clerk

William C. Elkington, Postmaster

Laurence W. Bothwell, Assistant Sergeant at Arms

Mary Jane Hedstrom, Assistant Sergeant at Arms

Shirley F. Tschida, Assistant Sergeant at Arms

Stephen E. Fischer, Index Clerk

Reverend Tomas E. Meeks, Chaplain.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted January 7, 1975

Mr. President:

I have the honor to announce that the House has appointed a committee of five 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.

George Mann, A. J. (Tony) Eckstein, Stanley Enebo, John Spanish, and Salisbury Adams have been appointed to such committee on the part of the House.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted January 7, 1975

Mr. Coleman introduced—

Senate Resolution No. 8: A senate resolution relating to appointment of a committee to notify the Governor the Senate is organized.

BE IT RESOLVED, by the Senate, that the President of the

Senate shall appoint a committee of seven to act with a similar committee of the House of Representatives to notify 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 foregoing resolution. The motion prevailed. So the resolution was adopted.

#### APPOINTMENTS

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

Messrs. Berg; Doty; Merriam; Nelson; Olson, J. L.; Schmitz and Stumpf.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman introduced—

Senate Resolution No. 9: A senate resolution relating to informing the House of Representatives that the Senate is organized.

BE IT RESOLVED, by the Senate, that the Secretary of the Senate shall inform the House of Representatives that the Senate is now organized.

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

#### 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 11:45 a.m., Wednesday, January 8, 1975, to receive the message of the Honorable Wendell R. Anderson, Governor of the State of Minnesota, said message to be delivered at 12:00 noon.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted January 7, 1975

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 11:45 a.m., Wednesday, January 8, 1975 to receive the message of the Honorable Wendell R. Anderson, Governor of the State of Minnesota. The motion prevailed.

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 8, 1975, at 12:00 noon.

Peter Fugina, Walter Hanson, Linda Berglin, Victor Schulz, Ray O. Pleasant, Harold J. Dahl and Mary Forsythe have been appointed as members of such committee on the part of the House.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted January 7, 1975

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman introduced—

Senate Resolution No. 10: A senate resolution relating to appointment of a committee to escort the Governor to the House Chamber for a Joint Session.

BE IT RESOLVED, by the Senate, that the President of the Senate shall appoint a committee of seven members of the Senate to act with a like committee on the part of the House of Representatives to escort 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 8, 1975, at 12:00 o'clock noon.

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

#### APPOINTMENTS

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

Messrs. Josefson, Kowalczyk, Schrom, Solon, Ueland, Wegener and Willet.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman introduced—

Senate Resolution No. 11: A senate resolution relating to the schedule of standing committee meetings.

BE IT RESOLVED, by the Senate, that standing committees shall meet during the Sixty-ninth Session according to the following schedule:

## SENATE COMMITTEE SCHEDULE

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

Mr. Coleman moved the adoption of the foregoing resolution. The 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 8, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## SECOND DAY

St. Paul, Minnesota, Wednesday, January 8, 1975

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

### CALL OF THE SENATE

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

Berg	Dunn	Kleinbaum	Olson, J. L.	Spear
Bernhagen	Fitzsimons	Kowalczyk	Patton	Stassen
Blatz	Gearly	Larson	Perpich, A. J.	Stokowski
Borden	Hansen, Baldy	Lewis	Perpich, G.	Tennessee
Brown	Hansen, Mel	McCutcheon	Pillsbury	Ueland
Chmielewski	Hanson, R.	Moe	Purfeerst	Willet
Coleman	Humphrey	Ogdahl	Schmitz	
Davies	Keefe, S.	Olhoft	Schrom	
Doty	Kirchner	Olson, A. G.	Solon	

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

Prayer was offered by the Chaplain, Monsignor Ambrose Hayden.

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

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

The President declared a quorum present.

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

### REPORTS AND RESOLUTIONS FILED DURING THE INTERIM WITH THE SECRETARY OF THE SENATE

Various reports were filed during the 1974 interim by Retirement and Relief Associations and are on file in the office

of the Secretary of the Senate; also reports made by the Legislative Audit Commission on various state institutions and boards; Tenth Annual Report, 1973 Minnesota Courts; Great Lakes Commission, 1974-75; Actuarial Survey and Valuation of the Municipal Employees Retirement Fund, December 31, 1973; Department of Public Safety, Minnesota Crime Information, 1973; Department of Finance, Quarterly Financial Report, 3rd Quarter January 1, 1974 to March 31, 1974 and the nine month period July 1, 1973 to March 31, 1974; State Auditor of Minnesota on the Revenues, Expenditures, and Debt of State and Local Governments in Minnesota, July 1, 1971 to June 30, 1972; Minnesota School Boards Association Annual Report, June 30, 1974; Report of the Attorney General, 1973-74; Governor's Commission on Crime Prevention and Control, Project Evaluation; State Auditor's Report on Minnesota Counties, 1974; State of Minnesota Debt Service, June 30, 1974; Minnesota State Retirement System, Report on Actuarial Valuation, June 30, 1974; Minnesota State Judges' Retirement Fund, Report on Actuarial Valuation, June 30, 1974; Highway Patrolmen's Retirement Plan, June 30, 1974; Public Employees Retirement Association, Actuarial Valuation Report, June 30, 1974 census; Gillette Children's Hospital Annual Report, 1973-74; Teachers' Retirement Association, Report of Actuarial Valuation, June 30, 1974; Surplus Land Disposition, Biennial Report; Department of Agriculture, Biennium Report, 1972-74; Department of Public Safety, Biennial Report, July 1, 1972 to June 30, 1974; Minnesota Pollution Control Agency, Progress Report and Long-Range Plan, November 15, 1974; The Implementation Plan for the Uniform Financial Reporting System for Minnesota School Districts; Report and Recommendations of the State Personnel Board, November 15, 1974; Department of Agriculture, Revenue Report, July 1, 1972 to June 30, 1974; Department of Finance, Quarterly Financial Report, 4th Quarter April 1, 1974 to June 30, 1974 and the twelve month period July 1, 1973 to June 30, 1974; Legislative Retirement Study Commission, Summary of Expenses from July 1, 1973 to November 30, 1974; Department of Public Welfare, Comprehensive Plan, December 1974; Minnesota Commission on Interstate Cooperation, Biennial Report, 1973-74; Report of the Minnesota Indian Affairs Commission; Department of Economic Development, Biennial Report, 1973; State Court Administrator Report, Interception of Communications, 1973-74; Department of Revenue, Biennial Report, 1973-74; Report of Revisor of Statutes, Concerning Certain Opinions of the Supreme Court, November 1974; Cities and Villages per capita, Indebtedness and Classification of Indebtedness, Fiscal years ended July 1, 1972 to June 30, 1973; Cities and Villages per capita, Receipts and Disbursements, Fiscal years ended July 1, 1972 to June 30, 1973; Metropolitan Transit Commission, 1974 Annual Report; Minnesota Legislative Tax Study Commission, December 5, 1974; Minnesota State Planning Agency, 1973 Human Services Act, Final Report, January 1, 1975; Commission on Minnesota's Future, Progress Report, November 30, 1974; Minnesota Pollution Control Agency, Special Report, Potential Funding Mechanisms for a Grants-in-Aid Program for Resource Conservation and Resource Recovery, January 1975; The Fifth

Annual Report of the St. Cloud Metropolitan Transit Commission, 1974; Public Employees Retirement Association, 43rd Annual Report, June 30, 1974; Minnesota State Board of Pharmacy, July 1, 1972 to June 30, 1974; Mississippi River Parkway Commission of Minnesota, Biennial Report, 1973-75; Minnesota Session Laws 1974 Chapter 479 Report, Minnesota Data Security and Privacy Act; Department of Labor and Industry, Biennial Report, July 1, 1972 to June 30, 1974.

#### **INTRODUCTION AND FIRST READING OF SENATE BILLS**

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

Mr. Arnold introduced—

S. F. No. 1: A bill for an act relating to crimes and criminals; aggravated assault; amending Minnesota Statutes 1974, Section 609.225.

Referred to the Committee on Judiciary.

Mr. Arnold introduced—

S. F. No. 2: A bill for an act relating to crimes and criminals; assault upon a child; specifying penalties therefor; amending Minnesota Statutes 1974, Chapter 609, by adding a section.

Referred to the Committee on Judiciary.

Mr. Arnold introduced—

S. F. No. 3: A bill for an act relating to governmental operations; providing for vacancies in certain offices upon the occurrence of a vacancy in the office of governor.

Referred to the Committee on Governmental Operations.

Mr. Arnold introduced—

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

Referred to the Committee on Judiciary.

Mr. Arnold introduced—

S. F. No. 5: A bill for an act relating to state employees; requiring prior written approval of out of state travel requests; amending Minnesota Statutes 1974, Section 43.327, Subdivision 2.

Referred to the Committee on Governmental Operations.



Mr. Arnold introduced—

S. F. No. 6: A bill for an act relating to tax forfeited lands; providing conditions for the sale of tax forfeited riparian lands; amending Minnesota Statutes 1974, Sections 9.071 and 282.018.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Fitzsimons, Moe and Sillers introduced—

S. F. No. 7: A bill for an act relating to motor vehicle registration; exempting trailers used by farmers to carry liquid fertilizer from licensing requirements; amending Minnesota Statutes 1974, Section 168.012, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Mr. Fitzsimons introduced—

S. F. No. 8: A bill for an act authorizing a Warren hospital district to create three service districts for taxing purposes; designating the method of computing the tax; providing for hearing and appeal procedures.

Referred to the Committee on Local Government.

Messrs. Fitzsimons and Arnold introduced—

S. F. No. 9: A bill for an act relating to natural resources; state timber lands; setting minimum value for informal sales; amending Minnesota Statutes 1974, Section 90.191, Subdivision 1.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Davies, Blatz and Tennessen introduced—

S. F. No. 10: A bill for an act relating to certain commercial transactions; amending provisions of the uniform commercial code governing secured transactions and related provisions; amending Minnesota Statutes 1974, Chapter 336, by adding sections; and Sections 336.1-105; 336.1-201; 336.2-107; 336.5-116; 336.9-102; 336.9-103; 336.9-104; 336.9-105; 336.9-106; 336.9-203; 336.9-204; 336.9-205; 336.9-301; 336.9-302; 336.9-304; 336.9-305; 336.9-306; 336.9-307; 336.9-308; 336.9-312; 336.9-313; 336.9-318; 336.9-401; 336.9-402; 336.9-403; 336.9-404; 336.9-405; 336.9-406; 336.9-407; 336.9-501; 336.9-502; 336.9-504; and 336.9-505; repealing Minnesota Statutes 1974, Section 336.9-408.

Referred to the Committee on Judiciary.

Messrs. Doty, Anderson and Olhoft introduced—

S. F. No. 11: A bill for an act relating to taxation; deduction of certain interest in computing gross income for income tax pur-

poses; amending Minnesota Statutes 1974, Section 290.01, Subdivision 20.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Keefe, S.; Stumpf and Davies introduced—

S. F. No. 12: A bill for an act relating to zoning; public hearings; notice to property owners of proposed changes in zoning districts; amending Minnesota Statutes 1974, Section 462.357, Subdivision 3.

Referred to the Committee on Local Government.

Messrs. Keefe, S.; Ogdahl and Anderson introduced—

S. F. No. 13: A bill for an act relating to education; establishing a center for consumer education services and prescribing its duties; appropriating money.

Referred to the Committee on Education.

Messrs. Keefe, S.; Bang and Perpich, G. introduced—

S. F. No. 14: A bill for an act relating to highway traffic regulations; allowing the transportation of hockey sticks on school buses; amending Minnesota Statutes 1974, Section 169.44, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Messrs. Borden, Brown and Schaaf introduced—

S. F. No. 15: A bill for an act relating to solid waste pollution; requiring beverage containers to have certain refund values; providing for certification of uniform containers; providing penalties.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Doty and Anderson introduced—

S. F. No. 16: A bill for an act relating to taxation; exempting from the sales tax heating oil and utility products used for residential heating; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Davies, Nelson and McCutcheon introduced—

S. F. No. 17: 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 1974, Sections 12.34, Subdivision 3; 12.45; 17.23, Subdivision 3; 21.122; 21.58, Subdivision 1; 24.077; 24.181; 29.091, Subdivision 7; 29.28; 31.185, Subdivision 13; 31.403; 31.58; 31.611; 32.101; 32.205; 32.534; 32.645, Subdivision 2; 33.091; 33.171; 34.113; 35.70, Subdivision 1; 54.28; 64A.46, Subdivision 2; 65B.13; 69.58; 71A.08, Subdivision 1; 79.23; 85.20, Subdivisions 3 and 5; 88.11, Subdivision 2; 88.13, Subdivision 3; 88.14, Subdivision 2; 88.19; 97.55, Subdivision 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; 168.275; 168.36, Subdivision 2; 169.121, Subdivisions 3 and 4; 175.34; 180.10; 181.30; 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; 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; 327.07; 329.17, Subdivision 2; 333.13; 333.135; 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; 631.04; and 641.10; repealing Minnesota Statutes 1974, Sections 31.405; 35.70, Subdivision 2; and 340.83.

Referred to the Committee on Judiciary.

Mr. Chmielewski introduced—

S. F. No. 18: A bill for an act relating to historic sites; Hinckley depot restoration committee; appropriating money to the committee.

Referred to the Committee on Finance.

Messrs. North, Kirchner and Chenoweth introduced—

S. F. No. 19: A bill for an act relating to metropolitan government; reorganizing various laws relating to the metropolitan council, metropolitan commissions and other metropolitan governmental entities; repealing Minnesota Statutes 1974, Sections 360.101 to 360.144; 360.74 to 360.80; Chapters 399, 473A, 473B, 473C, 473D and 473G.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Spear, Frederick and Doty introduced—

S. F. No. 20: A bill for an act relating to motor vehicles; registration; registration and taxation of certain motor vehicles; amending Minnesota Statutes 1974, Section 168.10, Subdivision 1, and by adding subdivisions.

Referred to the Committee on Transportation and General Legislation.

Messrs. Chenoweth; Keefe, J. and Schaaf introduced—

S. F. No. 21: A bill for an act relating to the metropolitan council; providing for its size and election after the 1980 census; amending Minnesota Statutes 1974, Section 473B.02, by adding a subdivision.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Hughes, Sillers and Humphrey introduced—

S. F. No. 22: A bill for an act relating to education; the establishment of educational cooperative service units to provide educational services and programs on a regional basis; appropriating money therefor.

Referred to the Committee on Education.

Messrs. Anderson, Pillsbury and Lewis introduced—

S. F. No. 23: A bill for an act relating to dogs; requiring notification to a dog's owner or the appropriate law enforcement agency prior to the dog being declared a public nuisance for interfering with domestic animals; amending Minnesota Statutes 1974, Chapter 347, by adding a section; repealing Minnesota Statutes 1974, Section 347.03.

Referred to the Committee on Transportation and General Legislation.

Messrs. Olson, H. D.; Patton and Purfeerst introduced—

S. F. No. 24: A bill for an act relating to game and fish; restricting the taking of deer to antlered bucks only; amending Minnesota Statutes 1974, Section 100.27, Subdivision 1.

Referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 25: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 2; setting the size of the legislature at 49 senators and 98 representatives.

Referred to the Committee on Governmental Operations.

Messrs. North, Kowalczyk and Conzemius introduced—

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

Referred to the Committee on Governmental Operations.

Messrs. Hansen, Mel; Nelson and Berg introduced—

S. F. No. 27: A bill for an act relating to elections; regulating the position of names on ballots; amending Minnesota Statutes 1974, Section 203.34, Subdivision 1; and repealing Minnesota Statutes 1974, Section 203.33, Subdivision 3.

Referred to the Committee on Transportation and General Legislation.

#### 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. 1: A senate concurrent resolution relating to the adoption of temporary joint rules.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned January 7, 1975

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: A senate concurrent resolution relating to parking space on the Capitol grounds, Capitol Approach and Aurora Avenue for members of the Legislature and staff.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned January 7, 1975

Mr. President:

Pursuant to Article IV, Section 12, of the Constitution of the State of Minnesota, the House of Representatives requests the consent of the Senate for adjournment of the House from Wednesday, January 8, 1975 to Monday, January 13, 1975.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted January 7, 1975

Mr. Coleman moved that the Senate consent to the request of the House of Representatives for adjournment of the House from Wednesday, January 8, 1975 to Monday, January 13, 1975. The motion prevailed.

#### RECESS

Mr. Coleman moved that the Senate do now recess until after the conclusion of the Joint Convention. The motion prevailed.

The Senate reconvened at the appointed time.

Without objection, the Senate reverted to the Order of Business of Introduction and First Reading of Senate Bills.

#### **INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bill was read the first time and referred to the committee indicated.

Messrs. Davies, Knutson and Olson, A. G. introduced—

S. F. No. 28: A bill for an act relating to the compensation of victims of motor vehicle accidents; providing that survivors economic loss benefits shall be decreased by any expenses avoided by the decedent's death; requiring cooperation of a person claiming benefits before and after commencement of suit; requiring bureau notification within a specified time under the assigned claims plan; amending Minnesota Statutes 1974, Sections 65B.43, Subdivisions 7 and 12; 65B.44, Subdivisions 1, 2, 6, 7 and 8; 65B.51, Subdivision 2; 65B.56, Subdivision 1; 65B.59; 65B.61, Subdivision 2; 65B.65; 65B.67, Subdivisions 1 and 2; repealing Minnesota Statutes 1974, Section 65B.52.

Referred to the Committee on Labor and Commerce.

#### **MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Coleman moved that the Senate do now adjourn until 10:00 o'clock a.m., Thursday, January 9, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

### THIRD DAY

St. Paul, Minnesota, Thursday, January 9, 1975

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

#### CALL OF THE SENATE

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

Anderson	Davies	Keefe, S.	Moe	Renneke
Bang	Doty	Kirchner	Olson, A. G.	Schmitz
Berg	Dunn	Kowalczyk	Olson, J. L.	Schrom
Blatz	Gearty	Larson	O'Neill	Spear
Borden	Hansen, Baldy	Laufenburger	Patton	Stokowski
Brown	Hansen, Mel	Lewis	Perpich, A. J.	Stumpf
Chmielewski	Hanson, R.	McCutcheon	Perpich, G.	Tennessee
Coleman	Humphrey	Merriam	Pillsbury	Wegener
Conzernius	Josefson	Milton	Purfeerst	Willet

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

Prayer was offered by the Chaplain, Monsignor Ambrose Hayden.

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

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

The President declared a quorum present.

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

#### MEMBERS EXCUSED

Messrs. Hughes; Solon; Jensen; Keefe, J. and Ueland were excused from the Session of today.

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

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

Mr. Fitzsimons introduced—

S. F. No. 29: A bill for an act relating to appropriations; appropriating funds to the University of Minnesota for geological research purposes.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Perpich, A. J. introduced—

S. F. No. 30: A bill for an act relating to the claim of Fred A. Hall; arising from the destruction of pulpwood by a fire under the management of the department of natural resources; appropriating money for the payment thereof.

Referred to the Committee on Finance.

Messrs. Anderson, Sillers and Hughes introduced—

S. F. No. 31: A bill for an act relating to education; requiring random audits of school district pupil unit counts; mandating adjustment for disparities; providing a penalty; amending Minnesota Statutes 1974, Section 124.14, Subdivision 1, and by adding a subdivision.

Referred to the Committee on Education.

Messrs. Keefe, S.; Hansen, Baldy and Hanson, R. introduced—

S. F. No. 32: A bill for an act relating to unemployment compensation; authority to pay extended benefits; amending Minnesota Statutes 1974, Section 268.071, Subdivision 7.

Referred to the Committee on Labor and Commerce.

Messrs. Olson, A. G.; Olson, J. L. and Conzemius introduced—

S. F. No. 33: A bill for an act relating to intoxicating liquor; requiring certain signs in licensed premises.

Referred to the Committee on Labor and Commerce.

**MOTIONS AND RESOLUTIONS**

Mr. Fitzsimons moved that the name of Mr. Dunn be added as co-author to S. F. No. 9. The motion prevailed.

Mr. Coleman moved that the Senate do now adjourn until 7:30 o'clock p.m., Monday, January 13, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate



## FOURTH DAY

St. Paul, Minnesota, Monday, January 13, 1975

The Senate met at 7:30 o'clock p.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	Conzemius	Hughes	McCutcheon	Pillsbury
Ashbach	Doty	Humphrey	Merriam	Purfeerst
Bang	Dunn	Josefson	Milton	Schmitz
Bernhagen	Fitzsimons	Keefe, S.	Moe	Spear
Borden	Frederick	Kirchner	Olson, A. G.	Stokowski
Brown	Gearty	Kleinbaum	Olson, J. L.	Stumpf
Chenoweth	Hansen, Baldy	Larson	O'Neill	Tennessee
Chmielewski	Hansen, Mel	Laufenburger	Perpich, A. J.	Wegener
Coleman	Hanson, R.	Lewis	Perpich, G.	Willet

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

Prayer was offered by the Chaplain, Rev. Albert Byrne.

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

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

The President declared a quorum present.

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

## MEMBERS EXCUSED

Messrs. Arnold; Davies; Jensen; Keefe, J.; Knutson; Olson, H. D.; Patton; Renneke; Solon and Ueland were excused from the Session of today.

**EXECUTIVE AND OFFICIAL COMMUNICATIONS**

January 10, 1975

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 69th Session of the Minnesota Legislature on Thursday, January 16, 1975, at 2:30 P.M. for the purpose of presenting my budget recommendations for the 1975-76 biennium to the Legislature.

Sincerely,  
Wendell R. Anderson, Governor

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

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

Messrs. Frederick; Hansen, Baldy and Stassen introduced—

S. F. No. 34: A bill for an act relating to appropriations; appropriating and transferring money for payment of Vietnam veterans adjusted compensation.

Referred to the Committee on Transportation and General Legislation.

Messrs. Hanson, R. and Keefe, S. introduced—

S. F. No. 35: A bill for an act relating to employment services; unemployment compensation; employer's contribution; experience ratio computation; benefit amount; amending Minnesota Statutes 1974, Sections 268.04, Subdivision 25; 268.06, Subdivisions 6 and 8; and 268.07, Subdivision 2.

Referred to the Committee on Labor and Commerce.

Messrs. O'Neill, Hughes and Ogdahl introduced—

S. F. No. 36: A bill for an act relating to education; more exactly defining the conditions for the reception of certain transportation aids; amending Minnesota Statutes 1974, Sections 123.77, Subdivision 2; and 123.78, Subdivision 1a.

Referred to the Committee on Education.

Messrs. Hughes, O'Neill and North introduced—

S. F. No. 37: A bill for an act relating to education; establishing and prescribing duties for the Minnesota commission for children and the family; appropriating money.

Referred to the Committee on Education.

Messrs. Ueland, Humphrey and Patton introduced—

S. F. No. 38: A bill for an act relating to education; requiring each school district to make reports concerning the consumption of energy; amending Minnesota Statutes 1974, Section 120.78, Subdivision 1.

Referred to the Committee on Education.

Messrs. Fitzsimons, Moe and Conzemius introduced—

S. F. No. 39: A bill for an act relating to taxation; providing exemptions from the motor vehicle excise tax; amending Minnesota Statutes 1974, Section 297B.03.

Referred to the Committee on Taxes and Tax Laws.

Mr. Fitzsimons introduced—

S. F. No. 40: A bill for an act relating to the city of Williams; limiting the width of safety islands within the boundaries of state trunk highway Route No. 11 in the business district of the city.

Referred to the Committee on Transportation and General Legislation.

Mr. Doty introduced—

S. F. No. 41: A bill for an act relating to St. Louis county; authorizing the county board of commissioners to issue general obligation bonds to finance the acquisition and betterment of a maintenance building.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Josefson introduced—

S. F. No. 42: A bill for an act relating to the firemen's relief association of the city of Tyler; computation of years of service for volunteer firemen.

Referred to the Committee on Governmental Operations.

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

S. F. No. 43: A bill for an act relating to the city of Minneapolis; amending Minnesota Statutes 1974, Section 462.364; repealing Laws 1963, Chapter 405.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Doty and Solon introduced—

S. F. No. 44: A bill for an act relating to the city of Duluth; authorizing the rendering of emergency service by a physician's train-

ed mobile intensive care paramedic; granting limited immunity from civil liability for paramedics and physicians advising or instructing paramedics.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Hansen, Baldy introduced—

S. F. No. 45: A bill for an act relating to taxation; exempting from sales and use tax certain sand and gravel; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Ueland, Tennessen and Knutson introduced—

S. F. No. 46: A bill for an act relating to courts; jurisdictional amount in conciliation court actions; amending Minnesota Statutes 1974, Sections 487.30; 491.03, Subdivision 4; and 491.04, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Frederick, Laufenburger and Hansen, Mel introduced—

S. F. No. 47: A bill for an act relating to taxation; exempting home heating and lighting energy sources from sales taxation; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Olson, A. G. and Schaaf introduced—

S. F. No. 48: A bill for an act relating to highway traffic regulations; driving while under the influence of drugs or alcoholic beverages; providing penalties; amending Minnesota Statutes 1974, Section 169.121, Subdivisions 3 and 4, and by adding a subdivision.

Referred to the Committee on Judiciary.

Mr. Chmielewski introduced—

S. F. No. 49: A bill for an act relating to state lands; authorizing the conveyance of certain state lands in Carlton county to the city of Moose Lake, Minnesota.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Lewis, Kirchner and Coleman introduced—

S. F. No. 50: A bill for an act relating to public health; providing nutritional supplements to high risk women and children; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Renneke introduced—

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

Referred to the Committee on Judiciary.

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

S. F. No. 52: A bill for an act relating to appropriations; appropriating funds for land acquisition and feasibility study at Fort Ridgely State Park and Fort Ridgely State Historic Site.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Olson, A. G.; Laufenburger and Borden introduced—

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

Referred to the Committee on Judiciary.

Messrs. Conzemius and Perpich, G. introduced—

S. F. No. 54: A bill for an act relating to insurance; creating a health catastrophe security program; providing a deduction from gross income; appropriating money; amending Minnesota Statutes 1974, Section 290.09, Subdivision 10.

Referred to the Committee on Health, Welfare and Corrections.

#### MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to inform the Senate that the House of Representatives invites and is ready to meet with the Senate in Joint Convention at 2:20 p.m., on Thursday, January 16, 1975, to receive the message of the Honorable Wendell R. Anderson, Governor of the State of Minnesota, which will be delivered at 2:30 p.m.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted January 13, 1975

Mr. Coleman moved that the Senate accept the invitation of the House of Representatives to meet in joint session in the House Chamber at 2:20 o'clock p.m., Thursday, January 16, 1975, for the purpose of receiving the Budget Message of the Honorable Wendell R. Anderson, Governor of the state of Minnesota. The motion prevailed.

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, Thursday, January 16, 1975. The Joint Convention will convene at 2:20 p.m. and the message of the Governor will be delivered at 2:30 p.m.

Byrne, Clark, Hokanson, Meier, and Carlson, A., have been appointed as members of such committee on the part of the House.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted January 13, 1975

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 2:30 o'clock p.m., Thursday, January 16, 1975. The motion prevailed.

#### APPOINTMENTS

Pursuant to the preceding motion the President made the following appointments:

Messrs. Humphrey, Kleinbaum, Purfeerst, Bernhagen and Patton.

#### MOTIONS AND RESOLUTIONS

Mr. Coleman moved that the Senate do now adjourn until 8:30 o'clock a.m., Thursday, January 16, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## FIFTH DAY

St. Paul, Minnesota, Thursday, January 16, 1975

The Senate met at 8:30 o'clock a.m. and was called to order by the President.

### CALL OF THE SENATE

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

Arnold	Fitzsimons	Knutson	Olhoft	Purfeerst
Berg	Gearty	Kowalczyk	Olson, A. G.	Renneke
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Schrom
Borden	Hanson, R.	Laufenburger	O'Neill	Solon
Brown	Jensen	Lewis	Patton	Spear
Chmielewski	Josefson	McCutcheon	Perpich, A. J.	Stumpf
Coleman	Kirchner	Milton	Perpich, G.	Wegener
Doty	Kleinbaum	Ogdahl	Pillsbury	Willet

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

Prayer was offered by the Chaplain, Rev. Albert Byrne.

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

Anderson	Davies	Keefe, J.	Nelson	Schmitz
Arnold	Doty	Keefe, S.	Ogdahl	Schrom
Ashbach	Dunn	Kirchner	Olhoft	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	Larson	O'Neill	Stokowski
Borden	Hansen, Mel	Laufenburger	Patton	Stumpf
Brown	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Chenoweth	Hughes	McCutcheon	Perpich, G.	Wegener
Chmielewski	Humphrey	Merriam	Pillsbury	Willet
Coleman	Jensen	Milton	Purfeerst	
Conzemius	Josefson	Moe	Renneke	

The President declared a quorum present.

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

### MEMBERS EXCUSED

Mr. Bang was excused from this morning's session.

**EXECUTIVE AND OFFICIAL COMMUNICATIONS**

January 17, 1974

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:

Gordon Lee, 8457 Morris Circle, Bloomington, Hennepin County, has been appointed by me to the Employment Agency Advisory Board, effective January 17, 1974, for a term expiring January 1, 1976.

Mrs. Tobey Lapakko, 1671 South Victoria, St. Paul, Ramsey County, has been appointed by me to the Employment Agency Advisory Board, effective January 1, 1974, for a term expiring January 1, 1978.

Sincerely,  
Wendell R. Anderson, Governor

March 8, 1974

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. Paul Nycklemoe, Route 1, Minnehuta Drive, Fergus Falls, Otter Tail County, has been appointed by me to the State Board for Community Colleges, effective March 6, 1974, for a term expiring July 1, 1975.

Reverend Richard F. Holy, 6601 74th Avenue North, Minneapolis, Hennepin County, has been appointed by me to the State Board for Community Colleges, effective March 6, 1974, for a term expiring July 1, 1980.

Sincerely,  
Wendell R. Anderson, Governor

March 29, 1974

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:

Robert Falk, Tenstrike, Beltrami County, has been appointed by me to the Land Exchange Review Board, effective July 1, 1973, for a term expiring July 1, 1979.



Joseph Mockford, Blackduck, Beltrami County, has been appointed by me to the Land Exchange Review Board, effective July 1, 1973, for a term expiring July 1, 1979.

Sincerely,  
Wendell R. Anderson, Governor

May 10, 1974

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:

Eugene Abbott, 940 Albert, Crookston, Polk County, has been appointed by me to the State Commission on Cable Communication, effective May 10, 1974, for a term expiring January 1, 1976.

Sincerely,  
Wendell R. Anderson, Governor

May 10, 1974

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:

Rod Boyd, 16 Elm Street, Farmington, Dakota County, has been appointed by me to the Crime Victims Reparations Board, effective May 10, 1974, for a term expiring May 10, 1978.

Joe E. Thompson, Box 913, Willmar, Kandiyohi County, has been appointed by me to the Crime Victims Reparations Board, effective May 10, 1974, for a term expiring May 10, 1980.

Dr. William Kosiak, 5512 Elliot Avenue South, Minneapolis, Hennepin County, has been appointed by me to the Crime Victims Reparations Board, effective May 10, 1974, for a term expiring May 10, 1976.

Sincerely,  
Wendell R. Anderson, Governor

May 13, 1974

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:

Mrs. Dorothy Skwiera, 2301 N.E. 3rd Street, Minneapolis, Hennepin County, has been appointed by me to the Minnesota Corrections Authority, effective May 10, 1974, for a term expiring January 1, 1976.

Sincerely,  
Wendell R. Anderson, Governor

May 17, 1974

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:

Geraldine Germann, Route 1, Sandstone, Pine County, has been appointed by me to the Minnesota Housing Finance Agency, effective May 17, 1974, for a term expiring January 1, 1977.

Reverend Lawrence C. Gavin, Church of our Lady of Good Counsel, Wilmont, Nobles County, has been appointed by me to the Minnesota Housing Finance Agency, effective May 17, 1974, for a term expiring January 1, 1976.

Sincerely,  
Wendell R. Anderson, Governor

May 28, 1974

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:

Timothy J. Penny, Walters, Faribault County, has been appointed by me to the State College Board, effective May 28, 1974, for a term expiring January 1, 1977.

Sincerely,  
Wendell R. Anderson, Governor

June 10, 1974

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:

Edward G. Novak, 1424 Arundel Street, St. Paul, Ramsey County, has been appointed by me as Commissioner of Public

Safety, effective June 10, 1974, for a term expiring December 31, 1977.

Sincerely,  
Wendell R. Anderson, Governor

June 20, 1974

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:

Stan Dickinson, 1701 North Highway 52, Rochester, Olmsted County, has been appointed by me to the Veterans Home Board, effective June 20, 1974, for a term expiring January 1, 1979.

Sincerely,  
Wendell R. Anderson, Governor

July 1, 1974

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:

Herbert Bergson, 3630 Crescentview Avenue, Duluth, St. Louis County, has been appointed by me to the Real Estate Advisory Commission, effective July 1, 1974, for a term expiring July 1, 1979.

Sincerely,  
Wendell R. Anderson, Governor

July 8, 1974

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:

Daniel Burton, 512 Hickory, Mankato, Blue Earth County, has been appointed by me to the State Board of Education, effective July 1, 1974, for a term expiring July 1, 1980.

Sincerely,  
Wendell R. Anderson, Governor

July 15, 1974

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:

Mrs. Marjorie Vogel, 999 Kingman, Red Wing, Goodhue County, has been appointed by me to the Capitol Area Architectural and Planning Commission, effective July 5, 1974, for a term expiring July 1, 1975.

Sincerely,  
Wendell R. Anderson, Governor

August 2, 1974

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:

Gerald Vizenor, 810 Thornton Southeast, Minneapolis, Hennepin County, has been appointed by me to the Minnesota Higher Education Coordinating Commission, effective August 2, 1974, for a term expiring February 15, 1975.

Sincerely,  
Wendell R. Anderson, Governor

August 7, 1974

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. Thomas Anderson, 709 North Tyrol Trail, Golden Valley, Hennepin County, has been appointed by me to the State Examining Committee for Physical Therapists, effective August 6, 1974, for a term expiring June 30, 1977.

John Allison, 390 West Snail Lake Road, St. Paul, Ramsey County, has been appointed by me to the State Examining Committee for Physical Therapists, effective August 6, 1974, for a term expiring June 30, 1977.

Sincerely,  
Wendell R. Anderson, Governor

August 9, 1974

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:

Demetrius G. Jelatis, 1161 Oak, Red Wing, Goodhue County, has been appointed by me to the Minnesota Housing Finance Agency, effective August 9, 1974, for a term expiring January 1, 1977.

Sincerely,  
Wendell R. Anderson, Governor

August 9, 1974

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:

Kenneth Rock Vam, 315 Pearl Street, Mankato, Blue Earth County, has been appointed by me to the Minnesota Environmental Quality Council, effective August 8, 1974, for a term expiring January 1, 1975.

Sincerely,  
Wendell R. Anderson, Governor

August 14, 1974

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:

Jerome Daily, 414 North 2nd, East Grand Forks, Polk County, has been appointed by me to the Advisory Commission on Fluctuating School Enrollments, effective August 2, 1974, for a term expiring June 30, 1977.

Russel Parta, New York Mills, Otter Tail County, has been appointed by me to the Advisory Commission on Fluctuating School Enrollments, effective August 2, 1974, for a term expiring June 30, 1977.

Dr. Van Mueller, 609 Maplewood Drive, St. Anthony Village, Hennepin County, has been appointed by me to the Advisory Commission on Fluctuating School Enrollments, effective August 2, 1974, for a term expiring June 30, 1977.

Duane W. Kronke, 3139 Irving Avenue South, Minneapolis, Hennepin County, has been appointed by me to the Advisory Commission on Fluctuating School Enrollments, effective August 2, 1974, for a term expiring June 30, 1977.

Mrs. Larry Lambert, 105 North 4th, Montevideo, Chippewa County, has been appointed by me to the Advisory Commission on Fluctuating School Enrollments, effective August 2, 1974, for a term expiring June 30, 1977.

Erling O. Johnson, 832 Eastwood Lane, Anoka, Anoka County, has been appointed by me to the Advisory Commission on Fluctuating School Enrollments, effective August 2, 1974, for a term expiring June 30, 1977.

Mrs. Duane Ditlevson, 1716 - 14th Avenue South, St. Cloud, Stearns County, has been appointed by me to the Advisory Commission on Fluctuating School Enrollments, effective August 2, 1974, for a term expiring June 30, 1977.

Robert Whaley, Rochester John-Marshall, Rochester, Olmsted County, has been appointed by me to the Advisory Commission on Fluctuating School Enrollments, effective August 2, 1974, for a term expiring June 30, 1977.

Tom Lykins, 411 West Middle, Redwood Falls, Redwood County, has been appointed by me to the Advisory Commission on Fluctuating School Enrollments, effective August 2, 1974, for a term expiring June 30, 1977.

Char Mitau, 1787 Bohland Avenue, St. Paul, Ramsey County, has been appointed by me to the Advisory Commission on Fluctuating School Enrollments, effective August 2, 1974, for a term expiring June 30, 1977.

Mary Drenckhan, Lewiston, Winona County, has been appointed by me to the Advisory Commission on Fluctuating School Enrollments, effective August 2, 1974, for a term expiring June 30, 1977.

Sincerely,  
Wendell R. Anderson, Governor

August 27, 1974

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:

Ronald G. Byrnes, 5348 Northport Drive, Brooklyn Center, Hennepin County, has been appointed by me to the Minnesota Corrections Authority, effective August 27, 1974, for a term expiring January 1, 1980.

Sincerely,  
Wendell R. Anderson, Governor

November 26, 1974

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:

Richard Pfaffinger, 115 West Ninth, Blue Earth, Faribault County, has been appointed by me to the Minnesota Water Resources Board, effective October 5, 1974, for a term expiring October 5, 1980.

Robert Starr, Rural Route 2, Redwood Falls, Redwood County, has been appointed by me to the Minnesota Water Resources Board, effective November 26, 1974, for a term expiring October 5, 1977.

Sincerely,  
Wendell R. Anderson, Governor

December 18, 1974

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:

Kenneth Kneeshern, Rural Route 3, Austin, Mower County, has been appointed by me to the Occupational Safety and Health Advisory Board, effective December 18, 1974, for a term expiring August 29, 1976.

Sincerely,  
Wendell R. Anderson, Governor

December 31, 1974

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. Robert Winter, 1648 Dodd Road, Mendota Heights, Dakota County, has been appointed by me to the Gillette Hospital Authority, effective December 31, 1974, for a term expiring December 31, 1980.

Dr. Betty Green, 4377 Wooddale Avenue, St. Louis Park, Hennepin County, has been appointed by me to the Gillette Hospital Authority, effective December 31, 1974, for a term expiring December 31, 1980.

Sincerely,  
Wendell R. Anderson, Governor

January 2, 1975

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:

Richard W. Session, 4401 Heritage Hills Drive, Bloomington, Hennepin County, has been appointed by me to the Public Service Commission, effective January 2, 1975, for a term expiring January 2, 1980.

Sincerely,  
Wendell R. Anderson, Governor

January 6, 1975

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:

Howard Casmey, 7519 Harold Avenue, Golden Valley, Hennepin County, has been appointed by me to the Education Commission, effective January 6, 1975, for a term expiring January 6, 1979.

Richard Hawk, 2355 Edgcumbe Road, St. Paul, Ramsey County, has been appointed by me to the Education Commission, effective January 6, 1975, for a term expiring January 6, 1979.

Ruth Myers, 1520 East 6th Street, Duluth, St. Louis County, has been appointed by me to the Education Commission, effective January 6, 1975, for a term expiring January 6, 1979.

Dr. Karl Grittner, 756 East Hoyt, St. Paul, Ramsey County, has been appointed by me to the Education Commission, effective January 6, 1975, for a term expiring January 6, 1979.

Sincerely,  
Wendell R. Anderson, Governor

January 6, 1975

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:



Arlen I. Erdahl, 20 West Imperial Drive, West St. Paul, Dakota County, has been appointed by me to the Public Service Commission, effective January 6, 1975, for a term expiring January 6, 1978.

Sincerely,  
Wendell R. Anderson, Governor

January 6, 1975

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:

Joseph Strauss, 3701 Lyndale Avenue North, Minneapolis, Hennepin County, has been appointed by me as Commissioner of the Metropolitan Waste Control Commission, effective January 6, 1975, for a term expiring January 1, 1979.

Sincerely,  
Wendell R. Anderson, Governor

January 6, 1975

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:

Frank D. Marzitelli, 1444 North Victoria Street, St. Paul, Ramsey County, has been appointed by me as State Highway Commissioner, effective January 6, 1975, for a term expiring January 6, 1979.

Sincerely,  
Wendell R. Anderson, Governor

January 6, 1975

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:

William L. Wilson, 168 North Lexington Parkway, St. Paul, Ramsey County, has been appointed by me as Commissioner of

the State Department of Human Rights, effective January 6, 1975, for a term expiring January 6, 1979.

Sincerely,  
Wendell R. Anderson, Governor

January 6, 1975

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:

J. Douglas Kelm, 2107 Iglehart Avenue, St. Paul, Ramsey County, has been appointed by me as Commissioner of the Metropolitan Transit Commission, effective January 6, 1975, for a term expiring January 1, 1979.

Sincerely,  
Wendell R. Anderson, Governor

January 6, 1975

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:

John Boland, 2454 Ripley Avenue, St. Paul, Ramsey County, has been appointed by me as Chairman of the Metropolitan Council, effective January 6, 1975, for a term expiring January 1, 1979.

Todd J. Lefko, 1528 Grantham Street, St. Paul, Ramsey County, has been appointed by me to the Metropolitan Council, effective January 6, 1975, for a term expiring January 1, 1979.

Charles L. Rafferty, 532 East Jessamine Street, St. Paul, Ramsey County, has been appointed by me to the Metropolitan Council, effective January 6, 1975, for a term expiring January 1, 1979.

E. Peter Gillette, Jr., 2120 South Oliver Avenue, Minneapolis, Hennepin County, has been appointed by me to the Metropolitan Council, effective January 6, 1975, for a term expiring January 1, 1979.

Gladys S. Brooks, 5056 Garfield Avenue South, Minneapolis, Hennepin County, has been appointed by me to the Metropolitan Council, effective January 6, 1975, for a term expiring January 1, 1979.

Alton J. Gasper, 4817 Portland Avenue, Minneapolis, Hennepin County, has been appointed by me to the Metropolitan Council, effective January 6, 1975, for a term expiring January 1, 1979.

Robert Short, 8 Merilane Avenue, Edina, Hennepin County, has been appointed by me to the Metropolitan Council, effective January 6, 1975, for a term expiring January 1, 1979.

Charles R. Weaver, 830 River Lane, Anoka, Anoka County, has been appointed by me to the Metropolitan Council, effective January 6, 1975, for a term expiring January 1, 1979.

Marcia Bennett, 654 N.E. 48th Avenue, Columbia Heights, Anoka County, has been appointed by me to the Metropolitan Council, effective January 6, 1975, for a term expiring January 1, 1979.

Opal M. Petersen, 1109 South 1st Avenue, Stillwater, Washington County, has been appointed by me to the Metropolitan Council, effective January 6, 1975, for a term expiring January 1, 1979.

Sincerely,  
Wendell R. Anderson, Governor

January 9, 1975

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. J. P. Grahek, Ely, St. Louis County, has been appointed by me to the Minnesota Environmental Quality Council Citizens Advisory Committee, effective January 9, 1975, for a term expiring December 31, 1979.

Frank Snowden, 1404 East Minnehaha Parkway, Minneapolis, Hennepin County, has been appointed by me to the Minnesota Environmental Quality Council Citizens Advisory Committee, effective January 9, 1975, for a term expiring December 31, 1979.

Gwen Schwartz, 516 Hillcrest, St. Cloud, Stearns County, has been appointed by me to the Minnesota Environmental Quality Council Citizens Advisory Committee, effective January 9, 1975, for a term expiring December 31, 1979.

Sincerely,  
Wendell R. Anderson, Governor

January 9, 1975

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:

Firmin Alexander, 1355 Lincoln Avenue, St. Paul, Ramsey County, has been appointed by me to the State Zoological Board, effective January 9, 1975, for a term expiring January 1, 1981.

John Tilton, 5320 Malibu Drive, Edina, Hennepin County, has been appointed by me to the State Zoological Board, effective January 9, 1975, for a term expiring January 1, 1981.

Sincerely,  
Wendell R. Anderson, Governor

January 14, 1975

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:

Frank Ongaro, 910 East Howard, Hibbing, St. Louis County, has been appointed by me as Commissioner of the Iron Range Resources and Rehabilitation Commission, effective January 13, 1975, for a term expiring January 1, 1979.

Sincerely,  
Wendell R. Anderson, Governor

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

January 15, 1975

The Honorable Alec G. Olson  
President of the Senate  
State of Minnesota

Dear Sir:

Pursuant to the provisions of Minnesota Statutes, 1974, Section 3.303 Messrs. Conzemius and Davies have been reappointed to the Joint Coordinating Committee.

Respectfully,  
Nicholas D. Coleman  
Senate Majority Leader

January 15, 1975

The Honorable Alec G. Olson  
President of the Senate  
State of Minnesota

Dear Sir:

Pursuant to the provisions of Minnesota Statutes, 1974, Section

3.303 Mr. Ogdahl has been reappointed to the Joint Coordinating Committee.

Respectfully,  
Robert O. Ashbach  
Senate Minority Leader

#### INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Keefe, S. introduced—

S. F. No. 55: A bill for an act relating to employment; employment of certain persons by the state and other governmental units; authorizing the state to insure its liability under workmen's compensation for certain persons employed by it; extended unemployment compensation benefits; amending Minnesota Statutes 1974, Sections 15.61; 176.541, by adding a subdivision; and 268.071, Subdivision 7.

Referred to the Committee on Labor and Commerce.

Mr. Brown introduced—

S. F. No. 56: A bill for an act relating to the Minnesota historical society; appropriating money for the preservation and restoration of the Washington county courthouse.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Brown introduced—

S. F. No. 57: A bill for an act relating to state lands; directing conveyance of a certain parcel of land in Crow Wing county.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Purfeerst, Kirchner and McCutcheon introduced—

S. F. No. 58: A bill for an act relating to public safety; defining peace officers; providing for a certificate of oath; amending Minnesota Statutes 1974, Sections 37.20; 38.01; 176.011, Subdivision 9; 203.12; 203.42; 242.46, Subdivision 1; 260.311, Subdivision 3; 352E.01, Subdivisions 2 and 4; 352E.02; 352E.04; 352E.05; 382.27; 398.35, Subdivision 2; 412.101; 471.44; 493.01, Subdivision 2; 629.40; repealing Minnesota Statutes 1974, Sections 169.123, Subdivisions 1, 2, 3, 4, 5, 6, 7 and 8; 200.02, Subdivision 13; 253A.02, Subdivision 15; 315.43; 340.91; 360.0751, Subdivision 1; 626.05, Subdivision 2; and 626.76, Subdivision 3.

Referred to the Committee on Judiciary.

Messrs. Keefe, S.; Hansen, Baldy and Schrom introduced—

S. F. No. 59: A bill for an act relating to public officers; interest in contracts with governmental units or authority; amending Minnesota Statutes 1974, Section 471.88, Subdivision 2.

Referred to the Committee on Labor and Commerce.

Messrs. Conzemius, Nelson and Wegener introduced—

S. F. No. 60: A bill for an act relating to health care; providing for payment of certain catastrophic health care expenses; regulating certain insurers and health care insurance plans; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Hansen, Mel; and Patton introduced—

S. F. No. 61: A bill for an act relating to taxation; exempting private pension payments from gross income; amending Minnesota Statutes 1974, Section 290.08, Subdivision 6.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Hansen, Mel; and Patton introduced—

S. F. No. 62: A bill for an act relating to contracting of professional services by governmental agencies; requiring competitive bidding procedures for the letting of contracts to firms or individuals providing certain professional services when the estimated cost of a contract is in excess of a specified amount.

Referred to the Committee on Governmental Operations.

Messrs. Hansen, Mel; and Conzemius introduced—

S. F. No. 63: A bill for an act relating to handicapped persons; requiring the commission for the handicapped to promulgate rules and regulations to govern occupational license examinations administered to handicapped persons.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Chmielewski, Laufenburger and Gearty introduced—

S. F. No. 64: A bill for an act providing additional bond issuing authority to provide compensation to those members of the armed forces who served during the Vietnam conflict; and appropriating the proceeds thereof.

Referred to the Committee on Transportation and General Legislation.

Messrs. Purfeerst, Renneke and Schrom introduced—

S. F. No. 65: A bill for an act relating to interim claims against the state; appropriating moneys for the payment thereof.

Referred to the Committee on Finance.

Mr. Perpich, G. introduced—

S. F. No. 66: A bill for an act relating to game and fish; special permits for certain handicapped hunters; amending Minnesota Statutes 1971, Section 98.48, Subdivision 12.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Chmielewski and Laufenburger introduced—

S. F. No. 67: A bill for an act relating to taxation; increasing the excise tax on gasoline used in motor vehicles using public highways; directing that the county's share of the proceeds of the increase be distributed to towns; amending Minnesota Statutes 1974, Sections 162.08, Subdivision 3; and 296.02, Subdivision 1.

Referred to the Committee on Transportation and General Legislation.

#### REPORTS OF COMMITTEES

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

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

S. F. No. 19: A bill for an act relating to metropolitan government; reorganizing various laws relating to the metropolitan council, metropolitan commissions and other metropolitan governmental entities; repealing Minnesota Statutes 1974, Sections 360.101 to 360.144; 360.74 to 360.80; Chapters 399, 473A, 473B, 473C, 473D and 473G.

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

Page 1, line 12, after "them" insert "in this section, except as otherwise expressly provided or indicated by the context"

Page 5, line 31, strike "126" and insert "125"

Page 9, line 7, strike "villages" and insert "cities"

Page 10, line 28, strike "villages" and insert "cities"

Page 10, line 32, strike "village" and insert "city"

Page 11, line 4, strike "village" and insert "city"

- Page 11, line 6, strike "village" and insert "city"
- Page 11, line 10, strike "village" and insert "city"
- Page 11, line 12, strike "village" and insert "city"
- Page 11, line 15, strike "village" and insert "city"
- Page 12, line 4, strike "village" and insert "city"
- Page 12, line 7, strike "village" and insert "city"
- Page 13, line 9, strike "village" and insert "city"
- Page 16, line 16, strike "village" and insert "cities"
- Page 16, line 17, strike "the cities of"
- Page 16, line 18, strike "village" and insert "city"
- Page 16, line 20, strike "village" and insert "city"
- Page 16, line 25, strike "village" and insert "city"
- Page 16, line 30, strike "village" and insert "city"
- Page 16, line 31, strike "village" and insert "city"
- Page 17, line 1, strike "villages" and insert "cities"
- Page 17, line 2, strike "and"
- Page 17, line 2, strike "; the cities" and insert a comma
- Page 17, line 3, strike "of"
- Page 17, line 3, strike "village" and insert "city"
- Page 17, line 6, strike "village" and insert "city"
- Page 17, line 9, strike "village" and insert "city"
- Page 17, line 10, strike "village" and insert "city"
- Page 17, line 14, strike "villages" and insert "cities"
- Page 17, line 14, before "Bethel" insert "Anoka,"
- Page 17, line 15, strike "and the city of Anoka"
- Page 17, line 16, strike "villages" and insert "cities"
- Page 17, line 19, strike "and"
- Page 17, line 19, strike "; the cities of" and insert a comma
- Page 17, line 20, strike "villages" and insert "cities"
- Page 17, line 24, strike "villages" and insert "cities"
- Page 17, line 24, strike "and" and insert a comma
- Page 17, line 24, strike "; the cities of" and insert a comma
- Page 17, line 26, strike "village" and insert "city"
- Page 17, line 28, strike "village" and insert "cities"



- Page 17, line 29, strike "the city of"
- Page 18, line 1, strike "villages" and insert "cities"
- Page 18, line 5, strike "village" and insert "city"
- Page 18, line 11, strike "villages" and insert "cities"
- Page 18, line 14, strike the first "and"
- Page 18, line 14, strike "; and the cities of" and insert a comma
- Page 18, line 18, strike "village" and insert "city"
- Page 18, line 19, strike "villages" and insert "cities"
- Page 18, line 20, after "Long Lake," insert "Minnetonka Beach,"
- Page 18, line 22, strike "the city of Minnetonka Beach;"
- Page 18, line 23, strike "village" and insert "city"
- Page 26, line 4, strike "that" and insert "the"
- Page 26, line 26, strike "this act" and insert "Laws 1974, Chapter 422"
- Page 34, line 24, strike "section 9" and insert "subdivisions 1 and 2"
- Page 34, line 28, strike "51" and insert "53"
- Page 34, line 28, before "area" insert "transit"
- Page 34, line 30, strike "section 9" and insert "subdivisions 1 and 2"
- Page 43, line 12, strike the second word and insert "with"
- Page 44, line 15, after "COMMISSIONS," strike the letter "E"
- Page 44, line 20, after "area-wide" strike the letter "h"
- Page 44, line 30, after "development" strike "if" and insert "of"
- Page 45, line 9, after "construction" strike the letter "r"
- Page 48, line 9, after "session" strike "if" and insert "of"
- Page 48, line 19, after "metropolitan" strike the letter "v"
- Page 50, line 10, after "metropolitan" strike the letter "f"
- Page 57, line 2, strike "43" and insert "42"
- Page 63, line 2, strike "110" and insert "112"
- Page 65, line 1, after "31" insert ", subdivision 2"
- Page 65, line 27, strike "32" and insert "31, subdivision 2"
- Page 66, line 11, strike "32 and 33" and insert "31 and 32"
- Page 69, line 23, strike the word "this"
- Page 69, line 23, after "section" insert "6"

Page 71, line 26, strike "seven-tenths" and insert "seven-thirtieths"

Page 82, line 12, strike "6" and insert "7"

Page 115, line 6, strike "6" and insert "7"

Page 170, line 15, strike "dand" and insert "and"

Page 174, line 20, after "103" insert ", subdivision 5"

Page 175, line 5, after "103" insert ", subdivision 5"

Page 175, line 18, after "100" insert ", subdivision 13"

Page 201, line 9, strike "145" and insert "144"

Page 201, line 15, before "waste" insert "solid"

Page 211, line 5, strike "143" and insert "144"

Page 211, line 8, strike "143" and insert "144"

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. 28: A bill for an act relating to the compensation of victims of motor vehicle accidents; providing that survivors economic loss benefits shall be decreased by any expenses avoided by the decedent's death; requiring cooperation of a person claiming benefits before and after commencement of suit; requiring bureau notification within a specified time under the assigned claims plan; amending Minnesota Statutes 1974, Sections 65B.43, Subdivisions 7 and 12; 65B.44, Subdivisions 1, 2, 6, 7 and 8; 65B.51, Subdivision 2; 65B.56, Subdivision 1; 65B.59; 65B.61, Subdivision 2; 65B.65; 65B.67, Subdivisions 1 and 2; repealing Minnesota Statutes 1974, Section 65B.52.

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

Page 3, strike the new language in lines 30, 31 and 32

Page 4, line 26, strike "*no longer qualifies as a dependent*" and insert "*ceases to maintain a status which if the decedent were alive would be that of dependency*"

Page 4, strike all of lines 27 through 32

Page 5, strike all of lines 1 through 6

Page 7, strike all of lines 7 through 13

Renumber the sections in sequence

Further amend the title as follows:

Page 1, line 3, after "accidents;" strike "providing that survivors"

Page 1, strike lines 4 and 5

Line 12, strike "7"

Line 13, strike "65B.61, Subdivision 2;"

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. 32: A bill for an act relating to unemployment compensation; authority to pay extended benefits; amending Minnesota Statutes 1974, Section 268.071, Subdivision 7.

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

Page 1, lines 8 through 17, reinstate all the stricken language.

Page 1, line 17, after "provision" insert "*provided that the federal share continues to be at least 50 per cent of the extended benefits paid to individuals under the extended benefit program*"

Page 1, line 17, strike "may" and insert "shall also"

Further amend the title on page 1, line 2, after "compensation;" insert "granting"

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

#### SECOND READING OF SENATE BILLS

S. F. Nos. 19, 28 and 32 were read the second time.

#### MOTIONS AND RESOLUTIONS

Mr. Conzemius moved that the name of Mr. Kowalczyk be added as co-author to S. F. No. 54. The motion prevailed.

#### RECESS

Mr. Coleman moved that the Senate do now recess until 2:05 o'clock p.m. The motion prevailed.

The hour of 2:05 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	Conzemius	Keefe, S.	Olson, A. G.	Schrom
Arnold	Davies	Kirchner	Olson, J. L.	Spear
Berg	Dunn	Kleinbaum	Patton	Stumpf
Bernhagen	Fitzsimons	Kowalczyk	Perpich, A. J.	Tennessee
Blatz	Gearty	Lewis	Perpich, G.	Wegener
Brown	Hansen, Baldy	Merriam	Pillsbury	Willet
Chenoweth	Hanson, R.	Moe	Purfeerst	
Chmielewski	Hughes	Ogdahl	Renneke	
Coleman	Humphrey	Olhoft	Schmitz	

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

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Lewis introduced—

Senate Resolution No. 12: A senate resolution eulogizing Dr. Martin Luther King on the forty-sixth anniversary of his birth.

WHEREAS, Dr. Martin Luther King, minister and humanitarian, dedicated his life to the pursuit of brotherhood, peace and justice for all women and men; and

WHEREAS, Dr. King while challenging discrimination remained devoted in principle and practice to the philosophy of non-violence; and

WHEREAS, Dr. King through his own dedication and eloquence was able to kindle the spirit of brotherhood in women and men of all races and creeds; and

WHEREAS, Dr. King gave the ultimate personal sacrifice for the cause of human rights; and

WHEREAS, the legacy and memory of Dr. King will continue to inspire good men everywhere to continue the struggle for human rights and justice; and

WHEREAS, the week of January 15, 1975, marks the forty-sixth anniversary of Dr. King's birth; now, therefore;

BE IT RESOLVED, by the Senate of the State of Minnesota, that recognition and tribute be given to Dr. Martin Luther King during this week of the forty-sixth 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 Dr. King's wife, Mrs. Coretta King.

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

Mr. Arnold moved that S. F. No. 18 be withdrawn from the Committee on Finance and re-referred to the Committee on Natural Resources and Agriculture. The motion prevailed.

#### RECESS

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

Bang	Hansen, Mel	Knutson	Ogdahl	Purfeerst
Bernhagen	Hanson, R.	Kowalczyk	Olhoft	Renneke
Borden	Hughes	Larson	Olson, A. G.	Schmitz
Chmielewski	Humphrey	Merriam	Olson, H. D.	Solon
Coleman	Jensen	Milton	Olson, J. L.	Spear
Davies	Keefe, J.	Moe	Patton	Stokowski
Gearty	Kirchner	Nelson	Perpich, G.	Stumpf
Hansen, Baldy	Kleinbaum	North	Pillsbury	Willet

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 5:00 o'clock p.m., Monday, January 20, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## SIXTH DAY

St. Paul, Minnesota, Monday, January 20, 1975

The Senate met at 5:00 o'clock p.m. and was called to order by the President.

Prayer was offered by the Chaplain, Rev. Albert Byrne.

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

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

The President declared a quorum present.

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

## MEMBERS EXCUSED

Messrs. Bernhagen and Ogdahl were excused from the Session of today.

## INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Lewis, Larson and Purfeerst introduced—

S. F. No. 68: A bill for an act relating to livestock; registration and publication of livestock brands or marks; amending Minnesota Statutes 1974, Sections 35.824; 35.826; 35.827; 35.828; 35.829; and 35.830; repealing Minnesota Statutes 1974, Section 35.823.

Referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 69: 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.

Referred to the Committee on Labor and Commerce.

Messrs. Doty, Olhofft and Stumpf introduced—

S. F. No. 70: A bill for an act relating to taxation; providing for a deduction from gross income of the cost of home insulation; amending Minnesota Statutes 1974, Section 290.09, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Nelson, Milton and Conzemius introduced—

S. F. No. 71: A bill for an act relating to health; providing for payment of certain catastrophic health care expenses; regulating certain insurers and health care insurance plans; establishing a Minnesota catastrophic health insurance commission; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Doty; Olson, J. L. and Schaaf introduced—

S. F. No. 72: A bill for an act relating to elections; permitting the use of a petition in lieu of filing fees; amending Minnesota Statutes 1974, Section 202.05, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Messrs. Josefson, Sillers and Olson, J. L. introduced—

S. F. No. 73: A bill for an act relating to education; compulsory attendance and enforcement; amending Minnesota Statutes 1974, Section 120.12, Subdivisions 1 and 3.

Referred to the Committee on Education.

Messrs. Tennessen, Bang and Keefe, S. introduced—

S. F. No. 74: A bill for an act relating to securities; brokers-dealers; creating an exemption from usury for margin accounts; amending Minnesota Statutes 1974, Section 334.19.

Referred to the Committee on Labor and Commerce.

Messrs. Solon, Gearty and McCutcheon introduced—

S. F. No. 75: A bill for an act relating to employment services;

authorizing the summer employment of young persons for state and local service; appropriating money.

Referred to the Committee on Governmental Operations.

Mr. Pillsbury introduced—

S. F. No. 76: A bill for an act relating to the city of Mound; firemen's service pensions; amending Laws 1973, Chapter 175, Section 1.

Referred to the Committee on Governmental Operations.

Messrs. Josefson, Renneke and Berg introduced—

S. F. No. 77: A bill for an act relating to taxation; assessment of agricultural and certain recreational property; providing for payment of agricultural land tax differential aid payments by a certain date; amending Minnesota Statutes 1974, Section 124.03, Subdivision 3.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Davies, O'Neill and Doty introduced—

S. F. No. 78: A bill for an act relating to public welfare; providing a coordinated approach to the supervision, protection and habilitation of mentally retarded persons; amending Minnesota Statutes 1974, Sections 253A.02, Subdivision 5, and by adding a subdivision; 253A.04, Subdivisions 1 and 2; 253A.07, Subdivisions 17, 19, and 21; 253A.15, Subdivision 1; 256.93, Subdivisions 1 and 2; 259.24, Subdivision 1; and 517.03; repealing Minnesota Statutes 1974, Sections 253A.07, Subdivision 18; 253A.13; and 256.07.

Referred to the Committee on Judiciary.

Messrs. Purfeerst, Larson and Conzemius introduced—

S. F. No. 79: A bill for an act relating to taxation; increasing the excise tax on gasoline used in motor vehicles using public highways; amending Minnesota Statutes 1974, Section 296.02, Subdivision L.

Referred to the Committee on Transportation and General Legislation.

Messrs. Lewis, Kowalczyk and Milton introduced—

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

Referred to the Committee on Health, Welfare and Corrections.



Messrs. Doty, Bernhagen and Schrom introduced—

S. F. No. 81: A bill for an act relating to the legislature; appropriating money to the commissioner of administration to provide toll-free telephone service for incoming calls to legislators.

Referred to the Committee on Governmental Operations.

Messrs. Kleinbaum, Blatz and Perpich, A. J. introduced—

S. F. No. 82: A bill for an act relating to taxation; sales tax; excluding fuels and electricity used for home heating; amending Minnesota Statutes 1974, Sections 297A.01, Subdivision 3; and 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Mr. Arnold introduced—

S. F. No. 83: A bill for an act relating to natural resources; directing the commissioner of natural resources to provide public access to a certain lake in Itasca county; appropriating money therefor.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Jensen, Renneke and Berg introduced—

S. F. No. 84: A bill for an act relating to drainage; eliminating the duty of the commissioner of natural resources to promulgate drainage criteria; amending Minnesota Statutes 1974, Sections 106.021, Subdivision 6, and 106.091, Subdivision 2.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Olson, A. G.; Hanson, R. and Lewis introduced—

S. F. No. 85: A bill for an act establishing an avian disease research center at the university of Minnesota; appropriating money.

Referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 86: A bill for an act relating to cooperative associations; authorizing an association's board of directors to set aside part of its net income for the purpose of creating a capital reserve; amending Minnesota Statutes 1974, Section 308.12, Subdivision 1.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Spear, McCutcheon and Olhoft introduced—

S. F. No. 87: A bill for an act relating to the Indian affairs

commission; increasing the number of members authorized to approve expenses; amending Minnesota Statutes 1974, Section 3.922, Subdivision 3.

Referred to the Committee on Governmental Operations.

Mr. Sillers introduced—

S. F. No. 88: A bill for an act relating to Clay county; probate judge's service and retirement contributions; appropriating money for refunds.

Referred to the Committee on Governmental Operations.

Messrs. Frederick and Bang introduced—

S. F. No. 89: A bill for an act relating to taxation; employer's excise tax; repealing Minnesota Statutes 1974, Section 290.031.

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 House File, herewith transmitted: H. F. No. 3.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted January 16, 1975

#### FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H. F. No. 3: A bill for an act relating to unemployment compensation; granting authority to pay extended benefits; amending Minnesota Statutes 1974, Section 268.071, Subdivision 7.

Mr. Keefe, S. moved that H. F. No. 3 be laid on the table. The motion prevailed.

#### MOTIONS AND RESOLUTIONS

Mr. Keefe, S. moved that the names of Messrs. Merriam and Schrom be added as co-authors to S. F. No. 55. The motion prevailed.

Mr. Hansen, Baldy moved that the name of Mr. Schrom be added as co-author to S. F. No. 45. The motion prevailed.

Mr. Brown moved that the name of Mr. Hughes be added as co-author to S. F. No. 56. The motion prevailed.

Mr. Keefe, S. moved that H. F. No. 3 be taken from the table. The motion prevailed.

### SUSPENSION OF RULES

Mr. Keefe, S. moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H. F. No. 3 and that the rules of the Senate be so far suspended as to give H. F. No. 3 its second and third reading and place it on its final passage and that its companion Senate File No. 32, now on General Orders, be indefinitely postponed. The motion prevailed.

H. F. No. 3 was read the second time.

H. F. No. 3: A bill for an act relating to unemployment compensation; granting authority to pay extended benefits; amending Minnesota Statutes 1974, Section 268.071, 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Schmitz
Arnold	Dunn	Kirchner	Olhoft	Schrom
Ashbach	Fitzsimons	Kleinbaum	Olson, A. G.	Sillers
Bang	Frederick	Knutson	Olson, H. D.	Solon
Berg	Gearty	Kowalczyk	Olson, J. L.	Spear
Blatz	Hansen, Baldy	Larson	O'Neill	Stassen
Borden	Hansen, Mel	Laufenburger	Patton	Stokowski
Brown	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Chenoweth	Hughes	McCutcheon	Perpich, G.	Tennessee
Chmielewski	Humphrey	Merriam	Pillsbury	Ueland
Coleman	Jensen	Milton	Purfeerst	Wegener
Conzemius	Josefson	Moe	Renneke	Willet
Davies	Keefe, J.	Nelson	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 11:00 o'clock a.m., Thursday, January 23, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## SEVENTH DAY

St. Paul, Minnesota, Thursday, January 23, 1975

The Senate met at 11:00 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	Fitzsimons	Knutson	Olson, H. D.	Spear
Arnold	Frederick	Larson	Olson, J. L.	Stokowski
Berg	Gearty	Lewis	O'Neill	Stumpf
Blatz	Hansen, Baldy	McCutcheon	Patton	Tennessee
Borden	Hanson, R.	Merriam	Perpich, A. J.	Ueland
Coleman	Hughes	Milton	Perpich, G.	Wegener
Conzemius	Josefson	Moe	Purfeerst	Willet
Davies	Keefe, S.	North	Schmitz	
Doty	Kirchner	Olhoft	Schrom	
Dunn	Kleinbaum	Olson, A. G.	Solon	

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

Prayer was offered by the Chaplain, Rev. Albert Byrne.

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

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

The President declared a quorum present.

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

## MEMBERS EXCUSED

Messrs. Bernhagen, Laufenburger and Nelson were excused from the Session of today.

## EXECUTIVE AND OFFICIAL COMMUNICATIONS

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

The Honorable Alec G. Olson  
President of the Senate

I have the honor to inform you that the following enrolled Act of the 1975 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S. F. No.	H. F. No.	Session Laws Chapter No.	Date Approved 1975	Date Filed 1975
	3	1	January 21	January 21

Sincerely,  
Joan Anderson Growe,  
Secretary of State

## INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Spear, Kirchner and Lewis introduced—

S. F. No. 90: A bill for an act relating to corrections; providing for private employment in the community of inmates of state correctional institutions; amending Minnesota Statutes 1974, Section 241.26, Subdivisions 1 and 7.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Milton, Ashbach and Borden introduced—

S. F. No. 91: A bill for an act relating to human rights; allowing separation of participants in amateur athletics according to sex under certain conditions; amending Minnesota Statutes 1974, Section 363.02, by adding a subdivision; repealing Laws 1974, Chapter 355, Section 68, Subdivision 4.

Referred to the Committee on Judiciary.

Messrs. North, Kowalczyk and Milton introduced—

S. F. No. 92: A bill for an act relating to public welfare; medical assistance for the needy; establishing a department lien on certain causes of action accruing to the needy; authorizing the assignment of insurance proceeds and the subrogation to the department of the rights of any recipient of medical assistance having private health care coverage; amending Minnesota Statutes 1974, Chapter 256B, by adding sections.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. North; Keefe, J. and Milton introduced—

S. F. No. 93: A bill for an act relating to juvenile court; providing for costs of foster care for delinquent children; amending Minnesota Statutes 1974, Section 260.251, Subdivision 1a.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. North, Stassen and Schmitz introduced—

S. F. No. 94: A bill for an act relating to psychologists; suspension or revocation of licenses; amending Minnesota Statutes 1974, Section 148.95, Subdivision 1.

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. McCutcheon, Stassen and Kleinbaum introduced—

S. F. No. 95: A bill for an act relating to taxation; levying a service charge on certain types of property.

Referred to the Committee on Taxes and Tax Laws.

Messrs. McCutcheon, Stassen and Kleinbaum introduced—

S. F. No. 96: A bill for an act relating to state employees; providing for procedures in respect to removal, discharge, suspension without pay or reduction in pay or position; amending Minnesota Statutes 1974, Section 43.24, Subdivisions 2 and 3.

Referred to the Committee on Governmental Operations.

Messrs. Laufenburger, Chmielewski and Anderson introduced—

S. F. No. 97: A bill for an act relating to issuance of state licenses and permits; providing for automatic approval of state permits and licenses when the licensing or authorizing agency fails to reply to an applicant within a specified period of time.

Referred to the Committee on Governmental Operations.

Messrs. Laufenburger, Chmielewski and Purfeerst introduced—

S. F. No. 98: A bill for an act relating to taxation; providing that the proceeds of the motor vehicle excise tax be used for highway purposes; amending Minnesota Statutes 1974, Section 297B.09.

Referred to the Committee on Transportation and General Legislation.

Messrs. Olson, J. L.; Laufenburger and Josefson introduced—

S. F. No. 99: A bill for an act relating to motor vehicles; paralytic license plates; repealing Minnesota Statutes 1974, Section 168.021.

Referred to the Committee on Transportation and General Legislation.

Messrs. McCutcheon, Stassen and Kleinbaum introduced—

S. F. No. 100: A bill for an act relating to municipalities; providing for negotiation of contracts between municipalities and state departments and agencies for provision of fire and police protection services for state institutions, land and other property.

Referred to the Committee on Governmental Operations.

Messrs. North, Stassen and McCutcheon introduced—

S. F. No. 101: A bill for an act relating to labor; requiring certain employers to provide health care insurance for certain employees who are not residents of Minnesota; amending Minnesota Statutes 1974, Section 181.73, Subdivision 1.

Referred to the Committee on Labor and Commerce.

Messrs. North, Josefson and Purfeerst introduced—

S. F. No. 102: A bill for an act relating to aeronautics; technical services to municipalities; authorizing a reasonable charge by the department for such services; amending Minnesota Statutes 1974, Section 360.015, Subdivision 7.

Referred to the Committee on Transportation and General Legislation.

Messrs. Kirchner, Milton and McCutcheon introduced—

S. F. No. 103: A bill for an act relating to the Gillette hospital authority; authorizing use of certified public accountants to audit and examine the financial records of the authority; amending Minnesota Statutes 1974, Section 250.05, Subdivision 3.

Referred to the Committee on Health, Welfare and Corrections.

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

S. F. No. 104: 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 1974, Section 151.06, Subdivision 2a.

Referred to the Committee on Health, Welfare and Corrections.

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

Messrs. Sillers, Moe and Fitzsimons introduced—

S. F. No. 105: A bill for an act relating to education; pupil units; requiring that all pupils in seventh and eighth grades shall be counted as secondary pupils; amending Minnesota Statutes 1974, Section 124.17, Subdivision 1.

Referred to the Committee on Education.

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

S. F. No. 106: A bill for an act relating to commerce; regulating rental location advisors; imposing duties; providing penalties.

Referred to the Committee on Labor and Commerce.

Messrs. North, Ueland and Schmitz introduced—

S. F. No. 107: A bill for an act relating to the executive council; empowering it to grant assistance in conjunction with federal disaster relief programs; amending Minnesota Statutes 1974, Section 9.061, Subdivision 1.

Referred to the Committee on Governmental Operations.

Mr. Schrom introduced—

S. F. No. 108: A bill for an act relating to retirement; exempting a certain employee of the department of agriculture from mandatory retirement for a limited time.

Referred to the Committee on Governmental Operations.

Messrs. Kleinbaum and McCutcheon introduced—

S. F. No. 109: A bill for an act proposing an amendment to the Minnesota Constitution, Article XIII, Section 5; removing possible constitutional limitations on pari-mutuel betting on speed contests.

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. Spear, O'Neill and Hughes introduced—

S. F. No. 110: A bill for an act relating to education; estab-



lishing pilot bilingual and native American language and culture education programs; granting certain powers and duties to the state board of education; establishing a state bilingual and native American language and culture education advisory council; appropriating money; amending Minnesota Statutes 1974, Sections 120.095, by adding a subdivision; 120.10, Subdivision 2; repealing Minnesota Statutes 1974, Section 126.07.

Referred to the Committee on Education.

Messrs. Hughes, Ashbach and Kleinbaum introduced—

S. F. No. 111: A bill for an act relating to education; creating a senior citizens higher education program for certain resident senior citizens.

Referred to the Committee on Education.

Messrs. McCutcheon, Coleman and Sillers introduced—

S. F. No. 112: A bill for an act relating to veterans; exercise of preference in public appointments or promotions; amending Minnesota Statutes 1974, Section 43.30; and Chapter 197, by adding a section; repealing Minnesota Statutes 1974, Section 197.45.

Referred to the Committee on Governmental Operations.

Messrs. Olhoft, Kowalczyk and Gearty introduced—

S. F. No. 113: A bill for an act relating to obscenity; prohibiting the showing of obscene motion pictures at drive-in theatres; providing for a hearing in the courts to determine if a motion picture is obscene.

Referred to the Committee on Judiciary.

Messrs. Davies, Knutson and Olson, A. G. introduced—

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

Referred to the Committee on Labor and Commerce.

Messrs. Doty, Ashbach and Conzemius introduced—

S. F. No. 115: A bill for an act relating to the Minnesota state arts council; creating a council; prescribing powers and duties; providing judicial review; repealing Minnesota Statutes 1974, Sections 139.01; 139.02; 139.03; 139.04; and 139.05.

Referred to the Committee on Governmental Operations.

Messrs. Frederick and Fitzsimons introduced—

S. F. No. 116: A bill for an act relating to transportation; imposing an increased excise tax on gasoline and special fuels for a period of six years; providing for the improvement of highways; establishing the Minnesota state transportation fund for the improvement of transportation; allocating the revenue from the excise tax on the purchase price of motor vehicles to the fund for a period of six years; and providing that the funding of the division of highway patrol be by legislative appropriation from the general fund.

Referred to the Committee on Transportation and General Legislation.

Messrs. Olson, J. L.; Olson, H. D. and Bernhagen introduced—

S. F. No. 117: A bill for an act relating to appropriations; appropriating money for distribution to school districts as a replacement for certain agricultural land tax differential payments.

Referred to the Committee on Education.

Messrs. Milton, Kirchner and Conzemius introduced—

S. F. No. 118: A bill for an act relating to pharmacy and drugs; authorizing pharmacists to dispense generically equivalent drugs in lieu of prescribed brand name legend drugs unless the prescribing practitioner instructs otherwise; providing penalties; amending Minnesota Statutes 1974, Sections 151.01, by adding subdivisions; 151.21; 151.37, Subdivision 2; 151.38; and Chapter 151, by adding a section.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Conzemius, Brown and Kleinbaum introduced—

S. F. No. 119: A bill for an act relating to retirement; mandatory retirement age for corrections employees; amending Minnesota Statutes 1974, Section 43.051, Subdivision 3.

Referred to the Committee on Governmental Operations.

Messrs. Laufenburger, Purfeerst and Chmielewski introduced—

S. F. No. 120: A bill for an act relating to the highway patrol; financing of patrol activities from the general fund; amending Minnesota Statutes 1974, Chapter 299D, by adding a section; Sections 299D.02, Subdivision 1; 299D.03, Subdivisions 2, 4, 5 and 6; 299D.04; and 299D.05, Subdivision 3.

Referred to the Committee on Transportation and General Legislation.

### REPORTS OF COMMITTEES

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

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 59: A bill for an act relating to public officers; interest in contracts with governmental units or authority; amending Minnesota Statutes 1974, Section 471.88, Subdivision 2.

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

Amend the title as follows:

Page 1, line 2, after "officers;" insert "prohibiting"

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. 55: A bill for an act relating to employment; employment of certain persons by the state and other governmental units; authorizing the state to insure its liability under workmen's compensation for certain persons employed by it; extended unemployment compensation benefits; amending Minnesota Statutes 1974, Sections 15.61; 176.541, by adding a subdivision; and 268.071, Subdivision 7.

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

Page 2, line 20, after "administration" strike the period and insert "*and after the governor has consulted the legislative advisory committee and such committee has made its recommendation thereon. Such recommendation shall be advisory only. Failure or refusal of the committee to make a recommendation promptly shall be deemed a negative recommendation.*"

Page 2, strike lines 29 through 32

Page 3, strike lines 1 through 10

Renumber sections in sequence

Amend the title as follows:

Page 1, line 2, after "employment;" insert "authorizing"

Page 1, line 6, strike "extended unemployment compensation"

Page 1, line 7, strike "benefits;"

Page 1, line 8, after "15.61;" insert "and"

Page 1, line 8, after "subdivision" strike the semicolon and insert a period

Page 1, line 9, strike "and 268.071, 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. 64: A bill for an act providing additional bond issuing authority to provide compensation to those members of the armed forces who served during the Vietnam conflict; and appropriating the proceeds thereof.

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

Page 1, line 9, after "Statutes" insert "1974"

Page 1, line 13, after "Statutes" insert "1974"

Page 2, line 5, after "Statutes" insert "1974"

Page 2, line 14, after "Statutes" insert "1974"

Further, amend the title as follows:

Line 2, before "providing" insert "relating to veterans;"

Line 4, strike "and"

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

## SECOND READING OF SENATE BILLS

S. F. Nos. 59 and 55 were read the second time.

## MOTIONS AND RESOLUTIONS

Mr. Keefe, S. moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to S. F. No. 55 and that the rules of the Senate be so far suspended as to give S. F. No. 55, now on General Orders, its third reading and place it on its final passage. The motion prevailed.

S. F. No. 55: A bill for an act relating to employment; authorizing employment of certain persons by the state and other governmental units; authorizing the state to insure its liability under workmen's compensation for certain persons employed by it; amending Minnesota Statutes 1974, Sections 15.61; and 176.541, by adding a subdivision.

Mr. Jensen moved to amend S. F. No. 55 as follows:

Page 1, line 15, reinstate the stricken word "town,"

The motion prevailed. So the amendment was adopted.

Mr. Conzemius moved to amend S. F. No. 55, as follows:

Page 2, strike lines 22 through 25 and insert "*and the legisla-*

*tive advisory committee has approved the change in complement for a state department or agency."*

Mr. Hughes moved to amend the Conzemius amendment to S. F. No. 55, as follows:

In the Conzemius amendment to page 2, after "agency" and before the period, insert ", exclusive of the first 15 percent"

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

The question recurred on the Conzemius amendment.

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 23 and nays 38, as follows:

Those who voted in the affirmative were:

Ashbach	Conzemius	Jensen	McCutcheon	Renneke
Bang	Dunn	Josefson	Ogdahl	Sillers
Berg	Frederick	Keefe, J.	Olson, J. L.	Ueland
Blatz	Hansen, Mel	Kirchner	O'Neill	
Brown	Hughes	Knutson	Patton	

Those who voted in the negative were:

Anderson	Fitzsimons	Merriam	Perpich, G.	Stassen
Arnold	Gearty	Milton	Pillsbury	Stokowski
Borden	Hansen, Baldy	Moe	Purfeerst	Stumpf
Chenoweth	Hanson, R.	North	Schaaf	Tennessee
Chmielewski	Humphrey	Olhoft	Schmitz	Wegener
Coleman	Keefe, S.	Olson, A. G.	Schrom	Willet
Davies	Kleinbaum	Olson, H. D.	Solon	
Doty	Lewis	Perpich, A. J.	Spear	

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

S. F. No. 55 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	Doty	Keefe, S.	Olson, A. G.	Sillers
Arnold	Dunn	Kirchner	Olson, H. D.	Solon
Ashbach	Fitzsimons	Kleinbaum	Olson, J. L.	Spear
Bang	Frederick	Knutson	O'Neill	Stassen
Berg	Gearty	Kowalczyk	Patton	Stokowski
Blatz	Hansen, Baldy	Lewis	Perpich, A. J.	Stumpf
Borden	Hansen, Mel	McCutcheon	Perpich, G.	Tennessee
Brown	Hanson, R.	Merriam	Pillsbury	Ueland
Chenoweth	Hughes	Milton	Purfeerst	Wegener
Chmielewski	Humphrey	Moe	Renneke	Willet
Coleman	Jensen	North	Schaaf	
Conzemius	Josefson	Ogdahl	Schmitz	
Davies	Keefe, J.	Olhoft	Schrom	

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

**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 positions hereinafter stated and at the salaries heretofore fixed.

Kris Schmitt, Page, effective January 14, 1975.

Patrick F. Kelly, Committee Administrative Assistant, effective January 13, 1975.

Janice M. Flint, Committee Clerk I, effective January 13, 1975.

Kelvin Johnson substituted for Mark Winkler in the Committee Administrative Assistant classification, effective January 13, 1975.

Ellen LaValla, Stenographer I, effective January 20, 1975.

Monsignor Ambrose Hayden, Chaplain, effective January 8, 1975.

Rev. Albert Byrne, Chaplain, effective January 13, 1975.

Rev. Omar Hardin, Chaplain, effective February 3, 1975.

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

Mr. Coleman introduced—

Senate Resolution No. 13: 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.

The question being taken on the adoption of the resolution,

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

Those who voted in the affirmative were:

Anderson	Bang	Borden	Chmielewski	Davies
Arnold	Berg	Brown	Coleman	Doty
Ashbach	Blatz	Chenoweth	Conzemius	Dunn

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

Mr. Josefson voted in the negative.

The motion prevailed. So the resolution was adopted.

Mr. Coleman introduced—

Senate Resolution No. 14: A senate resolution relating to the National Conference of State Legislatures; 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, or the Chairman thereof, is authorized to designate members of the Senate and employees thereof to attend meetings of the National Conference of State Legislatures 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.

The question being taken on the adoption of the resolution,

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

Those who voted in the affirmative were:

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

The motion prevailed. So the resolution was adopted.

#### 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 the following:

S. F. No. 19, which the committee recommends to pass with the following amendment offered by Mr. North:

Page 121, line 10, strike "422" and insert "422A"

Page 148, line 15, strike "422" and insert "422A"

Page 211, after line 28, add a section to read:

"Sec. 148. This act shall become effective on the day following final enactment."

S. F. No. 28, 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 5:30 o'clock p.m., Monday, January 27, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate



## EIGHTH DAY

St. Paul, Minnesota, Monday, January 27, 1975

The Senate met at 5:30 o'clock p.m. and was called to order by the President.

Prayer was offered by the Chaplain, Rev. Albert Byrne.

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

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

The President declared a quorum present.

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

## MEMBERS EXCUSED

Messrs. Berg; Jensen; Keefe, J.; Laufenburger and Perpich, A. J. were excused from the Session of today.

## INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. North; Keefe, J. and Keefe, S. introduced—

S. F. No. 121: A bill for an act relating to trade regulations; providing for unit pricing of certain packaged commodities; providing for exemptions.

Referred to the Committee on Labor and Commerce.

Messrs. North, Blatz and McCutcheon introduced—

S. F. No. 122: A bill for an act relating to crimes and criminals;

terroristic threats; amending Minnesota Statutes 1974, Section 609.713, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. North, Ogdahl and Solon introduced—

S. F. No. 123: A bill for an act relating to health; licensing and regulation of plumbers and water conditioning contractors and installers; amending Minnesota Statutes 1974, Sections 326.38; 326.40; 326.58; 326.60, Subdivision 1; and 326.65; repealing Minnesota Statutes 1974, Section 326.45.

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

Messrs. Laufenburger, Chmielewski and Purfeerst introduced—

S. F. No. 124: A bill for an act relating to highways; approaches to certain highways; furnishing of culverts; amending Minnesota Statutes 1974, Section 160.18, Subdivision 1.

Referred to the Committee on Transportation and General Legislation.

Messrs. North, Knutson and Doty introduced—

S. F. No. 125: A bill for an act relating to foster care or guardianship benefits; providing for a determination of the county having financial responsibility; amending Minnesota Statutes 1974, Section 260.40.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Willet, Larson and Schrom introduced—

S. F. No. 126: A bill for an act relating to game and fish; methods of taking bear; providing a penalty; amending Minnesota Statutes 1974, Section 100.29, by adding a subdivision.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Borden introduced—

S. F. No. 127: A bill for an act relating to game and fish; authorizing the commissioner of natural resources to issue special permits for fishing contests; amending Minnesota Statutes 1974, Section 98.48, by adding a subdivision.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Hansen, Baldy; Frederick and Laufenburger introduced—

S. F. No. 128: A bill for an act relating to motor vehicles; manufacture of motor vehicle license number plates; commissioner of public safety to establish quality specifications of plates with the advice of law enforcement organizations; amending Minnesota Statutes 1974, Section 168.381.

Referred to the Committee on Transportation and General Legislation.

Messrs. Coleman, Bang and Borden introduced—

S. F. No. 129: A bill for an act relating to intoxicating liquor; authorizing certain sales by restaurants; amending Minnesota Statutes 1974, Sections 340.02, Subdivision 5; and 340.11, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Messrs. North; Olson, J. L. and Chmielewski introduced—

S. F. No. 130: A bill for an act relating to barbers; increasing fees; providing for compensation of secretary and members of board of barber examiners; amending Minnesota Statutes 1974, Sections 154.18 and 154.23.

Referred to the Committee on Labor and Commerce.

Messrs. North; Hansen, Mel and Kleinbaum introduced—

S. F. No. 131: A bill for an act relating to retirement; retention of public pension rights by legislators; amending Minnesota Statutes 1974, Section 3.088, Subdivision 3.

Referred to the Committee on Governmental Operations.

Messrs. North, Renneke and Keefe, S. introduced—

S. F. No. 132: A bill for an act relating to public welfare; powers of the commissioner of public welfare; providing that the commissioner establish criteria and guidelines for county welfare boards to follow in determining fees to be paid to certain vendors; amending Minnesota Statutes 1974, Section 256.01, Subdivision 2.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Ashbach, North and Dunn introduced—

S. F. No. 133: A bill for an act relating to retirement; computation of retirement annuities of certain annuitants.

Referred to the Committee on Governmental Operations.

Messrs. Davies, Purfeerst and Pillsbury introduced—

S. F. No. 134: A bill for an act relating to estates; affairs of decedents, missing persons, protected persons, minors, incapacitated persons and certain others; revising aspects of the law relating to wills, intestacy, administration and distribution of estates; taxation of inheritances; ordering the powers and proceedings of the court and certain officials concerned with the administration of estates of decedents and others; amending Minnesota Statutes 1974, Sections 291.005; 291.07, and by adding a subdivision; 291.09, Subdivision 1; 291.14, Subdivision 1, and by adding subdivisions; 502.71; 508.22; 508.68; 508.69; 524.1-102; 524.1-107; 524.1-108; 524.1-201; 524.1-301; 524.1-302; 524.1-303; 524.1-307; 524.1-401; 524.1-403; 524.3-101; 524.3-102; 524.3-104; 524.3-105; 524.3-108; 524.3-109; 524.3-203; 524.3-204; 524.3-301; 524.3-303; 524.3-305; 524.3-306; 524.3-310; 524.3-311; 524.3-401; 524.3-402; 524.3-403; 524.3-406; 524.3-409; 524.3-412; 524.3-413; 524.3-502; 524.3-601; 524.3-602; 524.3-603; 524.3-604; 524.3-605; 524.3-606; 524.3-609; 524.3-703; 524.3-706; 524.3-711; 524.3-715; 524.3-717; 524.3-720; 524.3-906; 524.3-910; 524.3-913; 524.3-914; 524.3-915; 524.3-1001; 524.3-1008; 524.3-1101; 524.3-1203; 524.03-1204; 524.4-201; 524.4-202; 524.4-203; 524.4-204; 524.4-205; 524.4-206; 524.4-301; 524.4-303; 525.02; 525.03; 525.07; 525.08; 525.091, Subdivisions 1, 2, and 4; 525.112; 525.12; 525.122; 525.15; 525.161; 525.202; 525.212; 525.215; 525.223, Subdivisions 1 and 2; 525.253, Subdivision 1; 525.393; 525.48; 525.484; 525.491; 525.51; 525.515; 525.532, Subdivisions 4 and 5; 525.591; 525.62; 525.63; 525.64; 525.641; 525.642; 525.65; 525.652; 525.66; 525.661; 525.662; 525.67; 525.68; 525.69; 525.691; 525.692; 525.70; 525.702; 525.71; 525.83; 525.84; 525.841; 541.16; 559.013, by adding a subdivision; 576.142, Subdivision 5; 576.16; amending Chapters 524 and 525, by adding sections; repealing Minnesota Statutes 1974, Sections 524.1-105; 524.1-304; 524.1-305; 524.3-304; 524.3-705; 524.3-901; 524.8-101; 525.18; 525.181; 525.182; 525.183; 525.184; 525.19; 525.191; 525.203; 525.211; 525.26; 525.261; 525.262; 525.27; 525.271; 525.272; 525.33; 525.39; 525.41; 525.411; 525.412; 525.413; 525.42; 525.421; 525.43; 525.431; 525.44; 525.441; 525.442; 525.45; 525.46; 525.475; 525.521; 525.522; 525.523; 525.524; 525.525; 525.526; 525.527; 525.53; 525.531; 525.693; 525.86; and 525.87.

Referred to the Committee on Judiciary.

Messrs. Anderson, Sillers and Hughes introduced—

S. F. No. 135: A bill for an act relating to education; providing for aids to post-secondary vocational education and for tax levies; changing the funding of post-secondary vocational education to a current funding basis; appropriating money; amending Minnesota Statutes 1974, Sections 121.21, Subdivisions 2 and 6; 124.11; 124.17, Subdivisions 1 and 2; 124.18, Subdivision 2; 124.57; 275.125, Subdivision 3, and by adding subdivisions; Chapter 124, by adding sections; Laws 1967, Chapter 822, Section 7, as amended; Laws 1969, Chapters 775, Section 4, Subdivision 2, as amended; 1060, Section 7; and Laws 1971, Chapter 722, Section 1; repeal-

ing Minnesota Statutes 1974, Sections 121.21, Subdivisions 5, 7, 9, and 10; and 121.211; Laws 1969, Chapters 945, Section 3; and 1060, Section 8.

Referred to the Committee on Education.

Messrs. Ashbach, Milton and Schaaf introduced—

S. F. No. 136: A bill for an act relating to Ramsey county; authorizing the county to acquire the Brightwood Hills golf course in the city of New Brighton; authorizing the issuance of bonds to finance the purchase.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Hansen, Baldy; Patton and Keefe, S. introduced—

S. F. No. 137: A bill for an act relating to retirement; survivor's benefits for surviving spouses and dependent children of legislators; amending Minnesota Statutes 1974, Section 3A.05.

Referred to the Committee on Governmental Operations.

Messrs. Hansen, Baldy; McCutcheon and Patton introduced—

S. F. No. 138: A bill for an act relating to public safety; fire prevention and inspection; requiring municipal fire chiefs and marshals and the commissioner of public safety to inspect hotels; amending Minnesota Statutes 1974, Section 299F.46, Subdivision 2.

Referred to the Committee on Transportation and General Legislation.

Messrs. Coleman; Keefe, J. and Olson, H. D. introduced—

S. F. No. 139: 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.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Olson, J. L.; Borden and Ashbach introduced—

S. F. No. 140: A bill for an act relating to administrative procedure; creating a hearings officer's division in the department of administration; amending Minnesota Statutes 1974, Sections 15.0412, Subdivision 4; 15.0421; and Chapter 15, by adding sections.

Referred to the Committee on Governmental Operations.

Messrs. Merriam, Kowalczyk and Schaaf introduced—

S. F. No. 141: A bill for an act adding a new route to the trunk highway system.

Referred to the Committee on Transportation and General Legislation.

Messrs. Lewis, Milton and Patton introduced—

S. F. No. 142: A bill for an act relating to public health; providing for the regulation of ambulance services; amending Minnesota Statutes 1974, Sections 144.801; 144.802; 144.803; 144.806; Chapter 144, by adding sections; and repealing Minnesota Statutes 1974, Sections 144.804 and 144.805.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Lewis, Sillers and Chmielewski introduced—

S. F. No. 143: A bill for an act relating to drivers licenses; permitting persons holding drivers licenses not including school bus endorsements to drive passenger automobiles used as school buses; amending Minnesota Statutes 1974, Section 171.321, Subdivision 1.

Referred to the Committee on Transportation and General Legislation.

Messrs. O'Neill, Lewis and Schmitz introduced—

S. F. No. 144: A bill for an act relating to health professions; authorizing the board of medical examiners to issue a cease and desist order and assess costs for a hearing against a person engaging in the unlicensed practice of medicine; prescribing penalties; amending Minnesota Statutes 1974, Section 147.10.

Referred to the Committee on Judiciary.

Messrs. O'Neill, Lewis and Schmitz introduced—

S. F. No. 145: A bill for an act relating to health professions; providing immunity from suit to members of the board of medical examiners and certain other persons in any action based upon disciplinary proceedings or other official acts; amending Minnesota Statutes 1974, Section 147.01.

Referred to the Committee on Judiciary.

Messrs. O'Neill, Lewis and Schmitz introduced—

S. F. No. 146: A bill for an act relating to health; licensing of physicians, surgeons and osteopaths licensed to practice in other states; amending Minnesota Statutes 1974, Section 147.03.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Kleinbaum, Schrom and Ogdahl introduced—

S. F. No. 147: A bill for an act proposing an amendment repealing Article XIII, Section 5, of the Minnesota Constitution; permitting lotteries.

Referred to the Committee on Judiciary.

Messrs. Kleinbaum, Ueland and Humphrey introduced—

S. F. No. 148: A bill for an act relating to education; providing for the education of gifted children; appropriating money.

Referred to the Committee on Education.

Messrs. Patton; Olson, H. D. and Renneke introduced—

S. F. No. 149: A bill for an act relating to motor vehicles; implementation of husbandry; amending Minnesota Statutes 1974, Section 168.011, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Messrs. Stokowski; Hansen, Mel and Gearty introduced—

S. F. No. 150: A bill for an act relating to the city of Minneapolis; fire department relief association; describing retirement, disability and survivor benefits.

Referred to the Committee on Governmental Operations.

Messrs. Stokowski; Hansen, Mel and Gearty introduced—

S. F. No. 151: A bill for an act relating to the firemen's relief association and the firemen's pension fund in the city of Minneapolis; amending Laws 1965, Chapter 519, Section 1, as amended.

Referred to the Committee on Governmental Operations.

Messrs. Stokowski; Hansen, Mel and Gearty introduced—

S. F. No. 152: A bill for an act relating to retirement; uses of funds of firemen's relief association in certain cities; amending Minnesota Statutes 1974, Section 69.40.

Referred to the Committee on Governmental Operations.

Messrs. Milton; Keefe, J. and Davies introduced—

S. F. No. 153: A bill for an act relating to public welfare; providing pre-trial proceedings and hearings to determine paternity of illegitimate children; requiring a notice to be given a father when a mother intends to relinquish a child for purposes of adoption; enacting the uniform parentage act; amending Minnesota Statutes 1974, Sections 257.254; 257.257; 257.27; and 257.28; repealing Minnesota Statutes 1974, Sections 257.251; 257.252; 257.253; 257.255; 257.256; 257.258; 257.259; 257.261; 257.262; 257.263; 257.264; 257.29; 257.30; and 257.31.

Referred to the Committee on Judiciary.

Messrs. Doty; Hanson, R. and Perpich, G. introduced—

S. F. No. 154: A bill for an act relating to children; requiring

certain persons, officials and institutions to report injuries to minors; authorizing any person to report injuries to minors under certain circumstances; amending Minnesota Statutes 1974, Section 626.554, Subdivisions 2 and 5.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Schrom; Hansen, Baldy and Josefson introduced—

S. F. No. 155: A bill for an act relating to motor vehicles; registration and taxation; pioneer and classic cars; amending Minnesota Statutes 1974, Section 168.10, Subdivision 1.

Referred to the Committee on Transportation and General Legislation.

Messrs. Patton, Humphrey and Stassen introduced—

S. F. No. 156: A bill for an act relating to anatomical gifts; authorizing an individual to make an anatomical gift by means of a statement on his Minnesota driver's license; amending Minnesota Statutes 1974, Section 525.924, by adding a subdivision.

Referred to the Committee on Judiciary.

Messrs. Lewis, O'Neill and Sillers introduced—

S. F. No. 157: A bill for an act relating to health professions; authorizing the board of medical examiners to require an examination in the basic sciences; amending Minnesota Statutes 1974, Section 147.02, Subdivision 1.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Lewis, O'Neill and Sillers introduced—

S. F. No. 158: A bill for an act relating to the practice of medicine; physicians, surgeons and osteopaths; suspension of license; amending Minnesota Statutes 1974, Section 147.021, Subdivision 2.

Referred to the Committee on Judiciary.

Messrs. Lewis, O'Neill and Sillers introduced—

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

Referred to the Committee on Judiciary.



Messrs. Hansen, Baldy; Bang and Kleinbaum introduced—

S. F. No. 160: A bill for an act relating to commerce; interest rates on money; exempting loans made by state banks from the maximum interest rate set by state law and substituting in lieu thereof a rate based upon the federal reserve discount rate on short term commercial paper in the ninth federal reserve district; amending Minnesota Statutes 1974, Section 334.01, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Messrs. Coleman, Brown and Arnold introduced—

S. F. No. 161: A bill for an act relating to highway traffic regulations; required equipment on certain vehicles; amending Minnesota Statutes 1974, Section 169.733.

Referred to the Committee on Transportation and General Legislation.

Messrs. Conzemius, Kowalczyk and Solon introduced—

S. F. No. 162: A bill for an act relating to health maintenance organizations; their regulation and development; amending Minnesota Statutes 1974, Sections 62D.04, Subdivision 1; 62D.27, Subdivision 1; 62D.28; and Chapter 62D, by adding a section.

Referred to the Committee on Health, Welfare and Corrections.

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

S. F. No. 163: A bill for an act relating to group insurance; exempting certain plans from optional continuation requirements; amending Minnesota Statutes 1974, Section 62A.17, Subdivision 1.

Referred to the Committee on Labor and Commerce.

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

S. F. No. 164: A bill for an act relating to elections; caucuses and conventions; primary elections; candidates; general elections; special elections; preparation of ballots; conduct of elections; providing penalties; amending Minnesota Statutes 1974, Sections 40.05, Subdivision 3; 123.31, Subdivision 2; 206.11; 206.18; 206.185, Subdivision 1; 365.51; 365.52; 375.20; and 382.28; repealing Minnesota Statutes 1974, Chapters 202, 203, and 204; and Sections 210.02; 210.03; 210.07; 210.08; 210.09; 210.10; 210.12; 210.13; 210.15; and 210.16.

Referred to the Committee on Transportation and General Legislation.

Messrs. Keefe, S.; Doty and Keefe, J. introduced—

S. F. No. 165: A bill for an act relating to health; authorizing

pharmacists to substitute generic drugs for brand name drugs under certain circumstances; amending Minnesota Statutes 1974, Section 151.21.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Keefe, S. and Stokowski introduced—

S. F. No. 166: A bill for an act relating to retirement; state employees; termination of marriage of joint and survivor annuitant; amending Minnesota Statutes 1974, Section 352.116, by adding a subdivision.

Referred to the Committee on Governmental Operations.

Messrs. North, Chmielewski and Frederick introduced—

S. F. No. 167: A bill for an act relating to the regulation and control of junk yards adjacent to trunk highways; prohibiting unauthorized junk yards; amending Minnesota Statutes 1974, Section 161.242, Subdivision 3.

Referred to the Committee on Transportation and General Legislation.

Messrs. Gearty, Kowalczyk and Schrom introduced—

S. F. No. 168: A bill for an act proposing an amendment to the Minnesota Constitution, Article XIII, Section 5, permitting state run organized gambling.

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. Gearty, Kowalczyk and Schrom introduced—

S. F. No. 169: A bill for an act relating to gambling; creating a gambling commission; defining its powers and duties; legalizing gambling and providing for complete operation and regulation thereof by the state; appropriating money.

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. Schrom; Hansen, Baldy and Dunn introduced—

S. F. No. 170: A bill for an act relating to game and fish; opening of migratory waterfowl seasons; amending Minnesota Statutes 1974, Section 97.48, Subdivision 23.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Doty introduced—

S. F. No. 171: A bill for an act relating to workmen's compensation; intervention by insurer not to delay approval of a settlement; amending Minnesota Statutes 1974, Chapter 176, by adding a section.

Referred to the Committee on Labor and Commerce.

Messrs. McCutcheon, Stassen and Gearty introduced—

S. F. No. 172: A bill for an act relating to taxation; income tax; providing for a deduction for burglar proofing the taxpayer's residence; amending Minnesota Statutes 1974, Section 290.09, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Messrs. McCutcheon, Stassen and Gearty introduced—

S. F. No. 173: A bill for an act relating to intoxicating liquor; enforcement powers of commissioners; amending Minnesota Statutes 1974, Section 340.09, by adding a subdivision.

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. Schmitz, Blatz and Bang introduced—

S. F. No. 174: 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; repealing Laws 1971, Chapter 739.

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

Messrs. Conzemius, Renneke and Lewis introduced—

S. F. No. 175: A bill for an act relating to corrections; increasing the scope of the jurisdiction and power of the ombudsman; preserving the rights of complainants; providing a penalty for persons hindering the ombudsman; removing an expiration date; amending Minnesota Statutes 1974, Sections 241.42, Subdivision 2; 241.44.

Subdivisions 1 and 3; and Chapter 241, by adding a section; repealing Laws 1973, Chapter 553, Section 7.

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. Conzemius, Dunn and Wegener introduced—

S. F. No. 176: A bill for an act relating to highways; access to roads; furnishing culverts; granting discretionary authority to town boards in furnishing culverts; amending Minnesota Statutes 1974, Section 160.18, Subdivision 1.

Referred to the Committee on Transportation and General Legislation.

Messrs. North, Kowalczyk and Lewis introduced—

S. F. No. 177: A bill for an act relating to public health; health care facilities; certificates of need; amending Minnesota Statutes 1974, Sections 145.72, Subdivisions 2 and 3; 145.76; 145.78; 145.82; Chapter 145, by adding sections; and repealing Minnesota Statutes 1974, Section 145.81.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Chmielewski and Willet introduced—

S. F. No. 178: A bill for an act relating to real estate; providing for approval of plats by town boards; amending Minnesota Statutes 1974, Section 505.09, Subdivision 1.

Referred to the Committee on Local Government.

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

S. F. No. 179: A bill for an act relating to the city of Minneapolis; authorizing the city council to grant certain powers and duties to the commission on human relations, director, and department of civil rights and to subject certain areas of city government to the civil rights ordinance.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Chmielewski and Willet introduced—

S. F. No. 180: A bill for an act relating to towns; levies for police and fire protection; amending Minnesota Statutes 1974, Section 365.19.

Referred to the Committee on Local Government.

Messrs. Doty, North and McCutcheon introduced—

S. F. No. 181: 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.

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. Schmitz, Larson and Chmielewski introduced—

S. F. No. 182: A bill for an act relating to counties; county sheriffs; fees for boarding prisoners in county jails; amending Minnesota Statutes 1974, Sections 387.20, Subdivisions 5 and 6; and 641.12; repealing Minnesota Statutes 1974, Sections 641.11, and 641.13.

Referred to the Committee on Local Government.

Messrs. Humphrey, Ogdahl and Borden introduced—

S. F. No. 183: A bill for an act proposing an amendment to the Minnesota Constitution, Article VII, Section 6; providing that persons 18, 19 and 20 years old shall be eligible to hold most elective offices.

Referred to the Committee on Judiciary.

Messrs. Humphrey, Kirchner and Schaaf introduced—

S. F. No. 184: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 2; setting the size of the legislature at 50 senators and 100 representatives.

Referred to the Committee on Governmental Operations.

Messrs. Humphrey, Ogdahl and Solon introduced—

S. F. No. 185: A bill for an act relating to employment services; authorizing the summer employment of young persons for state and local service; appropriating money.

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.

Mr. Arnold introduced—

S. F. No. 186: A bill for an act relating to the fire department

relief association of the city of Grand Rapids; amending Laws 1971, Chapter 233, Section 1.

Referred to the Committee on Governmental Operations.

Messrs. Humphrey and Chenoweth introduced—

S. F. No. 187: A bill for an act relating to trade regulations; providing for unit pricing of certain packaged commodities; providing for exemptions.

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 File, herewith returned:

S. F. No. 55.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned January 23, 1975

#### REPORTS OF COMMITTEES

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for January 16, 1975:

#### EDUCATION COMMISSION

Howard Casmey  
Richard Hawk

Ruth Myers  
Dr. Karl Grittner

#### ADVISORY COMMISSION ON FLUCTUATING SCHOOL ENROLLMENTS

Jerome Daily  
Russel Parta  
Dr. Van Mueller  
Duane W. Kronke  
Mrs. Larry Lambert

Erling O. Johnson  
Mrs. Duane Ditlevson  
Robert Whaley  
Tom Lykins  
Char Mitau  
Mary Drenckhan

#### MINNESOTA HIGHER EDUCATION COORDINATING COMMISSION

Gerald Vizenor

**STATE BOARD OF EDUCATION**

Daniel Burton

**STATE COLLEGE BOARD**

Timothy J. Penny

**STATE BOARD FOR COMMUNITY COLLEGES**Mrs. Paul Nycklemoe  
Reverend Richard F. Holy

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for January 16, 1975:

**STATE ZOOLOGICAL BOARD**Firmin Alexander  
John Tilton**MINNESOTA HOUSING FINANCE AGENCY**Geraldine Germann  
Reverend Lawrence C. Gavin  
Demetrius G. Jelatis**COMMISSIONER OF PUBLIC SAFETY**

Edward G. Novak

**COMMISSIONER OF THE STATE DEPARTMENT OF  
HUMAN RIGHTS**

William L. Wilson

**CAPITOL AREA ARCHITECTURAL AND PLANNING COMMISSION**

Mrs. Marjorie Vogel

**CRIME VICTIMS REPARATIONS BOARD**Rod Boyd  
Joe E. Thompson  
Dr. William Kosiak

**COMMISSIONER OF THE IRON RANGE RESOURCES AND  
REHABILITATION COMMISSION**

Frank Ongaro

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for January 16, 1975:

**GILLETTE HOSPITAL AUTHORITY**

Dr. Robert Winter  
Dr. Betty Green

**MINNESOTA CORRECTIONS AUTHORITY**

Ronald G. Byrnes  
Mrs. Dorothy Skwiera

**STATE EXAMINING COMMITTEE FOR PHYSICAL THERAPISTS**

Dr. Thomas Anderson  
John Allison

**VETERANS HOME BOARD**

Stan Dickinson

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for January 16, 1975:

**STATE COMMISSION ON CABLE COMMUNICATION**

Eugene Abbott

**REAL ESTATE ADVISORY COMMISSION**

Herbert Bergson



**PUBLIC SERVICE COMMISSION**

Richard W. Session  
Arlen I. Erdahl

**EMPLOYMENT AGENCY ADVISORY BOARD**

Gordon Lee  
Mrs. Tobey Lapakko

**OCCUPATIONAL SAFETY AND HEALTH ADVISORY BOARD**

Kenneth Kneeshern

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for January 16, 1975:

**COMMISSIONER OF THE METROPOLITAN WASTE CONTROL COMMISSION**

Joseph Strauss

**COMMISSIONER OF THE METROPOLITAN TRANSIT COMMISSION**

J. Douglas Kelm

**CHAIRMAN OF THE METROPOLITAN COUNCIL**

John Boland

**METROPOLITAN COUNCIL**

Todd J. Lefko  
Charles L. Rafferty  
E. Peter Gillette, Jr.  
Gladys S. Brooks  
Alton J. Gasper  
Robert Short  
Charles R. Weaver  
Marcia Bennett  
Opal M. Petersen

Reports the same back with the recommendation that the appointments be re-referred to the Committee on Metropolitan and Urban Affairs. Report adopted.

Mr. Coleman from the Committee on Rules and Administration,

to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for January 16, 1975:

**LAND EXCHANGE REVIEW BOARD**

Robert Falk  
Joseph Mockford

**MINNESOTA ENVIRONMENTAL QUALITY COUNCIL**

Kenneth Rock Vam

**MINNESOTA WATER RESOURCES BOARD**

Richard Pfaffinger  
Robert Starr

**MINNESOTA ENVIRONMENTAL QUALITY COUNCIL  
CITIZENS ADVISORY COMMITTEE**

Dr. J. P. Grahek  
Frank Snowden  
Gwen Schwartz

Reports the same back with the recommendation that the appointments 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 the following appointment submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for January 16, 1975:

**STATE HIGHWAY COMMISSIONER**

Frank D. Marzitelli

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

**ANNOUNCEMENT TO THE SENATE**

Mr. Coleman offered the following and asked that it be printed in the Journal.

The income accounts of Coleman/Goff, Inc. are:

Banco

Blue Shield of California

Bor-Son Construction  
Congressman Al Baldus  
Congressman Bob Bergland  
Congressman Joseph E. Karth  
Eldorado International  
Industrial Credit  
Medical Education Research Foundation  
National Electrical Contractors Association, St. Paul  
National Electrical Contractors Association, Dakota  
Northwestern Bell  
Northwestern National Bank/St. Paul  
Thorp Credit & Thrift

Mr. Coleman moved that the foregoing announcement be printed in the Journal. The motion prevailed.

#### MOTIONS AND RESOLUTIONS

Messrs. Coleman and Ashbach introduced—

Senate Resolution No. 15: A senate resolution relating to mileage and per diem living expenses.

BE IT RESOLVED, by the Senate of the State of Minnesota:

Each member who has moved from his usual place of lodging during a substantial part of the sessions of the 69th Legislature shall receive mileage for necessary travel in going to and returning from the place of meeting to his place of residence in the amount of 14 cents per mile, or such greater amount as may be authorized by the Commissioner of Personnel for state employees, for each such trip during the 69th Legislature.

Each member who has moved from his usual place of lodging during a substantial part of the sessions of the 69th Legislature shall receive living expenses for each calendar day during sessions of the 69th Legislature in the amount of \$33 per day.

Each member of the Senate who has not so changed his place of lodging for a substantial part of the sessions of the 69th Legislature shall receive living expenses for each calendar day during sessions of the 69th Legislature in the amount of \$25 per day.

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 69th Legislature 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.

The Secretary of the Senate is authorized and directed to prepare and issue warrants in payment of mileage and living expenses to each member of the Senate from the Senate Legislative Expense Fund.

Mr. Coleman moved the adoption of the foregoing resolution.

The question being taken on the adoption of the resolution,

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

The motion prevailed. So the resolution was adopted.

Messrs. Frederick, Laufenburger and O'Neill introduced—

Senate Resolution No. 16: A senate resolution expressing support and concern for Americans missing in action in Southeast Asia.

WHEREAS, there remain 28 Minnesotans officially listed as "missing in action" in Southeast Asia, and an additional 33 servicemen missing in action with relatives residing in the state of Minnesota; and

WHEREAS, Monday, January 27, 1975, marks the anniversary of two long years that have elapsed since the signing of the cease-fire agreement that was to end our involvement in the Indo-China war; and

WHEREAS, unfortunately the involvement still continues for those Americans still missing in action or prisoners of war; now therefore,

BE IT RESOLVED, by the Senate of the State of Minnesota that the Senate express its concern and pledge its support for all American servicemen listed as "missing in action," and urge all Minnesotans to reaffirm their concern and support by observing this anniversary.

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

**THIRD READING OF SENATE BILLS**

S. F. No. 19: A bill for an act relating to metropolitan government; reorganizing various laws relating to the metropolitan council, metropolitan commissions and other metropolitan governmental entities; repealing Minnesota Statutes 1974, Sections 360.101 to 360.144; 360.74 to 360.80; Chapters 399, 473A, 473B, 473C, 473D and 473G.

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

So the bill passed and its title was agreed to.

**MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Coleman moved that the Senate do now adjourn until 10:30 o'clock a.m., Thursday, January 30, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## NINTH DAY

St. Paul, Minnesota, Thursday, January 30, 1975

The Senate met at 10:30 o'clock a.m. and was called to order by the President.

Prayer was offered by the Chaplain, Rev. Albert Byrne.

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

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

The President declared a quorum present.

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

### MEMBERS EXCUSED

Messrs. Doty and Milton were excused from the Session of today.

### EXECUTIVE AND OFFICIAL COMMUNICATIONS

January 24, 1975

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. 55, An act relating to employment, authorizing employment of certain persons by the state and other governmental units; authorizing the state to insure its liability under workmen's compensation for certain persons employed by it; amending Minnesota Statutes 1974, Sections 15.61; and 176.541, by adding a subdivision.

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

I have the honor to inform you that the following enrolled Act of the 1975 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S. F. No.	H. F. No.	Session Laws Chapter No.	Date Approved 1975	Date Filed 1975
55		2	January 24	January 24

Sincerely,  
Joan Anderson Growe,  
Secretary of State

#### INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Ogdahl, Gearty and Stokowski introduced—

S. F. No. 188: A bill for an act relating to pedestrian malls; modifying the composition of an advisory board; amending Minnesota Statutes 1974, Section 430.101, Subdivision 3.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Nelson; Keefe, J. and Gearty introduced—

S. F. No. 189: A bill for an act relating to crimes; limiting a political subdivision to the imposition of a fine as a penalty for the violation of an ordinance or other rule; amending Minnesota Statutes 1974, Sections 375.53; 412.231; 465.48; 609.03; 609.032; Chapters 410, by adding a section; and 609, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Frederick and Stassen introduced—

S. F. No. 190: A bill for an act relating to taxation; eliminating the tax on health insurance premiums; exempting certain interest income from taxation; exempting home heating and lighting energy sources from sales taxation; changing the effective date of the imposition of certain credits on taxes measured by net income; eliminating the tax on oleomargarine; amending Minnesota Statutes 1974, Sections 60A.15, Subdivision 1; 290.01, Subdivision 20; 297A.25, Subdivision 1; repealing Minnesota Statutes 1974, Section 33.10, Subdivision 3.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Spear, Gearty and Hansen, Mel introduced—

S. F. No. 191: A bill for an act relating to the city of Minneapolis; number of on-sale liquor licenses.

Referred to the Committee on Labor and Commerce.

Messrs. Keefe, S.; Kowalczyk and Humphrey introduced—

S. F. No. 192: A bill for an act relating to health; requiring pharmacists to arrange posted drug prices alphabetically by name of drug; requiring unit and volume prices for certain drugs to be posted; amending Minnesota Statutes 1974, Section 151.06, Subdivision 2a.

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

Messrs. Laufenburger; Hansen, Baldy and Bang introduced—

S. F. No. 193: A bill for an act relating to insurance; regulating the student discount on automobile insurance; amending Minnesota Statutes 1974, Chapter 65B, by adding a section.

Referred to the Committee on Labor and Commerce.

Messrs. Merriam, Ueland and Stumpf introduced—

S. F. No. 194: A bill for an act relating to natural resources; canoe and boating routes; land acquisition therefor; amending Minnesota Statutes 1974, Section 85.32, Subdivision 2.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Conzemius, Humphrey and Kirchner introduced—

S. F. No. 195: A bill for an act relating to children; licensing of foster care and day care facilities; amending Minnesota Statutes 1974, Section 257.101, Subdivision 2.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Hansen, Baldy introduced—

S. F. No. 196: 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.

Referred to the Committee on Natural Resources and Agriculture. Mr. Hughes questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.



Mr. Olson, A. G. introduced—

S. F. No. 197: A bill for an act relating to the president of the senate; eliminating extra compensation; amending Minnesota Statutes 1974, Section 3.13.

Referred to the Committee on Rules and Administration.

Mr. Schrom introduced—

S. F. No. 198: A bill for an act authorizing the sale and conveyance of certain surplus public lake access land in Stearns county.

Referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 199: A bill for an act relating to commerce; authorizing state banks to acquire and lease personal property to customers; amending Minnesota Statutes 1974, Chapter 48, by adding a section.

Referred to the Committee on Labor and Commerce.

Messrs. Hansen, Mel; Keefe, S. and Jensen introduced—

S. F. No. 200: A bill for an act relating to elections; registration of voters; registration cards; amending Minnesota Statutes 1974, Sections 201.061, Subdivision 3; and 201.071, Subdivision 1.

Referred to the Committee on Transportation and General Legislation.

Messrs. Hansen, Mel; Kowalczyk and Kirchner introduced—

S. F. No. 201: A bill for an act relating to taxation; changing the effective date of the imposition of certain credits on taxes measured by net income.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Hansen, Mel; Keefe, S. and Kirchner introduced—

S. F. No. 202: A bill for an act relating to elections; providing for the ascertainment of party membership of election judges; amending Minnesota Statutes 1974, Section 203.21, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Messrs. Patton, Purfeerst and Olson, H. D. introduced—

S. F. No. 203: A bill for an act relating to drainage; powers of county boards and district courts; criteria to be considered in establishing and improving drainage systems; repealing Minnesota Statutes 1974, Section 106.021, Subdivision 6.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Kleinbaum introduced—

S. F. No. 204: A bill for an act relating to the city of St. Cloud; payment of retirement benefits in certain instance by firemen's relief association.

Referred to the Committee on Governmental Operations.

Messrs. O'Neill, Spear and Solon introduced—

S. F. No. 205: A bill for an act relating to education; providing for certain state transportation aid; amending Minnesota Statutes 1974, Section 124.223.

Referred to the Committee on Education.

Messrs. Willet, Dunn and Arnold introduced—

S. F. No. 206: A bill for an act relating to outdoor recreation; establishing an outdoor recreation system; classifying units of the outdoor recreation system and specifying the purposes and administration of each class of units; providing for authorization, acquisition, and establishment of units; requiring master plans for all units; establishing an outdoor recreation advisory committee; requiring a registry of units and reports on existing units and new units; providing for review of present classifications; changing names; amending Minnesota Statutes 1974, Sections 84.029, Subdivision 1; 84.03; 84.033; 97.48, Subdivisions 13, 15 and 25; 97.481; 99.251; 104.37; 138.09; 138.52, Subdivision 1; 138.53, Subdivision 49, and by adding subdivisions; 138.56, Subdivision 1, and by adding subdivisions; 138.585, Subdivision 1, and by adding subdivisions; 138.60, Subdivisions 2 and 3; 161.10; and repealing Minnesota Statutes 1974, Sections 85.013, Subdivisions 2, 3, 4, 5b, 6, 7, 11, 17, 18, 25, 25a, and 27; 85.20, Subdivisions 2, 3, 4, and 5; 85.32; 92.46, Subdivision 2; 138.08; 138.52, Subdivisions 2, 3, 4, and 5; 138.53, Subdivisions 4, 11, 12, 17, 30, and 48; 138.54; 138.55, Subdivisions 18 and 19; 138.57, Subdivisions 6 and 7; 138.60, Subdivision 3.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Olson, J. L.; Chmielewski and Fitzsimons introduced—

S. F. No. 207: A bill for an act relating to highway traffic regulations, seasonal load restrictions; amending Minnesota Statutes 1974, Section 169.87, Subdivision 3; repealing Minnesota Statutes 1974, Section 169.87, Subdivision 2.

Referred to the Committee on Transportation and General Legislation.

Mr. Olson, J. L. introduced—

S. F. No. 208: A bill for an act relating to the city of Bigelow; authorizing the issuance of general obligation bonds authorized by the voters without including the bonds in the computation of net debt.

Referred to the Committee on Local Government.

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

S. F. No. 209: A bill for an act relating to taxation; providing a lower rate of homestead assessment for disabled persons; amending Minnesota Statutes 1974, Section 273.13, Subdivision 7.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Olhoft and Hanson, R. introduced—

S. F. No. 210: A bill for an act relating to game and fish; removal of rough fish; amending Minnesota Statutes 1974, Section 97.48, Subdivision 4; repealing Minnesota Statutes 1974, Section 97.4861.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Wegener, Dunn and Olson, H. D. introduced—

S. F. No. 211: A bill for an act relating to counties; altering compensation of county officers; amending Minnesota Statutes 1974, Sections 38.38; 106.431, Subdivision 1; 123.56, Subdivision 9; 273.061, Subdivision 6; 282.09, Subdivision 1; 282.19; 344.19; 375.055, Subdivisions 1 and 5; 375.06, Subdivision 1; 375.47; Chapter 375, by adding a section; 376.58, Subdivision 2; 393.03; and 394.30, Subdivision 3; repealing Minnesota Statutes 1974, Sections 274.15; 375.055, Subdivision 3; 375.43; 384.151, Subdivision 2; 385.373, Subdivision 2; 386.015, Subdivision 3; 387.20, Subdivision 3; and 388.18, Subdivision 3.

Referred to the Committee on Local Government.

Messrs. Frederick, Willet and Ueland introduced—

S. F. No. 212: A bill for an act relating to waters and water safety; requiring scuba divers to place flags; amending Minnesota Statutes 1974, Chapter 361, by adding a section.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Schrom and Kleinbaum introduced—

S. F. No. 213: A bill for an act relating to Stearns county; providing compensation for county welfare board.

Referred to the Committee on Local Government.

Messrs. Ashbach, Kirchner and Hughes introduced—

S. F. No. 214: A bill for an act relating to taxation; levy limitations; authorizing school tax levies in excess of limitations for certain purposes; amending Minnesota Statutes 1974, Sections 275.125, Subdivision 3; 353.28, Subdivision 8; 355.299; and 471.61, Subdivision 1.

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

Messrs. Nelson, Schrom and Bernhagen introduced—

S. F. No. 215: A bill for an act relating to agriculture; providing for the establishment, by counties, of agricultural districts; providing special tax incentives to participating agricultural land owners; amending Minnesota Statutes 1974, Section 273.13, Subdivisions 6 and 7.

Referred to the Committee on Natural Resources and Agriculture. Mr. Perpich, A. J. questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Dunn, Wegener and Bernhagen introduced—

S. F. No. 216: A bill for an act relating to towns; providing that the amount of the treasurer's bond shall be determined by the board of supervisors; amending Minnesota Statutes 1974, Section 367.15.

Referred to the Committee on Local Government.

Messrs. Hansen, Baldy; Sillers and Schrom introduced—

S. F. No. 217: A bill for an act relating to consumer protection; transferring the consumer services section from the department of commerce to the attorney general; amending Minnesota Statutes 1974, Sections 45.15; and 45.16.

Referred to the Committee on Governmental Operations.

Messrs. Hansen, Baldy; Bang and Schrom introduced—

S. F. No. 218: A bill for an act relating to insurance; exemption of certain credit transactions from credit life and accident and health insurance regulation; amending Minnesota Statutes 1974, Section 62B.01.

Referred to the Committee on Labor and Commerce.

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

S. F. No. 219: A bill for an act relating to real estate; providing payments to taxing districts with respect to certain state owned lands; appropriating money.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Frederick, Schrom and Patton introduced—

S. F. No. 220: A bill for an act relating to health; providing for loans to medical and osteopathy students enrolled in an accredited medical school within or without the state who agree to practice in rural communities within the state; amending Minnesota Statutes 1974, Section 147.30.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Knutson, Conzemius and Stassen introduced—

S. F. No. 221: A bill for an act relating to metropolitan development; revenue raising and distribution in the seven county metropolitan area; repealing Minnesota Statutes 1974, Chapter 473F.

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

Messrs. Milton, Kirchner and Conzemius introduced—

S. F. No. 222: A bill for an act relating to community health services; authorizing the appointment of local health boards; requiring the designation of local health agencies; authorizing a state subsidy to local units of government for local health agencies; prescribing the powers of the state board of health; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

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

S. F. No. 223: A bill for an act relating to veterans; certain preferences of veterans of the armed forces; their widows, and dependents; amending Minnesota Statutes 1974, Section 197.45, Subdivisions 2 and 4; repealing Minnesota Statutes 1974, Sections 43.30 and 197.45, Subdivision 3.

Referred to the Committee on Governmental Operations.

Mr. Moe, by request, introduced—

S. F. No. 224: A bill for an act relating to Clearwater county; authorizing a single county court district therein.

Referred to the Committee on Judiciary.

Messrs. Merriam; Hanson, R. and Stumpf introduced—

S. F. No. 225: A bill for an act relating to agriculture; protection of certain wild flowers; amending Minnesota Statutes 1974, Section 17.23.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Merriam; Hanson, R. and Stumpf introduced—

S. F. No. 226: A bill for an act relating to employment services; unemployment compensation; administrative expense; amending Minnesota Statutes 1974, Section 268.05, Subdivision 5.

Referred to the Committee on Labor and Commerce.

Messrs. Ashbach, Stumpf and Milton introduced—

S. F. No. 227: A bill for an act relating to the city of Roseville; firemen's relief association service pensions; amending Laws 1973, Chapter 464, Section 2.

Referred to the Committee on Governmental Operations.

Messrs. Merriam; Hanson, R. and Keefe, S. introduced—

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

Referred to the Committee on Transportation and General Legislation.

Messrs. Stumpf, O'Neill and Borden introduced—

S. F. No. 229: A bill for an act relating to labor; providing that employers provide certain information with all pay checks; amending Minnesota Statutes 1974, Section 181.12.

Referred to the Committee on Labor and Commerce.

Messrs. Stumpf, Ueland and Spear introduced—

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

Referred to the Committee on Labor and Commerce.

Mr. Borden introduced—

S. F. No. 231: A bill for an act relating to administrative procedure; creating a state office of hearing examiners; appropriating money; amending Minnesota Statutes 1974, Sections 15.0411, Subdivision 1, and by adding subdivisions; 15.0421; and Chapter 15, by adding sections.

Referred to the Committee on Governmental Operations.

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

S. F. No. 232: A bill for an act relating to human rights; extending protection to disabled persons using public services and public accommodations; amending Minnesota Statutes 1974, Section 363.03, Subdivisions 3 and 4, and by adding a subdivision.

Referred to the Committee on Judiciary.

**REPORTS OF COMMITTEES**

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 8: A bill for an act authorizing a Warren hospital district to create three service districts for taxing purposes; designating the method of computing the tax; providing for hearing and appeal procedures.

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. As used in this act, the words defined in this section have the meanings given them, unless a different meaning is clearly indicated by the context.

Subd. 2. "Board" means the hospital district board acting as the governing body of the district.

Subd. 3. "Debt service" means the amount due on obligations issued by the district to finance the acquisition, construction and equipment of the hospital facilities.

Subd. 4. "District" means any hospital district formed pursuant to Minnesota Statutes, Chapter 447, comprising all or parts of Marshall and Polk counties to operate a hospital in the city of Warren.

Subd. 5. "Hospital facilities" means those facilities operated by the board as a hospital.

Subd. 6. "Local government unit" means any city, statutory city or town which is located within the county of Polk or Marshall or both counties and which is included within the district pursuant to Minnesota Statutes, Chapter 447 and this act.

Sec. 2. [CITY OF WARREN; OPERATION OF HOSPITAL.] Notwithstanding any other statute, charter provision, ordinance or other provision of law to the contrary, the provisions of this act shall govern the operation of any district formed to operate a hospital in the city of Warren. With respect to matters on which this act is silent, the provisions of Minnesota Statutes, Chapter 447, and other general provisions of law shall apply to the extent they do not conflict with this act or Minnesota Statutes, Chapter 447.

Sec. 3. [SERVICE DISTRICTS.] Subdivision 1. [ESTABLISHMENT.] For the purposes of allocating costs of the acquisition and betterment of hospital facilities and levying ad valorem taxes to provide funds for the operation and maintenance of the hospital facilities, the board shall by resolution divide the district into a primary service district and two subordinate service districts, as provided by this section. The service districts may include lands which are not contiguous.

Subd. 2. [PRIMARY SERVICE DISTRICT.] The primary service district shall consist solely of the city of Warren.

**Subd. 3. [SUBORDINATE SERVICE DISTRICTS.]** The first subordinate service district shall include all territory within each local government unit, any part of which is within a certain distance of the nearest boundary of the primary service district. The board shall by resolution determine and set the distance. The second subordinate service district shall include all territory within all local government units of the district which are in neither the primary service district nor the first subordinate service district.

**Sec. 4. [ACQUISITION OF HOSPITAL FACILITIES; ALLOCATION OF DEBT SERVICE.]** Subdivision 1. [DEBT SERVICE ALLOCATED.] Debt service to be paid by the board in each fiscal year shall be allocated by the board to the local government units as hereinafter provided in the budget for the year.

**Subd. 2. [METHOD OF ALLOCATION.]** The board shall allocate the costs of debt service to each local government unit in accordance with the formula set forth in section 7, subdivision 3.

**Subd. 3. [PERMISSIVE DEFERMENT OF PAYMENTS.]** The board may by resolution adopted by a two thirds vote of its members provide for the deferment of payment of all or part of costs of debt service which are allocated by the board to a local government unit in any budget year, repayable at such time or times as the board shall specify in the resolution with interest at the approximate average annual rate borne by bonds issued by the board and outstanding at the time of the deferment as determined by the board.

**Subd. 4. [REALLOCATION OF DEFERRED PAYMENTS.]** Payments deferred pursuant to subdivision 3 shall, to the extent necessary, be reallocated to and paid by local government units in a proportion the board deems equitable and in the best interests of the district. The adoption of a method of reallocation, or any revision thereof, shall be by the affirmative vote of at least two thirds of the members of the board. When deferred payments are repaid, they shall be applied in reduction of the total costs of debt service thereafter allocated to each of the local government units to which deferred payments were reallocated in the year of deferment in the same proposition as deferred payments were reallocated.

**Sec. 5. [GOVERNMENT UNITS; PAYMENTS TO BOARD.]** Subdivision 1. [OBLIGATIONS OF GOVERNMENT UNITS TO THE BOARD.] Each local government unit shall pay to the board all sums charged to it as provided in section 4, at the times and in the manner determined by the board. The governing body of each local government unit shall take all action that may be necessary to provide the funds required for payments and to make the payments when due.

**Subd. 2. [AMOUNTS DUE BOARD; WHEN PAYABLE.]** Charges payable to the board by local government units may be made payable at such times during each year as the board determines, after the board has taken into account the interest and



principal payment dates on obligations issued by the board and the dates on which taxes, revenue collections and other funds become available to the local government units required to pay the charges.

**Subd. 3. [GENERAL POWERS OF GOVERNMENT UNITS; LOCAL TAX LEVIES.]** To accomplish any duty imposed on it by the board, the governing body of every local government unit may, in addition to the powers granted in this act and in any other law or charter, exercise the powers granted any municipality or hospital district by Minnesota Statutes, Chapters 117, 412, 475 and Sections 447.45 to 447.50 and 471.59 with respect to the area of the local government unit, including the authority to levy taxes on all taxable property within the local government unit to pay all or a part of the amounts payable to the board as determined pursuant to section 4.

**Subd. 4. [DEFICIENCY TAX LEVIES.]** If the local government unit fails to make any payment to the board when due, the board may certify to the auditor of the county in which the local government unit is located the amount required for payment of the amount with interest at not more than the maximum rate per annum authorized at that time on assessments pursuant to Minnesota Statutes, Section 429.061, Subdivision 2. The auditor shall levy and extend the amount as a tax upon all taxable property in the local government unit for the next calendar year, free from any limitation imposed by law or charter. The tax shall be collected in the same manner as other general taxes of the local government unit, and the proceeds thereof, when collected, shall be paid by the county treasurer to the treasurer of the board and credited to the local government unit for which the tax was levied.

**Subd. 5. [LEVIES CONSIDERED SPECIAL LEVIES.]** Any ad valorem taxes levied pursuant to subdivisions 3 or 4 shall be considered special levies within the meaning of Minnesota Statutes, Section 275.50, Subdivision 5, and the levy shall not cause the amount of other taxes, levied or to be levied by the local government unit, which are subject to any limitation as to rate or amount, to be reduced in any amount whatsoever.

**Sec. 6. [GENERAL OBLIGATION BONDS.]** The board may by resolution authorize the issuance of general obligation bonds, maturing in one or more annual or semiannual installments, for the acquisition or betterment of any part of the district hospital facilities, including but without limitation the payment of interest during construction and for a reasonable period thereafter, or for the refunding of outstanding bonds, or judgments. The board shall pledge its full faith and credit and taxing power for the payment of the bonds and shall provide for the issuance and sale and for the security of the bonds in the manner provided in Minnesota Statutes, Chapter 475, and shall have the same powers and duties as a municipality issuing bonds under that law, except that the debt limitations of Minnesota Statutes, Chapter 475, shall not apply to the bonds. The board may also pledge for the payment of the bonds and deduct from the amount of any tax levy required under Minnesota Statutes, Section 475.61, Subdivision 1, any sums receivable under section 5 of this act or any state and federal grants

anticipated by the board, and may covenant to refund the bonds if and when and to the extent that, for any reason, the revenues, together with other funds properly available and appropriated for that purpose, are not sufficient to pay all principal and interest due or about to become due thereon.

Sec. 7. [TAX LEVIES.] Subdivision 1. [PAYMENT OF BONDS.] The board may levy taxes for the payment of bonds authorized in section 6 upon all taxable property within the district without limitation of rate or amount and without affecting the amount or rate of taxes which may be levied by the board for other purposes or by any local government unit in the district. No other provision of law relating to debt limit shall restrict or in any way limit the power of the board to issue the bonds authorized in section 6. The board shall also have power to levy taxes as provided in section 5, subdivision 4. The county auditor shall annually assess and extend upon the tax rolls against taxable property included within the district in his county the portion of the taxes levied by the board in each year as certified to him by the board. The county treasurer shall collect and make settlement of the taxes with the treasurer of the board.

Subd. 2. [OPERATION AND MAINTENANCE COSTS.] The board may levy taxes for the costs of administration, operation and maintenance of the hospital facilities in the manner prescribed in this section.

Subd. 3. [TAX LEVY AND ALLOCATION FORMULA.] In levying pursuant to section 7, subdivision 2, and in allocating costs of debt service pursuant to section 4, the board shall apply the following formula:

(a) The primary service district is presumed to receive 100 percent benefit.

(b) The board shall determine the benefit received by the subordinate districts expressed as a percentage.

(c) The percentage in each subordinate district shall be multiplied by the assessed value of the taxable property in each subordinate district.

(d) The product of the multiplications shall be added to 100 percent of the assessed value of the taxable property in the primary service district.

(e) The sum of the addition shall be divided into the dollar amount of the hospital board's levy or costs of debt service for the year.

(f) The quotient of the division shall be multiplied by 100 percent of the assessed value of the taxable property in the primary service district, and in the case of a tax levy the resulting product shall be levied against that property.

(g) In each of the subordinate districts, the quotient of the division shall be multiplied by the product of clause (c).

(h) In the case of a tax levy, the dollar amount of the product of each of the calculations pursuant to clause (g) shall be levied

against the entire assessed value of the taxable property in the particular subordinate district.

(i) In the case of allocation of costs of debt service, the assessed value of the taxable property in each service district shall be divided into the assessed value of each local government unit in the service district, and that quotient shall be multiplied by the product of clause (g) to determine the cost allocated to each local government unit.

Sec. 8. [COUNTY AUDITOR.] A certified copy of each resolution, amendment or order adopted pursuant to this act shall be filed with the county auditors of Marshall and Polk counties before it becomes effective.

Sec. 9. [POWERS ADDITIONAL AND SUPPLEMENTAL.] The powers conferred by sections 1 to 9 shall be in addition and supplemental to the powers conferred by any other law or charter. Insofar as the provisions of any other law or charter are inconsistent herewith, the provisions of sections 1 to 9 shall be controlling as to matters covered by sections 1 to 9.

Sec. 10. [AFFECTED LOCAL GOVERNMENT UNITS.] Local government units in the counties of Marshall and Polk are affected by this act. Local consent shall not be required.

Sec. 11. [EFFECTIVE DATE.] This act is effective on the day following final enactment."

Further amend the title as follows:

Strike the title in its entirety and insert:

"A bill for an act relating to all cities and towns in the counties of Marshall and Polk; authorizing a Warren hospital district formed in the counties of Marshall and Polk pursuant to Minnesota Statutes, Chapter 447, to exercise certain powers in addition to and in some cases in lieu of powers conferred by chapter 447; providing for the levy of taxes and issuance of bonds."

And when so amended the bill do pass.

Mr. Coleman moved the adoption of the foregoing committee report. The motion prevailed. Amendments adopted. Report adopted.

Mr. Laufenburger, from the Committee on Mileage, to which was referred the matter of reporting the miles traveled by members of the Senate in this the 1975 Session, respectfully reports as follows:

Name	Mileage	Name	Mileage
Anderson, Jerald C. ....	83	Borden, Winston W. ....	284
Arnold, Norbert .....	380	Brown, Robert J. ....	40
Ashbach, Robert O. ....	16	Chenoweth, John C. ....	
Bang, Otto T., Jr. ....	38	Chmielewski, Florian ...	210
Berg, Charles .....	364	Coleman, Nicholas D. ...	
Bernhagen, John .....	152	Conzemius, George R. ...	74
Blatz, Jerome V. ....	38	Davies, Jack .....	16

Name	Mileage	Name	Mileage
Doty, Ralph R. ....	320	North, Robert D. ....	
Dunn, Robert G. ....	116	Ogdahl, Harmon T. ....	30
Fitzsimons, Richard W. ....	670	Olhofft, Wayne ....	360
Frederick, Mel ....	118	Olson, Alec G. ....	205
Gearty, Edward J. ....	40	Olson, Howard D. ....	260
Hansen, C. R. Baldy ....	196	Olson, John L. ....	374
Hansen, Mel ....	18	O'Neill, Joseph T. ....	
Hanson, Roger ....	410	Patton, John M. ....	284
Hughes, Jerome M. ....		Perpich, A. J. ....	381
Humphrey, Hubert H. III. ....	50	Perpich, George F. ....	443
Jensen, Carl A. ....	240	Pillsbury, George S. ....	45
Josefson, J. A. ....	344	Purfeerst, Clarence M. ....	115
Keefe, John B. ....	40	Renneke, Earl W. ....	146
Keefe, Steve ....	22	Schaaf, David D. ....	36
Kirchner, William G. ....	36	Schmitz, Robert J. ....	96
Kleinbaum, Jack I. ....	150	Schrom, Ed ....	191
Knutson, Howard A. ....	44	Sillers, Douglas H. ....	500
Kowalczyk, Al ....	42	Solon, Sam G. ....	312
Larson, Lew W. ....	300	Spear, Allan H. ....	16
Laufenburger, Roger ....	230	Stassen, J. Robert ....	12
Lewis, B. Robert ....	40	Stokowski, Eugene E. ....	24
McCutcheon, Bill ....		Stumpf, Peter P. ....	
Merriam, Gene ....	49	Tennessee, Robert J. ....	20
Milton, John ....	24	Ueland, Arnulf Jr. ....	180
Moe, Roger D. ....	530	Wegener, Myrton O. ....	330
Nelson, Rolf ....	36	Willet, Gerald L. ....	394

Mr. Laufenburger moved the adoption of the foregoing committee report. The motion prevailed. Report adopted.

### SECOND READING OF SENATE BILLS

S. F. No. 8 was read the second time.

### MOTIONS AND RESOLUTIONS

Mr. Conzemius moved that his name be stricken as co-author to S. F. No. 39. The motion prevailed.

### THIRD READING OF SENATE BILLS

S. F. No. 28: A bill for an act relating to the compensation of victims of motor vehicle accidents; requiring cooperation of a person claiming benefits before and after commencement of suit; requiring bureau notification within a specified time under the assigned claims plan; amending Minnesota Statutes 1974, Sections 65B.43, Subdivisions 7 and 12; 65B.44, Subdivisions 1, 2, 6, and 8; 65B.51, Subdivision 2; 65B.56, Subdivision 1; 65B.59; 65B.65; 65B.67, Subdivisions 1 and 2; repealing Minnesota Statutes 1974, Section 65B.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 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Olhoff	Sillers
Arnold	Dunn	Kirchner	Olson, A. G.	Solon
Ashbach	Fitzsimons	Kleinbaum	Olson, J. L.	Spear
Bang	Frederick	Knutson	O'Neill	Stassen
Berg	Gerty	Kowalczyk	Patton	Stokowski
Bernhagen	Hansen, Baldy	Larson	Perpich, A. J.	Stumpf
Blatz	Hansen, Mel	Laufenburger	Perpich, G.	Tennessen
Borden	Hanson, R.	McCutcheon	Pillsbury	Ueland
Brown	Hughes	Merriam	Purfeerst	Wegener
Chenoweth	Humphrey	Moe	Renneke	Willet
Chmielewski	Jensen	Nelson	Schaaf	
Coleman	Josefson	North	Schmitz	
Conzemius	Keefe, J.	Ogdahl	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 noon, Monday, February 3, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## TENTH DAY

St. Paul, Minnesota, Monday, February 3, 1975

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

Prayer was offered by the Chaplain, Rev. Omar J. Hardin.

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

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

The President declared a quorum present.

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

### MEMBERS EXCUSED

Messrs. Berg; Borden; Chenoweth; Keefe S. and Sillers were excused from the Session of today.

### EXECUTIVE AND OFFICIAL COMMUNICATIONS

January 30, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

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

Mrs. Elizabeth Ebbott, 409 Birchwood Avenue, Birchwood,

Washington County, effective April 29, 1974, for a term expiring April 29, 1975.

Mrs. Rosemary Davis, 4007 Cedarwood Road, St. Louis Park, Hennepin County, effective April 29, 1974, for a term expiring April 29, 1976.

Stanley W. Holmquist, Grove City, Meeker County, effective April 29, 1974, for a term expiring April 29, 1976.

Judge Spencer Sokolowski, 10334 N.W. Mississippi Boulevard, Coon Rapids, Anoka County, effective April 29, 1974, for a term expiring April 29, 1977.

David Durenberger, 4887 East Lake Harriet Boulevard, Minneapolis, Hennepin County, effective April 29, 1974, for a term expiring April 29, 1978.

Irene Scott, 5416 - 28th Avenue South, Minneapolis, Hennepin County, effective April 29, 1974, for a term expiring April 29, 1978.

Sincerely,  
Wendell R. Anderson, Governor

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

#### **INTRODUCTION AND FIRST READING OF SENATE BILLS**

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

Messrs. Doty, Schaaf and Keefe, J. introduced—

S. F. No. 233: A bill for an act relating to the operation of state government; equalizing reimbursement for members of boards and commissions.

Referred to the Committee on Governmental Operations.

Messrs. Stokowski, O'Neill and North introduced—

S. F. No. 234: A bill for an act relating to eminent domain; providing for payments and benefits in negotiated acquisitions under no threat of eminent domain; waiver of benefits; amending Minnesota Statutes 1974, Chapter 117, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Hansen, Mel; Schrom and Schmitz introduced—

S. F. No. 235: A bill for an act relating to game and fish; authorizing reciprocal agreements on certain license fees, amending Minnesota Statutes 1974, Section 98.46, by adding a subdivision.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Doty, Kirchner and North introduced—

S. F. No. 236: A bill for an act relating to public welfare; permitting county welfare boards to charge fees for social services; amending Minnesota Statutes 1974, Section 393.12.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Purfeerst, Knutson and Conzemius introduced—

S. F. No. 237: A bill for an act relating to appropriations; appropriating money for transitional expenses of certain welfare and corrections employees.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Coleman; Perpich, A. J. and Larson introduced—

S. F. No. 238: A bill for an act relating to taxation; using, storing or consuming tangible personal property; amending Minnesota Statutes 1974, Section 297A.14.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Kleinbaum, Laufenburger and Ueland introduced—

S. F. No. 239: A bill for an act relating to state colleges; designating all state colleges as state universities; amending Minnesota Statutes 1974, Section 136.01, and Chapter 136, by adding a section.

Referred to the Committee on Education.

Messrs. Lewis, Kirchner and Stumpf introduced—

S. F. No. 240: A bill for an act relating to parole and probation; authorizing the purchase of parole and probation services from public and private agencies; amending Minnesota Statutes 1974, Section 243.09, Subdivisions 1 and 3.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Jensen and Ashbach introduced—

S. F. No. 241: A bill for an act relating to crimes and criminals; regulating the transfer, possession and use of pistols; requiring permits to carry pistols; prohibiting the sale or transfer to or carrying by certain persons of pistols; prescribing penalties; increasing penalties for crimes of violence involving pistols; amending Minnesota Statutes 1974, Section 609.66.

Referred to the Committee on Judiciary.

Messrs. Lewis, Kirchner and Conzemius introduced—

S. F. No. 242: A bill for an act relating to corrections; defining



powers and duties of the commissioner of corrections; amending Minnesota Statutes 1974, Section 241.01, Subdivision 5a, and by adding a subdivision; repealing Minnesota Statutes 1974, Section 241.01, Subdivision 3.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Lewis, Kirchner and Conzemius introduced—

S. F. No. 243: A bill for an act relating to corrections; retainability of funds received for use of facilities; amending Minnesota Statutes 1974, Sections 241.01, Subdivision 7; and 260.151, Subdivision 1.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Tennessen; Keefe, S. and Ogdahl introduced—

S. F. No. 244: A bill for an act relating to the city of Minneapolis; authorizing the issuance of on-sale liquor licenses to certain establishments.

Referred to the Committee on Labor and Commerce.

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

S. F. No. 245: A bill for an act relating to juvenile court; reference for prosecution of certain juveniles; amending Minnesota Statutes 1974, Section 260.125, by adding a subdivision.

Referred to the Committee on Judiciary.

Messrs. O'Neill, Nelson and Solon introduced—

S. F. No. 246: A bill for an act relating to education; the Minnesota gifted and talented student act; appropriating money; amending Minnesota Statutes 1974, Section 124.17, Subdivision 1.

Referred to the Committee on Education.

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

S. F. No. 247: A bill for an act relating to intoxicating liquor; authorizing issuance of off-sale licenses by towns; amending Minnesota Statutes 1974, Section 340.11, Subdivisions 13 and 14.

Referred to the Committee on Labor and Commerce.

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

S. F. No. 248: A bill for an act relating to towns; hours of annual town meetings; amending Minnesota Statutes 1974, Section 365.54.

Referred to the Committee on Local Government.

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

S. F. No. 249: A bill for an act relating to game and fish; taking fish from dark houses; amending Minnesota Statutes 1974, Section 101.42, Subdivision 16.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Coleman, Ashbach and Conzemius introduced—

S. F. No. 250: A bill for an act creating a citizens committee on the Minnesota legislature; appropriating money.

Referred to the Committee on Governmental Operations.

Mr. Keefe, J. introduced—

S. F. No. 251: A bill for an act relating to the city of Minnetonka; volunteer firemen's pensions.

Referred to the Committee on Governmental Operations.

Mr. Anderson introduced—

S. F. No. 252: A bill for an act relating to the legislature; providing for part of the apportionment of representative districts 19A and 19B.

Referred to the Committee on Transportation and General Legislation.

Messrs. Humphrey, Nelson and Schaaf introduced—

S. F. No. 253: A bill for an act relating to agriculture; requiring labeling of certain plants and flowers; providing a penalty.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Schrom, O'Neill and Moe introduced—

S. F. No. 254: A bill for an act relating to education; school districts; powers and duties; authorizing the leasing of school buildings; amending Minnesota Statutes 1974, Section 123.36, Subdivision 7.

Referred to the Committee on Education.

Messrs. Spear and Lewis introduced—

S. F. No. 255: A bill for an act relating to highways; providing for a moratorium on certain trunk highway construction and land acquisition within the seven county metropolitan area.

Referred to the Committee on Metropolitan and Urban Affairs. Mr. Laufenburger questioned the reference thereon and, under

Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Olson, H. D. introduced—

S. F. No. 256: A bill for an act relating to the city of Butterfield firemen's relief association; authorizing payment of certain pensions to certain members.

Referred to the Committee on Governmental Operations.

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

S. F. No. 257: A bill for an act relating to courts; providing for transfer of filing fee when venue is changed in civil actions; amending Minnesota Statutes 1974, Section 542.10.

Referred to the Committee on Judiciary.

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

S. F. No. 258: A bill for an act relating to tort liability of cities, counties, towns, public authorities, certain public corporations, school districts and political subdivisions of the state; amending Minnesota Statutes 1974, Section 466.05, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. O'Neill, Tennessen and Jensen introduced—

S. F. No. 259: A bill for an act relating to the status of missing persons; providing for the distribution of property of persons presumed dead; amending Minnesota Statutes 1974, Section 576.16.

Referred to the Committee on Judiciary.

Messrs. North; Keefe, J. and Keefe, S. introduced—

S. F. No. 260: A bill for an act providing for the registration and regulation of automotive repair dealers and the certification of mechanics by the director of the section of consumer services; establishing an advisory board; providing penalties.

Referred to the Committee on Labor and Commerce.

Messrs. Purfeerst, Ogdahl and Solon introduced—

S. F. No. 261: A bill for an act relating to the purchase of surplus state property at public auction by state employees; amending Minnesota Statutes 1974, Section 15.055.

Referred to the Committee on Governmental Operations.

Mr. Purfeerst introduced—

S. F. No. 262: A bill for an act relating to metropolitan govern-

ment; defining the metropolitan area to exclude that portion of the city of New Prague which lies in Scott county; amending Minnesota Statutes 1974, Section 473B.011, subdivision 2.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. O'Neill, Gearty and Kirchner introduced—

S. F. No. 263: A bill for an act relating to metropolitan government; creating a metropolitan sports commission and prescribing its powers and duties; authorizing the metropolitan council to issue bonds and levy taxes therefor; authorizing the metropolitan sports commission to impose an admissions tax; amending Minnesota Statutes 1974, Sections 473B.011, Subdivision 3; 473B.06, Subdivision 5a; and 473B.063, Subdivision 1.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Kleinbaum introduced—

S. F. No. 264: A bill for an act relating to St. Cloud; metropolitan transit commission; eliminating the wheelage tax; providing for an annual tax levy and the issuance of bonds; amending Laws 1969, Chapter 1134, Section 10; repealing Laws 1969, Chapter 1134, Section 4.

Referred to the Committee on Local Government.

Messrs. Bernhagen, Humphrey and Josefson introduced—

S. F. No. 265: A bill for an act relating to taxation; exempting from sales, use and property tax certain property to be used in the construction of or constituting a solar energy heating or cooling system for a building; amending Minnesota Statutes 1974, Sections 272.02, Subdivision 1; and 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. North, Nelson and Spear introduced—

S. F. No. 266: A bill for an act relating to the livestock contingency fund; repealing Minnesota Statutes 1974, Section 246.32.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Milton, O'Neill and Konzemius introduced—

S. F. No. 267: A bill for an act authorizing the Minnesota higher education facilities authority to construct and finance health care facilities; changing its name and increasing its membership; amending Minnesota Statutes 1974, Sections 136A.25; 136A.26; 136A.27; 136A.28; 136A.29, Subdivisions 1, 6, 9, 10, 14, 21, and 22; 136A.36; and 136A.41.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Doty; Keefe, J. and Schaaf introduced—

S. F. No. 268: A bill for an act relating to state agencies; providing for payment of child care costs by the state for members of state boards, councils and commissions; amending Minnesota Statutes 1974, Section 43.329.

Referred to the Committee on Governmental Operations.

Messrs. Ueland; Hansen, Baldy and Ashbach introduced—

S. F. No. 269: A bill for an act relating to commerce; protecting laboring men and women; providing for the filing of economic impact statements; prohibiting certain officials from enforcing environmental standards in certain circumstances; appropriating money.

Referred to the Committee on Labor and Commerce.

Messrs. Doty, O'Neill and Lewis introduced—

S. F. No. 270: A bill for an act relating to commerce; authorizing the public service commission to promulgate rules and regulations to protect telephone subscribers from receiving uninvited telephone solicitations for the sale of merchandise; prescribing penalties.

Referred to the Committee on Labor and Commerce.

Messrs. North, Nelson and Lewis introduced—

S. F. No. 271: A bill for an act relating to counties; corrections; community based programs; amending Minnesota Statutes 1974, Sections 401.02; 401.08, Subdivision 1; 401.14; and 401.15, Subdivision 1.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. North, Stassen and Milton introduced—

S. F. No. 272: A bill for an act relating to the organization and operation of state government; transferring functions of certain state agencies; permitting the creation of two advisory agencies; abolishing various state agencies; amending Minnesota Statutes 1974, Sections 116C.03, Subdivision 2; 173.02, Subdivision 4; 173.04, Subdivisions 2 and 3; 206.08; 241.045, Subdivision 1; 256.482, Subdivision 5; and 507.09; repealing Minnesota Statutes 1974, Sections 12.12; 29.011; 29.013; 94.36 to 94.40; 115.17; 116C.04, Subdivisions 8 and 9; 116C.05; 136B.01; 136B.02; 173.04, Subdivision 1; 176.621; 176.631; 332.36; and 507.08.

Referred to the Committee on Governmental Operations.

#### MESSAGES 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. 75.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted January 30, 1975

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 providing for a joint convention of the Senate and the House of Representatives for the purpose of electing members of the Board of Regents of the University of Minnesota.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted January 30, 1975

Mr. Coleman moved that the foregoing resolution be referred to the Committee on Rules and Administration. The motion prevailed.

#### FIRST READING OF HOUSE BILLS

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

H. F. No. 75: A bill for an act relating to elections; recodifying statutes relating to caucuses and conventions; primary elections; candidates; general elections; special elections; preparation of ballots; conduct of elections; providing penalties; amending Minnesota Statutes 1974, Sections 40.05, Subdivision 3; 123.31, Subdivision 2; 206.11; 206.18; 206.185, Subdivision 1; 365.51; 365.52; 375.20; and 382.28; repealing Minnesota Statutes 1974, Chapters 202, 203, and 204; and Sections 210.02; 210.03; 210.07; 210.08; 210.09; 210.10; 210.12; 210.13; 210.15; and 210.16.

#### 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. 103 and reports pertaining to appointments. The motion prevailed.

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

S. F. Nos. 94, 104, 109, 123, 168, 169, 173, 174, 175, 181, and 185 reports the same back with the recommendation that the bills be re-referred as follows:

S. F. No. 94 to the Committee on Governmental Operations.

S. F. Nos. 104 and 175 to the Committee on Health, Welfare and Corrections.

S. F. No. 173 to the Committee on Judiciary.

S. F. Nos. 109, 123, 168, 169, 181, and 185 to the Committee on Labor and Commerce.

S. F. No. 174 to the Committee on Metropolitan and Urban Affairs.

Report adopted.

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

S. F. No. 103: A bill for an act relating to the Gillette hospital authority; authorizing use of certified public accountants to audit and examine the financial records of the authority; amending Minnesota Statutes 1974, Section 250.05, Subdivision 3.

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

Page 1, line 22, after the period insert "*The working papers of the certified public accountant relating to the authority shall be made available to the legislative auditor upon request.*"

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

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which were referred the following appointments as reported in the Journal for Thursday, January 16, 1975:

#### **GILLETTE HOSPITAL AUTHORITY**

Dr. Robert Winter  
Dr. Betty Green

#### **MINNESOTA CORRECTIONS AUTHORITY**

Mrs. Dorothy Skwiera  
Ronald G. Byrnes

#### **STATE EXAMINING COMMITTEE FOR PHYSICAL THERAPISTS**

Dr. Thomas Anderson  
John Allison

#### **VETERANS HOME BOARD**

Stan Dickinson

Reports the same back with the recommendation that the appointments be confirmed.

Mr. Conzemius moved that the foregoing committee report be laid on the table. The motion prevailed.

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

H. F. No. 75 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 re-referred to its respective Committee as follows:

H. F. No. 75 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.

#### GENERAL ORDERS

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

After some time spent therein, the committee arose, and Mr. Olson, A. G. reported that the committee had considered the following:

S. F. No. 8 which the committee recommends to pass.

And then, on motion of Mr. Coleman, 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 11:00 o'clock a.m., Thursday, February 6, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate



### ELEVENTH DAY

St. Paul, Minnesota, Thursday, February 6, 1975

The Senate met at 11:00 o'clock a.m. and was called to order by the President.

Prayer was offered by the Chaplain, Rev. Omar J. Hardin.

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

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

The President declared a quorum present.

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

#### MEMBERS EXCUSED

Messrs. Dunn, Purfeerst and Willet were excused from the Session of today.

#### INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Merriam and Milton introduced—

S. F. No. 273: A bill for an act relating to Independent School District 12; discharging certain debt incurred under the maximum effort school aid law.

Referred to the Committee on Education.

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

S. F. No. 274: A bill for an act relating to motor vehicles; prescribing penalties for drunk driving; amending Minnesota Statutes 1974, Section 169.121.

Referred to the Committee on Judiciary.

Messrs. Willet, Gearty and Milton introduced—

S. F. No. 275: A bill for an act relating to commerce; creating a commission on small business; describing its duties; appropriating funds for its operation.

Referred to the Committee on Labor and Commerce.

Messrs. Perpich, G; Ashbach and Konzemius introduced—

S. F. No. 276: A bill for an act relating to elections; prohibiting unions and other associations from contributing funds from dues or membership fees to political campaigns; amending Minnesota Statutes 1974, Section 10A.01, Subdivision 16; repealing Minnesota Statutes 1974, Section 10A.12, Subdivision 5.

Referred to the Committee on Transportation and General Legislation.

Messrs. Hansen, Mel; Keefe, S. and Frederick introduced—

S. F. No. 277: A bill for an act relating to elections; registration of voters; requiring corroborating identification; amending Minnesota Statutes 1974, Section 201.061, Subdivision 3.

Referred to the Committee on Transportation and General Legislation.

Messrs. Tennessen, Brown and Keefe, S. introduced—

S. F. No. 278: A bill for an act relating to elections; waiving filing fees for indigent candidates; amending Minnesota Statutes 1974, Section 202.05, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Mr. Sillers introduced—

S. F. No. 279: A bill for an act relating to the city of Moorhead; firemen's relief funds and pensions therein; amending Laws 1955,

Chapter 75, Sections 14, Subdivisions 1, 2, and 6; and 16; as amended, added, and renumbered.

Referred to the Committee on Governmental Operations.

Messrs. Willet; Olson, J. L. and Hughes introduced—

S. F. No. 280: A bill for an act relating to the state college board; tuition and fees for residents over age 65; amending Minnesota Statutes 1974, Section 136.11, Subdivision 1.

Referred to the Committee on Education.

Messrs. Milton, Bernhagen and Olson, A. G. introduced—

S. F. No. 281: A bill for an act relating to taxation; providing for a property tax deduction for a solar energy heating or cooling system; amending Minnesota Statutes 1974, Section 273.13, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

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

S. F. No. 282: A bill for an act relating to towns; removing the levy limit for road and bridge purposes; amending Minnesota Statutes 1974, Section 164.04, Subdivision 2.

Referred to the Committee on Local Government.

Messrs. Davies and Gearty introduced—

S. F. No. 283: A bill for an act proposing an amendment to the Minnesota Constitution; repealing Article X, Section 6; repealing the taconite amendment.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Josefson, Purfeerst and Arnold introduced—

S. F. No. 284: A bill for an act relating to retirement; membership of hospital district employees in the public employees retirement association; amending Minnesota Statutes 1974, Section 353.01, Subdivision 6.

Referred to the Committee on Governmental Operations.

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

S. F. No. 285: A bill for an act relating to cooperatives; content of articles of incorporation; increasing the amount of authorized dividends on capital stock; amending Minnesota Statutes 1974, Section 308.06, Subdivision 2.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Olhoff, Larson and Wegener introduced—

S. F. No. 286: A bill for an act relating to towns; town levy for fire protection or police protection; removing the limitation; amending Minnesota Statutes 1974, Section 365.19.

Referred to the Committee on Local Government.

Messrs. Olhoff, Laufenburger and Larson introduced—

S. F. No. 287: A bill for an act relating to natural resources; changing the name of Minnesota Memorial Hardwood State Forest; prescribing certain duties for the revisor of statutes.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Knutson, McCutcheon and Keefe, J. introduced—

S. F. No. 288: A bill for an act relating to taxation; providing for valuation of certain real property; amending Minnesota Statutes 1974, Section 273.11, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Ogdahl, Conzemius and Bang introduced—

S. F. No. 289: A bill for an act relating to appropriations; appropriating money to the commissioner of public welfare for the purpose of making grants for mental health purposes.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Jensen, Ashbach and Conzemius introduced—

S. F. No. 290: A bill for an act relating to elections; paid advertisements in newspapers; amending Minnesota Statutes 1974, Section 211.035.

Referred to the Committee on Transportation and General Legislation.

Messrs. Stumpf; Olson, J. L. and Gearty introduced—

S. F. No. 291: A bill for an act relating to labor; regulating

the powers, duties and procedures of the department of labor and industry; regulating the divisions of the department of labor and industry; amending Minnesota Statutes 1974, Sections 175.08; 175.16; 175.171; 175.20; 175.24; 175.27; and 175.32; repealing Minnesota Statutes 1974, Sections 175.18; 175.19; 175.21; 175.22; 175.23; 175.28; and 175.29.

Referred to the Committee on Labor and Commerce.

Messrs. Hansen, Mel; North and Lewis introduced—

S. F. No. 292: A bill for an act relating to landlords and tenants; shortening the time on refunds of security deposits; adding to the covenants of lessor protection against threats to safety or clean environment by conduct of other tenants; amending Minnesota Statutes 1974, Sections 504.18, Subdivision 1; 504.20, Subdivisions 3 and 7; and Chapter 504, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Davies, O'Neill and Coleman introduced—

S. F. No. 293: A bill for an act relating to evidence; proscribing use of taped verbatim records of legislative and administrative proceedings as evidence of legislative or administrative intent or contemporaneous history.

Referred to the Committee on Judiciary.

Messrs. Bernhagen, Gearty and Ashbach introduced—

S. F. No. 294: A bill for an act relating to inheritance tax; removing sexual discrimination in computation of tax; amending Minnesota Statutes 1974, Sections 291.03; and 291.05.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Bernhagen, Lewis and Hansen, Mel introduced—

S. F. No. 295: A bill for an act relating to taxation; eliminating the tax on oleomargarine; repealing Minnesota Statutes 1974, Section 33.10, Subdivision 3.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Hansen, Mel; Schrom and Bernhagen introduced—

S. F. No. 296: A bill for an act relating to game and fish; size limits upon certain species of fish; amending Minnesota Statutes 1974, Section 101.42, Subdivision 1; and by adding a subdivision.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Olson, A. G.; Hansen, Baldy and Doty introduced—

S. F. No. 297: A bill for an act relating to game and fish; commercial fishing in Lake of the Woods and Rainy Lake; amending Minnesota Statutes 1974, Section 102.26, Subdivision 1.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Ueland, Purfeerst and Renneke introduced—

S. F. No. 298: A bill for an act relating to agricultural societies; prohibiting the exclusion of an agricultural society from certain appropriations unless the society is named in the appropriation.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Milton introduced—

S. F. No. 299: A bill for an act relating to the town of Columbus; levy limitation for fire protection.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Milton introduced—

S. F. No. 300: A bill for an act relating to the town of White Bear; authorizing the town to adopt the calendar year as its fiscal year.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Davies, Pillsbury and Merriam introduced—

S. F. No. 301: A bill for an act relating to insurance; providing for the coordination of reparations benefits for automobile losses; amending Minnesota Statutes 1974, Section 65B.49, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Mr. Kleinbaum introduced—

S. F. No. 302: A bill for an act relating to the city of St. Cloud; authorizing the establishment and maintenance of a parking violation bureau; providing for retention of fines and penalties collected by the city.

Referred to the Committee on Local Government.

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

S. F. No. 303: A bill for an act relating to game and fish; autho-

rizing use of portable fish houses within the boundary waters canoe area.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Anderson introduced—

S. F. No. 304: A bill for an act authorizing the sale and conveyance of the elevated water storage tank at the Anoka State Hospital and related easements to the city of Anoka.

Referred to the Committee on Transportation and General Legislation.

Messrs. Hansen, Baldy; Frederick and Laufenburger introduced—

S. F. No. 305: A bill for an act relating to public employment; preference of veterans in public employment; establishing the office of veterans preference counselor.

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. Ueland, Nelson and Knutson introduced—

S. F. No. 306: A bill for an act relating to courts; authorizing county boards to direct county and municipal courts to hold conciliation court sessions during the evening and on Saturday and at specified locations throughout the county or municipality; amending Minnesota Statutes 1974, Sections 487.30; 488A.13, Subdivision 5; 488A.30, Subdivision 4; and 491.02.

Referred to the Committee on Judiciary.

Mr. Borden introduced—

S. F. No. 307: A bill for an act relating to the practice of podiatry; allowing the board of podiatry examiners and registration to create certain registration standards by rule and regulation; amending Minnesota Statutes 1974, Section 153.04.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Humphrey and Schaaf introduced—

S. F. No. 308: A bill for an act relating to the operation of state government; providing for the appointment of an ombudsman for

senior citizens and the designation of his duties by the governor; appropriating money.

Referred to the Committee on Governmental Operations.

Messrs. Kleinbaum and Schrom introduced—

S. F. No. 309: A bill for an act relating to courts; realigning the Sherburne, Benton, and Stearns county court district; amending Minnesota Statutes 1974, Section 487.01, Subdivisions 3 and 5.

Referred to the Committee on Judiciary.

Messrs. Keefe, S.; O'Neill and Humphrey introduced—

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

Referred to the Committee on Health, Welfare and Corrections.

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

S. F. No. 311: A bill for an act relating to unemployment compensation; allowing applicants to receive benefits in weeks they receive vacation allowance or holiday pay; amending Minnesota Statutes 1974, Section 268.08, Subdivision 3.

Referred to the Committee on Labor and Commerce.

Mr. Laufenburger introduced—

S. F. No. 312: A bill for an act relating to motor vehicles; providing for bug deflectors, automobile wheel devices, vehicle loading, and truck weighing; amending Minnesota Statutes 1974, Sections 169.743; 169.81, Subdivision 5; 169.85; and Chapter 169, by adding a section.

Referred to the Committee on Transportation and General Legislation.

Messrs. Hughes, Knutson and Keefe, S. introduced—

S. F. No. 313: A bill for an act relating to children; requiring reports of maltreatment of minors to be filed by certain individuals; authorizing reports to be filed by citizens under certain circumstances; prescribing penalties for failing to report or falsifying reports; amending Minnesota Statutes 1974, Chapter 626, by adding a section; repealing Minnesota Statutes 1974, Section 626.554.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Ashbach, Blatz and Perpich, A. J. introduced—

S. F. No. 314: A bill for an act relating to taxation; exempting



special federal tax rebates from Minnesota income taxation; amending Minnesota Statutes 1974, Section 290.01, Subdivision 20.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Davies, Anderson and Keefe, J. introduced—

S. F. No. 315: A bill for an act relating to corporations; acting in the public interest; self discipline; amending Minnesota Statutes 1974, Chapter 300, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Nelson, Laufenburger and Olson, J. L. introduced—

S. F. No. 316: A bill for an act relating to insurance; regulating the use of credit life and credit health and accident insurance; amending Minnesota Statutes 1974, Sections 62B.01; 62B.04, Subdivision 1; 62B.06, by adding subdivisions; 62B.07, Subdivision 2, and by adding a subdivision; 62B.08, Subdivision 2, and by adding subdivisions; 62B.11; and 61A.12, by adding subdivisions.

Referred to the Committee on Labor and Commerce.

#### **REPORTS OF COMMITTEES**

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exception of reports pertaining to appointments. The motion prevailed.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which were referred the following appointments as reported in the Journal for January 16, 1975:

#### **STATE COMMISSION ON CABLE COMMUNICATION**

Eugene Abbott

#### **REAL ESTATE ADVISORY COMMISSION**

Herbert Bergson

#### **PUBLIC SERVICE COMMISSION**

Richard W. Session  
Arlen I. Erdahl

#### **EMPLOYMENT AGENCY ADVISORY BOARD**

Gordon Lee  
Mrs. Tobey Lapakko

**OCCUPATIONAL SAFETY AND HEALTH ADVISORY BOARD****Kenneth Kneeshern**

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. The motion prevailed.

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

S. F. No. 7: A bill for an act relating to motor vehicle registration; exempting trailers used by farmers to carry liquid fertilizer from licensing requirements; amending Minnesota Statutes 1974, Section 168.012, by adding a subdivision.

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

Page 1, line 14, strike "*Minnesota Statutes, Chapter 168*" and insert "*this chapter*"

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. 128: A bill for an act relating to motor vehicles; manufacture of motor vehicle license number plates; commissioner of public safety to establish quality specifications of plates with the advice of law enforcement organizations; amending Minnesota Statutes 1974, Section 168.381.

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

Page 1, line 3 of the title, after "plates;" insert "authorizing the"

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

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

S. F. No. 64: A bill for an act relating to veterans; providing additional bond issuing authority to provide compensation to those members of the armed forces who served during the Vietnam conflict; appropriating the proceeds thereof.

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

Strike everything after the enacting clause and insert:

“Section 1. There is hereby appropriated to the veterans adjusted compensation fund from the general fund \$5,000,000 or so much thereof as may be necessary, for paying adjusted compensation to Vietnam veterans under the provisions of Minnesota Statutes 1974, Sections 197.971 to 197.986.

Sec. 2. This act shall be effective the day following final enactment.”

Also amend the title by striking it in its entirety and inserting the following:

“A bill for an act relating to veterans affairs, providing additional money for veterans bonus payments; appropriating money.”

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

### SECOND READING OF SENATE BILLS

S. F. Nos. 7, 128 and 64 were read the second time.

### MOTIONS AND RESOLUTIONS

Mr. Coleman introduced—

Senate Concurrent Resolution No. 3: A senate concurrent resolution relating to the engrossment and enrollment of bills.

BE IT RESOLVED, by the Senate of the State of Minnesota, the House of Representatives concurring therein, that pursuant to Minnesota Statutes, 1974, 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 69th Legislature, commencing at the regular session thereof beginning January 7, 1975; senate bills and related documents to be under the supervision of the Secretary of the Senate and house bills and related documents to be under the supervision of the Chief Clerk of the House of Representatives.

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

Mr. Coleman, for 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.

Joyce Anderson, Clerk Typist I, effective February 3, 1975.

Shirley Hancock, Stenographer I, effective February 3, 1975.

Isabel Levinson, Clerk Typist I, effective January 29, 1975.

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

**THIRD READING OF SENATE BILLS**

S. F. No. 8: A bill for an act relating to all cities and towns in the counties of Marshall and Polk; authorizing a Warren hospital district formed in the counties of Marshall and Polk pursuant to Minnesota Statutes, Chapter 447, to exercise certain powers in addition to and in some cases in lieu of powers conferred by chapter 447; providing for the levy of taxes and issuance of bonds.

Was read the third time 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	Sillers
Arnold	Doty	Kleinbaum	Olson, A. G.	Solon
Ashbach	Fitzsimons	Knutson	Olson, H. D.	Spear
Bang	Frederick	Kowalczyk	Olson, J. L.	Stassen
Berg	Gearty	Larson	O'Neill	Stokowski
Bernhagen	Hansen, Baldy	Laufenburger	Patton	Stumpf
Blatz	Hansen, Mel	McCutcheon	Perpich, A. J.	Tennessee
Borden	Hanson, R.	Merriam	Perpich, G.	Ueland
Brown	Hughes	Milton	Pillsbury	Wegener
Chenoweth	Humphrey	Moe	Renneke	
Chmielewski	Jensen	Nelson	Schaaf	
Coleman	Josefson	North	Schmitz	
Conzemius	Keefe, J.	Ogdahl	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, Monday, February 10, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## TWELFTH DAY

St. Paul, Minnesota, Monday, February 10, 1975

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

Prayer was offered by the Chaplain, Rev. Omar J. Hardin.

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

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

The President declared a quorum present.

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

### MEMBERS EXCUSED

Messrs. Blatz; Borden; Fitzsimons; Perpich, A. J. and Purfeerst were excused from the Session of today.

Mr. Hansen, Baldy raised a point of order relative to attire worn in the Senate Chamber.

### SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate relating to customary attire in the Chamber be suspended.

The question being taken on the adoption of the motion,

And the roll being called, there were yeas 55 and nays 1, as follows:

Those who voted in the affirmative were:

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

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

Mr. Hansen, Baldy voted in the negative.

The motion prevailed.

#### OATH OF OFFICE

The newly elected Senator from the Thirty-Third District, Mrs. Nancy Brataas was escorted to the Bar of the Senate by Messrs. Arnold and Nelson.

She presented proof of her eligibility to be seated as a member of the Senate and subscribed to the Oath of Office as administered by the Honorable Robert J. Sheran, Chief Justice of the Supreme Court.

#### EXECUTIVE AND OFFICIAL COMMUNICATIONS

January 27, 1975

The Honorable Edward J. Gearty, Chairman  
Legislative Audit Commission

Dear Senator Gearty:

In response to your letter and in accordance with the statutes, I have reappointed the three minority members of the commission—namely, Senator Fitzsimons, Senator Ogdahl, and myself—for the ensuing year.

Respectfully yours,

Robert O. Ashbach  
Senate Minority Leader

#### INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Willet introduced—

S. F. No. 317: A bill for an act relating to real estate; mandatory recording of certain conveyances; providing a penalty; amending Minnesota Statutes 1974, Chapter 507, by adding a section.

Referred to the Committee on Judiciary.

Mr. Laufenburger introduced—

S. F. No. 318: A bill for an act relating to the cities of St. Charles, Dover and Eyota and the sanitary sewer board of the

Dover, Eyota and St. Charles area sanitary district in the counties of Olmsted and Winona; providing certain powers; amending Laws 1973, Chapter 160, Section 10, Subdivision 3; Section 12, Subdivisions 1 and 2; and by adding a section.

Referred to the Committee on Local Government.

Mr. Borden introduced—

S. F. No. 319: A bill for an relating to health; fluoridation of water; exempting the city of Brainerd for ten years from the water fluoridation requirement; establishing an alternative fluoride program in the city of Brainerd; requiring a comparison study; amending Minnesota Statutes 1974, Section 144.145.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Olhoft, Fitzsimons and Willet introduced—

S. F. No. 320: A bill for an act relating to taxation and natural resources; changing the percentage of unrefunded gasoline excise taxes attributable to snowmobile operation; amending Minnesota Statutes 1974, Section 296.16, Subdivision 1; and 296.421, Subdivision 7.

Referred to the Committee on Taxes and Tax Laws.

Mr. Kowalczyk, by request, introduced—

S. F. No. 321: A bill for an act relating to the city of Brooklyn Park; validating actions and proceedings in connection with the initiation, construction, and financing of municipal improvements.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Willet, Bernhagen and Wegener introduced—

S. F. No. 322: A bill for an act relating to towns; authorizing the town board to determine the amount of bond given by the town treasurer; amending Minnesota Statutes 1974, Section 367.15.

Referred to the Committee on Local Government.

Messrs. Laufenburger; Hansen, Mel and Milton introduced—

S. F. No. 323: A bill for an act relating to motor vehicles; providing for inspection; providing penalties; appropriating money; amending Minnesota Statutes 1974, Section 169.771; and Chapter 168, by adding sections.

Referred to the Committee on Transportation and General Legislation.

Messrs. Davies, Pillsbury and Schaaf introduced—

S. F. No. 324: A bill for an act relating to sex discrimination;

abolishing discrimination on the basis of sex in certain insurance laws; amending Minnesota Statutes 1974, Sections 61A.12, Subdivisions 2 and 4; 62A.041; 62C.14, Subdivision 5a; 67A.10, Subdivision 1; 69.40; 69.41; and 69.48.

Referred to the Committee on Labor and Commerce.

Messrs. Brown, Pillsbury and Conzemius introduced—

S. F. No. 325: A bill for an act relating to charitable organizations; solicitation; disclosures required; amending Minnesota Statutes 1974, Section 309.556.

Referred to the Committee on Labor and Commerce.

Messrs. Laufenburger, O'Neill and Lewis introduced—

S. F. No. 326: A bill for an act relating to real estate brokers and salespersons; providing licensure exemption for sellers of franchises; increasing education requirements; providing for reciprocity for licensees from other jurisdictions; modifying trust account requirements; amending Minnesota Statutes 1974, Sections 82.18; 82.19, Subdivision 3; 82.22, Subdivision 6, and by adding a subdivision; and 82.24, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Mr. Hansen, Baldy introduced—

S. F. No. 327: A bill for an act relating to Mower county; authorizing an additional levy for bridge repairs; amending Special Laws 1885, Chapter 175, Section 2.

Referred to the Committee on Local Government.

Messrs. O'Neill, Stumpf and Stassen introduced—

S. F. No. 328: A bill for an act relating to education; state aid; increasing aid per personnel in program for handicapped children; appropriating money; amending Minnesota Statutes 1974, Section 124.32, Subdivision 1.

Referred to the Committee on Education.

Mr. Larson introduced—

S. F. No. 329: A bill for an act relating to the city of Wykoff; authorizing the city to issue its general obligation bonds for acquisition and betterment of a fire station and municipal building.

Referred to the Committee on Local Government.

Mr. Anderson introduced—

S. F. No. 330: A bill for an act relating to the legislature; pro-



viding for the apportionment of representative districts 19A and 19B.

Referred to the Committee on Transportation and General Legislation.

Messrs. Laufenburger, Brown and Olhoft introduced—

S. F. No. 331: A bill for an act relating to motor vehicles; definitions; equipment requirements and driving rules for motorcycle operators; amending Minnesota Statutes 1974, Sections 168.011, by adding a subdivision; 169.01, Subdivision 4; 171.01, Subdivision 17; and 169.974, Subdivisions 2, 4 and 5.

Referred to the Committee on Transportation and General Legislation.

Messrs. Anderson, O'Neill and Hughes introduced—

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

Referred to the Committee on Education.

Messrs. Anderson, O'Neill and McCutcheon introduced—

S. F. No. 333: A bill for an act relating to taxation; classification of property; establishing a means for valuing real property owned by certain disabled persons; amending Minnesota Statutes 1974, Section 273.13, Subdivision 7.

Referred to the Committee on Taxes and Tax Laws.

Messrs. McCutcheon, Gearty and Keefe, J. introduced—

S. F. No. 334: A bill for an act relating to public welfare; providing legal representation in paternity proceedings; amending Minnesota Statutes 1974, Section 257.254.

Referred to the Committee on Judiciary.

Messrs. Kowalczyk, Conzemius and Stassen introduced—

S. F. No. 335: A bill for an act relating to insurance; requiring coverage for certain dependent children on hospital and medical expense insurance policies; amending Minnesota Statutes 1974, Chapter 62A, by adding a section.

Referred to the Committee on Labor and Commerce.

Messrs. North, Nelson and Schmitz introduced—

S. F. No. 336: A bill for an act relating to the operation of state government; providing for definitions of types of state agencies; naming and renaming certain agencies, boards, commissions, committees, and councils; transferring certain functions to the department of commerce and the department of labor and industry; amending Minnesota Statutes 1974, Sections 15.01; 115.71, Subdivision 4; and 115.74, Subdivision 1.

Referred to the Committee on Governmental Operations.

Messrs. McCutcheon, Gearty and Nelson introduced—

S. F. No. 337: A bill for an act relating to drivers licenses; requiring written examinations on renewal; appropriating funds; amending Minnesota Statutes 1974, Section 171.27; repealing Minnesota Statutes 1974, Section 171.13, Subdivision 2.

Referred to the Committee on Transportation and General Legislation.

Messrs. McCutcheon, Blatz and Borden introduced—

S. F. No. 338: A bill for an act relating to highway traffic regulations; preventing a person upon whom a traffic arrest warrant is outstanding from obtaining a driver's license or having it renewed or from re-registering or transferring title to a motor vehicle until the charged offense has been satisfactorily disposed of; amending Minnesota Statutes 1974, Section 168.10, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Bernhagen, Laufenburger and Renneke introduced—

S. F. No. 339: A bill for an act relating to transportation; farm trucks; authorizing the occasional use of vehicles licensed as farm trucks to transport snow and debris under agreement with a political subdivision; amending Minnesota Statutes 1971, Section 168.011, Subdivision 17, as amended by Laws 1973, Chapter 218, Section 2; and Minnesota Statutes 1974, Section 221.011, Subdivision 22.

Referred to the Committee on Transportation and General Legislation.

Messrs. Stokowski, Ogdahl and McCutcheon introduced—

S. F. No. 340: A bill for an act relating to retirement; contributions and benefits under the teachers retirement act; amending Minnesota Statutes 1974, Sections 354.146, by adding a subdivision; 354.44, Subdivision 6; 354.51, by adding a subdivision; and 354.55, Subdivision 19.

Referred to the Committee on Governmental Operations.

Mr. Perpich, A. J. introduced—

S. F. No. 341: A bill for an act relating to natural resources; informal sales of state timber; modifying the value limitation on such sales; amending Minnesota Statutes 1974, Section 90.191, Subdivision 1.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Pillsbury; Keefe, S. and Kowalczyk introduced—

S. F. No. 342: A bill for an act relating to the department of administration; requiring the phone number of every department, agency and elected official be printed on their stationery; amending Minnesota Statutes 1974, Chapter 16, by adding a section.

Referred to the Committee on Governmental Operations.

Messrs. Milton, Knutson and North introduced—

S. F. No. 343: A bill for an act relating to the department of public welfare; boundaries of community mental health boards; amending Minnesota Statutes 1974, Sections 245.62; and 245.63.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Davies; Olson, J. L. and Laufenburger introduced—

S. F. No. 344: A bill for an act relating to insurance; purchase of group insurance for employees of governmental subdivisions; amending Minnesota Statutes 1974, Section 471.616, Subdivision 1.

Referred to the Committee on Labor and Commerce.

Messrs. Davies, Knutson and Olson, A. G. introduced—

S. F. No. 345: A bill for an act relating to insurance; providing for indemnification and subrogation in certain cases; amending Minnesota Statutes 1974, Section 65B.53; repealing Minnesota Statutes 1974, Section 65B.62.

Referred to the Committee on Labor and Commerce.

Messrs. Davies, Knutson and Olson, A. G. introduced—

S. F. No. 346: A bill for an act relating to insurance; provid-

ing for easier comparison of costs of automobile insurance coverage; amending Minnesota Statutes 1974, Section 65B.68, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Messrs. Hanson, R. and Kleinbaum introduced—

S. F. No. 347: A bill for an act relating to financial institutions; restricting certain incentives to depositors.

Referred to the Committee on Labor and Commerce.

Messrs. Josefson; Olson, J. L. and Schrom introduced—

S. F. No. 348: A bill for an act relating to insurance; township mutual insurance companies; amending Minnesota Statutes 1974, Sections 67A.01; 67A.03; 67A.06; 67A.07; 67A.09; 67A.10; 67A.11, Subdivisions 1 and 2; 67A.12, Subdivision 4; 67A.13; 67A.14, Subdivisions 1 and 5; 67A.17 by adding a subdivision; 67A.18, Subdivisions 1 and 2; 67A.19; 67A.21; 67A.23; 67A.29, Subdivision 2; 67A.31, Subdivision 2; and Chapter 67A by adding a section; repealing Minnesota Statutes 1974, Sections 67A.12, Subdivision 3; 67A.14, Subdivisions 2, 3, 4 and 6; 67A.16; 67A.18, Subdivision 3; 67A.22; 67A.30, Subdivision 2; and 67A.33.

Referred to the Committee on Labor and Commerce.

Messrs. Chenoweth; Hansen, Mel and McCutcheon introduced—

S. F. No. 349: A bill for an act relating to retirement; computation of legislative annuities; miscellaneous changes in the Minnesota state retirement system law; amending Minnesota Statutes 1974, Chapters 3A; 352; and 352B, by adding sections; Sections 3A.01, Subdivisions 2 and 4; 3A.02, Subdivisions 1, 3, and 4; 3A.04, Subdivisions 1 and 2; 3A.05; and 3A.10, Subdivision 1; 352.01, Subdivision 17; 352.03, Subdivisions 4, 11, and by adding a subdivision; 352.04, by adding a subdivision; 352.113, Subdivisions 1, 5, and 12; 352.115, Subdivisions 2, 10, and 11; 352.12, Subdivisions 1, 2, 6, 7, 8, and 11; 352.15; 352.22, Subdivisions 3 and 8; 352.72, Subdivision 2, and by adding subdivisions; 352.91, by adding a subdivision; 352.93, Subdivision 1; 352B.03, Subdivisions 1 and 2; 352D.015, Subdivision 9; 352D.02, Subdivisions 1 and 3; 352D.05, Subdivision 3; 352D.06, Subdivisions 1 and 2; 352D.065, Subdivisions 2 and 3; and 352D.075, Subdivisions 2 and 3; repealing Minnesota Statutes 1974, Sections 352.28; 352.32; 352.38; 352.715; 352B.01, Subdivision 5; 352B.021; 352B.04; 352D.015, Subdivision 10; 352D.05, Subdivision 2; 352D.065, Subdivision 1; 352D.075, Subdivision 1; and 352D.085, Subdivision 2.

Referred to the Committee on Governmental Operations.

Messrs. Kleinbaum, Larson and Olson, H. D. introduced—

S. F. No. 350: A bill for an act relating to game and fish; entry upon privately owned lands; amending Minnesota Statutes 1974, Section 100.29, Subdivision 21.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Keefe, S; Keefe, J. and Schaaf introduced—

S. F. No. 351: 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 1974, Section 473A.111, Subdivision 4.

Referred to the Committee on Metropolitan and Urban Affairs.

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

S. F. No. 352: A bill for an act relating to public employment labor relations; rights and obligations of employees; exempting teachers from the fair share contribution requirements; amending Minnesota Statutes 1974, Section 179.65, Subdivision 2.

Referred to the Committee on Labor and Commerce.

Mr. Doty introduced—

S. F. No. 353: A bill for an act relating to highways; providing for a northern termination point for interstate highway No. 35 in the city of Duluth.

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

Messrs. Hughes, Frederick and Laufenburger introduced—

S. F. No. 354: 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 1974, Sections 171.17; and 171.29, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Stassen, Solon and Ueland introduced—

S. F. No. 355: 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.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Stassen, Stokowski and Hansen, Mel introduced—

S. F. No. 356: A bill for an act relating to the legislature; requiring legislative meetings dealing with pay or expenses for legislators be open to the public; providing for public input into consideration of increased compensation or living expenses; amending Minnesota Statutes 1974, Chapter 3, by adding a section.

Referred to the Committee on Rules and Administration.

Messrs. Stassen, Humphrey and Hansen, Mel introduced—

S. F. No. 357: A bill for an act relating to the university of Minnesota board of regents; providing for student or recent graduate members; amending Minnesota Statutes 1974, Chapter 137, by adding a section.

Referred to the Committee on Education.

Mr. Stassen introduced—

S. F. No. 358: A bill for an act relating to municipal improvements; permitting the assessment of costs of sewers and water systems on the basis of use; amending Minnesota Statutes 1974, Section 429.051.

Referred to the Committee on Local Government.

Messrs. Stassen, Chenoweth and Knutson introduced—

S. F. No. 359: A bill for an act relating to corrections; inmate rights; duties of institutional authorities.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Hughes, Stassen and Wegener introduced—

S. F. No. 360: A bill for an act relating to education; directing the higher education coordinating commission to sponsor a quarterly meeting for representatives of certain boards and agencies dealing with higher education; amending Minnesota Statutes 1974, Chapter 136A, by adding a section.

Referred to the Committee on Education.

Messrs. Hansen, Mel; Stumpf and Stassen introduced—

S. F. No. 361: A bill for an act relating to commerce; requiring the display of sale price on certain used motor vehicles offered for sale after a certain date; prescribing a penalty; amending Minnesota Statutes 1974, Chapter 325, by adding a section.

Referred to the Committee on Labor and Commerce.

Messrs. Hansen, Mel; North and Stassen introduced—

S. F. No. 362: A bill for an act relating to elections; providing that unopposed candidates for judicial office shall not appear on the ballot; amending Minnesota Statutes 1974, Section 203.41, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Messrs. Hughes; Hansen, Mel and Anderson introduced—

S. F. No. 363: A bill for an act relating to education; appropriating money to the department of education for deficiencies in shared time foundation aids and to implement a uniform financial reporting system for local school districts.

Referred to the Committee on Education.

Messrs. Chenoweth, Stassen and McCutcheon introduced—

S. F. No. 364: A bill for an act relating to employment; providing that employees shall be issued written statements of employment benefits.

Referred to the Committee on Labor and Commerce.

Messrs. Chenoweth; Hansen, Mel and McCutcheon introduced—

S. F. No. 365: A bill for an act relating to retirement; amendments to the public employees retirement law; providing that in the event a surviving spouse is remarried and such marriage is annulled, monthly survivor benefits shall be reinstated; amending Minnesota Statutes 1974, Sections 353.31, Subdivision 1; and 353.657, Subdivision 2.

Referred to the Committee on Governmental Operations.

Messrs. Chenoweth; Hansen, Mel and McCutcheon introduced—

S. F. No. 366: A bill for an act relating to public employees; authorizing participation in the state deferred compensation plan; amending Minnesota Statutes 1974, Section 16A.17, Subdivision 8.

Referred to the Committee on Governmental Operations.

Messrs. North, Kowalczyk and Lewis introduced—

S. F. No. 367: A bill for an act relating to public welfare; providing for the licensing of facilities and services for the handicapped and children; prescribing penalties; repealing Minnesota Statutes 1974, Sections 245.78; 245.79; 245.80; 245.81; 245.82; 257.081; 257.082; 257.091; 257.101; 257.102; 257.111; and 257.123.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Josefson, Chmielewski and Schmitz introduced—

S. F. No. 368: A bill for an act relating to elections; prescribing conditions for transportation of voters to the polls; providing a penalty; amending Minnesota Statutes 1974, Section 211.141, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Mr. Chmielewski introduced—

S. F. No. 369: A bill for an act relating to highways; adding new routes to the trunk highway system; adding a new route to the trunk highway system in substitution of an existing route; discontinuing and removing a route from the trunk highway system; providing that such discontinued route and any eliminated portion of the route substituted for be part of the county state-aid highway system.

Referred to the Committee on Transportation and General Legislation.

Messrs. Doty and Spear introduced—

S. F. No. 370: A bill for an act relating to solemnization of marriage; authorizing solemnization of marriage among Native Americans by Indian holy men; amending Minnesota Statutes 1974, Section 517.18.

Referred to the Committee on Judiciary.

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

S. F. No. 371: A bill for an act relating to the duties of the coroner in St. Louis county; repealing Minnesota Statutes 1974, Section 390.22.

Referred to the Committee on Metropolitan and Urban Affairs.

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

S. F. No. 372: A bill for an act relating to certain highways in the metropolitan area; requiring acoustical barriers along certain interstate highways within the metropolitan area; appropriating money; amending Minnesota Statutes 1974, Chapter 161, by adding a section.

Referred to the Committee on Transportation and General Legislation.

Messrs. Kleinbaum, Chenoweth and Brown introduced—

S. F. No. 373: A bill for an act relating to retirement; mandatory



retirement for corrections department employees; amending Minnesota Statutes 1974, Section 43.051, Subdivision 3.

Referred to the Committee on Governmental Operations.

Mr. Brown introduced—

S. F. No. 374: A bill for an act relating to taxation; changing the tax rates and credits for individuals; amending Minnesota Statutes 1974, Section 290.06, Subdivisions 2c and 3c.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Olson, A. G.; O'Neill and Conzemius introduced—

S. F. No. 375: A bill for an act relating to city and town government; excluding statutory cities from the application of certain city laws; modifying the application of other laws to conform to the present classification of cities; amending various statutes to reflect the conversion of villages and boroughs to statutory cities; repealing various obsolete provisions of municipal laws; amending Minnesota Statutes 1974, Sections 144.154; 145.01; 205.07, Subdivision 1; 205.10; 205.11; 205.13; 205.14, Subdivision 3; 205.15; 205.16; 205.17, Subdivisions 1 and 3; 205.20, Subdivisions 1 and 4; 329.09; 366.10; 410.05, Subdivision 1; 412.02, Subdivision 5; 412.022, Subdivision 1; 412.023, Subdivision 5; 412.131; 412.171; 412.191, Subdivision 1; 412.311; 412.571, Subdivisions 1, 4 and 5; 413.02, Subdivisions 1 and 2; 415.11, Subdivision 1; 427.09; 427.10; 427.11; 427.12; 429.111; 437.02; 440.11; 440.135, Subdivision 1; 446.04, Subdivision 1; 447.05; 451.06; 451.09; 452.01, Subdivision 1; 455.01; 455.05; 455.13; 455.23; 455.26; 455.27; 455.28; 455.29; 455.30; 455.32; 456.32; 457.13; 458.09, Subdivision 1; 458.20; 458.25; 458.46; 463.04; 465.26; 465.71; 471.38, Subdivision 1; Chapters 205, by adding a section; 410, by adding a section; and repealing Minnesota Statutes 1974, Sections 118.05; 145.02; 197.64; 205.05; 205.06; 205.07, Subdivision 2; 205.08; 205.09; 205.091; 205.12; 274.013; 275.24; 275.36; 368.12; 368.50 to 368.84; 412.017; 412.022, Subdivisions 2 and 3; 412.191, Subdivision 5; 412.841; 415.031 to 415.07; 416.03; 416.04; 416.08 to 416.15; 418.13 to 418.15; 423.21; 426.09; 426.10; 426.15 to 426.18; 435.05; 435.41; 435.46; 436.02; 436.04; 437.01; 438.03; 438.04; 438.07; 440.12; 440.16 to 440.32; 440.39; 441.10 to 441.20; 441.265 to 441.46; 443.14 to 443.17; 443.20 to 443.25; 444.15; 446.03; 447.08; 447.09; 447.23; 448.04 to 448.16; 448.26 to 448.49; 449.04; 449.05; 449.07; 450.06 to 450.08; 452.01, Subdivision 2; 452.02 to 452.07; 452.18 to 452.20; 453.01 to 453.14; 454.01 to 454.045; 455.02 to 455.04; 455.06 to 455.11; 455.15 to 455.22; 456.01 to 456.15; 456.23; 457.02; 457.12; 458.26 to 458.31; 458.47 to 458.49; 459.08 to 459.13; 461.01; 461.07 to 461.11; 465.05 to 465.08; 465.51; 465.52; 465.57; 465.59 to 465.63; 471.05 to 471.14; 471.48; 645.44, Subdivision 3a; Chapter 460, as it appears in Minnesota Statutes 1945; Laws 1895, Chapter 239; Laws 1897, Chapter 85; Laws 1901, Chapter 379; Laws 1907, Chapter 22; Laws 1911, Chapter 53; Laws 1913, Chapters

7 and 47; Laws 1915, Chapters 125 and 230, Sections 2 and 3; Laws 1917, Chapter 190; Laws 1919, Chapter 424; Extra Session Laws 1935, Chapter 8; Laws 1937, Chapter 198; Laws 1941, Chapter 266, as amended; Laws 1947, Chapter 470 and Laws 1953, Chapter 697.

Referred to the Committee on Local Government.

Messrs. Coleman, Nelson and Keefe, S. introduced—

S. F. No. 376: A bill for an act relating to intoxicating liquor; licensing, advertising and taxation thereof; amending Minnesota Statutes 1974, Sections 340.11, Subdivision 4; 340.15, Subdivision 1; and 340.47, Subdivision 1.

Referred to the Committee on Labor and Commerce.

Messrs. Olson, A. G.; Sillers and Merriam introduced—

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

Referred to the Committee on Taxes and Tax Laws.

Messrs. Conzemius, Ashbach and McCutcheon introduced—

S. F. No. 378: A bill for an act relating to taxation; decreasing the privilege and income taxes imposed upon corporations; amending Minnesota Statutes 1974, Section 290.06, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Conzemius, Ashbach and McCutcheon introduced—

S. F. No. 379: A bill for an act relating to taxation; reducing the rate of income taxation imposed on individuals, estates and trusts; amending Minnesota Statutes 1974, Section 290.06, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Conzemius, Ashbach and McCutcheon introduced—

S. F. No. 380: A bill for an act relating to taxation; repealing the employer's excise tax; repealing Minnesota Statutes 1974, Sections 290.031, 290.921 and 290.922.

Referred to the Committee on Taxes and Tax Laws.

#### 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 relating to the engrossment and enrollment of bills.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned February 6, 1975

#### 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 Governmental Operations pertaining to appointments. The motion prevailed.

Mr. Gearty from the Committee on Governmental Operations, to which were referred the following appointments as reported in the Journal for January 16, 1975:

#### STATE ZOOLOGICAL BOARD

Firmin Alexander  
John Tilton

#### MINNESOTA HOUSING FINANCE AGENCY

Geraldine Germann  
Reverend Lawrence C. Gavin  
Demetrius G. Jelatis

#### COMMISSIONER OF PUBLIC SAFETY

Edward G. Novak

#### COMMISSIONER OF THE STATE DEPARTMENT OF HUMAN RIGHTS

William L. Wilson

#### CAPITOL AREA ARCHITECTURAL AND PLANNING COMMISSION

Mrs. Marjorie Vogel

#### CRIME VICTIMS REPARATIONS BOARD

Rod Boyd  
Joe E. Thompson  
Dr. William Kosiak

#### COMMISSIONER OF THE IRON RANGE RESOURCES AND REHABILITATION COMMISSION

Frank Ongaro

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. The motion prevailed.

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

S. F. No. 103: A bill for an act relating to the Gillette hospital authority; authorizing use of certified public accountants to audit and examine the financial records of the authority; amending Minnesota Statutes 1974, Section 250.05, Subdivision 3.

Reports the same back with the recommendation that the report from the Committee on Health, Welfare and Corrections shown in the Journal for February 3, 1975, that "the bill when so amended do pass" be adopted. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for February 3, 1975:

#### STATE ETHICS COMMISSION

Mrs. Elizabeth Ebbott  
Mrs. Rosemary Davis  
Stanley W. Holmquist

Judge Spencer Sokolowski  
David Durenberger  
Irene Scott

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred for proper reference under Rule 35: S. F. Nos. 192, 196, 214, 215, 221 and 255 reports the same back with the recommendation that the bills be re-referred as follows:

S. F. No. 192 to the Committee on Labor and Commerce.

S. F. Nos. 196 and 214 to the Committee on Education.

S. F. No. 215 to the Committee on Natural Resources and Agriculture.

S. F. No. 221 to the Committee on Metropolitan and Urban Affairs.

S. F. No. 255 to the Committee on Transportation and General Legislation.

Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 208: A bill for an act relating to the city of Bigelow; authorizing the issuance of general obligation bonds authorized by the voters without including the bonds in the computation of net debt.

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. 90: A bill for an act relating to corrections; providing for private employment in the community of inmates of state correctional institutions; amending Minnesota Statutes 1974, Section 241.26, Subdivisions 1 and 7.

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

Strike everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1974, Section 241.26, Subdivision 1, is amended to read:

241.26 [PRIVATE EMPLOYMENT OF INMATES OF STATE CORRECTIONAL INSTITUTIONS IN COMMUNITY.] Subdivision 1. [AUTHORITY.] The Minnesota corrections authority upon recommendation of the commissioner of corrections may conditionally release selected inmates of state correctional institutions who are subject to their control, who have been convicted of a gross misdemeanor or a felony, and who are eligible and being considered for parole under ~~section~~ *sections 242.19 or 243.05*, to work at paid employment, seek employment, or to participate in *educational or vocational training programs* in any community or area of the state; . Provided , *however*, that (a) representatives of local union central bodies or similar labor union organizations are consulted *in cases in which inmates are released for participation in vocational programs*; and (b) ~~such~~ *the* paid employment will not result in the displacement of employed workers; (c) *only approved educational or vocational training programs are utilized*; and (d) *that the rates of pay and other conditions of employment are not less than those paid or provided for work of a similar nature to employees with similar skills in the locality in which the work is being performed*. Such release constitutes an extension of the limits of confinement and each inmate so released shall be confined in the institution from which released or in some other suitable place of confinement designated by the commissioner of corrections. *The inmate shall be so confined during such the time as such inmate he is not employed, seeking employment, or engaged in an educational or vocational training program, or, if employed, seeking employment, or engaged in a an educational or vocational training program, between the times of such activity.*

Sec. 2. Minnesota Statutes 1974, Section 241.26, Subdivision 5, is amended to read:

Subd. 5. [EARNINGS; WORK RELEASE ACCOUNT.] The net earnings of each inmate participating in work release program provided by this section shall be collected by or forwarded to the commissioner of corrections under rules established by him and deposited by the commissioner in the state treasury and credited to the “work release account”, which account is hereby established, to the account of such inmate. ~~Such~~ *The* moneys shall be and remain under the control of the commissioner for

the sole benefit of such *the* inmate, subject to disbursement by the commissioner for the following purpose and in the following order:

(1) The cost of such *the* inmate's keep *shall be determined and paid according to as determined by the provision provisions* of subdivision 7 ; which moneys shall be deposited in the general fund of the state treasury if such inmate is housed in a state correctional institution, or shall be paid to the appropriate city or county treasurer if such inmate is housed in a city or county facility ;

(2) Necessary travel expenses to and from work and other incidental expenses of the inmate ; , *including costs of medical and dental care. For good cause shown the commissioner may also waive the payment of medical and dental costs by the inmate.*

(3) Support of inmate's dependents, if any;

(4) After the above expenditures, the inmate shall have discretion to direct payment of the balance, if any, upon proper proof of personal legal debts;

(5) The balance, if any, shall be disbursed to the inmate as provided in section 243.24, subdivision 1.

All moneys in the "work release account" established by this subdivision are appropriated annually to the commissioner of corrections for the purposes of the work release program.

Sec. 3. Minnesota Statutes 1974, Section 241.26, Subdivision 7, is amended to read:

Subd. 7. [PAYMENT OF BOARD AND ROOM.] ~~The commissioner shall determine the amount to be paid for board and room by such work placement inmate. The cost of room and board for inmates released under this section shall be determined as follows:~~

(a) ~~For inmates housed in state correctional institutions, the commissioner shall determine the cost;~~

(b) ~~For inmates housed in jails, workhouses, or other public or private community facilities, the commissioner shall establish the cost by contract with the appropriate officials or officers. When special circumstances warrant or for just and reasonable cause, the commissioner may waive the payment by the inmate of board and room charges and report such waivers to the commissioner of finance and the legislative auditor .~~

~~Where a work placement inmate is housed in a jail or workhouse, such board and room revenue shall be paid over to such city or county official as provided for in subdivision 2, provided however, that when payment of board and room has been waived, the commissioner shall make such payments from funds appropriated for that purpose.~~

~~Unless waived by the commissioner of corrections, the amounts paid by inmates participating in the work release program established by this section shall be disposed of as follows:~~

(a) paid to the appropriate city or county official if the participating inmate is housed in a jail or workhouse pursuant to subdivision 2;

(b) paid to the appropriate officer of any private agency or community corrections center in which the inmate may be housed;  
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(c) credited to the account of the state correctional institution in which the inmate is housed.

Upon waiver by the commissioner of corrections of the payment of board and room by an inmate, the commissioner shall make the payments from funds appropriated for that purpose.

Sec. 4. This act is effective on the date following its final enactment."

Further, amend the title as follows:

Page 1, line 2, strike "private" and insert "participation in educational programs"

Page 1, line 3, strike "employment"

Page 1, line 3, after "community" and before "inmates" strike "of" and insert "by selected"

Page 1, line 4, after the semicolon insert "providing for the payment of room and board charges by inmates;"

Page 1, line 5, after "1" insert ", 5,"

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. 63: A bill for an act relating to handicapped persons; requiring the commission for the handicapped to promulgate rules and regulations to govern occupational license examinations administered to handicapped persons.

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 this act, the terms defined in this section have the meanings given them.

Subd. 2. "Occupation" includes all occupations, trades, vocations, professions, businesses, or employment of any kind for which a license is required to be issued by the state of Minnesota, its agencies, or political subdivisions.

Subd. 3. "License" includes all licenses, permits, certificates, registrations or other means required to engage in an occupation

which are granted or issued by the state of Minnesota, its agencies, or political subdivisions.

Subd. 4. "Licensing authority" means the person, board, commission, or department of the state of Minnesota, its agencies, or political subdivisions responsible by law for the licensing of persons for occupations.

Subd. 5. "Handicapped person" means one who, because of a substantial physical, mental or emotional disability or dysfunction requires special services in order to enjoy the benefits of our society.

Subd. 6. "Commissioner" means the commissioner of the department of administration.

Sec. 2. [OCCUPATIONAL LICENSE EXAMINATIONS; HANDICAPPED PERSONS.] The commissioner shall, pursuant to chapter 15, promulgate rules and regulations to establish guidelines for the taking of occupational license examinations by handicapped persons. The commissioner shall consult with state and local licensing authorities and the commission for the handicapped prior to promulgation of the rules and regulations required by this act.

Sec. 3. [ALTERNATE OCCUPATIONAL LICENSE EXAMINATIONS.] Occupational license examinations for a handicapped person shall be given in a manner as will fairly test the applicant's ability to perform the duties of the occupation for which he made application. Subject to the rules and regulations promulgated by the commissioner under this act, each licensing authority shall adopt reasonable examination alternatives designed to offset the otherwise qualified applicant's handicap in taking the examination.

Sec. 4. [APPEALS.] Any handicapped person aggrieved by an order or decision of a licensing authority with respect to the provisions of this act may appeal the order or decision in the manner provided by chapter 15. The commission on the handicapped shall, upon request, provide assistance to the individual in processing the appeal.

Sec. 5. [PRACTICE OF LAW EXCLUDED.] The provisions of this section shall not apply to the supreme court; but nothing in this section shall preclude the supreme court, in its discretion, from adopting the rules and regulations promulgated pursuant to this act, or other suitable rules and regulations.

Sec. 6. This act is effective on the day following its final enactment."

Further, amend the title as follows:

Page 1, line 3, strike "commission for the handicapped" and insert "commissioner of administration"

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



January 24, 1975

The Honorable Alec G. Olson  
President of the Senate

Dear Sir:

On January 23, 1975 the Committee on Committees of the Senate met and by appropriate action made the following appointments:

Pursuant to Minnesota Statutes 1974:

Sec. 298.22 Iron Range Resources and Rehabilitation Commission.

Reappointed: Messrs. Arnold; Perpich, A. J. and Perpich, G.

Sec. 3.85 Legislative Retirement Study Commission.

Appointed: Mr. McCutcheon; Reappointed: Messrs. Chenoweth; Stokowski; Hansen, Mel and Ogdahl.

Sec. 1.34 Legislative Advisory Committee to Minnesota-Wisconsin Boundary Area Commission.

Appointed: Mr. Merriam; Reappointed: Messrs. Lewis, Purfeerst, Stassen and Kowalczyk.

Respectfully submitted,

Jack Davies, Chairman  
Committee on Committees

## SECOND READING OF SENATE BILLS

S. F. Nos. 103, 208, 90 and 63 were read the second time.

## MOTIONS AND RESOLUTIONS

Mr. Stumpf moved that the name of Mr. O'Neill be stricken and the name of Mr. Lewis be added as co-author to S. F. No. 229. The motion prevailed.

Mr. Olson, H. D., moved that the name of Mr. Arnold be added as co-author to S. F. No. 311. The motion prevailed.

Mr. Spear moved that the name of Mr. Keefe, S. be added as co-author to S. F. No. 255. The motion prevailed.

Mr. Olson, A. G., moved that the name of Mr. Brown be added as co-author to S. F. No. 48. The motion prevailed.

Mr. Coleman moved to amend Senate Resolution No. 3 relating to employees authorized for the 1975 session of the 69th Legislature adopted Tuesday, January 7, 1975 as shown in the Journal of the 1st day, as follows:

Clerk Typist I classification, under "Number of Positions" strike "9" and insert "13"; under "Salary Per Day" strike "5" and in-

sert "8" before "@\$23.87" and strike "4" and insert "5" before "@\$25.30".

After "1 Administrative Assistant II at \$53.63 per day" insert "1 Assistant Captain of Pages at \$24 per day."

Stenographer I classification, under "Number of Positions" strike "20" and insert "22"; under "Salary Per Day" strike "14" and insert "15" before "@\$24.91" and strike "6" and insert "7" before "@\$26.40".

Stenographer II classification, under "Number of Positions" strike "20" and insert "22"; under "Salary Per Day" insert "1@" before "\$26.98" and strike "20" and insert "21" before "@\$28.60".

The question being taken on the 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	Keefe, S.	Nelson	Schmitz
Arnold	Doty	Kirchner	North	Schrom
Ashbach	Dunn	Kleinbaum	Ogdahl	Sillers
Bang	Gearty	Knutson	Olhoff	Solon
Berg	Hansen, Baldy	Kowalczyk	Olson, A. G.	Spear
Bernhagen	Hansen, Mel	Larson	Olson, H. D.	Stassen
Brataas	Hanson, R.	Laufenburger	Olson, J. L.	Stokowski
Brown	Hughes	Lewis	O'Neill	Stumpf
Chenoweth	Humphrey	McCutcheon	Patton	Ueland
Chmielewski	Jensen	Merriam	Perpich, G.	Wegener
Coleman	Josefson	Milton	Pillsbury	Willet
Conzemius	Keefe, J.	Moe	Renneke	

The motion prevailed. So the amendment was adopted.

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

**BE IT RESOLVED**, by the Senate, that Gertrude Neid be transferred from the Page classification to Assistant Captain of Pages, effective February 10, 1975.

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

### SUSPENSION OF RULES

Mr. Chmielewski moved that the rules of the Senate be so far suspended as to give S. F. No. 64, now on General Orders, its third reading and place it on its final passage. The motion prevailed.

S. F. No. 64: A bill for an act relating to veterans affairs, providing additional money for veterans bonus payments; 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 60 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	Schmitz
Bang	Frederick	Kleinbaum	Ogdahl	Schrom
Berg	Gearty	Knutson	Olhoft	Sillers
Bernhagen	Hansen, Baldy	Kowalczyk	Olson, A. G.	Solon
Brataas	Hansen, Mel	Larson	Olson, H. D.	Spear
Brown	Hanson, R.	Laufenburger	Olson, J. L.	Stassen
Chenoweth	Hughes	Lewis	O'Neill	Stumpf
Chmielewski	Humphrey	McCutcheon	Patton	Ueland
Coleman	Jensen	Merriam	Perpich, G.	Wegener
Conzemius	Josefson	Milton	Pillsbury	Willet

So the bill passed and its title was agreed to.

### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Jensen moved that the adoption of the report from the Committee on Committees appointing members to the Iron Range Resources and Rehabilitation Commission be reconsidered.

The question being taken on the adoption of the motion,

And the roll being called, there were yeas 27 and nays 34, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Doty	Laufenburger	Olhoft	Solon
Arnold	Gearty	Lewis	Olson, A. G.	Spear
Chenoweth	Hansen, Baldy	McCutcheon	Olson, H. D.	Stokowski
Chmielewski	Hughes	Merriam	Perpich, G.	Stumpf
Coleman	Humphrey	Milton	Schaaf	Wegener
Conzemius	Keefe, S.	Moe	Schmitz	Willet
Davies	Kleinbaum	North	Schrom	

The motion did not prevail. So the adoption of the report was not reconsidered.

Mr. Hansen, Baldy moved that the report from the Committee on Labor and Commerce, reported February 6, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

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

### CONFIRMATION

Mr. Hansen, Baldy moved that in accordance with the report from the Committee on Labor and Commerce, reported February

6, 1975, the Senate, having advised with, do now consent to and confirm the appointments of:

#### **STATE COMMISSION ON CABLE COMMUNICATION**

Eugene Abbott, 940 Albert, Crookston, Polk County, appointed effective May 10, 1974, for a term expiring January 1, 1976.

#### **REAL ESTATE ADVISORY COMMISSION**

Herbert Bergson, 3630 Crescentview Avenue, Duluth, St. Louis County, appointed effective July 1, 1974, for a term expiring July 1, 1979.

#### **PUBLIC SERVICE COMMISSION**

Richard W. Session, 4401 Heritage Hills Drive, Bloomington, Hennepin County, appointed effective January 2, 1975, for a term expiring January 2, 1980.

Arlen I. Erdahl, 20 West Imperial Drive, West St. Paul, Dakota County, appointed effective January 6, 1975, for a term expiring January 6, 1978.

#### **EMPLOYMENT AGENCY ADVISORY BOARD**

Gordon Lee, 8457 Morris Circle, Bloomington, Hennepin County, appointed effective January 17, 1974, for a term expiring January 1, 1976.

Mrs. Tobey Lapakko, 1671 South Victoria, St. Paul, Ramsey County, appointed effective January 1, 1974, for a term expiring January 1, 1978.

#### **OCCUPATIONAL SAFETY AND HEALTH ADVISORY BOARD**

Kenneth Kneeshern, Rural Route 3, Austin, Mower County, appointed effective December 18, 1974, for a term expiring August 29, 1976.

The motion prevailed. So the appointments were confirmed.

Mr. Conzemius moved that the report from the Committee on Health, Welfare and Corrections reported February 3, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Conzemius moved that the foregoing report be now adopted. The motion prevailed.

#### **CONFIRMATION**

Mr. Conzemius moved that in accordance with the report from the Committee on Health, Welfare and Corrections, reported February 3, 1975, the Senate, having advised with, do now consent to and confirm the appointments of:

**GILLETTE HOSPITAL AUTHORITY**

Dr. Robert Winter, 1648 Dodd Road, Mendota Heights, Dakota County, appointed effective December 31, 1974, for a term expiring December 31, 1980.

Dr. Betty Green, 4377 Wooddale Avenue, St. Louis Park, Hennepin County, appointed effective December 31, 1974, for a term expiring December 31, 1980.

**MINNESOTA CORRECTIONS AUTHORITY**

Mrs. Dorothy Skwiera, 2301 N.E. 3rd Street, Minneapolis, Hennepin County, appointed effective May 10, 1974, for a term expiring January 1, 1976.

Ronald G. Byrnes, 5348 Northport Drive, Brooklyn Center, Hennepin County, appointed effective August 27, 1974, for a term expiring January 1, 1980.

**STATE EXAMINING COMMITTEE FOR PHYSICAL THERAPISTS**

Dr. Thomas Anderson, 709 North Tyrol Trail, Golden Valley, Hennepin County, appointed effective August 6, 1974, for a term expiring June 30, 1977.

John Allison, 390 West Snail Lake Road, St. Paul, Ramsey County, appointed effective August 6, 1974, for a term expiring June 30, 1977.

**VETERANS HOME BOARD**

Stan Dickinson, 1701 North Highway 52, Rochester, Olmsted County, appointed effective June 20, 1974, for a term expiring January 1, 1979.

The motion prevailed. So the appointments were confirmed.

**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 the following:

S. F. No. 128, which the committee recommends to pass with the following amendment offered by Mr. Hansen, Baldy:

Page 2, line 16, strike "*of representatives*"

Page 2, line 16, before "*Minnesota*" insert "*chief of the*"

Page 2, line 17, after "*patrol*" insert "*or his designated representative*"

Page 2, line 17, strike "*local*" and insert "*Minnesota peace and*"

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 11:00 o'clock a.m., Thursday, February 13, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

### THIRTEENTH DAY

St. Paul, Minnesota, Thursday, February 13, 1975

The Senate met at 11:00 o'clock a.m., and was called to order by the President.

Prayer was offered by the Chaplain, Rev. Omar J. Hardin.

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

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

The President declared a quorum present.

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

#### MEMBERS EXCUSED

Messrs. Knutson and Nelson were excused from the Session of today.

#### EXECUTIVE AND OFFICIAL COMMUNICATIONS

February 3, 1975

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:

Edward Driscoll, 1410 St. Paul Avenue, St. Paul, Ramsey County, has been appointed by me as Commissioner of the Division of Securities, Department of Commerce, effective January 6, 1975, for a term expiring January 1, 1979.

Mrs. Katherine Sasseville, 10619 James Road, Bloomington, Hennepin County, has been appointed by me as Public Service Commissioner, effective February 3, 1975, for a term expiring December 31, 1975.

John C. McKay, 2106 Caroline Lane, South St. Paul, Dakota County, has been appointed by me as Director of the Minnesota Energy Agency, effective January 6, 1975, for a term expiring January 1, 1979.

Arthur Roemer, 550 Silver Lake Road, New Brighton, Ramsey County, has been appointed by me as Commissioner of the Department of Revenue, effective January 6, 1975, for a term expiring January 1, 1979.

Grant Merritt, 8124 - 40th Avenue North, Minneapolis, Hennepin County, has been appointed by me as Executive Director of the Pollution Control Agency, effective January 6, 1975, for a term expiring January 1, 1979.

Vera Likins, 1748 Wellesley Avenue, St. Paul, Ramsey County, has been appointed by me as Commissioner of the Department of Public Welfare, effective January 6, 1975, for a term expiring January 1, 1979.

Robert Herbst, 10444 - 5th Avenue Circle, Bloomington, Hennepin County, has been appointed by me as Commissioner of the Department of Natural Resources, effective January 6, 1975, for a term expiring January 1, 1979.

Lawrence Anderson, 4905 Elliot Avenue, Minneapolis, Hennepin County, has been appointed by me as Director of the Public Service Commission, effective January 6, 1975, for a term expiring January 1, 1979.

Sherry Chenoweth, 1126 Ivy Street, St. Paul, Ramsey County, has been appointed by me as Director of the Division of Consumer Services, Department of Commerce, effective January 6, 1975, for a term expiring January 1, 1979.

E. I. Malone, 3403 West 28th Street, Minneapolis, Hennepin County, has been appointed by me as Commissioner of the Department of Labor and Industry, effective January 6, 1975, for a term expiring January 1, 1979.

Edward Ziegler, 510 South Owens, Stillwater, Washington County, has been appointed by me as Commissioner of the Department of Finance, effective January 6, 1975, for a term expiring January 1, 1979.

Emmet Cushing, 5641 - 27th Avenue South, Minneapolis, Hennepin County, has been appointed by me as Commissioner of the Department of Employment Services, effective January 6, 1975, for a term expiring January 1, 1979.

James Heltzer, 3857 Brookview Drive, St. Louis Park, Hennepin County, has been appointed by me as Commissioner of the Department of Economic Development, effective January 6, 1975, for a term expiring January 1, 1979.



Kenneth F. Schoen, 1612 Morningside Road, Stillwater, Washington County, has been appointed by me as Commissioner of the Department of Corrections, effective January 6, 1975, for a term expiring January 1, 1979.

Jon Wefald, 61 Flandrau Place, St. Paul, Ramsey County, has been appointed by me as Commissioner of the Department of Agriculture, effective January 6, 1975, for a term expiring January 1, 1979.

Lawrence McCabe, 1351 Cherokee Avenue, St. Paul, Ramsey County, has been appointed by me as Commissioner of the Department of Aeronautics, effective January 6, 1975, for a term expiring January 1, 1979.

Richard Brubacher, 414 Hazel Lane, Hopkins, Hennepin County, has been appointed by me as Commissioner of the Department of Administration, effective January 6, 1975, for a term expiring January 1, 1979.

Sincerely,  
Wendell R. Anderson, Governor

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

#### INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Olson, A. G.; O'Neill and Keefe, S. introduced—

S. F. No. 381: A bill for an act relating to taxation; providing state relief to homeowners and renters for extraordinary tax burdens; providing penalties; appropriating money; amending Minnesota Statutes 1974, Sections 273.011, Subdivision 6; 273.13, Subdivisions 6 and 7; 290.066, Subdivision 2; and 290.09, Subdivision 4; repealing Minnesota Statutes 1974, Sections 273.13, Subdivisions 14a, 15a and 18; 290.0601 to 290.0618; and 290.981 to 290.992.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Chenoweth, Larson and Doty introduced—

S. F. No. 382: A bill for an act relating to human rights; prohibiting employment discrimination based on age; amending Minnesota Statutes 1974, Sections 363.01, by adding a subdivision; 363.02, Subdivision 1; 363.03, Subdivision 1, and by adding a subdivision; 363.115; and 363.12, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Chenoweth, Brown and Keefe, S. introduced—

S. F. No. 383: A bill for an act relating to campaigns for public office; amending Minnesota Statutes 1974, Chapter 10A, by adding a section.

Referred to the Committee on Transportation and General Legislation.

Messrs. Perpich, A. J.; Blatz and Conzemius introduced—

S. F. No. 384: A bill for an act relating to taxes on or measured by net income; appropriating money; amending Minnesota Statutes 1974, Sections 290.01, Subdivisions 8, 20, 21, and 22; and by adding subdivisions; 290.02; 290.06, Subdivisions 2c and 11; 290.0601, Subdivisions 6 and 9; 290.061; 290.086, Subdivision 7; 290.09, Subdivisions 4 and 15; 290.16, by adding a subdivision; 290.21, Subdivision 4; 290.50, Subdivisions 1, 2, 3 and 5; 290.92, Subdivisions 6 and 19; 290.931, Subdivision 1; 290.933, Subdivision 1; 290.972, Subdivision 2; 290.983, Subdivision 1; 290.985; repealing Minnesota Statutes 1974, Sections 290.072; 290.08, Subdivisions 9, 10, 11, 15, 16, 17, 18 and 22; 290.0801; and 290.931, Subdivision 2.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, A. J.; Blatz and Conzemius introduced—

S. F. No. 385: A bill for an act relating to taxation; changing date and method of distribution of homestead credit aid and certain other aids; providing for certification of homestead credit on abstract of tax list; defining census for purpose of levy limitation; providing for payment date of certain taconite taxes and taconite and taconite railroad tax aids; amending Minnesota Statutes 1974, Sections 124.03, Subdivision 3; 270.11, Subdivision 2; 273.13, Subdivision 15a; 275.29; 275.53, Subdivision 1; 294.26; 298.27; 298.28, Subdivision 1; 298.281, Subdivision 1; 298.282, Subdivision 4; and 298.32.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, A. J.; Blatz and Conzemius introduced—

S. F. No. 386: A bill for an act relating to taxation; providing for administration of inheritance taxes; amending Minnesota Statutes 1974, Sections 291.005; 291.07, Subdivision 1, and by adding a subdivision; 291.09, Subdivision 1; 291.14, Subdivision 1, and by adding a subdivision; 508.22; and 559.013, by adding a subdivision; and repealing Minnesota Statutes 1974, Section 525.693.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, A. J.; Blatz and Conzemius introduced—

S. F. No. 387: A bill for an act relating to taxation; providing for taxation of certain types of air commerce; amending Minnesota Statutes 1974, Sections 270.071, Subdivision 6; and 270.072, Subdivisions 2 and 3.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, A. J.; Blatz and Conzemius introduced—

S. F. No. 388: A bill for an act relating to taxation; treatment of certain employee retirement plans; eliminating any question of disqualification of the plans and related trusts because of increased contribution limits under the Internal Revenue Code of 1954, as amended; otherwise preserving Minnesota tax treatment of the plans; amending Minnesota Statutes 1974, Section 290.01, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, A. J.; Blatz and Conzemius introduced—

S. F. No. 389: A bill for an act relating to sales and use tax; providing for bonding for certain contractors and seizure of certain property; amending Minnesota Statutes 1974, Section 297A.01, Subdivision 8; Section 297A.15; and Chapter 297A, by adding a section.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, A. J.; Blatz and Conzemius introduced—

S. F. No. 390: A bill for an act relating to taxation; regulating tax treatment of certain employees trust and annuity plans; amending Minnesota Statutes 1974, Sections 290.01, Subdivision 20; and 290.26.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Hughes, Stumpf and Ueland introduced—

S. F. No. 391: A bill for an act relating to highway traffic regulations; prohibiting the idling of school buses for warmth; amending Minnesota Statutes 1974, Section 169.44, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Messrs. Chenoweth and Stokowski introduced—

S. F. No. 392: A bill for an act relating to appropriations; appropriating funds for the payment of certain retirement benefits.

Referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Kirchner and Schaaf introduced—

S. F. No. 393: A bill for an act relating to the metropolitan airports commission; exercise of powers; tax levy; amending Minnesota Statutes 1974, Section 360.109, Subdivision 5.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Milton introduced—

S. F. No. 394: A bill for an act relating to the legislature; providing for the filing of state documents with the legislature; establishing duties of legislative reference library; amending Minnesota Statutes 1974, Section 3.195.

Referred to the Committee on Rules and Administration.

Messrs. Perpich, G.; Willet and Hansen, Baldy introduced—

S. F. No. 395: A bill for an act relating to taxation; exempting United States flags from the sales and use tax; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Knutson; Perpich, G. and Kowalczyk introduced—

S. F. No. 396: A bill for an act relating to certain nonprofit corporations; expense reimbursement to child caring agencies; amending Minnesota Statutes 1974, Section 317.65, Subdivision 7.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. North, Knutson and Perpich, G. introduced—

S. F. No. 397: A bill for an act relating to the department of public welfare; eliminating the duty of the commissioner of public welfare to appoint directors of community mental health services; amending Minnesota Statutes 1974, Section 245.69.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Milton, Pillsbury and Schaaf introduced—

S. F. No. 398: A bill for an act relating to distinctions on the basis of sex; abolishing these distinctions in the law concerning changing of names; amending Minnesota Statutes 1974, Sections 259.10; 259.11; 517.08, Subdivision 3; 518.27; and Chapter 517, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Stokowski; Hansen, Mel and Gearty introduced—

S. F. No. 399: A bill for an act relating to taxation; authorizing payments to certain homeowners as reimbursement for home expenditures; appropriating money; amending Minnesota Statutes 1974, Sections 290.984; 290.986; 290.988, Subdivision 1; and 290.989.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Spear, O'Neill and McCutcheon introduced—

S. F. No. 400: A bill for an act relating to taxation; providing for filing and disclosure requirements for certain tax exempt property; providing a penalty; amending Minnesota Statutes 1974, Section 272.02, Subdivision 1; and Chapter 272, by adding a section.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Milton, O'Neill and Gearty introduced—

S. F. No. 401: A bill for an act relating to taxes; providing property tax relief for certain elderly and disabled home owners; amending Minnesota Statutes 1974, Section 273.011, Subdivision 2.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Milton and Keefe, S. introduced—

S. F. No. 402: A bill for an act relating to labor; increasing the minimum wage; amending Minnesota Statutes 1974, Section 177.24.

Referred to the Committee on Labor and Commerce.

Messrs. Stassen, Schrom and O'Neill introduced—

S. F. No. 403: A bill for an act relating to elections; removing the requirement that access be permitted to multiple unit dwellings for the purpose of campaigning; repealing Minnesota Statutes 1974, Section 211.41.

Referred to the Committee on Transportation and General Legislation.

Messrs. Kleinbaum, Laufenburger and Ueland introduced—

S. F. No. 404: A bill for an act relating to intoxicating and non-intoxicating liquor, possession in school buildings and grounds; amending Minnesota Statutes 1974, Section 624.701, Subdivision 1.

Referred to the Committee on Labor and Commerce.

Messrs. Kleinbaum, Schrom and Larson introduced—

S. F. No. 405: A bill for an act relating to game and fish; seasons for taking of certain fish; amending Minnesota Statutes 1974, Section 101.41, Subdivisions 2 and 4.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Olhoft, Dunn and Borden introduced—

S. F. No. 406: A bill for an act relating to solid waste disposal; regulating the disposal of certain motor vehicle tires; requiring the

licensing and bonding of certain tire carriers; providing for the licensing of certain disposal facilities; providing penalties.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Hansen, Mel; Davies and O'Neill introduced—

S. F. No. 407: A bill for an act relating to education; providing for pilot preschool assessment programs; appropriating money.

Referred to the Committee on Education.

Messrs. Brown, Chmielewski and Berg introduced—

S. F. No. 408: A bill for an act relating to taxation; exempting water from sales taxation; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Conzemius, Knutson and Perpich, G. introduced—

S. F. No. 409: A bill for an act relating to health; requiring coverage of emotionally disturbed children in health benefit plans; amending Minnesota Statutes 1974, Chapter 62A, by adding a section.

Referred to the Committee on Labor and Commerce.

Messrs. Chmielewski and Laufenburger introduced—

S. F. No. 410: A bill for an act relating to motor vehicles; registration and taxation; rate of tax on commercial vehicles; urban truck taxation; amending Minnesota Statutes 1971, Section 168.013, Subdivision 1e, as amended by Laws 1973, Chapter 218, Section 3.

Referred to the Committee on Transportation and General Legislation.

Mr. Schrom introduced—

S. F. No. 411: A bill for an act relating to crimes; negotiable instruments; issuance of a worthless check; providing for prosecutions thereof; amending Minnesota Statutes 1974, Section 609.535, Subdivision 2.

Referred to the Committee on Judiciary.

Messrs. Schrom and Bernhagen introduced—

S. F. No. 412: A bill for an act relating to game and fish; opening of seasons; amending Minnesota Statutes 1974, Section 97.48, Subdivision 23.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Willet, Dunn and Wegener introduced—

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

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. Conzemius, Kirchner and Keefe, S. introduced—

S. F. No. 414: A bill for an act relating to human rights; prohibiting discrimination against individuals who have undergone treatment for a disability; amending Minnesota Statutes 1974, Section 363.01, Subdivision 25.

Referred to the Committee on Judiciary.

Messrs. Hughes, Pillsbury and Doty introduced—

S. F. No. 415: 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 1974, Chapter 171, by adding sections; and Sections 171.04, and 171.24.

Referred to the Committee on Judiciary.

Messrs. Hughes, Pillsbury and Doty introduced—

S. F. No. 416: 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 1974, Section 169.121, Subdivisions 1, 2 and 4.

Referred to the Committee on Judiciary.

Messrs. Stassen, Nelson and Patton introduced—

S. F. No. 417: A bill for an act relating to education; handicapped children; increasing aids; amending Minnesota Statutes 1974, Section 124.32, Subdivision 1.

Referred to the Committee on Education.

Messrs. Milton; Perpich, A. J. and McCutcheon introduced—

S. F. No. 418: A bill for an act relating to commerce; restricting

public advertising by all regulated public utilities; giving enforcement powers to the public service commission; providing a penalty.

Referred to the Committee on Labor and Commerce.

Messrs. Stassen and Patton introduced—

S. F. No. 419: A bill for an act relating to education; tax levies; foundation aids; providing increased aid for schools with declining enrollments; amending Minnesota Statutes 1974, Section 124.17, Subdivision 1.

Referred to the Committee on Education.

Messrs. Stassen and Fitzsimons introduced—

S. F. No. 420: A bill for an act relating to taxation; providing a property tax refund for certain uncultivated or unharvested agricultural land; appropriating money.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Dunn, Schrom and Brown introduced—

S. F. No. 421: A bill for an act relating to natural resources; eliminating duplicate, previously repealed language; amending Minnesota Statutes 1974, Section 105.41, Subdivision 1b.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Bernhagen, Wegener and Dunn introduced—

S. F. No. 422: A bill for an act relating to town government; authorizing town boards to fix the compensation of town assessors without limitation; amending Minnesota Statutes 1974, Sections 273.04; and 367.05, Subdivision 1.

Referred to the Committee on Local Government.

Messrs. Blatz; Perpich, A. J. and Pillsbury introduced—

S. F. No. 423: A bill for an act relating to taxation; employers excise tax; repealing Minnesota Statutes 1974, Sections 290.031; 290.921; and 290.922.

Referred to the Committee on Taxes and Tax Laws.

Mr. Chmielewski introduced—

S. F. No. 424: A bill for an act relating to veterans; providing for the construction and equipment of a nursing care unit at the Minnesota veterans home; providing for the state's share in construction; authorizing disposal of buildings to be replaced by the nursing unit; authorizing issuance of building bonds for the construction and equipment.



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. Chmielewski and Anderson introduced—

S. F. No. 425: A bill for an act relating to taxation; exempting residential heating products from the sales and use tax; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Olson, J. L.; Moe and Bernhagen introduced—

S. F. No. 426: A bill for an act relating to foods; requiring eating places that serve meat containing meat substitutes for consumption on the premises to indicate the same on its menu or bill of fare; prescribing penalties.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Doty, Moe and Gearty introduced—

S. F. No. 427: A bill for an act relating to mortgages and contracts for deed; requiring interest payment on moneys held in escrow for the payment of real estate taxes, insurance, and other charges.

Referred to the Committee on Labor and Commerce.

Mr. Chmielewski introduced—

S. F. No. 428: A bill for an act relating to Independent School Districts No. 93 and No. 99; allowing foundation aid payments to be made thereto on the basis of the uncontested portion of the adjusted assessed valuation of these districts; amending Laws 1974, Chapter 521, Section 9.

Referred to the Committee on Education.

Messrs. Conzemius, Knutson and Stassen introduced—

S. F. No. 429: A bill for an act relating to the Minnesota zoological garden; providing a means of public access to the garden at the time of its opening; directing the department of highways to improve a certain road to provide such public access; and appropriating money.

Referred to the Committee on Transportation and General Legislation.

Messrs. Doty and Olhoft introduced—

S. F. No. 430: A bill for an act relating to taxation; establishing

an income tax credit for public transportation users; amending Minnesota Statutes 1974, Section 290.06, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Conzemius and Willet introduced—

S. F. No. 431: A bill for an act relating to public health; establishing the office of director of health care delivery services for migrating Indians.

Referred to the Committee on Governmental Operations. Mr. Gearty 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 House Files, herewith transmitted:

H. F. Nos. 7, 32, 87, 135 and 136.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted February 10, 1975

### FIRST READING OF HOUSE BILLS

The following bills were read the first time and referred to the Committee on Rules and Administration.

H. F. No. 7: A bill for an act relating to interim claims against the state; appropriating moneys for the payment thereof.

H. F. No. 32: A bill for an act relating to education; compulsory attendance and enforcement; amending Minnesota Statutes 1974, Section 120.12, Subdivisions 1 and 3.

H. F. No. 87: A bill for an act relating to highway traffic regulations; evidence of speed of a motor vehicle through radar or other speedalyzer devices; standards required for admission as evidence; amending Minnesota Statutes 1974, Section 169.14, by adding a subdivision.

H. F. No. 135: 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 1974, Section 297.08, Subdivisions 1 and 2, and by adding a subdivision.

H. F. No. 136: A bill for an act relating to taxation; changing date and method of distribution of homestead credit aid and certain other aids; providing for certification of homestead credit on abstract of tax list; defining census for purpose of levy limitation; providing for payment date of certain taconite taxes and taconite and taconite railroad tax aids; amending Minnesota Stat-

utes 1974, Sections 124.03, Subdivision 3; 270.11, Subdivision 2; 273.13, Subdivision 15a; 275.29; 275.53, Subdivision 1; 294.26; 298.27; 298.28, Subdivision 1; 298.281, Subdivision 1; 298.282, Subdivision 4; and 298.32.

### REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exception of reports pertaining to appointments. The motion prevailed.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 182: A bill for an act relating to counties; county sheriffs; fees for boarding prisoners in county jails; amending Minnesota Statutes 1974, Sections 387.20, Subdivisions 5 and 6; and 641.12; repealing Minnesota Statutes 1974, Sections 641.11 and 641.13.

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

Page 2, after line 23, insert the following:

"Sec. 3. Minnesota Statutes 1974, Section 641.02, is amended to read:

641.02 [FUGITIVES FROM JUSTICE, SAFEKEEPING; FEES.] Any county jail may be used for the safekeeping of fugitives from justice in this state, in accordance with the provisions of any act of congress. The officer holding any such fugitive in custody shall pay the sheriff county \$2 as a commitment fee, and ~~\$2.50 per day~~, a fee to be determined pursuant to section 641.03 for the use of the county, for his board.

Sec. 4. Minnesota Statutes 1974, Section 641.03, is amended to read:

641.03 [FEDERAL PRISONERS; FEES.] When any person is committed to any jail by any process issued under authority of the United States, the sheriff or jailer shall receive such person into custody, and safely keep him until discharged by due course of law, subject in all respects to the same liabilities and remedies as though committed under process issued under state authority. The United States shall pay to the county the minimum sum of \$5 per day for each prisoner so kept and boarded. Provided, that in any county of this state, the sheriff shall at the request of the county board of commissioners determine the average daily per capita cost for the food, clothing, medical and incidental expense for the care and maintenance of persons committed to the county jail for the preceding year. The amount found to be the average daily per capita cost of such committed persons shall be paid to the county by the United States for each prisoner so kept and boarded during the current year, ~~subject to such division of fees between the county and the sheriff as is now provided by law.~~"

Page 3, after line 4, insert:

“Sec. 6. Minnesota Statutes 1974, Section 641.13, is amended to read:

641.13 [PRISONERS FROM OTHER COUNTIES, BOARDING FEES.] When any prisoner is ordered confined in any county other than that in which his offense was committed, the sheriff of such other county shall keep him at the expense of the county sending him, and the sheriff of such other county board shall collect from the county sending him, for his board such an amount as is charged for local county prisoners for each day, or fractional day, and, in addition thereto, the county board of such the other county shall collect from the county sending such the prisoners, such sums as shall have been necessarily expended for clothing, bedding, and medical aid for such the prisoners. In addition thereto the county board of such the other county may collect from the county sending such the prisoners such sum as the county board may determine but not to exceed \$4 per day for other expenses incurred by such the other county in providing jail facilities for such the prisoners. The county board of the county from which such the prisoners are sent, at its first session after their commitment, shall authorize the county auditor to issue to the sheriff of the county where they are committed orders upon the county treasurer for the maintenance of such the prisoners while they remain in such jail.”

Renumber the sections accordingly

Page 3, line 5, strike “Sections 641.11, and” and insert “Section 641.11”

Page 3, line 6, strike “641.13, are” and insert “is”

Page 3, after line 6, insert a new section as follows:

“Sec. 8. [EFFECTIVE DATE.] *This act is effective on the day following final enactment.*”

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

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

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 66: A bill for an act relating to game and fish; special permits for certain handicapped hunters; amending Minnesota Statutes 1971, Section 98.48, Subdivision 12.

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

Page 1, line 7, strike "1971" and insert "1974"

Amend the title as follows:

Line 2, after "fish;" strike "special" and insert "providing permanent"

Line 4, strike "1971" and insert "1974"

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 285: A bill for an act relating to cooperatives; content of articles of incorporation; increasing the amount of authorized dividends on capital stock; amending Minnesota Statutes 1974, Section 308.06, Subdivision 2.

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 198: A bill for an act authorizing the sale and conveyance of certain surplus public lake access land in Stearns 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. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 86: A bill for an act relating to cooperative associations; authorizing an association's board of directors to set aside part of its net income for the purpose of creating a capital reserve; amending Minnesota Statutes 1974, Section 308.12, Subdivision 1.

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for January 16, 1975.

#### **LAND EXCHANGE REVIEW BOARD**

Robert Falk  
Joseph Mockford

**MINNESOTA WATER RESOURCES BOARD**

Richard Pfaffinger  
Robert Starr

**MINNESOTA ENVIRONMENTAL QUALITY COUNCIL  
CITIZENS ADVISORY COMMITTEE**

Frank Snowden  
Gwen Schwartz

Reports the same back with the recommendation that the appointments be confirmed.

Mr. Moe moved that the foregoing committee report be laid on the table. The motion prevailed.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 248: A bill for an act relating to towns; hours of annual town meetings; amending Minnesota Statutes 1974, Section 365.54.

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. 50: A bill for an act relating to public health; providing nutritional supplements to high risk women and children; appropriating money.

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

Strike everything after the enacting clause and insert:

“Section 1. [POLICY AND PURPOSE.] The legislature finds that there is a direct relationship between maternal malnourishment during pregnancy and low birth weight of infants; between low birth weight and infant mortality or subsequent physical and emotional problems; and between severe malnutrition during early childhood and noncorrective damage to an individual’s health and mental development. The legislature also finds that the incidence of malnourishment is disproportionately high among low income citizens of this state. The legislature declares that the public policy of Minnesota is to cultivate the health of children as its most valuable state resource. To that end, a program is established to provide nutritional supplements to needy pregnant and lactating women, infants, and children.

Sec. 2. [SHORT TITLE.] This act shall be known as the “maternal and child nutrition act of 1975”.

Sec. 3. [DEFINITIONS.] Subdivision 1. For purposes of this act, the terms defined in this section have the meanings given them.

Subd. 2. "Local health agency" means the county public health nursing service or any public or private nonprofit organization which enters into a contract with the board of health pursuant to this act.

Subd. 3. "Pregnant woman" means an individual determined by a licensed physician, midwife, or appropriately trained registered nurse to have one or more fetuses in utero.

Subd. 4. "Lactating woman" means any breast feeding individual who presents competent evidence of having been delivered of a surviving child within the 12 months immediately preceding the filing of an application for nutritional supplements.

Subd. 5. "Infant" means an individual under one year of age.

Subd. 6. "Child" means an individual one to four years of age.

Subd. 7. "Nutritional risk" means individuals with any of the following characteristics:

(a) For pregnant and lactating women:

(i) Known inadequate nutritional patterns;

(ii) Anemia;

(iii) History of prematurity or miscarriage; or

(iv) Inadequate patterns of growth (underweight, obesity, or stunting).

(b) For infants and children:

(i) Low birth weight;

(ii) Deficient patterns of growth;

(iii) Anemia; or

(iv) Known inadequate nutritional patterns.

Subd. 8. "Low birth weight" means a birth weight of less than 2,500 grams.

Subd. 9. "Nutritional supplements" means any food authorized by the board to be made available under this program.

Subd. 10. "Board" means the state board of health or its representative.

Sec. 4. [NUTRITIONAL SUPPLEMENT PROGRAM.] Subdivision 1. An eligible individual shall receive vouchers for the purchase of specified nutritional supplements in type and quantity approved by the board. Alternate forms of delivery may be developed by the board in appropriate cases.

Subd. 2. An individual shall be eligible for nutritional supplements who is not receiving a similar supplement under any federal, state, or local program and

(a) Is pregnant or lactating; or

(b) Is an infant or a child; and

(c) Is eligible for or a recipient of any form of public assistance authorized by law and is certified by the local health agency to be a nutritional risk; or

(d) Is certified by the local health agency to be a nutritional risk and without sufficient resources to purchase necessary nutritional supplements.

Subd. 3. Eligibility for nutritional supplements shall cease upon certification by the local health agency that the individual is no longer a nutritional risk, but in no case later than:

(a) For lactating women, twelve months after the birth of a surviving child; and

(b) For children, at four years of age.

Sec. 5. [STATE BOARD OF HEALTH; DUTIES, RESPONSIBILITIES.] The board of health shall:

(a) Develop a comprehensive state plan for the delivery of nutritional supplements to pregnant and lactating women, infants, and children;

(b) Contract with existing local public or private nonprofit organizations for the administration of the nutritional supplement program;

(c) Develop and implement a public education program promoting the provisions of this act, and provide for the delivery of individual and family nutrition education and counseling at project sites;

(d) Develop in cooperation with other agencies and vendors a uniform state voucher system for the delivery of nutritional supplements;

(e) Develop, analyze and evaluate the health aspects of the nutritional supplement program and establish nutritional guidelines for the program;

(f) Apply for and administer any available federal or private funds;

(g) Coordinate with the state and local public welfare agencies in identifying eligible individuals;

(h) Promulgate all rules and regulations necessary to carry out the provisions of this act;

(i) Report to the legislature by November 15 of every year on the expenditures and activities under this act of the state and local health agencies for the preceding fiscal year.

Sec. 6. [DEPARTMENT OF PUBLIC WELFARE.] The commissioner of public welfare shall cooperate with the board of health in identifying eligible individuals. The commissioner shall provide a procedure for the notification of pregnant or lactating women,



infants and children receiving any form of public assistance of eligibility for benefits under this program.

Sec. 7. [PROGRAM NOT A SUBSTITUTE OR REPLACEMENT.] This program shall not be a replacement or substitute for any other local, state, or federal program administered through the departments of health or public welfare, nor shall value of the nutritional supplements be included in eligibility determination for other assistance programs.

Sec. 8. [VOUCHERS.] Vouchers issued pursuant to this act shall be only for the purchase of those foods determined by the board to be desirable nutritional supplements for pregnant and lactating women, infants and children. These foods shall include, but not be limited to, iron fortified infant formula, vegetable or fruit juices, cereal, milk, cheese and eggs.

Sec. 9. [APPROPRIATION.] The sum of \$3,000,000 for the biennium beginning July 1, 1975 and ending June 30, 1977 is appropriated to the state board of health for purposes of this act. No more than ten percent of the appropriation shall be used annually by the board for purposes of administration of the program. Notwithstanding Minnesota Statutes, Section 16A.28 or any other law, the appropriation made by this section shall not lapse prior to June 30, 1977."

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. 220: A bill for an act relating to health; providing for loans to medical and osteopathy students enrolled in an accredited medical school within or without the state who agree to practice in rural communities within the state; amending Minnesota Statutes 1974, Section 147.30.

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. 143: A bill for an act relating to drivers licenses; permitting persons holding drivers licenses not including school bus endorsements to drive passenger automobiles used as school buses; amending Minnesota Statutes 1974, Section 171.321, Subdivision 1.

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

Page 1, line 16, strike everything after "a" and insert: "*vehicle with a seating capacity of ten or less persons used as a school bus but not outwardly equipped or identified as a school bus*"

Page 1, strike line 17.

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. 75: A bill for an act relating to elections; recodifying statutes relating to caucuses and conventions; primary elections; candidates; general elections; special elections; preparation of ballots; conduct of elections; providing penalties; amending Minnesota Statutes 1974, Sections 40.05, Subdivision 3; 123.31, Subdivision 2; 206.11; 206.18; 206.185, Subdivision 1; 365.51; 365.52; 375.20; and 382.28; repealing Minnesota Statutes 1974, Chapters 202, 203, and 204; and Sections 210.02; 210.03; 210.07; 210.08; 210.09; 210.10; 210.12; 210.13; 210.15; and 210.16.

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. 102: A bill for an act relating to aeronautics; technical services to municipalities; authorizing a reasonable charge by the department for such services; amending Minnesota Statutes 1974, Section 360.015, Subdivision 7.

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

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

S. F. No. 321: A bill for an act relating to the city of Brooklyn Park; validating actions and proceedings in connection with the initiation, construction, and financing of municipal improvements.

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. 167: A bill for an act relating to the regulation and control of junk yards adjacent to trunk highways; prohibiting unauthorized junk yards; amending Minnesota Statutes 1974, Section 161.242, Subdivision 3.

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

Page 2, line 3, strike "1972" and insert "1975"

Page 2, line 5, strike "three" and insert "four"

Further amend the title on line 3 by striking "prohibiting" and inserting "extending the deadline for removal or relocation of"

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

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

H. F. Nos. 7, 32, 87, 135 and 136 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. 32 to the Committee on Education.

H. F. No. 7 to the Committee on Finance.

H. F. Nos. 87 and 135 to the Committee on Judiciary.

H. F. No. 136 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. 182, 66, 285, 198, 86, 248, 220, 143, 321 and 167 were read the second time.

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

H. F. No. 75 was read the second time.

#### **MOTIONS AND RESOLUTIONS**

Mr. Gearty moved that the report from the Committee on Governmental Operations, reported February 10, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Gearty moved that the foregoing report be now adopted. The motion prevailed.

#### **CONFIRMATION**

Mr. Gearty moved that in accordance with the report from the Committee on Governmental Operations, reported February 10, 1975, the Senate, having advised with, do now consent to and confirm the appointments of:

#### **STATE ZOOLOGICAL BOARD**

Firmin Alexander, 1355 Lincoln Avenue, St. Paul, Ramsey County, appointed effective January 9, 1975, for a term expiring January 1, 1981.

John Tilton, 5320 Malibu Drive, Edina, Hennepin County, appointed effective January 9, 1975, for a term expiring January 1, 1981.

#### **MINNESOTA HOUSING FINANCE AGENCY**

Geraldine Germann, Route 1, Sandstone, Pine County, appointed effective May 17, 1974, for a term expiring January 1, 1977.

Reverend Lawrence C. Gavin, Church of Our Lady of Good Counsel, Wilmont, Nobles County, appointed effective May 17, 1974, for a term expiring January 1, 1976.

Demetrius G. Jelatis, 1161 Oak, Red Wing, Goodhue County, appointed effective August 9, 1974, for a term expiring January 1, 1977.

#### **COMMISSIONER OF PUBLIC SAFETY**

Edward G. Novak, 1424 Arundel Street, St. Paul, Ramsey County, appointed effective June 10, 1974, for a term expiring December 31, 1977.

#### **COMMISSIONER OF THE STATE DEPARTMENT OF HUMAN RIGHTS**

William L. Wilson, 168 North Lexington Parkway, St. Paul, Ramsey County, appointed effective January 6, 1975, for a term expiring January 6, 1979.

#### **CAPITOL AREA ARCHITECTURAL AND PLANNING COMMISSION**

Mrs. Marjorie Vogel, 999 Kingman, Red Wing, Goodhue County, appointed effective July 5, 1974, for a term expiring July 1, 1975.

#### **CRIME VICTIMS REPARATIONS BOARD**

Rod Boyd, 16 Elm Street, Farmington, Dakota County, appointed effective May 10, 1974, for a term expiring May 10, 1978.

Joe E. Thompson, Box 913, Willmar, Kandiyohi County, appointed effective May 10, 1974, for a term expiring May 10, 1980.

Dr. William Kosiak, 5512 Elliot Avenue South, Minneapolis, Hennepin County, appointed effective May 10, 1974, for a term expiring May 10, 1976.

#### **COMMISSIONER OF THE IRON RANGE RESOURCES AND REHABILITATION COMMISSION**

Frank Ongaro, 910 E. Howard, Hibbing, St. Louis County, appointed effective January 13, 1975, for a term expiring January 1, 1979.

The motion prevailed. So the appointments were confirmed.

**MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. McCutcheon moved that S. F. No. 95 be withdrawn from the Committee on Taxes and Tax Laws and returned to its author. The motion prevailed.

Mr. Spear moved that S. F. No. 90, No. 4 on General Orders be stricken and re-referred to the Committee on Finance. The motion prevailed.

**THIRD READING OF SENATE BILLS**

S. F. No. 128: A bill for an act relating to motor vehicles; manufacture of motor vehicle license number plates; authorizing the commissioner of public safety to establish quality specifications of plates with the advice of law enforcement organizations; amending Minnesota Statutes 1974, 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 57 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Tennessen voted in the negative.

So the bill passed and its title was agreed to.

**CALENDAR OF ORDINARY MATTERS**

S. F. No. 208: A bill for an act relating to the city of Bigelow; authorizing the issuance of general obligation bonds authorized by the voters without including the bonds in the computation of net debt.

Was read the third time 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	Brown	Coleman
Arnold	Berg	Borden	Chenoweth	Conzemius
Ashbach	Bernhagen	Brataas	Chmielewski	Davies

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

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 the following:

S. F. No. 59 which the committee reports progress, subject to the following motions:

Mr. Keefe, S. moved to amend S. F. No. 59 as follows:

Page 1, after line 6, insert:

"Section 1. Minnesota Statutes 1974, Section 471.87, is amended to read:

471.87 [PUBLIC OFFICERS, INTEREST IN CONTRACT; PENALTY.] Except as authorized in section 471.88, a public officer who is authorized to take part in any manner in making any sale, lease, or contract in his official capacity shall not voluntarily have a personal financial interest in that sale, lease, or contract or personally benefit financially therefrom. *An employee of a company which has a financial interest in a sale, lease, or contract shall not be deemed to have a personal financial interest in that sale, lease, or contract by virtue of his employment unless his compensation is in some manner affected by the sale, lease, or contract.* Every public officer who violates this provision is guilty of a gross misdemeanor."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, strike "Section" and insert "Sections 471.87; and"

Mr. Jensen moved that S. F. No. 59 be returned to the Committee on Labor and Commerce.

The question being taken on the adoption of the motion of Mr. Jensen,

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

## Those who voted in the affirmative were:

Ashbach	Dunn	Keefe, J.	Ogdahl	Sillers
Berg	Fitzsimons	Kirchner	Olson, J. L.	Stassen
Bernhagen	Frederick	Kowalczyk	O'Neill	Ueland
Blatz	Hansen, Mel	Larson	Patton	
Brataas	Hansen, R.	Moe	Pillsbury	
Brown	Jensen	Nelson	Purfeerst	
Doty	Josefson	North	Renneke	

## Those who voted in the negative were:

Anderson	Hansen, Baldy	McCutcheon	Perpich, G.	Stumpf
Arnold	Hughes	Merriam	Schaaf	Tennessen
Borden	Humphrey	Milton	Schmitz	Wegener
Coleman	Keefe, S.	Olhoft	Schrom	Willet
Conzemius	Kleinbaum	Olson, A. G.	Solon	
Davies	Laufenburger	Olson, H. D.	Spear	
Gearty	Lewis	Perpich, A. J.	Stokowski	

The motion did not prevail.

The question recurred on the Keefe, S. amendment. The motion prevailed. So the amendment was 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

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon Monday, February 17, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

### FOURTEENTH DAY

St. Paul, Minnesota, Monday, February 17, 1975

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

Prayer was offered by the Chaplain, Rev. Norman State.

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

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

The President declared a quorum present.

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

### MEMBERS EXCUSED

Mrs. Brataas; Messrs. Hansen, Baldy; Keefe, J.; Nelson and Spear were excused from the Session of today.

### EXECUTIVE AND OFFICIAL COMMUNICATIONS

February 12, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

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

Donald G. Jackman, 4043 Bryant Avenue North, Minneapolis, Hennepin County, effective February 12, 1975, for a term expiring January 3, 1977.

Arnold C. Anderson, 1308 West Street, Montevideo, Chippewa



County, effective January 6, 1975, for a term expiring January 5, 1981.

Robert Irvine, 1144 Minnesota, Detroit Lakes, Becker County, effective January 6, 1975, for a term expiring January 5, 1981.

Mrs. Mary Thornton Phillips, 2212 Powers Avenue, St. Paul, Ramsey County, effective January 6, 1975, for a term expiring January 5, 1981.

Sincerely,  
Wendell R. Anderson, Governor

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

#### INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Hughes, O'Neill and Solon introduced—

S. F. No. 432: A bill for an act relating to education; defining high potential children and education programs; establishing high potential identification and program procedures; assigning certain powers and duties to schools and the state board of education.

Referred to the Committee on Education.

Messrs. Hansen, Baldy; O'Neill and Keefe, S. introduced—

S. F. No. 433: A bill for an act relating to hospitalization and commitment; providing for notice to next of kin and consultation with attending physician of patient whose commitment is reviewed by review board; amending Minnesota Statutes 1974, Section 253A.16, by adding a subdivision.

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

Messrs. Berg, Purfeerst and Olson, J. L. introduced—

S. F. No. 434: A bill for an act relating to taxation; extending the tax credit for pollution control equipment; amending Minnesota Statutes 1974, Section 290.06, Subdivision 9a.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Olhoft, Bang and Kleinbaum introduced—

S. F. No. 435: A bill for an act relating to telephone companies; charging costs of investigation procedures of the public service commission to telephone companies; removing limitation on application of investigation procedures; amending Minnesota Statutes

1974, Section 237.29, Subdivision 1; repealing Minnesota Statutes 1974, Section 237.32.

Referred to the Committee on Labor and Commerce.

Messrs. Conzemius, Frederick and Anderson introduced—

S. F. No. 436: A bill for an act relating to intoxicating liquor; authorizing issuance of special off-sale wine licenses to general food stores; amending Minnesota Statutes 1974, Sections 340.07, by adding a subdivision; 340.11, Subdivisions 13 and 14; and 340.14, subdivisions 1 and 3.

Referred to the Committee on Labor and Commerce.

Messrs. Conzemius, Knutson and Anderson introduced—

S. F. No. 437: A bill for an act relating to metropolitan transit; providing for a redefinition of the transit property taxing district and authorizing contract service beyond the boundaries thereof; amending Minnesota Statutes 1974, Section 473A.111, Subdivision 2.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Patton, Conzemius and Keefe, J. introduced—

S. F. No. 438: A bill for an act relating to appointments by the governor; providing for information to be supplied to the senate.

Referred to the Committee on Rules and Administration.

Messrs. Patton, Conzemius and Jensen introduced—

S. F. No. 439: A bill for an act relating to state government; providing that all state agencies and departments file simplified financial reports with the commissioner of finance as required by regulations of the commissioner; authorizing distribution of such reports to the public.

Referred to the Committee on Governmental Operations.

Messrs. Patton, Berg and Stassen introduced—

S. F. No. 440: A bill for an act relating to taxation; exempting certain interests income from taxation; amending Minnesota Statutes 1974, Section 290.01, Subdivision 20.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Patton, Berg and Jensen introduced—

S. F. No. 441: A bill for an act relating to insurance; extending the period during which automobile insurance rates are subject

to reduction under the Minnesota no-fault automobile insurance act; amending Minnesota Statutes 1974, Section 65B.70, Subdivision 6.

Referred to the Committee on Labor and Commerce.

Mr. Humphrey introduced—

S. F. No. 442: A bill for an act relating to natural resources; directing the release of certain lands and the conveyance of certain lands in Aitkin county.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Keefe, J.; Hanson, R. and Olhoft introduced—

S. F. No. 443: A bill for an act relating to highways; use of recorded maps and plats in right of way acquisition; authorizing the use thereof by cities in delineating right of way acquisitions for municipal state-aid streets and city streets; amending Minnesota Statutes 1974, Section 160.085, Subdivision 1.

Referred to the Committee on Transportation and General Legislation.

Messrs. Dunn, Borden and Ueland introduced—

S. F. No. 444: A bill for an act relating to meetings of state agencies and governing bodies open to public; providing for notice of meetings; amending Minnesota Statutes 1974, Section 471.705, Subdivision 1.

Referred to the Committee on Governmental Operations.

Messrs. Berg, Patton and Josefson introduced—

S. F. No. 445: A bill for an act relating to highway traffic regulations; weight limitations on certain vehicles; amending Minnesota Statutes 1974, Sections 169.83, Subdivisions 1, 2 and 3; 169.85; and 169.86, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Messrs. Hansen, Baldy; Hanson, R. and Keefe, S. introduced—

S. F. No. 446: A bill for an act relating to state government, annual leave and sick leave of state employees; amending Minnesota Statutes 1974, Section 43.223.

Referred to the Committee on Governmental Operations.

Mr. Hansen, Baldy introduced—

S. F. No. 447: A bill for an act relating to the city of Austin;

membership of new police and firemen in the public employees retirement association.

Referred to the Committee on Governmental Operations.

Messrs. Anderson, Jensen and Olhofft introduced—

S. F. No. 448: A bill for an act relating to taxation; sales and use tax; providing that voluntary donations given for admission to places of amusement are not subject to the sales tax; exempting purchases by certain organizations of which the average age of members is at least 65 years of age and of which at least one half of the members are at least 65 years old; amending Minnesota Statutes 1974, Sections 297A.01, Subdivision 3; and 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Lewis, Brown and Spear introduced—

S. F. No. 449: A bill for an act relating to wild animals; restrictions on possession; providing a penalty.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Stassen, Schaaf and Kowalczyk introduced—

S. F. No. 450: A bill for an act relating to taxation; amending the income tax credit for political contributions; amending Minnesota Statutes 1974, Section 290.06, Subdivision 11.

Referred to the Committee on Transportation and General Legislation.

Messrs. Willet, Arnold and Hanson, R. introduced—

S. F. No. 451: A bill for an act relating to natural resources; raising limitations on values of timber which may be sold by informal sale; altering certain sale procedures; amending Minnesota Statutes 1974, Sections 90.101; and 90.191, Subdivision 1.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Schrom, Dunn and Willet introduced—

S. F. No. 452: A bill for an act relating to game and fish; affording protection to turtles and regulating the taking thereof; amending Minnesota Statutes 1974, Sections 97.40, Subdivision 11; 98.46, Subdivision 5; and 101.45.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Kleinbaum introduced—

S. F. No. 453: A bill for an act relating to retirement; the high-

way patrolmen's retirement fund; amending Minnesota Statutes 1974, Sections 352B.01, Subdivision 3; 352B.08; and 352B.10.

Referred to the Committee on Governmental Operations.

Messrs. Keefe, J.; Stokowski and Hanson, R. introduced—

S. F. No. 454: A bill for an act relating to intoxicating liquor; licensing of bottle clubs; amending Minnesota Statutes 1974, Section 340.119, Subdivision 3.

Referred to the Committee on Labor and Commerce.

Messrs. Stassen, Conzemius and Ashbach introduced—

S. F. No. 455: A bill for an act relating to ethics in government; authorizing the state ethics commission to make preliminary investigations of alleged violations of the fair campaign practices act; amending Minnesota Statutes 1974, Section 10A.02, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Messrs. Josefson; Perpich, G. and Hansen, Mel introduced—

S. F. No. 456: A bill for an act relating to education; defining qualified voters for school district elections; amending Minnesota Statutes 1974, Section 123.32, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Messrs. Josefson, Moe and Frederick introduced—

S. F. No. 457: A bill for an act relating to retirement; collection of omitted salary deductions for members of the public employees retirement association; amending Minnesota Statutes 1974, Section 353.27, Subdivision 12.

Referred to the Committee on Governmental Operations.

Messrs. Larson, Wegener and Moe introduced—

S. F. No. 458: A bill for an act relating to game and fish; removing the raccoon from the unprotected list and providing for a season thereon; amending Minnesota Statutes 1974, Sections 100.26, Subdivision 1; and 100.27, Subdivision 3.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Stassen; Keefe, S. and Ashbach introduced—

S. F. No. 459: A bill for an act relating to elections; fair cam-

paign practices; amending Minnesota Statutes 1974, Section 211.23.

Referred to the Committee on Transportation and General Legislation.

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

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

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Josefson, Moe and Olson, J. L. introduced—

S. F. No. 461: A bill for an act relating to weather; providing for research and regulation of weather modification activities; providing penalties; appropriating money.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Schaaf, Ogdahl and Gearty introduced—

S. F. No. 462: A bill for an act relating to the organization of state government; providing that heads of certain departments and other governmental units of the state shall serve at the pleasure of the governor; eliminating obsolete language; amending Minnesota Statutes 1974, Sections 16.01; 16A.01, Subdivision 2; 17.01; 45.02; 45.15; 84.01, Subdivision 2; 116.03, Subdivision 1; 161.03, Subdivision 1; 175.001, Subdivision 1; 179.02; 196.02, Subdivision 1; 216A.06; 241.01, Subdivision 1; 245.03; 268.12, Subdivision 1; 270.02, Subdivision 2; 298.22, Subdivision 1; 299A.01, Subdivision 1; 360.014, Subdivision 2; 362.09, Subdivision 1; and 363.04, Subdivision 1.

Referred to the Committee on Governmental Operations.

Messrs. Laufenburger, Kirchner and Purfeerst introduced—

S. F. No. 463: A bill for an act relating to highways; county state-aid highway system; allocations; authorizing money credited to the municipal account to be used, under certain conditions, on other county state-aid highways outside the limits of cities having a population of less than 5,000; amending Minnesota Statutes 1974, Section 162.08, Subdivision 4.

Referred to the Committee on Transportation and General Legislation.

Messrs. Stokowski; Keefe, J. and Gearty introduced—

S. F. No. 464: A bill for an act relating to banking; requiring certain reports from savings and loan associations.

Referred to the Committee on Labor and Commerce.

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

S. F. No. 465: A bill for an act relating to insurance; establishing certain compulsory insurance for aircraft; amending Minnesota Statutes 1974, Sections 60A.081; 360.59, by adding a subdivision; and Chapter 360, by adding a section.

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. Humphrey, Sillers and Borden introduced—

S. F. No. 466: A bill for an act relating to corporations; requiring domestic corporations to file an annual report with the secretary of state; requiring the secretary of state to perform certain duties; authorizing the secretary of state to seek certain information by written interrogatories; establishing filing fees.

Referred to the Committee on Judiciary.

Messrs. Chenoweth; Hansen, Baldy and Ogdahl introduced—

S. F. No. 467: A bill for an act relating to retirement benefits of certain legislative employees; authorizing payment of contributions for intermittent service during regular and special sessions.

Referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Ogdahl and Stokowski introduced—

S. F. No. 468: A bill for an act relating to retirement; miscellaneous amendments to the public employees retirement law; providing that workmen's compensation payments are not salary; venue in law suits to be Ramsey county; monthly benefits payable to a public body under certain circumstances; if spouse survives a deceased annuitant, annuity shall be paid through date of death and survivor benefits to commence with first day following date of death; disability benefits to be reduced by amounts paid under workmen's compensation law after deduction of attorney fees; amending Minnesota Statutes 1974, Sections 353.01, Subdivisions 10 and 24; 353.08; 353.15; 353.29, Subdivisions 7 and 8; 353.31, Subdivision 8; 353.32, Subdivision 5; 353.33, Subdivisions 2, 5, and 7; 353.46, Subdivision 3; 353.656, Subdivisions 1 and 2; and 353.657, by adding a subdivision.

Referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Ogdahl and Stokowski introduced—

S. F. No. 469: A bill for an act relating to retirement; miscellaneous changes in various provisions of the teachers retirement act; amending Minnesota Statutes 1974, Chapter 354, by adding a section; Sections 354.05, Subdivisions 13, 22, 25, 26, and by adding a subdivision; 354.06, Subdivision 1; 354.07, by adding a

subdivision; 354.092; 354.10; 354.146, Subdivision 1, and by adding a subdivision; 354.43, Subdivisions 1, and 3; 354.46, Subdivision 1; 354.48, Subdivision 3, and 10; 354.49, Subdivision 5; 354.53, Subdivision 1; 354.55, Subdivisions 3, 11, and 16; and 354.62, Subdivision 5.

Referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Ogdahl and Stokowski introduced—

S. F. No. 470: A bill for an act relating to the public employees retirement association; authorizing the acquisition of real estate and the construction of necessary building and structures thereon; and appropriating moneys therefor.

Referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Ogdahl and Stokowski introduced—

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

Referred to the Committee on Governmental Operations.

Messrs. Keefe, S. and McCutcheon introduced—

S. F. No. 472: A bill for an act relating to taxation; providing for an income tax credit for improvements to homesteads; providing penalties; appropriating money.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Keefe, S.; Stassen and Tennesen introduced—

S. F. No. 473: A bill for an act relating to the operation of state government; providing for the regulation of publications, duplicating services, guidebooks, state vehicles, disposition of surplus state lands, and bonding requirements; amending Minnesota Statutes 1974, Sections 15.047, Subdivision 1; 16.02, Subdivisions 16 and 24; 16.75, Subdivision 7; 16.80, Subdivision 1; 94.09, Subdivision 3; 94.10, Subdivision 1; and 574.26.

Referred to the Committee on Governmental Operations.

Messrs. Ashbach, Sillers and Stumpf introduced—

S. F. No. 474: A bill for an act relating to no-fault automobile insurance; providing that the required reparation security be maintained during the period when the motor vehicle is used and operated; amending Minnesota Statutes 1974, Section 65B.48, Subdivision 1.

Referred to the Committee on Labor and Commerce.



Messrs. Merriam; Hanson, R. and Keefe, S. introduced—

S. F. No. 475: A bill for an act relating to employment services; unemployment compensation; defining unemployment and wages; eliminating seasonal employment; eliminating collection of contributions of less than \$1; experience rating; deleting obsolete language; joint account; establishing a weekly maximum for benefits; charging of benefits to an employer not a party to a strike; payment of benefits to an employee who refuses to accept reemployment during a strike; appeals; notice of hearing; increasing fees of appeal tribunal members and of advisory council members; benefits paid through error or fraud; records; amending Minnesota Statutes 1974, Sections 268.04, Subdivisions 10, 23, 25 and 26; 268.06, Subdivisions 1, 6, 21 and 22; 268.07, Subdivision 2; 268.071, Subdivision 1; 268.09, Subdivision 1; 268.10, Subdivisions 2, 4 and 5; 268.12, Subdivisions 6, 8, 12 and 13; 268.16, Subdivision 1, and by adding a subdivision; 268.18, by adding a subdivision; and repealing Minnesota Statutes 1974, Section 268.07, Subdivision 5.

Referred to the Committee on Labor and Commerce.

Messrs. Stokowski, Ueland and Keefe, S. introduced—

S. F. No. 476: A bill for an act relating to pensions; invalidating provisions limiting pension rights if the employee joins a competing employer; amending Minnesota Statutes 1974, Chapter 181B, by adding a section.

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

Messrs. McCutcheon, Stassen and Kleinbaum introduced—

S. F. No. 477: A bill for an act relating to taxation; levying a service charge on certain types of property.

Referred to the Committee on Taxes and Tax Laws.

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

S. F. No. 478: A bill for an act relating to public welfare; altering conditions for eligibility for aid to families with dependent children; decreasing length of county residency requirement; amending Minnesota Statutes 1974, Sections 256.73, Subdivisions 1, 2 and 4, and by adding subdivisions, and 256.79.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Chmielewski and Purfeerst introduced—

S. F. No. 479: A bill for an act relating to statutory cities; park

boards; permitting park boards of three, five, seven or nine members; amending Minnesota Statutes 1974, Section 412.501.

Referred to the Committee on Local Government.

Messrs. Brown and Coleman and Mrs. Brataas introduced—

S. F. No. 480: A bill for an act relating to human rights; discrimination in the extension of credit because of sex or marital status; amending Minnesota Statutes 1974, Section 363.03, Subdivision 8.

Referred to the Committee on Judiciary.

Messrs. Knutson and Stassen introduced—

S. F. No. 481: A bill for an act relating to crimes and criminals; prohibiting purchase of certain handguns by certain persons; requiring a dealer's report of sale of certain handguns; prescribing penalties.

Referred to the Committee on Judiciary.

Messrs. Knutson and Keefe, J. introduced—

S. F. No. 482: A bill for an act relating to crimes and criminals; providing for licenses to carry firearms and dangerous weapons upon the person; providing penalties; and appropriating money.

Referred to the Committee on Judiciary.

Messrs. Knutson; Olson, H. D. and Stassen introduced—

S. F. No. 483: A bill for an act relating to crimes and criminals; prohibiting the possession of firearms or dangerous weapons by certain convicted felons and persons dangerous to the public; prescribing penalties.

Referred to the Committee on Judiciary.

Messrs. Keefe, S.; Ogdahl and Milton introduced—

S. F. No. 484: A bill for an act relating to children; creating the office of children's ombudsman and prescribing the powers and duties thereof; providing a penalty; appropriating money; amending Minnesota Statutes 1974, Section 595.02.

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

Messrs. Chenoweth, O'Neill and Olson, H. D. introduced—

S. F. No. 485: A bill for an act relating to education; vocational rehabilitation; changing the status of the present division of voca-

tional rehabilitation to a department of rehabilitation; providing for a commissioner of rehabilitation and a board and a committee to advise the board; transferring certain powers, duties, functions, employees and appropriations; amending Minnesota Statutes 1974, Sections 121.29; 121.30, Subdivision 1; 121.31; 121.33, Subdivisions 1 and 2; 121.331; 121.712, Subdivision 1; 121.713, Subdivision 3; 121.714, Subdivisions 1, 2, and 4; repealing Minnesota Statutes 1974, Sections 121.32, and 121.714, Subdivision 5.

Referred to the Committee on Education.

Messrs. Borden and Schaaf introduced—

S. F. No. 486: A bill for an act relating to highway traffic regulations; requiring counties to establish presentence investigation and counseling alcohol safety programs and alcohol safety enforcement programs; requiring presentence investigation reports for certain driving offenses; amending Minnesota Statutes 1974, Section 169.121, by adding a subdivision; and Chapter 169, by adding sections.

Referred to the Committee on Judiciary.

Messrs. Olhoft, Schmitz and Purfeerst introduced—

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

Referred to the Committee on Natural Resources and Agriculture.

Mr. Frederick and Mrs. Brataas introduced—

S. F. No. 488: A bill for an act relating to insurance premium financing; clarifying the definition of an open end premium finance agreement; allowing a finance charge for premiums added to a premium finance agreement; amending Minnesota Statutes 1974, Section 59A.08, Subdivision 3.

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 House Files, herewith transmitted: H. F. Nos. 112, 145, 173 and 181.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 13, 1975

**FIRST READING OF HOUSE BILLS**

The following bills were read the first time and referred to the Committee on Rules and Administration.

H. F. No. 112: A bill for an act relating to state lands; authorizing the conveyance of certain state lands in Carlton county to the city of Moose Lake, Minnesota.

H. F. No. 145: A bill for an act relating to cooperative associations; authorizing an association's board of directors to set aside part of its net income for the purpose of creating a capital reserve; amending Minnesota Statutes 1974, Section 308.12, Subdivision 1.

H. F. No. 173: A bill for an act relating to cooperatives; content of articles of incorporation; increasing the amount of authorized dividends on capital stock; amending Minnesota Statutes 1974, Section 308.06, Subdivision 2.

H. F. No. 181: A bill for an act relating to education; eliminating the expiration date for the educational assessment program of the department of education; amending Laws 1974, Chapter 521, Section 33.

**REPORTS OF COMMITTEES**

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

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

S. F. No. 157: A bill for an act relating to health professions; authorizing the board of medical examiners to require an examination in the basic sciences; amending Minnesota Statutes 1974, Section 147.02, 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. 146: A bill for an act relating to health; licensing of physicians, surgeons and osteopaths licensed to practice in other states; amending Minnesota Statutes 1974, Section 147.03.

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

Page 1, line 11, after "examination" insert a comma

Page 1, line 12, strike "or" and insert a comma

Page 1, line 13, after "examiners" insert a comma

Page 1, line 14, after "surgeons" insert a period

Page 1, line 15, strike "who holds" and insert "*The physician must hold*"

Page 1, line 18, strike "thereof," and insert "*and that*"

Page 1, line 18, strike "such" and insert "*the*"

Page 1, line 19, strike "having been" and insert "*was,*"

Page 1, line 19, after "examination" insert a comma

Page 1, line 23, after "the" and before "examination" insert "*previous*"

Page 2, line 2, strike "such" and insert "*any*"

Page 2, line 2, strike "as" and insert "*not previously*"

Page 2, line 3, strike "have not been"

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. 112 and 181 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. 181 to the Committee on Education.

H. F. No. 112 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. 146 and 157 were read the second time.

#### MOTIONS AND RESOLUTIONS

Mr. Olson, H. D. moved that the name of Mr. Spear be stricken and the name of Mr. Merriam be added as co-author to S. F. No. 311. The motion prevailed.

Mr. Willet moved that the name of Mr. Olhofft be added as co-author to S. F. No. 317. The motion prevailed.

Mr. Schrom moved that the name of Mr. Kleinbaum be added as co-author to S. F. No. 411. The motion prevailed.

Mr. Chmielewski moved that the name of Mr. Solon be added as co-author to S. F. No. 425. The motion prevailed.

#### CALENDAR OF ORDINARY MATTERS

S. F. No. 198: A bill for an act authorizing the sale and con-

veyance of certain surplus public lake access land in Stearns 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 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 248: A bill for an act relating to towns; hours of annual town meetings; amending Minnesota Statutes 1974, Section 365.54.

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 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 321: A bill for an act relating to the city of Brooklyn Park; validating actions and proceedings in connection with the initiation, construction, and financing of municipal improvements.

Was read the third time 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.	North	Schmitz
Arnold	Doty	Kirchner	Ogdahl	Schrom
Ashbach	Dunn	Kleinbaum	Olhoft	Sillers
Bang	Fitzsimons	Knutson	Olson, A. G.	Solon
Berg	Frederick	Kowalczyk	Olson, H. D.	Stassen
Bernhagen	Gearty	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Stumpf
Borden	Hanson, R.	Lewis	Patton	Tennessee
Brown	Hughes	McCutcheon	Perpich, A. J.	Ueland
Chenoweth	Humphrey	Merriam	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	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 10:00 o'clock a.m., Thursday, February 20, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## FIFTEENTH DAY

St. Paul, Minnesota, Thursday, February 20, 1975

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

Prayer was offered by the Chaplain, Rev. Norman State.

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

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

The President declared a quorum present.

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

### MEMBERS EXCUSED

Mrs. Brataas and Messrs. Borden and Solon were excused from the Session of today.

### INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Chmielewski introduced—

S. F. No. 489: A bill for an act relating to workmen's compensation; prohibiting intervention by the employee's insurer if the intervention would delay a settlement; amending Minnesota Statutes 1974, Section 176.361.

Referred to the Committee on Labor and Commerce.



Mr. Stassen introduced—

S. F. No. 490: A bill for an act relating to the city of Hastings; providing for the sale price of certain land authorized to be conveyed to the city.

Referred to the Committee on Local Government.

Messrs. Kirchner, Ogdahl and Gearty introduced—

S. F. No. 491: A resolution congratulating Seth G. Huntington on his success in the United States coin design competition and on his other artistic achievements.

Referred to the Committee on Rules and Administration.

Messrs. Stassen, Gearty and Keefe, J. introduced—

S. F. No. 492: A bill for an act relating to taxation; providing for the treatment of college educational expenses for income tax purposes; amending Minnesota Statutes 1974, Section 290.09, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Berg, Conzemius and Olson, J. L. introduced—

S. F. No. 493: A bill for an act relating to taxation; defining adjusted gross income for 1974 to include changes in federal law relating to retirement deductions.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Keefe, J.; Larson and Jensen introduced—

S. F. No. 494: A bill for an act relating to elections; providing that names of legislative candidates appear on the local ballot; amending Minnesota Statutes 1974, Sections 203.28, Subdivision 1; and 203.29, Subdivision 1.

Referred to the Committee on Transportation and General Legislation.

Messrs. Keefe, J.; Wegener and Larson introduced—

S. F. No. 495: A bill for an act relating to intoxicating liquor; actions for damages arising from illegal sale or furnishing; amending Minnesota Statutes 1974, Section 340.95.

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

Messrs. Keefe, J.; North and Nelson introduced—

S. F. No. 496: A bill for an act relating to motor fuel; requiring display of motor fuel retail prices and octane ratings on a sign so the prices and ratings are visible from adjacent highways, roads or streets; amending Minnesota Statutes 1974, Section 325.77, Subdivision 3.

Referred to the Committee on Labor and Commerce.

Messrs. Bang and Ogdahl introduced—

S. F. No. 497: A bill for an act relating to retirement; authorized expenditures of firemen's relief associations; amending Minnesota Statutes 1974, Section 424.31.

Referred to the Committee on Governmental Operations.

Messrs. Lewis and Moe introduced—

S. F. No. 498: A bill for an act relating to education; termination of a teacher's contract after probationary period; providing a June 1 date for resignation of teachers; amending Minnesota Statutes 1974, Section 125.12, Subdivision 4.

Referred to the Committee on Education.

Messrs. Laufenburger, Bang and Arnold introduced—

S. F. No. 499: A bill for an act relating to insurance; authorizing an insurer to refuse to renew an automobile insurance policy under certain circumstances; amending Minnesota Statutes 1974, Section 65B.17.

Referred to the Committee on Labor and Commerce.

Messrs. Solon, Doty and Keefe, S. introduced—

S. F. No. 500: A bill for an act relating to commerce; requiring gasoline stations to post the price of gasoline in a highly visible manner; amending Minnesota Statutes 1974, Section 325.77, Subdivision 3.

Referred to the Committee on Labor and Commerce.

Messrs. Schrom; Olson, J. L. and Chmielewski introduced—

S. F. No. 501: A bill for an act relating to employments licensed by the state; architects, engineers and surveyors; raising the minimum public building cost for which services of a licensed architect, engineer or land surveyor are required; amending Minnesota Statutes 1974, Section 326.03, Subdivision 2.

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, J.; Tennessen and Stassen introduced—

S. F. No. 502: A bill for an act relating to taxation; providing an income tax credit for certain expenditures for home maintenance; appropriating money; amending Minnesota Statutes 1974, Sections 290.984; 290.986; 290.988, Subdivision 1; 290.989; and Chapter 290, by adding sections.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Stumpf, Merriam and Lewis introduced—

S. F. No. 503: A bill for an act relating to education; providing for a reduction of state aid to school districts permitting violation of state or federal laws prohibiting discrimination; directing the filing of certificates of compliance with state and federal law; amending Minnesota Statutes 1974, Section 124.15, Subdivisions 2 and 3.

Referred to the Committee on Education.

Messrs. Tennessen, Kirchner and Coleman introduced—

S. F. No. 504: A bill for an act relating to health; authorizing the organization and operation of health maintenance organizations as business corporations; amending Minnesota Statutes 1974, Sections 62D.02, Subdivision 4; 62D.03, Subdivision 1; 62D.05, Subdivision 1; 62D.12, Subdivision 9; and 62D.27, Subdivision 1.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Tennessen, Kirchner and Gearty introduced—

S. F. No. 505: A bill for an act relating to controlled substances; providing medical and educational intervention, evaluation, and treatment of persons in possession of small amounts of marijuana; providing penalties for possession of small amounts of marijuana; and prohibiting municipalities from enacting ordinances imposing greater civil or criminal penalties than provided by state law for the possession, sale or distribution of small amounts of marijuana; amending Minnesota Statutes 1974, Section 152.15, Subdivision 2, and by adding a subdivision.

Referred to the Committee on Judiciary.

Messrs. Tennessen, Brown and Keefe, S. introduced—

S. F. No. 506: A bill for an act proposing an amendment to the Minnesota Constitution, Article XIV, Sections 5 and 9; permitting the use of the highway user tax distribution fund for pollution control and other transportation purposes.

Referred to the Committee on Transportation and General Legislation.

Messrs. Hansen, Mel; Jensen and Kowalczyk introduced—

S. F. No. 507: A bill for an act relating to taxation; exempting federally assisted meals for senior citizens from the sales tax; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Patton, Jensen and Berg introduced—

S. F. No. 508: A bill for an act relating to taxation; eliminating the tax on health insurance premiums; amending Minnesota Statutes 1974, Section 60A.15, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Patton and Berg introduced—

S. F. No. 509: A bill for an act relating to the legislature; prescribing the period for its meeting in regular session; amending Minnesota Statutes 1974, Section 3.011.

Referred to the Committee on Rules and Administration.

Messrs. Keefe, J.; Chenoweth and Bang introduced—

S. F. No. 510: A bill for an act relating to the metropolitan government; providing for election of council members and that the executive director shall be the principal executive officer and administrator of the council; amending Minnesota Statutes 1974, Section 473B.02, Subdivisions 2, 4, 5, and 6; and by adding subdivisions.

Referred to the Committee on Metropolitan and Urban Affairs.

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

S. F. No. 511: A bill for an act relating to safety responsibility; furnishing of abstracts of drivers' operating records; amending Minnesota Statutes 1974, Section 170.23.

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. Bang and Ogdahl introduced—

S. F. No. 512: A bill for an act relating to the city of Edina; firemen's retirement, disability, and survivors benefits; amending Laws 1965, Chapter 592, Sections 1, Subdivision 1, as amended; and 3 and 4, as added.

Referred to the Committee on Governmental Operations.

Messrs. Kowalczyk, Lewis and Stassen introduced—

S. F. No. 513: A bill for an act relating to real estate; restricting the filing and recording of certain conveyances; amending Minnesota Statutes 1974, Section 462.358, Subdivision 4.

Referred to the Committee on Judiciary.

Messrs. Knutson, Kirchner and Konzemius introduced—

S. F. No. 514: A bill for an act relating to human services; appropriating money; amending Minnesota Statutes 1974, Sections 402.02, Subdivisions 1 and 2, and by adding a subdivision; 402.04, Subdivision 1; 402.05; 402.06; and 402.08.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Keefe, S. and Spear introduced—

S. F. No. 515: A bill for an act relating to highways; requiring the conveyance to the city of Minneapolis of certain lands within the city acquired by the state for the construction and improvement of trunk highway route marked No. 55.

Referred to the Committee on Transportation and General Legislation.

Messrs. Jensen, McCutcheon and Keefe, J. introduced—

S. F. No. 516: 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.

Referred to the Committee on Judiciary.

Messrs. Patton, Moe and Ueland introduced—

S. F. No. 517: A bill for an act relating to education; changing the date of termination of a teacher's contract after probationary period; changing the date of teacher's resignation; amending Minnesota Statutes 1974, Section 125.12, Subdivision 4.

Referred to the Committee on Education.

Messrs. Hansen, Baldy; Schrom and Larson introduced—

S. F. No. 518: A bill for an act relating to capital punishment; specifying the acts constituting capital felonies; providing a separate proceeding to determine sentence in capital cases; amending Minnesota Statutes 1974, Sections 243.05; 609.10; 609.185; 609.19; 609.195; and Chapter 609, by adding sections.

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

Messrs. Hansen, Baldy; Schrom and Larson introduced—

S. F. No. 519: A bill for an act relating to capital punishment; specifying the acts constituting capital felonies; providing for mandatory death sentences for capital felonies; amending Minnesota Statutes 1974, Sections 243.05; 609.10; 609.185; 609.19; 609.195; and Chapter 609, by adding sections.

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

Mr. Chmielewski introduced—

S. F. No. 520: 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 1974, Section 169.14, Subdivision 5, and by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Mr. Chmielewski introduced—

S. F. No. 521: A bill for an act relating to workmen's compensation; intervention by insurer not to delay approval of a settlement; amending Minnesota Statutes 1974, Chapter 176, by adding a section.

Referred to the Committee on Labor and Commerce.

Messrs. Dunn, Anderson and Fitzsimons introduced—

S. F. No. 522: A bill for an act relating to counties; authorizing a tax levy for capital facilities in certain counties.

Referred to the Committee on Local Government.

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

S. F. No. 523: A bill for an act relating to the joint exercise of powers between governmental units; providing for the inclusion of instrumentalities of governmental units; providing for the negotiation of the costs of services or functions as part of the agreement; amending Minnesota Statutes 1974, Section 471.59, Subdivisions 1 and 8.

Referred to the Committee on Local Government.

Mr. Milton introduced—

S. F. No. 524: A bill for an act relating to health; amending the definition of review organization; amending Minnesota Statutes 1974, Section 145.61, Subdivision 5.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Borden, Ogdahl and Coleman introduced—

S. F. No. 525: A bill for an act relating to the legislature; establishing the Minnesota job and business climate interim study commission; appropriating money.

Referred to the Committee on Labor and Commerce.

Messrs. Hansen, Mel; Davies and O'Neill introduced—

S. F. No. 526: A bill for an act relating to education; providing for pilot preschool assessment programs; appropriating money.

Referred to the Committee on Education.

Messrs. Laufenburger, Fitzsimons and Hansen, Baldy introduced—

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

Referred to the Committee on Transportation and General Legislation.

Messrs. Kowalczyk, Davies and Hansen, Mel introduced—

S. F. No. 528: A bill for an act relating to health; prohibiting the use of collection agencies to collect certain debts for health services; amending Minnesota Statutes 1974, Section 332.37; and Chapter 332, by adding a section.

Referred to the Committee on Labor and Commerce.

Mr. Kowalczyk introduced—

S. F. No. 529: A bill for an act relating to the city of Brooklyn Park; firemen's relief association benefits.

Referred to the Committee on Governmental Operations.

Mr. Anderson introduced—

S. F. No. 530: A bill for an act relating to state lands; directing condemnation and conveyance of a certain parcel of school trust fund land in Anoka county to the city of Bethel; appropriating money.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Perpich, G. introduced—

S. F. No. 531: A bill for an act relating to the city of Chisholm; increasing retirement annuities of certain retired policemen and firemen.

Referred to the Committee on Governmental Operations.

Messrs. Moe, O'Neill and Anderson introduced—

S. F. No. 532: A bill for an act creating a legislative commission to study the concept of power equalization financing in relation to school districts; providing its powers and duties; appropriating money.

Referred to the Committee on Education.

Messrs. Merriam, Renneke and Keefe, S. introduced—

S. F. No. 533: A bill for an act relating to employment services; re-establishment of contingent fund, providing for its funding; appropriating Reed Act federal moneys; amending Minnesota Statutes 1974, Sections 268.15, Subdivision 3; and 268.16, Subdivisions 1 and 2.

Referred to the Committee on Labor and Commerce.

Messrs. Keefe, S. and Spear introduced—

S. F. No. 534: A bill for an act relating to taxation; securities; imposing a tax on transfers of securities; appropriating money; providing penalties.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Keefe, S. and Schrom introduced—

S. F. No. 535: A bill for an act relating to education; teachers; termination of contract after probationary period; providing time for consideration of contract; amending Minnesota Statutes 1974 Section 125.12, Subdivision 4.

Referred to the Committee on Education.

Messrs. Milton, Olhoft and North introduced—

S. F. No. 536: A bill for an act relating to the operation of government; including the legislature and its committees in the open meeting law; amending Minnesota Statutes 1974, Section 471.705.

Referred to the Committee on Rules and Administration.

Messrs. McCutcheon, Lewis and Ogdahl introduced—

S. F. No. 537: A bill for an act relating to the administration of criminal justice; establishing the Minnesota commission on criminal justice; and appropriating money.

Referred to the Committee on Judiciary.

Mr. Chmielewski introduced—

S. F. No. 538: A bill for an act relating to highways; reapportion-



ing the five percent of the net highway user tax distribution fund set aside pursuant to Article XIV, 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 1974, Sections 161.081; 161.082, by adding a subdivision; and 161.085.

Referred to the Committee on Transportation and General Legislation.

Messrs. Conzemius, Ashbach and Davies introduced—

S. F. No. 539: A bill for an act relating to elections; requiring that vacancies in the United States Senate be filled by election; amending Minnesota Statutes 1974, Section 203.44; repealing Minnesota Statutes 1974, Section 203.56.

Referred to the Committee on Transportation and General Legislation.

Messrs. Milton, Kirchner and Willet introduced—

S. F. No. 540: A bill for an act relating to health; community health services; authorizing a state subsidy to local units of government for providing community health services; prescribing the powers of the state board of health; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

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

S. F. No. 541: A bill for an act relating to public welfare; providing for payment by the state of certain expenses of county welfare boards; appropriating money; amending Minnesota Statutes 1974, Sections 256.80; 256B.20; 256D.03, Subdivision 2; and 261.063; and Chapter 393, by adding a section.

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, herewith returned: S. F. No. 321.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned February 17, 1975

Mr. President:

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

S. F. No. 64: A bill for an act relating to veterans affairs, providing additional money for veterans bonus payments; appropriating money.

Senate File No. 64 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned February 17, 1975

### CONCURRENCE AND REPASSAGE

Mr. Chmielewski moved that the Senate concur in the amendments by the House to S. F. No. 64 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 64 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 58 and nays 0, as follows:

Those who voted in the affirmative were:

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

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 Files, herewith transmitted: H. F. Nos. 4, 31, 67 and 109.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted February 17, 1975

### FIRST READING OF HOUSE BILLS

The following bills were read the first time and referred to the Committee on Rules and Administration.

H. F. No. 4: A bill for an act relating to human rights; extending protection to disabled persons using public services and

public accommodations; amending Minnesota Statutes 1974, Section 363.03, Subdivisions 3 and 4, and by adding a subdivision.

H. F. No. 31: A bill for an act relating to education; more exactly defining the conditions for the reception of certain transportation aids; amending Minnesota Statutes 1974, Sections 123.77, Subdivision 2; and 123.78, Subdivision 1a.

H. F. No. 67: A bill for an act relating to handicapped persons; providing an interpreter in all proceedings.

H. F. No. 109: A bill for an act relating to the organization of state government; providing that heads of certain departments and other governmental units of the state shall serve at the pleasure of the governor; eliminating obsolete language; amending Minnesota Statutes 1974, Sections 16.01; 16A.01, Subdivision 2; 17.01; 45.02; 45.15; 84.01, Subdivision 2; 116.03, Subdivision 1; 161.03, Subdivision 1; 175.001, Subdivision 1; 179.02; 196.02, Subdivision 1; 216A.06; 241.01, Subdivision 1; 245.03; 268.12, Subdivision 1; 270.02, Subdivision 2; 298.22, Subdivision 1; 299A.01, Subdivision 1; 360.014, Subdivision 2; 362.09, Subdivision 1; and 363.04, Subdivision 1.

#### REPORTS OF COMMITTEES

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 287: A bill for an act relating to natural resources; changing the name of Minnesota Memorial Hardwood State Forest; prescribing certain duties for the revisor of statutes.

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 194: A bill for an act relating to natural resources; canoe and boating routes; land acquisition therefor; amending Minnesota Statutes 1974, Section 85.32, Subdivision 2.

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

Page 1, line 12, strike "*other lawful means*" and insert "*easement*"

Page 1, line 12, after "sites" insert a comma

Page 1, line 15, after "1" insert "*, providing that such parcel of land acquired shall not exceed 40 acres unless specifically authorized by the Legislature* "

Page 1, after line 16, insert:

"Sec. 2. Minnesota Statutes 1974, Section 85.32, Subdivision 3, is amended to read:

Subd. 3. [DEDICATION, APPLICATION OF STATUTE.] ~~Portages, canoe routes, boating routes, and camp sites~~ Areas acquired by easement or lease or areas designated and marked under this section shall not be subject to the provisions of section 160.06."

Amend the title as follows:

Page 1, line 2, after the semicolon insert "authorizing the commissioner of natural resources to acquire land along"

Page 1, line 3, strike "land acquisition therefor;"

Page 1, line 5, strike "Subdivision 2" and insert "Subdivisions 2 and 3"

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 212: A bill for an act relating to waters and water safety; requiring scuba divers to place flags; amending Minnesota Statutes 1974, Chapter 361, by adding a section.

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

Page 1, line 10, after "areas" insert "*pursuant to Minnesota Statutes 1974, Section 361.08*"

Page 2, line 11, strike "*three feet*" and insert "*thirty inches*"

Page 2, after line 18, insert:

*"(i) If at the discretion of the diver it would be safer and more visible, the flag may be displayed on a watercraft. When the flag is displayed on the watercraft, the craft must be at anchor or, if not at anchor, attended by a diver or a person appointed by the diver to tend the craft. Only watercraft displaying an official diver's flag are authorized in the diving area."*

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. 329: A bill for an act relating to the city of Wykoff; authorizing the city to issue its general obligation bonds for acquisition and betterment of a fire station and municipal building.

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. 216: A bill for an act relating to towns; providing that the amount of the treasurer's bond shall be determined by the board of supervisors; amending Minnesota Statutes 1974, Section 367.15.

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

Page 1, line 9, strike "person elected to"

Page 1, line 10, strike "the office of"

Page 1, after line 17, insert:

*"Sec. 2. This act is effective on 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. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 211: A bill for an act relating to counties; altering compensation of county officers; amending Minnesota Statutes 1974, Sections 38.38; 106.431, Subdivision 1; 123.56, Subdivision 9; 273.061, Subdivision 6; 282.09, Subdivision 1; 282.19; 344.19; 375.055, Subdivisions 1 and 5; 375.06, Subdivision 1; 375.47; Chapter 375, by adding a section; 376.58, Subdivision 2; 393.03; and 394.30, Subdivision 3; repealing Minnesota Statutes 1974, Sections 274.15; 375.055, Subdivision 3; 375.43; 384.151, Subdivision 2; 385.373, Subdivision 2; 386.015, Subdivision 3; 387.20, Subdivision 3; and 388.18, Subdivision 3.

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

Page 2, line 7, before "shall" insert *"other than members of the board of county commissioners"*

Page 2, line 9, after "375.47" strike the comma and insert a period.

Page 2, line 9, strike *"except that"*

Page 2, line 13, strike *"shall not receive any"* and insert *"may receive a"*

Page 2, line 13, strike *"as"*

Page 2, line 14, strike *"compensation pursuant to this section. but"* and insert *"pursuant to section 375.055, subdivision 1, and"*

Page 3, line 2, after the stricken word "day" insert *"a per diem pursuant to section 375.055, subdivision 1"*

Page 3, line 5, restore stricken language

Page 3, line 21, strike "shall" and insert "may"

Page 5, line 19, strike "shall" and insert "*may be paid a per diem pursuant to section 375.055, subdivision 1, and reimbursed for their necessary expenses, and may*"

Page 7, line 11, strike "shall" and insert "may"

Page 7, line 15, before "mileage" insert "*a per diem pursuant to section 375.055, subdivision 1 and*"

Page 7, line 29, strike "at the rate of" and insert "*reimbursement in accordance with section 43.328*"

Page 7, line 30, strike "seven and one half cents per mile"

Page 8, line 16, before the period insert "*but may be paid a per diem pursuant to section 375.055, subdivision 1, and in addition thereto their necessary expenses, including mileage in accordance with section 43.328*"

Page 9, line 26, strike "344.19" and insert "*375.055, subdivision 1*"

Page 10, line 24, after "St. Louis," insert "*may be paid a per diem pursuant to section 375.055, subdivision 1, for each day*"

Page 10, line 28, strike "43.329" and insert "43.328"

Page 11, line 3, strike "43.329" and insert "43.328"

Page 11, line 5, strike "shall" and insert "may"

Page 13, line 11, strike "shall be entitled to reimbursement" and insert "*may be reimbursed*"

Page 14, line 11, strike "shall" and insert "may"

Page 15, line 6, strike "and"

Page 15, line 6, after the second "Subdivision 3" strike the comma and insert "*; and 485.018, Subdivision 3*"

Page 15, line 8, strike "repeal of"

Page 15, line 9, strike "375.43" and insert "17"

Amend the title as follows:

Page 1, line 13, strike "and"

Page 1, line 14, after "3" and before the period, insert "*; and 485.018, Subdivision 3*"

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. 264: A bill for an act relating to St. Cloud; metropolitan transit commission; eliminating the wheelage tax; providing

for an annual tax levy and the issuance of bonds; amending Laws 1969, Chapter 1134, Section 10; repealing Laws 1969, Chapter 1134, Section 4.

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

Page 1, line 11, strike "IN LIEU OF WHEELAGE TAX IF"

Page 1, line 12, strike "INSUFFICIENT OR INVALIDATED"

Page 1, line 18, after "tax" insert "*not to exceed five mills*"

Page 2, line 1, strike "Such"

Page 2, line 1, strike "amount shall be determined by the commission"

Page 2, line 2, strike "on the basis of estimates"

Page 2, line 4, strike the period

Page 2, line 22, before "provided" insert "*upon like procedure and subject to the provisions and limitations as*"

Page 2, line 24, strike "*Minnesota Statutes 1974,*"

Page 2, line 24, strike "412.61" and insert "412.261"

Page 2, after line 24, insert a new section as follows:

"Sec. 2. Laws 1969, Chapter 1134, is amended by adding a section to read:

*Sec. 12A. The provisions of section 471.345 shall not apply to the purchase or acquisition of buses by the commission in calendar year 1975, provided the buses are ordered by May 1, 1975."*

Renumber the sections accordingly

Page 2, line 30, before the period insert "*except that repeal of the wheelage tax shall not be effective as to Stearns County until December 31, 1975*"

Amend the title as follows:

Page 1, line 5, before "amending", insert "excepting the commission from competitive bidding requirements for certain purchases in 1975;"

Page 1, line 6, before "repealing", insert "and 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. 199: A bill for an act relating to commerce; authorizing state banks to acquire and lease personal property to customers; amending Minnesota Statutes 1974, Chapter 48, by adding a section.

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

Page 2, line 10, strike "*five*" and insert "*12*"

Page 2, line 11, after "*years*" insert "*, 32 days*"

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. 226: A bill for an act relating to employment services; unemployment compensation; administrative expense; amending Minnesota Statutes 1974, Section 268.05, 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. 311: A bill for an act relating to unemployment compensation; allowing applicants to receive benefits in weeks they receive vacation allowance or holiday pay; amending Minnesota Statutes 1974, Section 268.08, Subdivision 3.

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

Page 1, after line 7, add:

"Section 1. Minnesota Statutes 1974, Section 268.07, Subdivision 2, is amended to read:

Subd. 2. [WEEKLY BENEFIT AMOUNT AND DURATION.] If the commissioner finds that an individual has earned 18, or more, credit weeks, and \$540 or more in wage credits, within the base period of employment in insured work with one or more employers, benefits shall be payable to such individual during his benefit year as follows:

(1) Weekly benefit amount shall be equal to 50 percent of the average weekly wage of such individual, computed to the nearest whole dollar, subject to a maximum of \$85 per week.

(2) An individual's maximum amount of regular benefits payable in a benefit year shall not exceed the lesser of (a) 26 times his weekly benefit amount or (b) 70 percent of the number of credit weeks earned by such an individual computed to the nearest whole week times his weekly benefit amount.

(3) Each eligible individual who is unemployed in any week shall be paid with respect to such week a benefit in an amount equal to his weekly benefit amount less that part of his earnings *including holiday pay*, payable to him with respect to such week which is in excess of \$25. Such benefit, if not a multiple of \$1, shall be computed to the next higher multiple of \$1.



(4) The provisions of this subdivision shall apply to claims for benefits which establish a benefit year subsequent to June 30, 1973.”

Page 2, line 1, reinstate “vacation allowance”

Page 2, line 1, reinstate “; or”

Page 2, line 2, reinstate the old language

Page 2, line 6, strike the new language and reinstate the old language

Renumber sections in sequence

Amend the title as follows:

Line 4, strike “vacation allowance or”

Line 5, strike “Section” and insert “Sections 268.07, Subdivision 2; and”

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 85: A bill for an act establishing an avian disease research center at the University of Minnesota; 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. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 421: A bill for an act eliminating duplicate, previously repealed language; amending Minnesota Statutes 1974, Section 105.41, Subdivision 1b.

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. 277: A bill for an act relating to elections; registration of voters; requiring corroborating identification; amending Minnesota Statutes 1974, Section 201.061, 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. 304: A bill for an act authorizing the sale and con-

veyance of the elevated water storage tank at the Anoka State Hospital and related easements to the city of Anoka.

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, makes the following report:

That the temporary rules of the Senate appearing in the Journal of the first day, be amended as follows:

Rule 54:

After Education—strike “17” and insert “18”

After Labor and Commerce—strike “15” and insert “17”

Report adopted.

February 11, 1976

The Honorable Alec G. Olson  
President of the Senate

Dear Sir:

On February 11, 1975 the Committee on Committees of the Senate met and by appropriate action made the following appointment:

Pursuant to Minnesota Statutes 1974:

Sec. 3.922—Indian Affairs Commission

Mr. Hanson, R. to replace Mr. Wegener

Respectfully submitted,  
Jack Davies, Chairman  
Committee on Committees

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

H. F. Nos. 145 and 173 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:

<b>CALENDAR OF</b>					
<b>GENERAL ORDERS</b>		<b>ORDINARY MATTERS</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
145	86				
173	285				

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. 4, 31, 67 and 109 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 to the Committee on Education.

H. F. No. 109 to the Committee on Governmental Operations.

H. F. Nos. 4 and 67 to the Committee on Judiciary.

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

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

S. F. Nos. 287, 194, 212, 329, 216, 211, 264, 199, 226, 311, 421, 277 and 304 were read the second time.

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

H. F. Nos. 145 and 173 were read the second time.

#### **MOTIONS AND RESOLUTIONS**

Mr. Moe moved that the report from the Committee on Natural Resources and Agriculture, reported February 13, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Moe moved that the foregoing report be now adopted. The motion prevailed.

#### **CONFIRMATION**

Mr. Moe moved that in accordance with the report from the Committee on Natural Resources and Agriculture, reported February 13, 1975, the Senate, having advised, do now consent to and confirm the appointments of:

#### **LAND EXCHANGE REVIEW BOARD**

Robert Falk, Tenstrike, Beltrami County, appointed effective July 1, 1973, for a term expiring July 1, 1979.

Joseph Mockford, Blackduck, Beltrami County, appointed effective July 1, 1973, for a term expiring July 1, 1979.

**MINNESOTA WATER RESOURCES BOARD**

Richard Pfaffinger, 115 West Ninth, Blue Earth, Faribault County, appointed effective October 5, 1974, for a term expiring October 5, 1980.

Robert Starr, Rural Route 2, Redwood Falls, Redwood County, appointed effective November 26, 1974, for a term expiring October 5, 1977.

**MINNESOTA ENVIRONMENTAL QUALITY COUNCIL CITIZENS  
ADVISORY COMMITTEE**

Frank Snowden, 1404 East Minnehaha Parkway, Minneapolis, Hennepin County, appointed effective January 9, 1975, for a term expiring December 31, 1979.

Gwen Schwartz, 516 Hillcrest, St. Cloud, Stearns County, appointed effective January 9, 1975, for a term expiring December 31, 1979.

The motion prevailed. So the appointments were confirmed.

**MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Coleman, for 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.

Margaret Waldorf, Clerk Typist I, effective February 17, 1975.

Rev. Norman L. State, Chaplain, effective February 17, 1975.

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

Mr. Coleman moved that in accordance with the report from the Committee on Rules and Administration adopted by the Senate February 20, 1975, that the temporary Rules of the Senate be amended as follows:

Rule 54:

After "Education" strike "17" and insert "18"

After "Labor and Commerce" strike "15" and insert "17"

The motion prevailed. So the rule was amended.

Mr. Coleman moved to amend Senate Resolution No. 6, a Sen.

ate resolution relating to standing committees, as shown in the Journal for the first day, as follows:

**EDUCATION (~~17~~) (18)**

Add: Mrs. Brataas

**LABOR AND COMMERCE (~~15~~) (17)**

Add: Mrs. Brataas, Mr. Borden

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

Mr. Frederick moved that the name of Mr. Laufenburger be added as co-author to S. F. No. 488. The 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 the following:

S. F. Nos. 7, 103, 182, 220, 143, 167 and H. F. No. 75 which the committee recommends to pass.

S. F. No. 63 which the committee recommends be re-referred to the Committee on Finance.

S. F. No. 59 which the committee reports progress, after the following motion:

The question being taken on the committee recommendation to pass S. F. No. 59,

And the roll being called, there were yeas 22 and nays 36, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Kleinbaum	Perpich, G.	Stumpf
Chenoweth	Hansen, Baldy	McCutcheon	Schaaf	Tennessee
Coleman	Hughes	Merriam	Solon	
Conzemius	Humphrey	Olhoff	Spear	
Doty	Keefe, S.	Perpich, A. J.	Stokowski	

Those who voted in the negative were:

Ashbach	Fitzsimons	Knutson	Olson, A. G.	Schmitz
Bang	Frederick	Kowalczyk	Olson, H. D.	Sillers
Berg	Hansen, Mel	Larson	Olson, J. L.	Stassen
Bernhagen	Hanson, R.	Laufenburger	O'Neill	Ueland
Blatz	Jensen	Milton	Patton	
Brown	Josefson	Moe	Pillsbury	
Davies	Keefe, J.	Nelson	Purfeerst	
Dunn	Kirchner	Ogdahl	Renneke	

The committee then progressed S. F. No. 59.

S. F. No. 66 which the committee reports progress, subject to the following motion:

Mr. Perpich, G. moved to amend S. F. No. 66 as follows:

Page 1, strike line 12

Page 1, line 13, strike "paraplegics or otherwise" and insert "persons"

Page 1, line 13, strike "with or"

Page 1, strike line 14

Page 1, line 15, strike "fields or woods"

The motion prevailed. So the amendment was adopted.

The committee then progressed S. F. No. 66.

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. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon Monday, February 24, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## SIXTEENTH DAY

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

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

Prayer was offered by the Chaplain, Rev. Norman L. State.

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

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

The President declared a quorum present.

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

## MEMBERS EXCUSED

Messrs. Conzemius, Kleinbaum, Moe, Renneke and Wegener were excused from the Session of today.

## EXECUTIVE AND OFFICIAL COMMUNICATIONS

February 21, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

I am amending my letter of January 6, 1975, correcting the designation of J. Douglas Kelm, 2107 Iglehart Avenue, St. Paul, Ramsey County, from *Commissioner* to *Chairman* of the Metropolitan Transit Commission, effective January 6, 1975, for a term expiring January 1, 1979.

Sincerely,  
Wendell R. Anderson, Governor

February 21, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

I am amending my letter of January 6, 1975, correcting the designation of Joseph Strauss, 3701 Lyndale Avenue North, Minneapolis, Hennepin County, from *Commissioner* to *Chairman* of the Metropolitan Waste Control Commission, effective January 6, 1975, for a term expiring January 1, 1979.

Sincerely,  
Wendell R. Anderson, Governor

Referred to the Committee on Metropolitan and Urban Affairs.

#### **INTRODUCTION AND FIRST READING OF SENATE BILLS**

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

Messrs. Chmielewski, Schrom and Bernhagen introduced—

S. F. No. 542: A resolution withdrawing ratification of a proposed amendment to the Constitution of the United States of America relating to equal rights for men and women under the law.

Referred to the Committee on Judiciary.

Messrs. Olson, H. D.; Olson, J. L. and Purfeerst introduced—

S. F. No. 543: A bill for an act relating to public local grain warehouses; authorizing the public service commission to prescribe storage rates and other charges assessed by public local grain warehousemen; prescribing the form of storage receipts; amending Minnesota Statutes 1974, Sections 232.06, Subdivisions 1, 4 and 5; and 232.07.

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

Messrs. Merriam, Solon and Kirchner introduced—

S. F. No. 544: A bill for an act relating to fiduciaries; authorizing deposit of certain securities with the federal reserve bank under certain conditions; amending Minnesota Statutes 1974, Chapter 520, by adding a section.

Referred to the Committee on Labor and Commerce.



Messrs. Doty, Laufenburger and Davies introduced—

S. F. No. 545: A bill for an act relating to labor relations; public employees; expanding the scope of labor negotiations for public employees; amending Minnesota Statutes 1974, Section 179.63, Subdivision 18.

Referred to the Committee on Labor and Commerce.

Messrs. Kowalczyk, Davies and Keefe, J. introduced—

S. F. No. 546: A bill for an act relating to Hennepin county; establishing the salaries of certain officials.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Keefe, J. and Spear introduced—

S. F. No. 547: A bill for an act relating to certain products containing phosphate; regulating sale by requiring labeling; prohibiting sale after January 1, 1976; providing a penalty.

Referred to the Committee on Labor and Commerce.

Messrs. Moe, Stassen and Lewis introduced—

S. F. No. 548: A bill for an act relating to education; Minnesota higher education coordinating commission; providing scholarships and grants-in-aid for part time students and extension students; amending Minnesota Statutes 1974, Section 136A.121, Subdivisions 1 and 2.

Referred to the Committee on Education.

Messrs. Moe; Olson, J. L. and Humphrey introduced—

S. F. No. 549: A bill for an act relating to education; daytime activity centers; providing for transportation of children by school districts; appropriating money; amending Minnesota Statutes 1974, Chapter 124, by adding a section.

Referred to the Committee on Education.

Messrs. Tennesen, Brown and Merriam introduced—

S. F. No. 550: A bill for an act relating to civil actions; abolishing all civil causes of action for breach of promise to marry, alienation of affections, criminal conversation and seduction; providing penalties.

Referred to the Committee on Judiciary.

Messrs. Tennesen, Brown and Lewis introduced—

S. F. No. 551: A bill for an act relating to correctional facilities; providing for the establishment of minimum standards for facility

management and physical condition; providing the powers and duties of the commissioner of corrections; amending Minnesota Statutes 1974, Sections 241.021, Subdivision 1; and 641.26.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Laufenburger, Bang and McCutcheon introduced—

S. F. No. 552: A bill for an act relating to highway traffic regulations; authorizing left turns at certain intersections on red or stop signals; amending Minnesota Statutes 1974, Section 169.06, Subdivision 5.

Referred to the Committee on Transportation and General Legislation.

Messrs. Tennessen, Lewis and Kirchner introduced—

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

Referred to the Committee on Health, Welfare and Corrections. Mr. Davies 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. 554: A bill for an act relating to game and fish; seasons and licenses for taking of game; amending Minnesota Statutes 1974, Sections 98.46, Subdivisions 2 and 14; and 100.27, Subdivision 2.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Spear, Blatz and Humphrey introduced—

S. F. No. 555: A bill for an act relating to adoptions; annulment of decree after discovery of defect; repealing Minnesota Statutes 1974, Section 259.30.

Referred to the Committee on Judiciary.

Messrs. Kleinbaum, Pillsbury and Borden introduced—

S. F. No. 556: A bill for an act relating to financial institutions and mortgagees; amending Minnesota Statutes 1974, Sections 47.20; and 47.21.

Referred to the Committee on Labor and Commerce.

Messrs. Milton, Stassen and Borden introduced—

S. F. No. 557: A bill for an act relating to public welfare; establishing a division of services for the blind in the department of public welfare; coordinating in the division certain powers and duties of the commissioner and department of public welfare in regard to the blind.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Milton, Nelson and North introduced—

S. F. No. 558: A bill for an act relating to public health; requiring ambulance service operators to provide an itemized statement and to charge a uniform rate for services provided; amending Minnesota Statutes 1974, Chapter 144, by adding a section.

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, Solon and Perpich, A. J. introduced—

S. F. No. 559: A bill for an act relating to public health; providing state aid for purification of municipal water supplies; authorizing the issuance of general obligation bonds of the state for the acquisition and betterment of water purification systems; appropriating money; amending Minnesota Statutes 1974, Sections 116.16, Subdivisions 1 and 2; and 116.18, by adding subdivisions.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Ashbach introduced—

S. F. No. 560: A bill for an act relating to retirement; service credit for certain members of the public employees retirement association.

Referred to the Committee on Governmental Operations.

Messrs. Blatz, Gearty and Ashbach introduced—

S. F. No. 561: A bill for an act relating to education; state aid; providing for compensation to school districts for loss of revenue on account of tax abatement.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Blatz, Bang and Kirchner introduced—

S. F. No. 562: A bill for an act relating to retirement; redefining membership and allowing the purchase of prior service credit by members of the Bloomington police relief association.

Referred to the Committee on Governmental Operations.

Messrs. Blatz, Gearty and Kowalczyk introduced—

S. F. No. 563: A bill for an act relating to education; school districts; providing relief for loss of state aid through tax delinquencies; amending Minnesota Statutes 1974, Section 124.212, by adding a subdivision; and Chapter 279, by adding a section.

Referred to the Committee on Education.

Messrs. Olson, H. D.; Patton and Schrom introduced—

S. F. No. 564: A bill for an act relating to pollution; requiring that rules and regulations of the pollution control agency for the prevention, abatement and control of noise pollution applicable to agricultural production and processing be approved by the commissioner of agriculture; amending Minnesota Statutes 1974, Sections 116.06, by adding a subdivision; and 116.07, Subdivision 4.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Pillsbury, Anderson and Kleinbaum introduced—

S. F. No. 565: A bill for an act relating to school districts; investment of school district funds; amending Minnesota Statutes 1974, Section 471.561.

Referred to the Committee on Education.

Messrs. Stassen, Anderson and Larson introduced—

S. F. No. 566: A bill for an act relating to taxation; providing the income tax deduction for elementary and secondary school expenses of dependents; amending Minnesota Statutes 1974, Section 290.09, Subdivision 22.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Hughes, Sillers and McCutcheon introduced—

S. F. No. 567: A bill for an act relating to taxation; providing a tax credit for certain homestead property taxes paid by disabled persons; amending Minnesota Statutes 1974, Section 273.011, Subdivision 2.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Hughes, Ashbach and Gearty introduced—

S. F. No. 568: A bill for an act relating to the operation of state government; creating an interim commission to study the operations of the state legislature; appropriating money.

Referred to the Committee on Rules and Administration.

Messrs. Stassen, Jensen and Keefe, J. introduced—

S. F. No. 569: A bill for an act relating to taxation; providing that the working poor income tax credit applies to the 1974 taxable year; amending Laws 1974, Chapter 556, Section 4.

Referred to the Committee on Taxes and Tax Laws.

Messrs. O'Neill, Gearty and Dunn introduced—

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

Referred to the Committee on Taxes and Tax Laws.

Messrs. Dunn, Purfeerst and Bernhagen introduced—

S. F. No. 571: A bill for an act relating to counties; requiring, with certain exceptions, the approval of the county board before any lands within the county are acquired for park purposes.

Referred to the Committee on Local Government.

Messrs. Renneke, Schmitz and Purfeerst introduced—

S. F. No. 572: A bill for an act relating to the designation of the city of Belle Plaine as a borough; authorizing Belle Plaine to use the term borough for any purpose.

Referred to the Committee on Local Government.

Mr. Kleinbaum introduced—

S. F. No. 573: A bill for an act authorizing pari-mutuel racing at the state fair grounds.

Referred to the Committee on Labor and Commerce.

Messrs. Kleinbaum, Gearty and Larson introduced—

S. F. No. 574: A bill for an act relating to taxation; adding certain disabled persons to those paying reduced property taxes; amending Minnesota Statutes 1974, Section 273.13, Subdivision 7.

Referred to the Committee on Taxes and Tax Laws.

Mr. Kleinbaum introduced—

S. F. No. 575: A bill for an act relating to taxation; imposing sales taxation on carbonated beverages; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Humphrey, Bernhagen and Doty introduced—

S. F. No. 576: A bill for an act relating to energy; energy commission, public members; providing for compensation and reimbursement of traveling and other expenses; amending Minnesota Statutes 1974, Section 116H.04, Subdivision 2.

Referred to the Committee on Governmental Operations.

Messrs. Hughes, Ogdahl and Arnold introduced—

S. F. No. 577: A bill for an act relating to education; buildings; certificates of need; providing for the economical joint use of school and other public buildings; providing for state funding of some school construction; appropriating money.

Referred to the Committee on Education.

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

S. F. No. 578: A bill for an act relating to public health; authorizing the state board of health to establish mobile health clinics; prescribe fees and requirements for licenses, inspections, and permits; receive funds; enter into agreements for performance of duties by local agents; inspect, license, and regulate hotels and restaurants; providing penalties; appropriating money; amending Minnesota Statutes 1974, Sections 62D.21; 144.076; 144.12; 144.121; 144.122; 144.53; 144.653, Subdivision 8; 144.802; 145.866; 149.02; 149.03, Subdivisions 1 and 2; 149.08; 156A.07, Subdivisions 5, 6 and 7; 157.01; 157.02; 157.03; 157.04; 157.05, Subdivisions 1, 2 and 3; 157.08; 157.09; 157.12; 157.13; 157.14; 326.42; 326.62; 327.15; 327.16, Subdivision 3; Chapters 144 and 145, by adding sections; repealing Minnesota Statutes 1974, Sections 157.05, Subdivisions 4, 5, 6 and 7; 157.06; 157.07; and 157.11; and Laws 1974, Chapter 205.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Hughes; Keefe, J. and Keefe S. introduced—

S. F. No. 579: A bill for an act relating to the legislature; providing a statutory maximum for its size; amending Minnesota Statutes 1974, Section 2.021.

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

Messrs. Tennesen, Laufenburger and Renneke introduced—

S. F. No. 580: A bill for an act relating to eminent domain; appraisal fees in acquisition by direct purchase; filing of final certificate; amending Minnesota Statutes 1974, Sections 117.205; and 117.232, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Tennessen, Ogdahl and Schaaf introduced—

S. F. No. 581: A bill for an act relating to the practice of chiropractic; defining terms; prescribing limitations on public representation; amending Minnesota Statutes 1974, Sections 148.01; 148.06, Subdivision 1; and 148.08, by adding a subdivision.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Stokowski, Bernhagen and Willet introduced—

S. F. No. 582: A bill for an act relating to towns; authorizing towns to acquire land for park and recreation purposes; amending Minnesota Statutes 1974, Section 368.01, Subdivision 24.

Referred to the Committee on Local Government.

Messrs. Wegener, Dunn and Olhoft introduced—

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

Referred to the Committee on Local Government.

Messrs. Kowalczyk, Conzemius and Nelson introduced—

S. F. No. 584: A bill for an act relating to the practice of pharmacy; permitting the substitution of generic drugs; amending Minnesota Statutes 1974, Sections 151.01, by adding subdivisions; and 151.21.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Schaaf introduced—

S. F. No. 585: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 6; providing that attorneys at law may not serve as senators and representatives.

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

Messrs. Nelson, Hughes and Stassen introduced—

S. F. No. 586: A bill for an act relating to education; additional aid for adult pupils; definition of pupil units; amending Minnesota Statutes 1974, Section 124.17, Subdivision 1.

Referred to the Committee on Education.

Messrs. Milton, Stokowski and Schaaf introduced—

S. F. No. 587: A bill for an act relating to the Rice creek watershed district; authorizing an ad valorem tax for certain purposes.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Milton, Stokowski and Schaaf introduced—

S. F. No. 588: A bill for an act relating to the Rice creek watershed district; providing for the establishment of a district water maintenance and repair fund; authorizing a tax levy for water maintenance and repair purposes.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Bernhagen; Olson, H. D. and Patton introduced—

S. F. No. 589: A bill for an act relating to cities; powers of statutory cities; enabling cities to provide decorations; amending Minnesota Statutes 1974, Section 412.221, by adding a subdivision.

Referred to the Committee on Local Government.

Messrs. Hansen, Mel; Keefe, S. and Kowalczyk introduced—

S. F. No. 590: A bill for an act relating to unemployment compensation, requiring reports to the department of employment services be in the same name as appears on the employer's payroll checks; amending Minnesota Statutes 1974, Section 268.16, Subdivision 2.

Referred to the Committee on Labor and Commerce.

Messrs. Nelson, Merriam and Patton introduced—

S. F. No. 591: A bill for an act relating to Minnesota peace officer training board; training courses; eligibility; amending Minnesota Statutes 1974, Section 626.851, Subdivision 2.

Referred to the Committee on Judiciary.

Messrs. Nelson, Stumpf and Ueland introduced—

S. F. No. 592: A bill for an act relating to education; transportation aid authorization; providing transportation for extracurricular events and for lower grade pupils; amending Minnesota Statutes 1974, Section 124.223.

Referred to the Committee on Education.

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

S. F. No. 593: 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 1974, Section 97.48, Subdivision 11.

Referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 594: A bill for an act relating to workmen's compensation; extending coverage; increasing benefit levels; providing for attorney's fees; amending Minnesota Statutes 1974, Sections 176.011, Subdivision 11a, and by adding a subdivision; 176.041; 176.051; 176.101; 176.111, Subdivisions 1, 5 and 11; 176.132, Subdivision 2; 176.133; 176.151; 176.511, Subdivision 3; and Chapter 176, by adding a section; repealing Minnesota Statutes 1974, Sections 176.011, Subdivisions 4, 5, 11a and 12; and 176.111, Subdivisions 6, 7, 8, 9, 12, 13, 14, 15, 19, 20 and 21.

Referred to the Committee on Labor and Commerce.

Messrs. Coleman; Keefe, J. and Lewis introduced—

S. F. No. 595: A bill for an act relating to human rights; prohibiting discrimination on the basis of affectional or sexual preference; providing definitions; amending Minnesota Statutes 1974, Sections 363.01, by adding a subdivision; 363.03, Subdivisions 1, 2, 3, 4, 5, 7 and 8; and 363.12, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Hughes, Dunn and Wegener introduced—

S. F. No. 596: A bill for an act relating to teachers; appointing two vocational teachers to the teacher standards and certification commission; providing for an executive director of the professional teaching practices commission; certification criteria for vocational education teachers; budget of professional teaching practices commission; appropriating money; amending Minnesota Statutes 1974, Sections 125.183, Subdivisions 1 and 3; 125.184, Subdivision 2; and 125.185, Subdivisions 4, 6 and 8.

Referred to the Committee on Education.

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

S. F. No. 597: A bill for an act relating to workmen's compensation; requiring employer's report of injury be made within seven days from occurrence; amending Minnesota Statutes 1974, Section 176.231, Subdivision 1.

Referred to the Committee on Labor and Commerce.

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

S. F. No. 598: A bill for an act relating to workmen's compensation; permitting inspection of employee injury reports by the

certified bargaining representative; amending Minnesota Statutes 1974, Section 176.231, Subdivision 8.

Referred to the Committee on Labor and Commerce.

Messrs. Doty; Keefe, J. and Schaaf introduced—

S. F. No. 599: A bill for an act relating to state agencies; providing for payment of child care costs by the state for certain members of state boards and commissions; amending Minnesota Statutes 1974, Chapter 15A, by adding a section.

Referred to the Committee on Governmental Operations.

Messrs. Ashbach, Milton and Schaaf introduced—

S. F. No. 600: A bill for an act relating to Ramsey county; authorizing the county to acquire the Brightwood Hills golf course in the city of New Brighton; authorizing the issuance of bonds to finance the purchase; amending Laws 1974, Chapter 435, Section 1.0205.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Schaaf, O'Neill and Conzemius introduced—

S. F. No. 601: A bill for an act relating to the Minnesota zoological garden; enabling the state zoological board to acquire lands; authorizing the director to add to and promote the operation; establishing the Minnesota zoological garden operating receipts investment account; authorizing the investment of its assets; assigning income to the Minnesota zoological garden general account; defining "matching funds"; amending Minnesota Statutes 1974, Chapter 11, by adding a section; Sections 85A.02, by adding a subdivision; 85A.03, Subdivisions 4, 4a, and by adding a subdivision; 85A.04, Subdivisions 1 and 2, and by adding subdivisions; and 85A.05, Subdivisions 4 and 6.

Referred to the Committee on Governmental Operations.

Messrs. Schaaf; Hansen, Mel and Hughes introduced—

S. F. No. 602: A bill for an act regulating smoking at public places and in public meetings; providing a penalty.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Willet introduced—

S. F. No. 603: A bill for an act relating to retirement; survivor's benefits for survivors of a certain member of the Backus firemen's relief association.

Referred to the Committee on Governmental Operations.

Messrs. Schrom and Olhofft introduced—

S. F. No. 604: A bill for an act relating to game and fish; opening of the season on large mouthed black bass; amending Minnesota Statutes 1974, Section 101.41, Subdivision 2.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. North and Milton introduced—

S. F. No. 605: A bill for an act relating to licensing boards; re-defining health related licensing board and non-health related licensing board; providing certain uniform requirements; transferring jurisdiction over and functions of certain agencies and boards; appropriating money; amending Minnesota Statutes 1974, Sections 125.183, Subdivisions 1 and 3; 125.184, Subdivision 1; 125.185, Subdivision 6; 147.01; 144.952, Subdivision 2; 148.03; 148.04; 148.07, Subdivision 3; 148.181; 148.191, Subdivision 1; 148.29, Subdivisions 2 and 3; 148.52; 148.54; 148.60; 148.68; 148.69; 148.90, Subdivisions 2 and 3; 150A.02, Subdivision 1; 150A.03, Subdivisions 1 and 3; 151.03; 151.06, Subdivision 1; 151.07; 153.01, Subdivision 3; 153.02; 153.03; 153.04; 153.13; 153.14; 153.15; 154.22; 154.23; 155.05; 155.06, Subdivisions 1 and 2; 156.01, Subdivisions 1 and 3; 214.01, Subdivisions 2 and 3; 214.04; 238.04, Subdivision 5; 270.41; 270.42; 270.43; 270.45; 326.04; 326.07; 326.09; 326.17; 326.18; 326.241, Subdivisions 1 and 3; 326.33, Subdivisions 1 and 5; 326.334, Subdivision 7; 326.37; 326.38; 326.39; 326.40; 326.41; 326.42; 326.43; 326.44; 326.541; 326.542; 326.543; 326.544; 326.545; 326.546; 326.57; 326.58; 326.59; 326.60; 326.61, Subdivision 3; 326.62; 326.63; 326.64; 326.66; 341.01; 341.02; 386.63, Subdivisions 1 and 4; Chapters 148, by adding a section; and 214, by adding sections; and repealing Minnesota Statutes 1974, Sections 125.183, Subdivision 2; 148.90, Subdivision 4; 150A.02, Subdivision 2; and 341.14.

Referred to the Committee on Governmental Operations.

#### 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. 28: A bill for an act relating to the compensation of victims of motor vehicle accidents; requiring cooperation of a person claiming benefits before and after commencement of suit; requiring bureau notification within a specified time under the assigned claims plan; amending Minnesota Statutes 1974, Sections 65B.43, Subdivisions 7 and 12; 65B.44, Subdivisions 1, 2, 6, and 8; 65B.51, Subdivision 2; 65B.56, Subdivision 1; 65B.59; 65B.65;

65B.67, Subdivisions 1 and 2; repealing Minnesota Statutes 1974, Section 65B.52.

Senate File No. 28 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned February 20, 1975

### CONCURRENCE AND REPASSAGE

Mr. Davies moved that the Senate concur in the amendments by the House to S. F. No. 28 and that the bill be placed on its repassage as amended. The motion prevailed.

### RECONSIDERATION

Mr. Davies moved that the vote whereby the Senate concurred in the amendments by the House to S. F. No. 28 on February 24, 1975, be reconsidered. The motion prevailed. So the vote was reconsidered.

Mr. Davies moved that the Senate do not concur in the amendments by the House to S. F. No. 28 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

### MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 11, 29, 68 and 217.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted February 20, 1975

### FIRST READING OF HOUSE BILLS

The following bills were read the first time and referred to the Committee on Rules and Administration.

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

H. F. No. 29: 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 1974, Section 151.06, Subdivision 2a.

H. F. No. 68: A bill for an act relating to public welfare; juveniles, guardian ad litem; amending Minnesota Statutes 1974, Section 260.155, Subdivision 4.

H. F. No. 217: A bill for an act relating to state employees; providing for a right of reinstatement for all state employees on leave for legislative service; amending Minnesota Statutes 1974, Sections 3.088, Subdivision 1; and 43.28.

#### REPORTS OF COMMITTEES

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

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 282: A bill for an act relating to towns; removing the levy limit for road and bridge purposes; amending Minnesota Statutes 1974, Section 164.04, Subdivision 2.

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

Page 1, after line 16, insert:

*"Sec. 2. It is the intent of this legislation to remove all limitations relating specifically to the authority of a town to levy taxes for road and bridge purposes and any act for a single town or for a group of towns relating specifically to a limitation on the authority of a town to levy taxes for road and bridge purposes, however stated in mills, dollars, or a per capita amount is hereby superseded; provided that nothing in this act shall be construed to permit a levy in excess of the limitations imposed by sections 275.10 and 275.50 to 275.59."*

Renumber the sections 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. 286: A bill for an act relating to towns; town levy for fire protection or police protection; removing the limitation; amending Minnesota Statutes 1974, Section 365.19.

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

Page 1, after line 19, insert:

*"Sec. 2. This act is effective on the day following 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. 422: A bill for an act relating to town government; authorizing town boards to fix the compensation of town assessors without limitation; amending Minnesota Statutes 1974, Sections 273.04; and 367.05, Subdivision 1.

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

Page 3, after line 24, insert:

*"Sec. 3. This act is effective on the day following final 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. 22: A bill for an act relating to education; the establishment of educational cooperative service units to provide educational services and programs on a regional basis; 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 the following:

**"Section 1. [123.58] [EDUCATIONAL COOPERATIVE SERVICE UNITS.]** Subdivision 1. **[DECLARATION OF POLICY.]** It is declared to be a policy of the state to make general and uniform educational opportunities available to all school children in the state. In striving toward this equalizing of educational opportunity, the policy of the state shall be to encourage cooperation in making available to all students those educational programs and services which may most efficiently and economically be provided by a consortium effort of several school districts.

Subd. 2. **[ESTABLISHMENT OF EDUCATIONAL COOPERATIVE SERVICE UNITS.]** (a) In furtherance of this policy, ten educational cooperative service units are designated. The units, should they become operational, shall be termed educational cooperative service units, hereafter designated as ECSU. Geographical boundaries for each ECSU shall coincide with those identified in governor's executive orders 8, dated September 1, 1971, and 59, dated May 29, 1973, issued pursuant to the regional development act of 1969, Minnesota Statutes, Sections 462.381 to 462.397, with the following exceptions:

(i) Development regions one and two shall be combined to form a single ECSU;

(ii) Development regions six east and six west shall be combined to form a single ECSU;

(iii) Development regions seven east and seven west shall be combined to form a single ECSU. The ECSU shall cooperate with the regional development commission for the region with which its boundaries coincide but shall not be responsible to nor governed by that regional development commission.

(b) The geographic location of the central administrative office of a school district shall determine the membership of the total school district in a particular ECSU. Existing school district boundaries shall not be altered as a result of this act.

(c) Two or more identified ECSU units may, upon approval by a majority of school boards of participating school districts in each affected ECSU, be combined and administered as a single ECSU unit but state assistance shall be allocated on the basis of two or more ECSU units.

(d) The initial organization of each ECSU may occur only upon petition to the state board of education by a majority of all school districts in an ECSU. The state board of education shall, upon receipt of such petition, invite representation from all public school districts in an ECSU at a regional meeting. The state board of education shall then assist in the necessary organizational activities for establishment of an ECSU pursuant to the requirements of this act.

Subd. 3. [PURPOSE OF ECSU.] The primary purposes of designation as an ECSU shall be to perform educational planning on a regional basis and to assist in meeting specific educational needs of children in participating school districts which could be better provided by an ECSU than by the districts themselves. The ECSU shall provide those educational programs and services which are determined, pursuant to subdivision 8, to be priority needs of the particular region and shall assist in meeting special needs which arise from fundamental constraints upon individual school districts.

Subd. 4. [MEMBERSHIP AND PARTICIPATION.] Full membership in an ECSU shall be limited to public school districts of the state but non-voting associate memberships shall be available to non-public school administrative units within the ECSU. Participation in programs and services provided by the ECSU shall be discretionary and no school district shall be compelled to participate in these services under authority of this act, except that all school districts within that ECSU whose boundaries coincide with those of development region 11 shall participate in the planning and planning research functions of that ECSU. Nonpublic school students and personnel may participate in programs and services to the extent allowed by law.

Subd. 5. [GOVERNING BOARD.] (a) The care, management, and control of an ECSU shall be vested in a board of directors composed of not less than 6 nor more than 15 members. Members of the ECSU board of directors shall be current members of school boards of participating public school districts. Election to the

ECSU board of directors shall be by vote of all current school board members of participating public school districts with each school board member having one vote.

(b) At the initial election, not less than 6 nor more than 15 members shall be elected at large from the ECSU, one-third of the members for a one year term from July 1 next following the election, one-third of the members for a two year term, and one-third of the members for a three year term, to serve until a successor is elected and qualifies; provided that if the number of members is not evenly divisible by three, the membership will be as evenly distributed as possible among one, two, and three year terms with the remaining members serving the three year term. Elections shall occur after the third Tuesday in May but not later than June 15, or within 90 days following the filing of the initial petition with the state board of education. Thereafter, members shall be elected to serve a term of three years beginning on July 1 next following the election.

(c) Notwithstanding any contrary provisions in (a) and (b), the school boards of districts within an ECSU may appoint a representative assembly composed of one current school board member from each district to elect the members of the ECSU board of directors. The representative assembly may establish such electoral districts as necessary to ensure proportional representation based on school enrollments within the ECSU.

(d) A vacancy on the board which results in an unexpired term shall be filled by appointment by the board of directors until such vacancy can be filled at the next annual election.

(e) The first meeting of the ECSU board shall be at a time mutually agreed upon by board members. At this meeting, the ECSU board shall choose its officers and conduct any other necessary organizational business. The ECSU board may, in its discretion, appoint up to three superintendents of school districts within the ECSU as ex-officio, non-voting members of the board.

(f) The officers of the ECSU board shall be a chairman, vice chairman, clerk and treasurer, no two of whom when possible shall be from the same school district.

(g) A member of the ECSU board shall have the same liability applicable to a member of an independent school board.

Subd. 6. [DUTIES AND POWERS OF ECSU BOARD OF DIRECTORS.] The board of directors shall have authority to maintain and operate an ECSU. Subject to the availability of necessary resources, the powers and duties of this board shall include the following:

(a) The board of directors shall submit within 90 days after the filing of the initial petition with the state board of education and by June 1 of each year thereafter to the state board of education and to each participating school district an annual plan which describes the objectives and procedures to be implemented in assisting in resolution of the educational needs of the ECSU.



(b) The ECSU board of directors may provide adequate office, service center, and administrative facilities by lease, purchase, gift, or otherwise, subject to the review of the state board of education as to the adequacy of the facilities proposed.

(c) The ECSU board of directors may employ a central administrative staff and other personnel as necessary to provide and support the agreed upon programs and services. The board may discharge staff and personnel pursuant to provisions of law applicable to independent school districts. ECSU staff and personnel may participate in retirement programs and any other programs available to public school staff and personnel.

(d) The ECSU board of directors may appoint special advisory committees composed of superintendents, central office personnel, building principals, teachers, parents and lay persons.

(e) The ECSU board of directors may employ service area personnel pursuant to certification standards developed by the state board of education and the teacher standards and certification commission.

(f) The ECSU board of directors may enter into contracts with school boards of local districts including school districts outside the ECSU area.

(g) The ECSU board of directors may enter into contracts with other public and private agencies and institutions which may include, but are not limited to, contracts with Minnesota institutions by higher education to provide administrative staff and other personnel as necessary to furnish and support the agreed upon programs and services.

(h) The ECSU board of directors shall exercise all powers and carry out all duties delegated to it by participating local school districts under provisions of the ECSU bylaws. The ECSU board of directors shall be governed, when not otherwise provided, by the provisions of law applicable to independent school districts of the state.

(i) The ECSU board of directors shall submit an annual evaluation report of the effectiveness of programs and services to the school districts within the ECSU and the state board of education by September 1 of each year following the school year in which the program and services were provided.

(j) The ECSU board is encouraged to establish cooperative, working relationships with post-secondary educational institutions in the state.

Subd. 7. [APPOINTMENT OF AN ADVISORY COUNCIL.] There shall be an advisory council selected to give advice and counsel to the ECSU board of directors. This council shall be composed of superintendents, central office personnel, principals, teachers, parents, and lay persons. A plan detailing procedures for selection of membership in this council shall be submitted by the ECSU board of directors to the state board of education.

Subd. 8. [EDUCATIONAL PROGRAMS AND SERVICES.] Pursuant to subdivision 6, and rules and regulations of the state board of education, the board of directors of each operational ECSU shall submit annually a plan to the school districts within the ECSU and the state board of education. The plan shall identify the programs and services which are suggested for implementation by the ECSU during the following school year and shall contain components of long range planning determined by the ECSU in cooperation with the state board of education and other appropriate agencies. The state board of education may review and recommend modification of the proposed plan and conduct ongoing program reviews. These programs and services may include, but are not limited to, the following areas:

- (a) Administrative services and purchasing
- (b) Curriculum development
- (c) Data processing
- (d) Educational television
- (e) Evaluation and research
- (f) In-service training
- (g) Media centers
- (h) Publication and dissemination of materials
- (i) Pupil personnel services
- (j) Regional planning, joint use of facilities, and flexible and year-round school scheduling
- (k) Secondary, post-secondary, community, adult, and adult vocational education
- (l) Individualized instruction and services, including services for students with special talents
- (m) Teacher personnel services
- (n) Vocational rehabilitation
- (o) Health, diagnostic, and child development services and centers
- (p) Leadership or direction in early childhood and family education
- (q) Community services
- (r) Shared time programs.

Subd. 9. [FINANCIAL SUPPORT FOR THE EDUCATIONAL COOPERATIVE SERVICE UNITS.] (a) Financial support for ECSU programs and services shall be provided by participating local school districts and non-public school administrative units with private, state and federal financial support supplementing as available. The ECSU board of directors 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 and non-public school administrative unit its proportionate share of any and all expenses. This share shall be based upon the extent of participation by each district or non-public school administrative unit and shall be in the form of a service fee. Each participating district and non-public school administrative unit shall remit its assessment to the ECSU board as provided in the ECSU bylaws. The assessments shall be paid within the maximum levy limitations of each participating district. No participating school district or non-public school administrative unit shall have any additional liability for the debts or obligations of the ECSU except that assessment which has been certified as its proportionate share or any other liability the school district or non-public school administrative unit agrees to assume.

(b) Any property acquired by the ECSU board is public property to be used for essential public and governmental purposes which shall be exempt from all taxes and special assessments levied by a city, county, state or political subdivision thereof.

(c) A school district or non-public school administrative unit may elect to withdraw from participation in the ECSU by a majority vote of its full board membership and upon compliance with the applicable withdrawal provisions of the ECSU organizational agreement. Upon receipt of the withdrawal resolution reciting the necessary facts, the ECSU board shall file a certified copy with the state board of education. The withdrawal shall be effective on the June 30 following receipt by the board of directors of written notification of the withdrawal at least six months prior to June 30. Notwithstanding the withdrawal, the proportionate share of any expenses already certified to the withdrawing school district or non-public school administrative unit for the ECSU shall be paid to the ECSU board.

(d) The ECSU is a public corporation and agency and its board of directors may make application for, accept and expend private state and federal funds that are available for programs of educational benefit approved by the state board of education in accordance with regulations adopted by the state board of education pursuant to Minnesota Statutes, Chapter 15. The state board of education shall not distribute special state aid or federal aid directly to an ECSU in lieu of distribution to a school district within the ECSU, which would otherwise qualify for and be entitled to this aid without the consent of the school board of that district.

Subd. 10. [JOINT POWERS ACT.] Nothing in this act shall restrict the authority granted to school district boards of education by Minnesota Statutes, Section 471.59.

Subd. 11. The provisions of this section shall be severable, and if any provision thereof, or the application of any such provision under any circumstances is held invalid, it shall not affect any other provision of this section or the application of any provision thereof under different circumstances.

Sec. 2. [APPROPRIATION FOR ECSU.] There is appropriated to the department of education from the general fund the sum of \$1,100,000 for the biennium ending June 30, 1977 for the purposes of this act. Upon state board of education review of a start-up plan, funds from this appropriation shall be transmitted to an ECSU board of directors in the amount of \$50,000 per year per ECSU as identified in section 1, subdivision 2, clause (a) except that the ECSU whose boundaries coincide with the boundaries of development region 11 shall annually receive \$100,000.

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

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. 163: A bill for an act relating to group insurance; exempting certain plans from optional continuation requirements; amending Minnesota Statutes 1974, Section 62A.17, 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 1974, Section 62A.17, Subdivision 2, is amended to read:

Subd. 2. [RESPONSIBILITY OF EMPLOYEE.] Every eligible employee electing to continue coverage shall pay his former employer, *or the trustee if the policy, contract or health care plan is administered by a trust*, on a monthly basis, the cost of the continued coverage. The employee shall be eligible to continue the coverage until 90 days after he becomes re-employed *and eligible for health care coverage under a group policy, contract or plan sponsored by the same or another employer, or for a period of six months after the termination of employment, whichever is shorter.*

Sec. 2. Minnesota Statutes 1974, Section 62A.17, Subdivision 4, is amended to read:

Subd. 4. [RESPONSIBILITY OF EMPLOYER.] After timely receipt of the monthly payment from an eligible employee, if the employer, *or the trustee if the policy, contract or health care plan is administered by a trust*, fails to make the payment to the insurer, the nonprofit health service plan corporation or the health maintenance organization, with the result that the employee's coverage is terminated, the employer, *or the trustee, if they fail to make payment*, shall become liable for the employee's coverage to the same extent as the insurer, the nonprofit health service plan corporation or the health maintenance organization, would be if the coverage were still in effect.

Sec. 3. Minnesota Statutes 1974, Section 62A.17, Subdivision 5, is amended to read:

Subd. 5. [NOTICE OF OPTIONS.] Upon the termination of employment of an eligible employee, the employer, *except as provided in clause (e) of this subdivision*, shall inform the employee within five days of such termination of:

(a) his right to elect to continue the coverage;

(b) the amount he must pay monthly to the employer to retain the coverage;

(c) the manner in which and the office of the employer to which the payment to the employer must be made; and

(d) the time by which the payments to the employer must be made to retain coverage;

*(e) if the policy, contract or health care plan is administered by a trust, the terminating employer is relieved of the obligations imposed by clauses (a) through (d) of this subdivision. The trust shall comply with the obligations imposed by clauses (a) through (d), and the trustees shall inform the employee of the information required by clauses (a) through (d) of this subdivision prior to ten days before the employee's benefits will terminate. Such notice may be in writing and sent by first class mail to the employee's home address as shown on the records of the employer or trust. If the employer or trust fails to so notify the employee, the employee is conclusively presumed to elect to retain coverage and is relieved of his obligation to make monthly payments to the employer or trust.*

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

Amend the title by striking lines 2, 3, 4 and 5, and insert the following:

"relating to group insurance, group subscribers' contracts and health care plans; amending Minnesota Statutes 1974, Section 62A.17, Subdivisions 2, 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. 348: A bill for an act relating to insurance; township mutual insurance companies; amending Minnesota Statutes 1974, Sections 67A.01; 67A.03; 67A.06; 67A.07; 67A.09; 67A.10; 67A.11, Subdivisions 1 and 2; 67A.12, Subdivision 4; 67A.13; 67A.14, Subdivisions 1 and 5; 67A.17 by adding a subdivision; 67A.18, Subdivisions 1 and 2; 67A.19; 67A.21; 67A.23; 67A.29, Subdivision 2; 67A.31, Subdivision 2; and Chapter 67A by adding a section; repealing Minnesota Statutes 1974, Sections 67A.12, Subdivision 3; 67A.14, Subdivisions 2, 3, 4 and 6; 67A.16; 67A.18, Subdivision 3; 67A.22; 67A.30, Subdivision 2; and 67A.33.

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

Page 1, line 24, strike "No" and insert "Any"

Page 1, line 24, after "in" insert "no"

Page 12, line 11, strike "domestic"

Page 12, line 11, after "loan associations" insert "located in Minnesota"

Page 12, line 31, after "enactment" insert "and shall become applicable to any policy issued or renewed thereafter"

Amend the title as follows:

Page 1, line 2, after "insurance;" insert "modifying regulations of farmers and"

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 for proper reference under Rule 35:

S. F. Nos. 305, 353, 413, 424, 431, 433, 465, 476, and 484 reports the same back with the recommendation that the bills be re-referred as follows:

S. F. No. 305 to the Committee on Governmental Operations.

S. F. No. 353 to the Committee on Metropolitan and Urban Affairs.

S. F. No. 413 to the Committee on Natural Resources and Agriculture.

S. F. No. 424 to the Committee on Transportation and General Legislation.

S. F. Nos. 431, 484 to the Committee on Health, Welfare and Corrections.

S. F. Nos. 433, 465 to the Committee on Judiciary.

S. F. No. 476 to the Committee on Labor and Commerce.

Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for February 13, 1975:

**COMMISSIONER OF THE DEPARTMENT OF FINANCE**

Edward Ziegler

**COMMISSIONER OF THE DEPARTMENT OF ADMINISTRATION**

Richard Brubacher

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for February 13, 1975:

**COMMISSIONER OF THE DEPARTMENT OF PUBLIC WELFARE**

Vera Likins

**COMMISSIONER OF THE DEPARTMENT OF CORRECTIONS**

Kenneth F. Schoen

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for February 13, 1975:

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

Edward Driscoll

**PUBLIC SERVICE COMMISSIONER**

Mrs. Katherine Sasseville

**DIRECTOR OF THE MINNESOTA ENERGY AGENCY**

John C. McKay

**DIRECTOR OF THE PUBLIC SERVICE COMMISSION**

Lawrence Anderson

**DIRECTOR OF THE DIVISION OF CONSUMER SERVICES  
DEPARTMENT OF COMMERCE**

Sherry Chenoweth

**COMMISSIONER OF THE DEPARTMENT OF LABOR AND INDUSTRY**

E. I. Malone

**COMMISSIONER OF THE DEPARTMENT OF  
EMPLOYMENT SERVICES**

Emmet Cushing

**COMMISSIONER OF THE DEPARTMENT OF  
ECONOMIC DEVELOPMENT**

James Heltzer

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for February 13, 1975:

**EXECUTIVE DIRECTOR OF THE POLLUTION CONTROL AGENCY**

Grant Merritt

**COMMISSIONER OF THE DEPARTMENT OF NATURAL RESOURCES**

Robert Herbst

**COMMISSIONER OF THE DEPARTMENT OF AGRICULTURE**

Jon Wefald

Reports the same back with the recommendation that the appointments 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 the following appointment submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for February 13, 1975:

**COMMISSIONER OF THE DEPARTMENT OF REVENUE**

Arthur Roemer

Reports the same back with the recommendation that the appointment 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 the following appointment submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for February 13, 1975:

**COMMISSIONER OF THE DEPARTMENT OF AERONAUTICS**

Lawrence McCabe

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



Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 29, 68 and 217 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. 217 to the Committee on Governmental Operations.

H. F. No. 29 to the Committee on Health, Welfare and Corrections.

H. F. No. 68 to the Committee on Judiciary.

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

### SECOND READING OF SENATE BILLS

S. F. Nos. 282, 286, 422, 163 and 348 were read the second time.

### MOTIONS AND RESOLUTIONS

Mr. Hughes moved that the name of Mr. Arnold be stricken and the name of Mr. Doty be added as co-author to S. F. No. 577. The motion prevailed.

### THIRD READING OF SENATE BILLS

S. F. No. 7: A bill for an act relating to motor vehicle registration; exempting trailers used by farmers to carry liquid fertilizer from licensing requirements; amending Minnesota Statutes 1974, Section 168.012, 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, J.	Ogdahl	Schrom
Arnold	Doty	Keefe, S.	Olhoff	Sillers
Ashbach	Dunn	Kirchner	Olson, A. G.	Solon
Bang	Fitzsimons	Knutson	Olson, H. D.	Spear
Berg	Frederick	Kowalczyk	Olson, J. L.	Stassen
Bernhagen	Gearty	Larson	O'Neill	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Patton	Stumpf
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Tennessee
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Ueland
Brown	Hughes	Merriam	Pillsbury	Willet
Chenoweth	Humphrey	Milton	Purfeerst	
Chmielewski	Jensen	Nelson	Schaaf	
Coleman	Josefson	North	Schmitz	

So the bill passed and its title was agreed to.

S. F. No. 103: A bill for an act relating to the Gillette hospital authority; authorizing use of certified public accountants to audit and examine the financial records of the authority; amending Minnesota Statutes 1974, Section 250.05, 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 60 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. North and Tennessen voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 220: A bill for an act relating to health; providing for loans to medical and osteopathy students enrolled in an accredited medical school within or without the state who agree to practice in rural communities within the state; amending Minnesota Statutes 1974, Section 147.30.

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 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 143: A bill for an act relating to drivers licenses; permitting persons holding drivers licenses not including school bus endorsements to drive passenger automobiles used as school buses; amending Minnesota Statutes 1974, Section 171.321, Subdivision 1.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 167: A bill for an act relating to the regulation and control of junk yards adjacent to trunk highways; extending the deadline for removal or relocation of unauthorized junk yards; amending Minnesota Statutes 1974, Section 161.242, 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 60 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Doty and Kowalczyk voted in the negative.

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS

H. F. No. 75: A bill for an act relating to elections; recodifying

statutes relating to caucuses and conventions; primary elections; candidates; general elections; special elections; preparation of ballots; conduct of elections; providing penalties; amending Minnesota Statutes 1974, Sections 40.05, Subdivision 3; 123.31, Subdivision 2; 206.11; 206.18; 206.185, Subdivision 1; 365.51; 365.52; 375.20; and 382.28; repealing Minnesota Statutes 1974, Chapters 202, 203, and 204; and Sections 210.02; 210.03; 210.07; 210.08; 210.09; 210.10; 210.12; 210.13; 210.15; and 210.16.

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 61 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Hansen, Baldy voted in the negative.

So the bill passed and its title was agreed to.

#### CALENDAR OF ORDINARY MATTERS

S. F. No. 329: A bill for an act relating to the city of Wykoff; authorizing the city to issue its general obligation bonds for acquisition and betterment of a fire station and municipal building.

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

Mr. Josefson voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 216: A bill for an act relating to towns; providing that the amount of the treasurer's bond shall be determined by the board of supervisors; amending Minnesota Statutes 1974, Section 367.15.

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 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 421: A bill for an act eliminating duplicate, previously repealed language; amending Minnesota Statutes 1974, Section 105.41, Subdivision 1b.

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

So the bill passed and its title was agreed to.

S. F. No. 304: A bill for an act authorizing the sale and conveyance of the elevated water storage tank at the Anoka State Hospital and related easements to the city of Anoka.

Was read the third time 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.	Olhoft	Solon
Ashbach	Dunn	Kirchner	Olson, A. G.	Spear
Bang	Fitzsimons	Knutson	Olson, H. D.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Borden	Hansen, Mel	Lewis	Perpich, G.	Ueland
Brataas	Hanson, R.	McCutcheon	Pillsbury	Willet
Brown	Hughes	Merriam	Purfeerst	
Chenoweth	Humphrey	Milton	Schaaf	
Chmielewski	Jensen	Nelson	Schmitz	
Coleman	Josefson	North	Schrom	

So the bill passed and its title was agreed to.

#### RECESS

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

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

#### APPOINTMENTS

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 28, pursuant to the request of the Senate:

Messrs. Davies; Knutson; Olson, A. G.

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

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 11:00 o'clock a.m., Thursday, February 27, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## SEVENTEENTH DAY

St. Paul, Minnesota, Thursday, February 27, 1975

The Senate met at 11:00 o'clock a.m. and was called to order by the President.

## CALL OF THE SENATE

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

Anderson	Hansen, Baldy	McCutcheon	Patton	Spear
Arnold	Hansen, Mel	Milton	Perpich, A. J.	Stokowski
Ashbach	Hanson, R.	North	Perpich, G.	Stumpf
Bernhagen	Hughes	Ogdahl	Pillsbury	Tennessee
Borden	Josefson	Olhoft	Purfeerst	Ueland
Conzemius	Keefe, S.	Olson, A. G.	Renneke	Wegener
Davies	Kirchner	Olson, H. D.	Schaaf	Willet
Doty	Kleinbaum	Olson, J. L.	Schmitz	
Gearty	Kowalczyk	O'Neill	Schrom	

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

Prayer was offered by the Chaplain, Rev. Norman L. State.

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

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

The President declared a quorum present.

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

## MEMBERS EXCUSED

Messrs. Berg, Chenoweth, Chmielewski, Coleman, Fitzsimons, Humphrey, Larson, Merriam and Moe were excused from the Session of today. Mr. Milton was excused from this afternoon's Session.

**RECESS**

Mr. Conzemius moved that the Senate do now recess subject to the call of the President, for the purpose of hearing remarks by His Excellency, Corneliu Bogdan, Ambassador to the United States from Rumania. The motion prevailed.

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

**REPORTS FILED WITH THE SECRETARY OF THE SENATE**

The following reports were received and filed by the Secretary of the Senate: Department of Finance, Quarterly Financial Report, 1st Quarter, July 1, 1974 to September 30, 1974; Department of Natural Resources, Biennial Report, July 1, 1972 to June 30, 1974; Department of Administration, Building Code Division, Procedural Guideline for Plan Review; Department of Finance, Financial Report, June 30, 1973 to June 30, 1974; Advisory Committee on Medical Education Programs at St. Paul Ramsey Hospital, November 1974; Comments of University of Minnesota Board of Regents on the Medical Education Programs at St. Paul Ramsey Hospital; Governor Wendell R. Anderson, Proposed Biennial Budget, Detailed Estimates 1975-77; Governor Wendell R. Anderson, Budget Message, January 16, 1975; Governor Wendell R. Anderson, Budget Message, Fund Statements, January 16, 1975; Governor Wendell R. Anderson, Second Inaugural Address, January 8, 1975; Governor Wendell R. Anderson, Proposed Biennial Capital Budget, 1975-77; Metropolitan Council Biennial Report, 1973-74; Commerce Commission, Annual Report, 1973-74; State Treasurer's Office, General Report on State Finances, December 31, 1974; Arrowhead Regional Development Commission, Annual Report, 1974; Seaway Port Authority of Duluth Administrative and Promotional Revenues and Expenses, fiscal years ending March 31, 1973 to March 31, 1974; Report of the Legislative Commission on Organized Crime, January 15, 1975; Department of Agriculture, Tree Disease Control Activities in the Seven County Metropolitan Area, 1974; Department of Revenue, 1973 Real Estate Assessment/Sales Ratio Study; State Auditor of Minnesota, Revenues, Expenditures, and Debt of the Cities and Villages in Minnesota, fiscal years ended July 1, 1973 to June 30, 1974; Board of Trustees of the Minnesota Veterans Home, Forty-fourth Biennial Report, July 1, 1972 to June 30, 1974; Governor Wendell R. Anderson, 2nd Annual Report on the Quality of the Environment, January 1975; Teachers Retirement Association, Forty-third Annual Report of the Board of Trustees, July 1, 1973 to June 30, 1974; Minnesota Higher Education Coordinating Commission, Making the Transition, January 1975; Environmental Quality, The State's Role in Land Use Planning, December 1974; Minnesota Water Resources Board and Watershed Districts, 1974; Department of Administration, Campus Study Phase II, Mankato State College, January 1975; Minnesota Resources Commission, 1974; Minnesota Pollution Control Agency, January 1975, Damming the Solid Waste Stream: The Beginning of Source Reduction in Minnesota; Department of Finance, Quarterly Financial Report, 2nd Quarter, October 1, 1974 to December 31, 1974 and the



six month period July 1, 1974 to December 31, 1974; Metropolitan Council, Rules and Regulations for the Review of Matters of Metropolitan Significance, February 4, 1975.

#### **INTRODUCTION AND FIRST READING OF SENATE BILLS**

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

Mr. Frederick introduced—

S. F. No. 606: A bill for an act relating to retirement; firemen's relief benefits in the city of Owatonna; amending Laws 1971, Chapter 200, Section 1, as amended.

Referred to the Committee on Governmental Operations.

Messrs. Willet, Moe and Arnold introduced—

S. F. No. 607: A bill for an act relating to public welfare; Red Lake Indian reservation; state payments; amending Minnesota Statutes 1974, Chapter 256, by adding a section.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. North, Josefson and Purfeerst introduced—

S. F. No. 608: A bill for an act relating to the department of administration; powers of the commissioner; air navigation facilities; amending Minnesota Statutes 1974, Section 16.02, Subdivision 2a.

Referred to the Committee on Governmental Operations.

Mr. Keefe, S. introduced—

S. F. No. 609: A bill for an act relating to public employee labor relations; allowing a credit against the fair share fee; amending Minnesota Statutes 1974, Section 179.65, Subdivision 2.

Referred to the Committee on Labor and Commerce.

Mr. Ashbach introduced—

S. F. No. 610: A bill for an act relating to the city of New Brighton; firemen's relief pensions; amending Laws 1967, Chapter 742, Section 1, Subdivision 1.

Referred to the Committee on Governmental Operations.

Messrs. O'Neill, Solon and Ashbach introduced—

S. F. No. 611: A bill for an act relating to education; school districts; altering the computation of capital expenditure taxing authority; amending Minnesota Statutes 1974, Section 124.04.

Referred to the Committee on Education.

Mr. Ashbach introduced—

S. F. No. 612: A bill for an act relating to retirement; withdrawal of share values by members of the unclassified employees retirement program; amending Minnesota Statutes 1974, Section 352D.05, Subdivision 3.

Referred to the Committee on Governmental Operations.

Mr. Hansen, Baldy introduced—

S. F. No. 613: A bill for an act authorizing the city of Austin to establish and maintain a downtown mall.

Referred to the Committee on Local Government.

Messrs. O'Neill, Stumpf and Hansen, Mel introduced—

S. F. No. 614: A bill for an act relating to education; establishing a time limit on reporting AFDC aid information; amending Minnesota Statutes 1974, Section 124.17, Subdivision 1.

Referred to the Committee on Education.

Messrs. O'Neill, North and Dunn introduced—

S. F. No. 615: A bill for an act relating to elections; allowing challengers to spend 20 percent more than incumbents for campaigns; amending Minnesota Statutes 1974, Section 10A.25, Subdivision 2.

Referred to the Committee on Transportation and General Legislation.

Messrs. Stassen, Gearty and Bang introduced—

S. F. No. 616: A bill for an act relating to labor; minimum wage; exempting persons under 18 who deliver flyers door-to-door from the minimum wage law; amending Minnesota Statutes 1974, Section 177.23, Subdivision 7.

Referred to the Committee on Labor and Commerce.

Messrs. Hansen, Baldy; Bang and Laufenburger introduced—

S. F. No. 617: A bill for an act relating to insurance; authorizing exclusion of certain persons from motor vehicle insurance coverage; prohibiting insurers from refusing to supply requested coverage excluding certain persons; amending Minnesota Statutes 1974, Chapter 65B, by adding a section.

Referred to the Committee on Labor and Commerce.

Messrs. Keefe, J.; Laufenburger and Hanson, R. introduced—

S. F. No. 618: A bill for an act relating to motor vehicles; registration and taxation thereof; penalties for late registration and payment; amending Minnesota Statutes 1974, Section 168.31, Subdivision 3.

Referred to the Committee on Transportation and General Legislation.

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

S. F. No. 619: A bill for an act relating to workmen's compensation; removing the time limits within which an employee must give notice of injury to his employer; amending Minnesota Statutes 1974, Section 176.141.

Referred to the Committee on Labor and Commerce.

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

S. F. No. 620: A bill for an act relating to workmen's compensation; removing the eight year limitation on bringing an action after compensation has been paid; amending Minnesota Statutes 1974, Sections 176.151; and 176.461.

Referred to the Committee on Labor and Commerce.

Messrs. Schmitz, Ueland and Milton introduced—

S. F. No. 621: A bill for an act relating to labor; requiring employers to grant six month maternity leaves of absence.

Referred to the Committee on Labor and Commerce.

Mr. Borden introduced—

S. F. No. 622: A bill for an act relating to retirement; military service credit for members of the teachers retirement fund; amending Minnesota Statutes 1974, Section 354.53, Subdivisions 1 and 3.

Referred to the Committee on Governmental Operations.

Mr. Chmielewski introduced—

S. F. No. 623: A bill for an act relating to historic sites; Hinckley depot restoration project; appropriating money.

Referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 624: A bill for an act relating to local water and related land resources management; granting municipalities authority to

construct flood prevention or control facilities on certain bodies of water; amending Minnesota Statutes 1974, Section 459.20.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Coleman, Ogdahl and McCutcheon introduced—

S. F. No. 625: A bill for an act relating to crimes; regulating the transfer, possession, and use of pistols; requiring licenses to sell pistols; requiring permits to acquire and carry pistols; prohibiting the sale or transfer to or carrying by certain persons of pistols; prescribing penalties.

Referred to the Committee on Judiciary.

Mr. Ashbach introduced—

S. F. No. 626: A bill for an act relating to special assessments; assessment against governmental units; amending Minnesota Statutes 1974, Section 435.19.

Referred to the Committee on Local Government.

Mr. Chmielewski introduced—

S. F. No. 627: A bill for an act relating to education; restricting student fees; amending Minnesota Statutes 1974, Section 120.74, Subdivision 1; and Chapter 120, by adding a section.

Referred to the Committee on Education.

Mr. Chmielewski introduced—

S. F. No. 628: A bill for an act relating to game and fish; license exemption for certain persons; amending Minnesota Statutes 1974, Sections 98.45, Subdivision 2; and 98.47, Subdivision 1.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Anderson, O'Neill and Humphrey introduced—

S. F. No. 629: A bill for an act relating to education; providing for the transportation of handicapped persons to licensed daytime activity centers attended by these persons; appropriating money; amending Minnesota Statutes 1974, Section 123.39, by adding a subdivision.

Referred to the Committee on Education.

Messrs. Jensen, Conzemius and Ashbach introduced—

S. F. No. 630: A bill for an act relating to public employees; providing for arbitration procedures for public employee labor disputes; amending Minnesota Statutes 1974, Sections 179.69, Subdivision 5; and 179.72, Subdivision 6.

Referred to the Committee on Labor and Commerce.

Messrs. Lewis, Kirchner and Conzemius introduced—

S. F. No. 631: A bill for an act relating to corrections; authorizing the commissioner of corrections to establish a health advisory committee.

Referred to the Committee on Health, Welfare and Corrections.

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

S. F. No. 632: A bill for an act relating to workmen's compensation; compensation schedule; disfigurement or scarring; amending Minnesota Statutes 1974, Section 176.101, Subdivision 3.

Referred to the Committee on Labor and Commerce.

Messrs. Purfeerst, Blatz and Perpich, A. J. introduced—

S. F. No. 633: A bill for an act relating to taxation; inheritance taxes; exemptions; amending Minnesota Statutes 1974, Section 291.05.

Referred to the Committee on Taxes and Tax Laws.

Messrs. McCutcheon, Brown and Olhoft introduced—

S. F. No. 634: A bill for an act relating to corrections; sentencing and post conviction disposition of criminal offenders; transferring the powers and duties of the Minnesota corrections authority to the commissioner of corrections; abolishing the Minnesota corrections authority; providing for determinate sentencing; providing for rehabilitation of criminal offenders by means of a mutual agreement program; appropriating money; amending Minnesota Statutes 1974, Sections 152.15; 242.02; 242.03; 242.09; 242.10; 242.13; 242.18; 242.19; 242.20; 242.21; 242.24; 242.25; 242.26; 242.27; 242.30; 242.34; 242.35; 609.02, Subdivision 2; 609.03; 609.135, Subdivision 1; 609.145, Subdivision 1; 609.165, Subdivision 2; 609.17, Subdivision 4; 609.175, Subdivision 2; 609.185; 609.19; 609.195; 609.20; 609.205; 609.21; 609.215; 609.225; 609.235; 609.24; 609.245; 609.25, Subdivision 2; 609.255; 609.26; 609.27, Subdivision 2; 609.291; 609.292; 609.293, Subdivisions 2, 3 and 4; 609.295; 609.296; 609.31; 609.32; 609.355, Subdivision 2; 609.365; 609.375, Subdivision 2; 609.39; 609.395; 609.405, Subdivision 2; 609.42, Subdivision 1; 609.425; 609.445; 609.455; 609.465; 609.48, Subdivisions 1 and 4; 609.485, Subdivision 4; 609.495, Subdivision 1; 609.52, Subdivisions 2 and 3; 609.525, Subdivision 1; 609.53, Subdivisions 1 and 3; 609.54; 609.55, Subdivision 2; 609.56; 609.565; 609.58, Subdivision 2; 609.59; 609.595, Subdivision 1; 609.60; 609.61; 609.615; 609.62, Subdivision 2; 609.625; 609.63; 609.635; 609.64; 609.645; 609.65; 609.67, Subdivision 2; 609.71; 609.713; 609.785; 609.82; 609.825, Subdivision 2; 609.83; repealing Minnesota Statutes 1974, Sections 241.045; 241.25; 241.26; 241.31; 241.32; 242.22; 242.46; 243.05; 243.07; 243.09; 243.10; 243.12; 243.13; 243.14; 246.43; 609.10; 609.11; 609.115; 609.116; 609.12; 609.13, Subdivision 1; 609.155; and 609.16.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Brown and Milton introduced—

S. F. No. 635: A bill for an act relating to pharmacy; prescription drugs; prohibiting unfair price discrimination; amending Minnesota Statutes 1974, Section 151.061, Subdivision 1.

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

Mr. Brown introduced—

S. F. No. 636: A bill for an act relating to motor vehicles; permitting persons 15 years of age to operate a motor vehicle for medical reasons; amending Minnesota Statutes 1974, Chapter 171, by adding a section.

Referred to the Committee on Transportation and General Legislation.

Messrs. Anderson; Hanson, R. and Konzemius introduced—

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

Referred to the Committee on Judiciary.

Messrs. Anderson, Chmielewski and Sillers introduced—

S. F. No. 638: A bill for an act relating to taxation; increasing the statutory reduction in property tax payable on a homestead; amending Minnesota Statutes 1974, Section 273.13, Subdivisions 6 and 7.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Borden, Bang and Moe introduced—

S. F. No. 639: A bill for an act relating to banks and banking; authorizing certain branch banks; permitting consolidation of banks in regions; amending Minnesota Statutes 1974, Sections 48.34 and 49.34.

Referred to the Committee on Labor and Commerce.

#### 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. 28: A bill for an act relating to the compensation of victims of motor vehicle accidents; requiring cooperation of a person claiming benefits before and after commencement of suit; requiring bureau notification within a specified time under the assigned claims plan; amending Minnesota Statutes 1974, Sections 65B.43, Subdivisions 7 and 12; 65B.44, Subdivisions 1, 2, 6, and 8; 65B.51, Subdivision 2; 65B.56, Subdivision 1; 65B.59; 65B.65; 65B.67, Subdivisions 1 and 2; repealing Minnesota Statutes 1974, Section 65B.52.

There has been appointed as such committee on the part of the House:

Vento, McCauley and Casserly.

Senate File No. 28 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned February 24, 1975

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 139, 170 and 218.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 24, 1975

#### FIRST READING OF HOUSE BILLS

The following bills were read the first time and referred to the Committee on Rules and Administration.

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

H. F. No. 170: A bill for an act relating to taxation; providing for administration of inheritance taxes; amending Minnesota Statutes 1974, Sections 291.005; 291.07, Subdivision 1, and by adding a subdivision; 291.09, Subdivision 1; 291.14, Subdivision 1, and by adding a subdivision; and repealing Minnesota Statutes 1974, Section 525.693.

H. F. No. 218: A bill for an act relating to labor; regulating the powers, duties and procedures of the department of labor and industry; regulating the divisions of the department of labor and industry; amending Minnesota Statutes 1974, Sections 175.08; 175.16; 175.171; 175.20; and 175.27; repealing Minnesota Statutes 1974, Sections 175.18; 175.19; 175.21; 175.22; 175.23; 175.28; 175.29; 175.30; 175.31; and 175.32.

**REPORTS OF COMMITTEES**

Mr. Conzemius moved that the Committee Reports at the Desk be now adopted, with the exception of reports pertaining to appointments. The motion prevailed.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 74: A bill for an act relating to securities; brokers-dealers; creating an exemption from usury for margin accounts; amending Minnesota Statutes 1974, Section 334.19.

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

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

H. F. No. 7: A bill for an act relating to interim claims against the state; appropriating moneys for the payment thereof.

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

Page 4, line 14, strike "partial" and insert "injuries to"

Page 4, line 15, strike "paralysis of"

Page 4, line 15, after "leg" insert "allegedly"

Page 4, line 16, after "the" and before "refusal" insert "alleged"

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. 312: A bill for an act relating to motor vehicles; providing for bug deflectors, automobile wheel devices, vehicle loading, and truck weighing; amending Minnesota Statutes 1974, Sections 169.743; 169.81, Subdivision 5; 169.85; and Chapter 169, by adding a section.

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

Page 2, strike all of Sec. 3 and renumber the sections accordingly.

Page 2, line 30, after "vehicle" insert "or combination of vehicles"

Page 2, line 31, after "pounds" insert ", except buses registered in this state,"

Further, amend the title as follows:

Page 1, line 3, strike "vehicle"



Page 1, line 4, strike "loading,"

Page 1, line 5, strike "169.81,"

Page 1, line 6, strike "Subdivision 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. 435: A bill for an act relating to telephone companies; charging costs of investigation procedures of the public service commission to telephone companies; removing limitation on application of investigation procedures; amending Minnesota Statutes 1974, Section 237.29, Subdivision 1; repealing Minnesota Statutes 1974, Section 237.32.

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

Page 1, line 21, strike the semicolon after "expenses"

Page 1, line 22, after "making" insert "*or other*"

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. 488: A bill for an act relating to insurance premium financing; clarifying the definition of an open end premium finance agreement; allowing a finance charge for premiums added to a premium finance agreement; amending Minnesota Statutes 1974, Section 59A.08, Subdivision 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. 326: A bill for an act relating to real estate brokers and salespersons; providing licensure exemption for sellers of franchises; increasing education requirements; providing for reciprocity for licensees from other jurisdictions; modifying trust account requirements; amending Minnesota Statutes 1974, Sections 82.18; 82.19, Subdivision 3; 82.22, Subdivision 6, and by adding a subdivision; and 82.24, by adding a subdivision.

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

Page 3, line 20, after the headnote insert "*(a)*"

Page 3, line 21, strike "*January*" and insert "*July*"

Page 3, line 28, strike "The commissioner may by"

Page 3, strike lines 29 and 30

Page 3, line 32, strike "January" and insert "July"

Page 4, line 5, insert a semicolon after "commissioner" and strike the period

Page 4, after line 5, insert the following:

*"(b) The commissioner may approve courses of study in the real estate field offered in educational institutions of higher learning in this state or courses of study in the real estate field developed by and offered under the auspices of the national association of realtors. The commissioner may by rule prescribe the curriculum and qualification of those employed as instructors."*

Page 4, strike subdivision 7, and insert:

*"Subd. 7. Notwithstanding the provisions of sections 82.17 to 82.31, a real estate broker may establish and maintain interest bearing accounts for the purpose of receiving deposits in accordance with the provisions of section 504.20."*

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. 228: A bill for an act relating to public safety; providing for natural gas pipeline safety; modifying the definition of the term "gas"; changing the procedure by which civil penalties may be imposed for violations of the natural gas pipeline safety act; granting certain powers to the state fire marshal in regard to civil penalties for violations; amending Minnesota Statutes 1974, Sections 299F.56; and 299F.60, Subdivisions 1 and 2.

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

Page 2, lines 2 and 3, reinsert the stricken language.

Page 2, line 28, strike everything after the words "Subdivision 1."

Page 2, strike lines 29 through 31

Page 3, strike lines 3 through 7 and insert:

*"Any person who violates any provision of sections 299F.56 to 299F.64, or any regulation issued thereunder, shall be subject to a civil penalty not to exceed \$1,000 for each such violation for each day that such violation persists, except that the maximum civil penalty shall not exceed \$200,000 for any related series of violations"*

Page 3, line 22, before the period insert: "in attempting to achieve compliance, after notification of a violation. The contested case and judicial review provisions of chapter 15 shall apply to

*all orders of the state fire marshal imposing any penalty under sections 299F.56 to 299F.64 or under any regulation promulgated thereunder”*

Further amend the title as follows:

Lines 3 and 4, strike “modifying the definition of the term “gas”;

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 the following appointment as reported in the Journal for January 16, 1975, as corrected in the Journal for February 24, 1975:

**CHAIRMAN OF THE METROPOLITAN TRANSIT COMMISSION**

J. Douglas Kelm

Reports the same back with the recommendation that the appointment be not confirmed.

Mr. Conzemius moved that the foregoing report be laid on the table. The motion prevailed.

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

S. F. No. 371: A bill for an act relating to the duties of the coroner in St. Louis county; repealing Minnesota Statutes 1974, Section 390.22.

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 29: A bill for an act relating to appropriations; appropriating funds to the University of Minnesota for geological research purposes.

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 210: A bill for an act relating to game and fish; removal of rough fish; amending Minnesota Statutes 1974, Section 97.48. Subdivision 4; repealing Minnesota Statutes 1974, Section 97.4861.

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

Amend the title as follows:

Page 1, line 2, after "fish;" and before "removal" insert "eliminating certain bidding requirements for contracts concerning"

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was re-referred

H. F. No. 112: A bill for an act relating to state lands; authorizing the conveyance of certain state lands in Carlton county to the city of Moose Lake, Minnesota.

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

Page 1, after line 18, insert:

"Lots 8 and 9 of Plat 1 contained within the S.E.  $\frac{1}{4}$  of Section 29, Township 29 North, Range 17 West containing 10.82 acres;"

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. 37: A bill for an act relating to education; establishing and prescribing duties for the Minnesota commission for children and the family; appropriating money.

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

Page 1, line 8, strike "child" and insert "human"

Page 1, line 9, strike "child's education" and insert "individual"

Page 1, line 12, after "children" insert ", youth"

Page 1, line 12, strike "the family" and insert "families"

Page 1, line 13, strike "Fifteen" and insert "Ten"

Page 1, line 14, strike "15" and insert "10"

Page 1, line 17, after "children" insert ", youth"

Page 1, line 17, strike "the family" and insert "families"

Page 1, line 17, after the period insert "Five members shall be state senators appointed by the committee on committees of the senate and five shall be representatives appointed by the speaker of the house of representatives. The chairmen of the standing committees dealing with the subjects of education, health, welfare,

corrections, and governmental operations may make membership recommendations to the committee on committees and the speaker of the house of representatives."

Page 1, line 18, after "education" strike "and" and insert a comma

Page 1, line 18, after "welfare" insert "and corrections"

Page 1, line 21, after "commission" and before "shall" insert ", excluding the legislative members,"

Page 2, line 1, strike "governor" and insert "commission members"

Page 2, line 1, strike "appoint" and insert "elect"

Page 2, line 9, after the period insert "The senate and representative members shall serve at the pleasure of the committee on committees or the speaker of the house of representatives, as appropriate, and their successors shall be appointed in the same manner as the original members were appointed."

Page 3, line 7, after "children" insert ", youth"

Page 3, line 7, strike "the family" and insert "families"

Page 3, line 14, after "children" insert ", youth"

Page 3, line 15, strike "the family" and insert "families, including members beyond the nuclear family,"

Page 3, line 16, after "children" insert ", youth"

Page 3, line 16, strike "the family" and insert "families"

Page 3, line 20, after "and" insert "public and"

Page 3, line 21, after "children" insert ", youth"

Page 3, line 21, strike "the family" and insert "families"

Page 3, line 23, after "children" insert ", youth"

Page 3, line 23, after "and" strike "the"

Page 3, line 24, strike "family" and insert "families"

Page 3, line 28, after "children" insert ", youth"

Page 3, line 28, after "and" strike "the"

Page 3, line 29, strike "family" and insert "families"

Page 3, line 31, after "children" insert ", youth"

Page 3, line 31, after "and" strike "the"

Page 3, line 32, strike "family" and insert "families"

Page 4, line 10, after "children" insert ", youth"

Page 4, line 10, strike "the family" and insert "families"

Page 4, line 11, after "\$" insert "150,000"

Amend the title as follows:

Line 4, after "children" insert ", youth"

Line 4, strike "the family" and insert "families"

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

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

H. F. No. 11 for comparison to companion Senate File, 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.
11	163				

Pursuant to Rule 49 the Committee recommends that H. F. No. 11 be amended as follows:

Strike everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1974, Section 62A.17, Subdivision 2, is amended to read:

Subd. 2. [RESPONSIBILITY OF EMPLOYEE.] Every eligible employee electing to continue coverage shall pay his former employer, *or the trustee if the policy, contract or health care plan is administered by a trust*, on a monthly basis, the cost of the continued coverage. The employee shall be eligible to continue the coverage until *90 days after* he becomes re-employed *and eligible for health care coverage under a group policy, contract or plan sponsored* by the same or another employer, or for a period of six months after the termination of employment, whichever is shorter.

Sec. 2. Minnesota Statutes 1974, Section 62A.17, Subdivision 4, is amended to read:

Subd. 4. [RESPONSIBILITY OF EMPLOYER.] After timely receipt of the monthly payment from an eligible employee, if the employer, *or the trustee if the policy, contract or health care plan is administered by a trust*, fails to make the payment to the insurer, the nonprofit health service plan corporation or the health maintenance organization, with the result that the employee's coverage is terminated, the employer, *or the trustee, if they fail to make payment*, shall become liable for the employee's coverage to the same extent as the insurer, the nonprofit health service plan corporation or the health maintenance organization, would be if the coverage were still in effect.

Sec. 3. Minnesota Statutes 1974, Section 62A.17, Subdivision 5, is amended to read:

Subd. 5. [NOTICE OF OPTIONS.] Upon the termination of employment of an eligible employee, the employer, *except as provided in clause (e) of this subdivision*, shall inform the employee within five days of such termination of:

(a) his right to elect to continue the coverage;

(b) the amount he must pay monthly to the employer to retain the coverage;

(c) the manner in which and the office of the employer to which the payment to the employer must be made; and

(d) the time by which the payments to the employer must be made to retain coverage ;

*(e) if the policy, contract or health care plan is administered by a trust, the terminating employer is relieved of the obligations imposed by clauses (a) through (d) of this subdivision. The trust shall comply with the obligations imposed by clauses (a) through (d), and the trustees shall inform the employee of the information required by clauses (a) through (d) of this subdivision prior to ten days before the employee's benefits will terminate .*

Such notice may be in writing and sent by first class mail to the employee's home address as shown on the records of the employer or trust . If the employer or trust fails to so notify the employee, the employee is conclusively presumed to elect to retain coverage and is relieved of his obligation to make monthly payments to the employer or trust .

Sec. 4. *This act is effective the day following final enactment.*”

Further, amend the title by striking it in its entirety and inserting:

“A bill for an act relating to group insurance, group subscribers' contracts and health care plans; amending Minnesota Statutes 1974, Section 62A.17, Subdivisions 2, 4 and 5.”

And when so amended, H. F. No. 11 will be identical to S. F. No. 163 and further recommends that H. F. No. 11 be given its second reading and substituted for S. F. No. 163 and that the Senate File be indefinitely postponed.

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

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

H. F. Nos. 170 and 218 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. 218 to the Committee on Labor and Commerce.

H. F. No. 170 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. 74, 312, 435, 488, 326, 228, 371 and 210 were read the second time.

#### SECOND READING OF HOUSE BILLS

H. F. Nos. 7, 112 and 11 were read the second time.

#### MOTIONS AND RESOLUTIONS

Mr. Jensen moved that the name of Mr. Renneke be stricken and the name of Mr. Patton be added as co-author to S. F. No. 84. The motion prevailed.

Messrs. Olhoft and Humphrey introduced—

Senate Resolution No. 17: A senate resolution welcoming His Royal Highness Prince Bertil of Sweden and the delegation of Swedish industrial leaders which he is heading to Minnesota; congratulating him on the occasion of his sixty-third birthday.

WHEREAS, His Royal Highness Prince Bertil of Sweden will arrive in Minnesota on February 28 with a delegation of Swedish industrial leaders; and

WHEREAS, His Royal Highness Prince Bertil of Sweden will celebrate his sixty-third birthday on February 28; and

WHEREAS, His Royal Highness Prince Bertil of Sweden has been a strong, life long friend of the United States and particularly of the State of Minnesota and its people; and

WHEREAS, His Royal Highness Prince Bertil of Sweden has significantly contributed to better understanding between the United States and Sweden and has especially fostered and maintained warm and lasting ties between the State of Minnesota and Sweden; now, therefore,

BE IT RESOLVED, by the Senate of the State of Minnesota, that His Royal Highness Prince Bertil of Sweden and the delegation of industrial leaders he is heading be welcomed to the State of Minnesota and that his Royal Highness Prince Bertil be especially congratulated on the occasion of his sixty-third birthday.

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



### THIRD READING OF SENATE BILLS

S. F. No. 182: A bill for an act relating to counties; eliminating payment of certain fees to county sheriffs; requiring county boards to furnish board and other services for prisoners in county jails; amending Minnesota Statutes 1974, Sections 387.20, Subdivisions 5 and 6; 641.02; 641.03; 641.12; and 641.13; repealing Minnesota Statutes 1974, Section 641.11.

With the unanimous consent of the Senate, Mr. Hansen, Baldy moved to amend S. F. No. 182 as follows:

Page 4, after line 31, insert a new section as follows:

*“Sec. 8. Sections 1 through 7 of this act shall not apply to Mower county and shall not affect the compensation of or the payment of fees to the sheriff of Mower county.”*

Renumber the sections accordingly

The motion prevailed. So the amendment was adopted.

S. F. No. 182 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 51 and nays 4, as follows:

Those who voted in the affirmative were:

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

Messrs. Anderson, Kirchner, McCutcheon and Sillers voted in the negative.

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

### RECESS

Mr. Conzemius moved that the Senate do now recess until 1:15 o'clock p.m. The motion prevailed.

The hour of 1:15 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	Doty	Kirchner	Pillsbury	Stumpf
Ashbach	Dunn	North	Purfeerst	Ueland
Bernhagen	Frederick	Ogdahl	Renneke	Wegener
Blatz	Gearty	Olson, A. G.	Schaaf	Willet
Brataas	Hansen, Baldy	Olson, H. D.	Schmitz	
Brown	Hansen, Mel	Olson, J. L.	Sillers	
Conzemius	Hanson, R.	Patton	Spear	
Davies	Keefe, S.	Perpich, A. J.	Stokowski	

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

**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 the following:

S. F. Nos. 287, 264, 277, 282, 286, 422, 348 and H. F. Nos. 145 and 173 which the committee recommends to pass.

S. F. No. 59 which the committee recommends be re-referred to the Committee on Labor and Commerce.

S. F. No. 311, which the committee recommends to pass with the following amendment offered by Mr. Olson, H. D.:

Page 3, after line 15, insert:

“Sec. 3. [EFFECTIVE DATE.] *This act is effective July 1, 1975.*”

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. Conzemius moved that the Senate do now adjourn until 11:30 o'clock a.m., Monday, March 3, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## EIGHTEENTH DAY

St. Paul, Minnesota, Monday, March 3, 1975

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

Prayer was offered by the Chaplain, Father Kenneth F. Ludescher.

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

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

The President declared a quorum present.

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

## MEMBERS EXCUSED

Messrs. Anderson, Hughes, Patton, Pillsbury and Sillers were excused from the Session of today. Messrs. Fitzsimons and Knutson were excused from the early part of today's Session.

## EXECUTIVE AND OFFICIAL COMMUNICATIONS

February 21, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

The following appointments to the Minnesota Pollution Control Agency are hereby submitted to the Senate for confirmation as required by law:

Harold Field, 5117 Emerson Avenue South, Minneapolis, Hen-

nepin County, effective February 15, 1975, for a term expiring January 15, 1979.

Carol Buckmann, Nisswa, Crow Wing County, effective February 15, 1975, for a term expiring January 15, 1979.

Sincerely,  
Wendell R. Anderson, Governor

February 25, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

The following appointments to the State Board of Human Rights are hereby submitted to the Senate for confirmation as required by law:

Mrs. Stella Jensen, Elkton, Mower County, effective January 1, 1975, for a term expiring January 1, 1978.

Vincent Kubiak, 966 Hawthorne Avenue East, St. Paul, Ramsey County, effective January 1, 1975, for a term expiring January 1, 1978.

Reverend Bruce Buller, 4413 Oakland Avenue South, Minneapolis, Hennepin County, effective January 1, 1975, for a term expiring January 1, 1978.

Curtis Chivers, 4017 Clinton Avenue South, Minneapolis, Hennepin County, effective January 1, 1975, for a term expiring January 1, 1978.

Mrs. Helen Gamradt, 305 Northwest Sixth Street, Little Falls, Morrison County, effective January 1, 1975, for a term expiring January 1, 1978.

Sincerely,  
Wendell R. Anderson, Governor

February 25, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

The following appointment to the State Board of Community Colleges is hereby submitted to the Senate for confirmation as required by law:

Mrs. Toyse A. Kyle, 1630 South Sixth Street, Minneapolis, Hennepin County, effective February 25, 1975, for a term expiring July 1, 1980.

Sincerely,  
Wendell R. Anderson, Governor

February 26, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

The following appointment to the Occupational Safety and Health Review Board is hereby submitted to the Senate for confirmation as required by law:

Kenneth Sovereign, 4415 Olson Lake Trail North, North St. Paul, Ramsey County, effective February 26, 1975, for a term expiring August 29, 1975.

Sincerely,  
Wendell R. Anderson, Governor

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

February 28, 1975

The Honorable Alec Olson  
President of the Senate

Dear 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. 64, An Act relating to veterans affairs, providing additional money for veterans bonus payments, appropriating money.

S. F. No. 321, An Act relating to the city of Brooklyn Park; validating actions and proceedings in connection with the initiation, construction, and financing of municipal improvements.

Sincerely,  
Wendell R. Anderson, Governor

#### INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Gearty, Stokowski and Hansen, Mel introduced—

S. F. No. 640: A bill for an act relating to the city of Minneapolis; authorizing housing finance program; providing for the issuance of limited general obligation bonds.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. North, Fitzsimons and Chmielewski introduced—

S. F. No. 641: A bill for an act relating to motor vehicles; reg-

istration and taxation; vehicles exempt from license fees; amending Minnesota Statutes 1974, Section 168.012, Subdivision 1, and by adding subdivisions; repealing Minnesota Statutes 1974, Section 168.012, Subdivisions 1a, and 1b.

Referred to the Committee on Transportation and General Legislation.

Messrs. Jensen, Patton and Josefson introduced—

S. F. No. 642: A bill for an act relating to water resources; requiring a substantial beneficial public purpose be served in order to classify waters as public; amending Minnesota Statutes 1974, Section 105.38.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Perpich, A. J. introduced—

S. F. No. 643: A bill for an act relating to retirement; police pensions in the city of Eveleth; amending Laws 1965, Chapter 636, as amended, by adding a section.

Referred to the Committee on Governmental Operations.

Messrs. Stokowski, Gearty and Ogdahl introduced—

S. F. No. 644: A bill for an act relating to the city of Minneapolis; retirement for city officials and employees; retirement allowance, deferred compensation, combined service annuity, disability allowances; amending Minnesota Statutes 1974, Sections 422A.16, Subdivision 8, and by adding a subdivision; and 422A.18, Subdivision 3; repealing Minnesota Statutes 1974, Section 422A.18, Subdivision 6.

Referred to the Committee on Governmental Operations.

Mr. Perpich, A. J. introduced—

S. F. No. 645: A bill for an act relating to the issuance by the city of Two Harbors in Lake county of bonds for the betterment of its municipal electric utility and the pledge of the net revenues of such utility for the payment thereof.

Referred to the Committee on Local Government.

Messrs. Conzemius, O'Neill and McCutcheon introduced—

S. F. No. 646: A bill for an act relating to taxation, providing for valuation of certain real property; amending Minnesota Statutes 1974, Section 273.11, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Jensen, Larson and Renneke introduced—

S. F. No. 647: A bill for an act relating to taxation; providing an exemption for certain agricultural pollution control property; amending Minnesota Statutes 1974, Section 272.02, Subdivision 1.

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

Mr. Hansen, Baldy introduced—

S. F. No. 648: A bill for an act relating to elections; date of primary elections; date of filing of affidavit of candidacy; amending Minnesota Statutes 1974, Sections 202.02; 202.04, Subdivision 1; 202.19; 203.05; 203.45, Subdivision 2; 203.46; repealing Minnesota Statutes 1974, Section 203.53, Subdivision 3.

Referred to the Committee on Transportation and General Legislation.

Messrs. Purfeerst, Conzemius and Berg introduced—

S. F. No. 649: A bill for an act relating to agriculture; collective bargaining; agricultural marketing and bargaining associations; amending Minnesota Statutes 1974, Chapter 17, by adding a section; and Section 17.694, Subdivision 5, and by adding a subdivision.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Moe, by request, introduced—

S. F. No. 650: A bill for an act relating to appropriations; appropriating funds for the payment of certain retirement benefits.

Referred to the Committee on Governmental Operations.

Mr. Fitzsimons introduced—

S. F. No. 651: A bill for an act relating to state lands; authorizing the conveyance of certain state conservation area lands in Roseau county to Nordland Free Lutheran church; amending Laws 1974, Chapter 141, Section 1.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. North, Ogdahl and Gearty introduced—

S. F. No. 652: A bill for an act relating to the organization, operation and financing of state government; establishing an indirect cost billing system; requiring revolving fund billing rates by the commissioner of finance; transferring certain powers and duties relating to finance and recordation from and to the department of finance; appropriating money; amending Minnesota

Statutes 1974, Sections 3.30, Subdivision 2; 16.141, Subdivisions 2 and 3a; 16.19; 16A.132, Subdivision 3; 16A.15; Subdivision 3; 16A.17; 16A.28; 16A.58; 84A.04; 93.12; 124.28, Subdivision 2; 276.09; 276.10; 293.10; 348.04; 354A.07; 379.05; 379.07; 379.09; 385.21; and 473F.07, Subdivisions 1 and 2; and Chapter 16A, by adding sections; repealing Minnesota Statutes 1974, Sections 10.16; 16A.09; 16A.125; and 136.06.

Referred to the Committee on Governmental Operations.

Mr. Hansen, Baldy introduced—

S. F. No. 653: A bill for an act relating to the city of Albert Lea; placing the chief of police under the public employees police and fire fund.

Referred to the Committee on Governmental Operations.

Messrs. Hansen, Mel; Gearty and Ueland introduced—

S. F. No. 654: A bill for an act relating to education; textbooks; restricting use of certain books as texts or required reading; amending Minnesota Statutes 1974, Section 126.03.

Referred to the Committee on Education.

Mr. Schrom introduced—

S. F. No. 655: A bill for an act relating to game and fish; restrictions upon the taking of pheasants; amending Minnesota Statutes 1974, Sections 100.27, Subdivision 5; and 100.28, Subdivision 2.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Kleinbaum, Ogdahl and McCutcheon introduced—

S. F. No. 656: A bill for an act relating to retirement; authorizing purchase of service credit by certain members of the Minnesota state retirement system.

Referred to the Committee on Governmental Operations.

Messrs. Hughes and Sillers introduced—

S. F. No. 657: A bill for an act relating to school districts; lowering the age of retired employees for whom a school board may purchase medical insurance; amending Minnesota Statutes 1974, Section 123.72.

Referred to the Committee on Education.

Messrs. Keefe, S.; Keefe, J. and Schaaf introduced—

S. F. No. 658: A bill for an act relating to public safety; establish-



ing standards for providing arms to private security guards; providing a penalty.

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. Keefe, S.; Hanson, R. and Moe introduced—

S. F. No. 659: A bill for an act relating to economic development; authorizing planning grants by the department of economic development; appropriating money.

Referred to the Committee on Labor and Commerce.

Messrs. Josefson, Laufenburger and Frederick introduced—

S. F. No. 660: A bill for an act relating to highways; limiting the number of rest area and wayside facilities on the trunk highway system.

Referred to the Committee on Transportation and General Legislation.

Messrs. Keefe, S.; Hansen, Mel and Schaaf introduced—

S. F. No. 661: A bill for an act relating to elections; requiring the secretary of state to train all election officials; appropriating money.

Referred to the Committee on Transportation and General Legislation.

Messrs. Wegener, Jensen and Davies introduced—

S. F. No. 662: A bill for an act relating to domestic relations; contracts and conveyances between husband and wife; amending Minnesota Statutes 1974, Sections 500.19, by adding a subdivision; and 519.06.

Referred to the Committee on Judiciary.

Messrs. Wegener; Olson, J. L. and Willet introduced—

S. F. No. 663: A bill for an act relating to agriculture; dairy industry unfair trade practices; amending Minnesota Statutes 1974, Sections 32A.05, Subdivision 4; 32A.06, Subdivision 1; 32A.07; and 32A.09, Subdivision 6.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Hughes, Sillers and Kleinbaum introduced—

S. F. No. 664: A bill for an act relating to education; school

districts; severance pay; authorizing matching funds; appropriating money; amending Minnesota Statutes 1974, Section 465.72.

Referred to the Committee on Education.

Mr. Willet introduced—

S. F. No. 665: A bill for an act relating to the town of Taylor; restoring state payments lost because of failure of county auditor to forward report.

Referred to the Committee on Local Government.

Messrs. Solon and Doty introduced—

S. F. No. 666: A bill for an act relating to education; school boards; requiring inservice training for board members; appropriating money.

Referred to the Committee on Education.

Messrs. Solon, Doty and Keefe, S. introduced—

S. F. No. 667: A bill for an act relating to labor relations; rights of public employees; dues check off; amending Minnesota Statutes 1974, Section 179.65, Subdivision 5.

Referred to the Committee on Labor and Commerce.

Messrs. Solon, Doty and Keefe, S. introduced—

S. F. No. 668: A bill for an act relating to workmen's compensation; providing workmen's compensation coverage for members of the legislature; amending Minnesota Statutes 1974, Section 176.011, Subdivision 9.

Referred to the Committee on Labor and Commerce.

Mr. Arnold introduced—

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

Referred to the Committee on Local Government.

Mr. Arnold introduced—

S. F. No. 670: A bill for an act relating to taxation; inheritance tax; providing certain exemption for widowers; increasing exemption for widows; providing for transfer of contents of safe deposit box without notice to county treasurer; amending Minnesota Statutes 1974, Sections 291.05; and 291.20, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Mr. Arnold introduced—

S. F. No. 671: A bill for an act relating to Voyageurs National Park; establishing and empowering an advisory committee thereon.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Stassen and Hughes and Mrs. Brataas introduced—

S. F. No. 672: A bill for an act relating to public welfare; establishing an information bureau for senior citizens under the governor's citizens council on aging; appropriating money; amending Minnesota Statutes 1974, Section 256.975, Subdivision 2.

Referred to the Committee on Health, Welfare and Corrections.

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

S. F. No. 673: A bill for an act relating to certain contracts of political subdivisions and school districts; removing the personal liability of public officials therefor; amending Minnesota Statutes 1974, Section 275.27.

Referred to the Committee on Judiciary.

Messrs. Hughes, Stassen and Gearty introduced—

S. F. No. 674: A bill for an act relating to administrative procedure; requiring agency estimates of the cost of proposed rules to local public bodies; delaying the effective date of rules involving costs to local public bodies; amending Minnesota Statutes 1974, Section 15.0412, by adding subdivisions.

Referred to the Committee on Governmental Operations.

Messrs. Doty and Solon introduced—

S. F. No. 675: A bill for an act relating to commerce; regulating the relationship between gasoline retail dealers and other petroleum enterprises; providing penalties.

Referred to the Committee on Labor and Commerce.

Mr. Stassen, by request, introduced—

S. F. No. 676: A bill for an act relating to taxation; exempting certain square dance admissions from sales taxation; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Hughes, Stassen and Keefe, S. introduced—

S. F. No. 677: A bill for an act relating to small business; autho-

rizing the commissioners of administration and economic development to set aside certain state procurement from normal bidding procedures, for the exclusive use of small business concerns owned and operated by the socially and economically disadvantaged.

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. Stassen, McCutcheon and Knutson introduced—

S. F. No. 678: A bill for an act relating to public safety; requiring the commissioner of public safety to promulgate rules and regulations governing public or private shooting ranges; prescribing penalties.

Referred to the Committee on Transportation and General Legislation.

Messrs. Schrom and Hanson, R. introduced—

S. F. No. 679: A bill for an act relating to public safety; regulating the use of explosives; authorizing sheriffs and certain chiefs of police to issue permits for the use of explosives; amending Minnesota Statutes 1974, Sections 299F.73; and 299F.75.

Referred to the Committee on Transportation and General Legislation.

Messrs. Olson, H. D.; Spear and Bernhagen introduced—

S. F. No. 680: A bill for an act relating to taxation; providing for delayed assessment of homesteads.

Referred to the Committee on Taxes and Tax Laws.

Mr. O'Neill, Mrs. Brataas and Mr. Solon introduced—

S. F. No. 681: A bill for an act relating to education; state aid payments to school districts; amending Minnesota Statutes 1974, Sections 124.17, Subdivision 1; 124.223; and 124.32, Subdivision 1.

Referred to the Committee on Education.

Messrs. Perpich, A. J.; Conzemius and Renneke introduced—

S. F. No. 682: A bill for an act relating to cities; requiring consideration of options to and a referendum on annexation; prohibiting annexation without provision for municipal services; amending Minnesota Statutes 1974, Section 414.031, Subdivisions 3 and 4, and by adding a subdivision; 414.032, Subdivisions 1 and 3; 414.033, by adding a subdivision; 414.034, Subdivisions 1 and 2; repealing Minnesota Statutes 1974, Section 414.031, Subdivision 5.

Referred to the Committee on Governmental Operations.

Messrs. Wegener, Kleinbaum and Hanson, R. introduced—

S. F. No. 683: A bill for an act relating to agriculture; fees chargeable under the dairy industry unfair trade practices act; amending Minnesota Statutes 1974, Section 32A.05, Subdivision 4.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Hansen, Mel; Schrom and Hanson, R. introduced—

S. F. No. 684: A bill for an act relating to game and fish; notice of promiscuous taking of fish; amending Minnesota Statutes 1974, Section 97.48, Subdivision 16.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Knutson introduced—

S. F. No. 685: A bill for an act relating to real estate; providing for the extent of a lien; amending Minnesota Statutes 1974, Section 514.03, Subdivision 3.

Referred to the Committee on Judiciary.

Mr. Purfeerst introduced—

S. F. No. 686: A bill for an act relating to retirement; survivor's benefits payable by the firemen's relief association of the city of Faribault; amending Laws 1947, Chapter 43, Section 23, as amended.

Referred to the Committee on Governmental Operations.

Messrs. Keefe, S.; Bang and Davies introduced—

S. F. No. 687: A bill for an act relating to credit unions; allowing credit union members to vote by mail for officers and amendments; expanding the field of credit union membership; allowing credit unions certain powers with respect to dividends; amending Minnesota Statutes 1974, Sections 52.02; 52.05; 52.07 and 52.18.

Referred to the Committee on Labor and Commerce.

Messrs. Keefe, S.; Bang and Davies introduced—

S. F. No. 688: A bill for an act relating to credit unions; permitting Minnesota central credit union to purchase shares of and make deposits in United States central credit union; permitting credit unions to deposit the reserve in balances due from United States central credit union; amending Minnesota Statutes 1974, Sections 52.04 and 52.17.

Referred to the Committee on Labor and Commerce.

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

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

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Keefe, S. and Conzemius introduced—

S. F. No. 690: A bill for an act relating to insurance; requiring certain group insurance policies and plans to provide certain benefits for outpatient mental health treatment.

Referred to the Committee on Labor and Commerce.

Messrs. Borden, O'Neill and Kleinbaum introduced—

S. F. No. 691: A bill for an act relating to the taxation of railroads; amending Minnesota Statutes 1974, Chapter 270, by adding sections; repealing Minnesota Statutes 1974, Sections 295.01, Subdivisions 2 and 3; 295.02; 295.03; 295.04; 295.05; 295.12; 295.13; and 295.14.

Referred to the Committee on Taxes and Tax Laws.

Mr. Schmitz introduced—

S. F. No. 692: A bill for an act relating to Scott county; appropriating funds to the Scott county historical society for completion of the Minnesota Valley restoration project.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Hanson, R. introduced—

S. F. No. 693: A bill for an act relating to game and fish; closing the season on pheasants in Becker and Otter Tail counties for two years.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Blatz, Knutson and Ashbach introduced—

S. F. No. 694: A bill for an act relating to appropriations; appropriating money for distribution to school districts as a replacement for certain transportation aids.

Referred to the Committee on Education.

Messrs. Olhoft, Dunn and Olson, H. D. introduced—

S. F. No. 695: A bill for an act to regulate the vertical integration in agriculture; providing penalties.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Spear introduced—

S. F. No. 696: A bill for an act relating to corrections; permitting inmates of state prisons to qualify for unemployment compensation; amending Minnesota Statutes 1974, Sections 268.04, Subdivision 12; and 268.07, by adding a subdivision.

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

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

S. F. No. 697: A bill for an act relating to commerce; requiring that tents and sleeping bags be flame resistant; providing a penalty.

Referred to the Committee on Labor and Commerce.

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

S. F. No. 698: A bill for an act relating to notaries public; adopting the uniform notary act; providing penalties; repealing Minnesota Statutes 1974, Chapter 359.

Referred to the Committee on Judiciary.

Messrs. Renneke, Schrom and Purfeerst introduced—

S. F. No. 699: 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; providing a better procedure for abandonment of ditches in urban areas; providing for the termination of activities of conservancy districts; amending Minnesota Statutes 1974, Sections 106.011, Subdivisions 1, 4, 16 and 17; 106.015, Subdivision 5; 106.021, Subdivision 1; 106.031, Subdivision 1; 106.041; 106.091, Subdivision 1; 106.101, Subdivision 1; 106.121, Subdivision 8; 106.131; 106.141, Subdivision 2; 106.161; 106.171, Subdivisions 1 and 2; 106.191, Subdivision 3; 106.211; 106.221, Subdivision 1; 106.231, Subdivision 1; 106.251; 106.281; 106.291; 106.301; 106.321; 106.331; 106.401; 106.431, Subdivision 2; 106.471, Subdivisions 1, 2, 3, 4 and 7; 106.501, Subdivisions 1 and 2; 106.511; 106.521; 106.531; 106.551; 106.561, Subdivisions 1 and 2; 106.601; 106.631, Subdivision 5; 106.651; 106.661; and 112.76; repealing Minnesota Statutes 1974, Sections 106.011, Subdivisions 5, 6, 7, 8 and 9; 106.015, Subdivisions 3 and 4; 106.021, Subdivision 5; 106.231, Subdivision 7; 111.01 to 111.42.

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 House Files, herewith transmitted: H. F. Nos. 64, 103, 161, 276 and 296.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 27, 1975

**FIRST READING OF HOUSE BILLS**

The following bills were read the first time and referred to the Committee on Rules and Administration.

H. F. No. 64: 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; prescribing penalties.

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

H. F. No. 161: A bill for an act relating to occupational safety and health; authorizing certain actions against an employer to be brought by the commissioner in the district court; amending Minnesota Statutes 1974, Section 182.669, Subdivision 1; repealing Minnesota Statutes 1974, Section 182.669, Subdivisions 2, 3, 4, 5 and 6.

H. F. No. 276: A bill for an act relating to agriculture; dairy industry unfair trade practices; amending Minnesota Statutes 1974, Sections 32A.05, Subdivision 4; 32A.06, Subdivision 1; 32A.07; and 32A.09, Subdivision 6.

H. F. No. 296: A bill for an act relating to the executive council; empowering it to grant assistance in conjunction with federal disaster relief programs; amending Minnesota Statutes 1974, Section 9.061, Subdivision 1.

**REPORTS OF COMMITTEES**

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

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

H. F. No. 136: A bill for an act relating to taxation; changing date and method of distribution of homestead credit aid and certain other aids; providing for certification of homestead credit on abstract of tax list; defining census for purpose of levy limi-



tation; providing for payment date of certain taconite taxes and taconite and taconite railroad tax aids; amending Minnesota Statutes 1974, Sections 124.03, Subdivision 3; 270.11, Subdivision 2; 273.13, Subdivision 15a; 275.29; 275.53, Subdivision 1; 294.26; 298.27; 298.28, Subdivision 1; 298.281, Subdivision 1; 298.282, Subdivision 4; and 298.32.

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. 388: A bill for an act relating to taxation; treatment of certain employee retirement plans; eliminating any question of disqualification of the plans and related trusts because of increased contribution limits under the Internal Revenue Code of 1954, as amended; otherwise preserving Minnesota tax treatment of the plans; amending Minnesota Statutes 1974, Section 290.01, 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. 456: A bill for an act relating to education; defining qualified voters for school district elections; amending Minnesota Statutes 1974, Section 123.32, by adding a subdivision.

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

Page 1, line 9, strike "*A qualified*" and insert "*An eligible*"

Page 1, line 16, strike "*qualified*" and insert "*eligible*"

Page 1, line 21, strike "*a*"

Page 2, line 1, after "*adopted*" insert "*for such school district*"

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. 429: A bill for an act relating to the Minnesota zoological garden; providing a means of public access to the garden at the time of its opening; directing the department of highways to improve a certain road to provide such public access; and appropriating money.

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

Page 1, line 24, after "*shall*" insert "*contract with the local municipalities to*"

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. 331: A bill for an act relating to motor vehicles; definitions; equipment requirements and driving rules for motorcycle operators; amending Minnesota Statutes 1974, Sections 168.011, by adding a subdivision; 169.01, Subdivision 4; 171.01, Subdivision 17; and 169.974, Subdivisions 2, 4 and 5.

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

Page 1, line 15, after "tractor" insert "*and those motorized bicycles with less than a one horsepower engine which are propelled with the assistance of human power*"

Page 3, line 1, after "freeway" strike "*or interstate; or*" and insert a period

Page 3, strike lines 2 and 3

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. 124: A bill for an act relating to highways; approaches to certain highways; furnishing of culverts; amending Minnesota Statutes 1974, Section 160.18, Subdivision 1.

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

Page 1, line 12, after "authorities" insert "*, other than town boards and county boards,*"

Page 1, line 13, strike "*may*" and reinsert the stricken language

Page 1, line 15, after the period insert: "*A town board shall furnish one substantial culvert to an abutting owner in cases where the culvert is necessary for suitable approach to a town road, provided that at any annual town meeting the electors of any town may by resolution authorize the town board to require that all or part of the costs of the furnishing of any culvert on the town roads of such town be paid by the abutting owner. A county board, by resolution, shall, before furnishing any culverts after the effective date of this act, establish a policy for the furnishing of a culvert to an abutting owner when a culvert is necessary for suitable approach to a county and state aid road, and such policy may include provisions for the payment of all or part of the costs of furnishing such culverts by the abutting landowner.*"

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. 112: A bill for an act relating to veterans; exercise of preference in public appointments or promotions; amending Minnesota Statutes 1974, Section 43.30; and Chapter 197, by adding a section; repealing Minnesota Statutes 1974, Section 197.45.

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

Page 1, line 10, strike "Notwithstanding sections"

Page 1, line 11, strike "197.46 to 197.48,"

Page 1, line 13, strike "and municipal"

Page 1, lines 14 and 15, strike "or any municipal civil service ordinance or rule"

Page 1, lines 16 and 17, strike "honorably discharged or"

Page 1, line 17, after "separated" insert "*under honorable conditions*"

Page 1, line 18, after "for" insert "*181 consecutive days*"

Page 1, line 19, strike "other than training purposes"

Page 2, line 13, after "veteran" insert "*, if he so elects,*"

Page 2, line 16, after "grade" insert "*without the addition of the credit points*"

Page 2, line 24, after "veterans" insert "*, if each so elects,*"

Page 2, line 26, after "grade" insert "*without the addition of the credit points*"

Page 2, strike line 32 and insert the following:

*"All governmental agencies when notifying the applicant that he has passed the examination, shall notify the applicant of his examination score and shall also notify the applicant that if he is a veteran he may elect to use his unused veterans' preference to augment his passing rating. The preference given by this section may only be used to secure employment or appointment. There shall be no preference for use in the securing of positions to be filled by means other than through open competitive examinations."*

Page 3, strike lines 1 to 6

Page 3, lines 7 and 8, strike "widows or widowers" and insert "*surviving spouses*"

Page 3, line 8, after "veterans" insert "*until their remarriage*"

Page 3, line 14, strike "by the commissioner or municipal official"

Page 3, line 16, strike "rated or certified" and insert "*adjudicated*"

Page 3, line 16, after "as" insert "*having a compensable service connected disability*"

Page 3, line 17, strike "disabled"

Page 3, line 22, strike "for promotion or"

Page 3, line 25, strike "*municipal official*" and insert "*in the case of local governmental agencies, the appropriate local personnel officer*"

Page 3, line 31, after "in" and before "appointment" insert "*employment and*"

Page 3, line 31, strike "*to and promotion*"

Page 3, line 32, after "in" insert "*employment and*"

Page 3, line 32, strike "and" at the end of the line

Page 4, line 1, strike "*promotion*"

Page 4, line 1, after "service" insert "*laws, charter provisions,*"

Page 4, line 3, strike "*municipality or*"

Page 4, line 3, strike "an" and insert "*a law, charter,*"

Page 4, line 5, after the period, add "*Sections 197.46 to 197.48 shall not apply to the state civil service.*"

Page 4, after line 5, add three new sections as follows:

"Sec. 3. Minnesota Statutes 1974, Section 44.14, is amended to read:

44.14 [VETERANS PREFERENCE.] This chapter does not exclude or modify the application of ~~sections 197.45 and section 197.46~~ and section 2 of this act, known as the veterans preference law.

Sec. 4. Minnesota Statutes 1974, Section 197.46, is amended to read:

197.46 [VETERANS PREFERENCE ACT; REMOVAL FORBIDDEN; RIGHT OF MANDAMUS.] Any person whose rights may be in any way prejudiced contrary to any of the provisions of this section, shall be entitled to a writ of mandamus to remedy the wrong. No person holding a position by appointment or employment in the State of Minnesota or in the several counties, cities, towns, school districts and all other political subdivisions or agencies thereof, who is an honorably discharged veteran, shall be removed from such position or employment except for incompetency or misconduct shown after a hearing, upon due notice, upon stated charges, in writing.

Any veteran who has been notified of the intent to discharge him from an appointed position or employment pursuant to this section shall be notified in writing of such intent to discharge and

of his right to request a hearing within 60 days of receipt of the notice of intent to discharge. The failure of a veteran to request a hearing within the provided 60-day period shall constitute a waiver of his right to a hearing. Such failure shall also waive all other available legal remedies for reinstatement.

Request for a hearing concerning such a discharge shall be made in writing and submitted by mail or personal service to the employment office of the concerned employer or other appropriate office or person.

In all governmental subdivisions having an established civil service board or commission, or merit system authority, such hearing for removal or discharge shall be held before such civil service board or commission or merit system authority. Where no such civil service board or commission or merit system authority exists, such hearing shall be held by a board of three persons appointed as follows: one by the governmental subdivision, one by the veteran, and the third by the two so selected. In the event the two persons so selected do not appoint the third person within ten days after the appointment of the last of the two, then the judge of the district court of the county wherein the proceeding is pending, or if there be more than one judge in said county then any judge in chambers, shall have jurisdiction to appoint, and upon application of either or both of the two so selected shall appoint, the third person to the board and the person so appointed by the judge with the two first selected shall constitute the board. The veteran may appeal from the decision of the board upon the charges to the district court by causing written notice of appeal, stating the grounds thereof, to be served upon the governmental subdivision or officer making the charges within 15 days after notice of the decision and by filing the original notice of appeal with proof of service thereof in the office of the clerk of the district court within ten days after service thereof. Nothing in ~~sections 197.45 and section 197.46~~ or *section 2 of this act* shall be construed to apply to the position of private secretary, teacher, superintendent of schools, or one chief deputy of any elected official or head of a department, or to any person holding a strictly confidential relation to the appointing officer. The burden of establishing such relationship shall be upon the appointing officer in all proceedings and actions relating thereto.

All officers, boards, commissions, and employees shall conform to, comply with, and aid in all proper ways in carrying into effect the provisions of ~~sections 197.45 and section 197.46 and section 2 of this act~~. Any wilful violation of such sections by officers, officials, or employees is a misdemeanor.

Sec. 5. Minnesota Statutes 1974, Section 197.481, subdivision 1, is amended to read:

197.481 [ENFORCEMENT.] Subdivision 1. [PETITION.] A veteran who has been denied rights by the state or any political subdivision, municipality, or other public agency of the state under sections 43.30, ~~197.45~~, 197.46, ~~197.47~~, and 197.48 may petition the commissioner of veterans affairs for an order direct-

ing the agency to grant the veteran such relief the commissioner finds justified by said statutes.

The petition shall contain:

(1) The name, address and acknowledged signature of the veteran.

(2) The names and addresses of all agencies and persons that will be directly affected if the petition is granted.

(3) A concise statement of the facts giving rise to the veteran's rights and a concise statement showing the manner in which rights were denied.

(4) A statement of the relief requested."

Renumber the remaining section

Page 4, line 6, strike "*Section*" and insert "*Sections*"

Page 4, line 6, after "*197.45*" insert "*and 197.47 are*" and strike "*, is*" at the end of the line

Page 4, after line 7, add a new section to read:

"Sec. 7. [EFFECTIVE DATE.] *This act is effective the day following final enactment.*"

Further amend by striking the title and inserting: "A bill for an act relating to veterans; limiting the exercise of preference in public appointments or promotions; standardizing the use of veterans preference throughout the state; amending Minnesota Statutes 1974, Sections 43.30; 44.14; 197.46; 197.481, subdivision 1; Chapter 197, by adding a section; repealing Minnesota Statutes 1974, Sections 197.45 and 197.47."

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. 118: A bill for an act relating to pharmacy and drugs; authorizing pharmacists to dispense generically equivalent drugs in lieu of prescribed brand name legend drugs unless the prescribing practitioner instructs otherwise; providing penalties; amending Minnesota Statutes 1974, Sections 151.01, by adding subdivisions; 151.21; 151.37, Subdivision 2; 151.38; and Chapter 151, 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:

"Section 1. Minnesota Statutes 1974, Section 151.01, is amended by adding a subdivision to read:

*Subd. 24. [BRAND NAME.] "Brand name" means the registered trademark name given to a drug by its manufacturer, labeler or distributor.*

Sec. 2. Minnesota Statutes 1974, Section 151.01, is amended by adding a subdivision to read:

*Subd. 25. [GENERIC NAME.] "Generic name" means the established name as defined pursuant to section 352 of the federal act.*

Sec. 3. Minnesota Statutes 1974, Section 151.21, is amended to read:

*151.21 [SUBSTITUTION PROHIBITED.] Subdivision 1. Except as provided in subdivision 2, it shall be unlawful for any pharmacist, assistant pharmacist, or pharmacist intern who dispenses prescriptions, drugs, and medicines to substitute an article different from the one ordered, or deviate in any manner from the requirements of an order or prescription without the approval of the prescriber.*

*Subd. 2. A pharmacist who receives a prescription for a brand name legend drug may, with the written or verbal consent of the purchaser, dispense any drug having the same generic name as the brand name drug prescribed if the prescriber has not written in his own handwriting "dispense as written" or "D.A.W." on the prescription or, when an oral prescription is given, has not expressly indicated the prescription is to be dispensed as communicated. A pharmacist may not substitute a generically equivalent drug product unless, in the pharmacist's professional judgment, the substituted drug is therapeutically equivalent and interchangeable to the prescribed drug. A pharmacist shall notify the purchaser if he is dispensing a drug other than the brand name drug prescribed.*

*Subd. 3. A pharmacist dispensing a drug under the provisions of subdivision 2 shall not dispense a drug of higher cost than the brand name drug prescribed. Any difference between the wholesale cost to the pharmacist of the drug dispensed and the brand name drug prescribed shall be passed on to the purchaser.*

Sec. 4. Minnesota Statutes 1974, Chapter 151, is amended by adding a section to read:

*[151.361] [MANUFACTURER DISCLOSURE.] The manufacturer, packager, or distributor of any human use legend drug sold, delivered, or offered for sale in the state of Minnesota must have printed on the label on the immediate container of the drug the name and address of the manufacturer of the finished dosage form of the drug. "Finished dosage form" is that form of the drug which is or is intended to be dispensed or administered to the patient and requires no further manufacturing or processing other than packaging, reconstitution, or labeling. Failure to comply with this requirement shall subject the drug to embargo in accordance with section 151.38.*

Sec. 5. Minnesota Statutes 1974, Section 151.38, is amended to read:

*151.38 [EMBARGOES.] (1) Whenever a duly authorized agent of the board finds or has probable cause to believe that any drug*

or medicine is adulterated, or so misbranded as to be dangerous or fraudulent, or is being sold, delivered, or offered for sale in violation of section 4 of this act, he shall affix thereto an appropriate marking, giving notice that ~~such the~~ article is, or is suspected of being, adulterated ~~or~~, misbranded or sold, delivered, or offered for sale in violation of section 4 of this act and has been embargoed, and warning that it is unlawful for any person to remove or dispose of ~~such the~~ embargoed article by sale or otherwise without permission from the agent or the court.

(2) When an embargoed article has been found by ~~such the~~ agent to be adulterated, or misbranded, or is being sold, delivered, or offered for sale in violation of section 4 of this act, the board shall, within 30 days, petition the district court in whose jurisdiction the article is embargoed for an order of condemnation. When an embargoed article is not so found by the agent he shall remove the marking.

(3) If the court finds that an embargoed article is adulterated or misbranded, or is being sold, delivered, or offered for sale in violation of section 4 of this act, ~~such the~~ article shall be destroyed at the expense of the claimant thereof, who shall also pay all court costs and fees, storage and other proper expenses; ~~provided, that when~~. If the adulteration or misbranding, or lack of manufacturer disclosure as required by section 4 of this act can be corrected by proper labeling or processing of the article, or by filing the proper documents with the court, the court, after ~~such the~~ costs, fees, and expenses have been paid and a sufficient bond has been executed, may order that ~~such the~~ article be delivered to the claimant for ~~such labeling or~~ processing or filing under supervision of an agent of the board. The expense of ~~such the~~ supervision shall be paid by claimant. The bond shall be returned to the claimant on the representation to the court by the board that the article is no longer in violation of this chapter and that the expenses of ~~such~~ supervision have been paid."

Amend the title as follows:

Page 1, line 6, after "otherwise;" insert "providing for manufacturer disclosure;"

Page 1, line 8, strike "151.37, Subdivision"

Page 1, line 9, strike "2;"

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. 240: A bill for an act relating to parole and probation; authorizing the purchase of parole and probation services from public and private agencies; amending Minnesota Statutes 1974, Section 243.09, Subdivisions 1 and 3.

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



Page 1, line 22, after "*with*" and before "*public*" insert "*individuals and*"

Page 1, line 23, strike "*including the county courts,*"

Page 2, line 1, strike "*by such*" and insert "*under the*"

Page 2, line 1, after "*Every*" strike "*such*"

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

Page 2, line 2, strike "*as*"

Page 2, line 4, after "*2*" strike "*, and,*" and insert a period

Page 2, line 4, after "*addition*" insert "*, every agent or person*"

Page 2, line 7, strike the comma and insert "*. Agents shall provide*"

Page 2, line 8, strike "*including providing*"

Page 2, line 8, strike "*such*"

Page 2, line 9, after "*employment*" insert a comma

Page 2, line 9, strike "*the*" and insert "*shall*"

Page 2, line 9, strike "*of*" and insert "*relevant*"

Page 2, line 10, strike "*such*"

Page 2, line 10, after "*investigations*" insert "*and studies of persons under supervision upon the request of the commissioner or the authority.*"

Page 2, line 10, strike "*into the circumstances and conditions*"

Page 2, strike lines 11 through 13

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. 242: A bill for an act relating to corrections; defining powers and duties of the commissioner of corrections; amending Minnesota Statutes 1974, Section 241.01, Subdivision 5a, and by adding a subdivision; repealing Minnesota Statutes 1974, Section 241.01, Subdivision 3.

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. 243: A bill for an act relating to corrections; retainability of funds received for use of facilities; amending Minnesota Statutes 1974, Sections 241.01, Subdivision 7; and 260.151, Subdivision 1.

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

Page 1, line 18, after "*cancel*" strike the comma and insert "*until the end of the fiscal year immediately following the fiscal year in which the funds were received. The funds*"

Page 1, line 19, strike "*the fiscal year in which paid*" and insert "*that period*"

Page 2, line 9, after "court" strike ", or," and insert a period

Page 2, line 12, strike "such" and insert "a"

Page 2, line 12, after "minor" insert "*coming within its jurisdiction*"

Page 2, line 20, strike the comma and insert "*until the end of the fiscal year immediately following the fiscal year in which the funds were received. The funds*"

Page 2, line 21, strike "*the fiscal year in which paid*" and insert "*that period*"

Page 2, line 25, strike "such" and insert "these"

Amend the title as follows:

Page 1, line 2, strike "retainability" and insert "providing for the retention"

Page 1, line 3, after "facilities" and before the semicolon insert "and provision of services to juvenile courts"

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. 64, 161, 276 and 296 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. 296 to the Committee on Governmental Operations.

H. F. Nos. 64 and 161 to the Committee on Labor and Commerce.

H. F. No. 276 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. 388, 456, 331, 124, 112, 118, 240 and 242 were read the second time.

**SECOND READING OF HOUSE BILLS**

H. F. No. 136 was read the second time.

**MOTIONS AND RESOLUTIONS**

Mr. Olhofft moved that the name of Mr. Olson, J. L. be added as co-author to S. F. No. 210. The motion prevailed.

**THIRD READING OF SENATE BILLS**

S. F. No. 287: A bill for an act relating to natural resources; changing the name of Minnesota Memorial Hardwood State Forest; prescribing certain duties for the revisor of 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 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 264: A bill for an act relating to St. Cloud; metropolitan transit commission; eliminating the wheelage tax; providing for an annual tax levy and the issuance of bonds; excepting the commission from competitive bidding requirements for certain purchases in 1975; amending Laws 1969, Chapter 1134, Section 10, by adding a section; repealing Laws 1969, Chapter 1134, 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 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 311: A bill for an act relating to unemployment compensation; allowing applicants to receive benefits in weeks they receive holiday pay; amending Minnesota Statutes 1974, Sections 268.07, Subdivision 2; and 268.08, 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 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 277: A bill for an act relating to elections; registration of voters; requiring corroborating identification; amending Minnesota Statutes 1974, Section 201.061, Subdivision 3.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

Arnold	Brown	Frederick	Keefe, J.	Merriam
Ashbach	Chenoweth	Gearty	Keefe, S.	Milton
Bang	Chmielewski	Hansen, Baldy	Kirchner	Moe
Berg	Coleman	Hansen, Mel	Kleinbaum	Nelson
Bernhagen	Conzemius	Hanson, R.	Kowalczyk	North
Blatz	Davies	Humphrey	Larson	Ogdahl
Borden	Doty	Jensen	Laufenburger	Olhoft
Brataas	Dunn	Josefson	McCutcheon	Olson, A. G.

Olson, H. D.	Perpich, G.	Schmitz	Stassen	Wegener
Olson, J. L.	Purfeerst	Schrom	Stokowski	Willet
O'Neill	Renneke	Solon	Stumpf	
Perpich, A. J.	Schaaf	Spear	Ueland	

So the bill passed and its title was agreed to.

S. F. No. 282: A bill for an act relating to towns; removing the levy limit for road and bridge purposes; amending Minnesota Statutes 1974, Section 164.04, 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 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 286: A bill for an act relating to towns; town levy for fire protection or police protection; removing the limitation; amending Minnesota Statutes 1974, Section 365.19.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 422: A bill for an act relating to town government; authorizing town boards to fix the compensation of town asses-

sors without limitation; amending Minnesota Statutes 1974, Sections 273.04 and 367.05, 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 59, and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 348: A bill for an act relating to insurance; modifying regulations of farmers and township mutual insurance companies; amending Minnesota Statutes 1974, Sections 67A.01; 67A.03; 67A.06; 67A.07; 67A.09; 67A.10; 67A.11, Subdivisions 1 and 2; 67A.12, Subdivision 4; 67A.13; 67A.14, Subdivisions 1 and 5; 67A.17 by adding a subdivision; 67A.18, Subdivisions 1 and 2; 67A.19; 67A.21; 67A.23; 67A.29, Subdivision 2; 67A.31, Subdivision 2; and Chapter 67A by adding a section; repealing Minnesota Statutes 1974, Sections 67A.12, Subdivision 3; 67A.14, Subdivisions 2, 3, 4 and 6; 67A.16; 67A.18, Subdivision 3; 67A.-22; 67A.30, Subdivision 2; and 67A.33.

Was read the third time 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:

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

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS

H. F. No. 173: A bill for an act relating to cooperatives; content of articles of incorporation; increasing the amount of authorized dividends on capital stock; amending Minnesota Statutes 1974, Section 308.06, 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 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 145: A bill for an act relating to cooperative associations; authorizing an association's board of directors to set aside part of its net income for the purpose of creating a capital reserve; amending Minnesota Statutes 1974, Section 308.12, 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 0, as follows:

Those who voted in the affirmative were:

Arnold	Davies	Keefe, S.	North	Schmitz
Ashbach	Doty	Kirchner	Ogdahl	Schrom
Bang	Dunn	Kleinbaum	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	Stumpf
Brataas	Hanson, R.	McCutcheon	Perpich, A. J.	Ueland
Brown	Humphrey	Merriam	Perpich, G.	Wegener
Chenoweth	Jensen	Milton	Purfeerst	Willet
Chmielewski	Josefson	Moe	Renneke	
Conzemius	Keefe, J.	Nelson	Schaaf	

So the bill passed and its title was agreed to.

### CALENDAR OF ORDINARY MATTERS

S. F. No. 371: A bill for an act relating to the duties of the

coroner in St. Louis county; repealing Minnesota Statutes 1974, Section 390.22.

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 57 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Stokowski voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 112: A bill for an act relating to state lands; authorizing the conveyance of certain state lands in Carlton county to the city of Moose Lake, 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 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 11:00 o'clock a.m., Thursday, March 6, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate



## NINETEENTH DAY

St. Paul, Minnesota, Thursday, March 6, 1975

The Senate met at 11:00 o'clock a.m. and was called to order by the President.

Prayer was offered by the Chaplain, Father Kenneth F. Ludescher.

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

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

The President declared a quorum present.

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

## MEMBERS EXCUSED

Messrs. Pillsbury and Schmitz were excused from the Session of today.

## EXECUTIVE AND OFFICIAL COMMUNICATIONS

March 3, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

The following appointments to the State Board of Human Rights are hereby submitted to the Senate for confirmation as required by law:

Manuel Guerrero, 806 Osceola Avenue, St. Paul, Ramsey County, effective February 14, 1975, for a term expiring January 1, 1976.

Jose Valdez, 607 Cloverleaf Park, St. Cloud, Stearns County, effective February 14, 1975, for a term expiring January 1, 1977.

Sincerely,  
Wendell R. Anderson, Governor

March 3, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

The following appointment to the State Board of Electricity is hereby submitted to the Senate for confirmation as required by law:

Darwin Draisey, 2440 Park Avenue, Minneapolis, Hennepin County, effective January 1, 1975, for a term expiring January 1, 1980.

Sincerely,  
Wendell R. Anderson, Governor

March 3, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

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

Russell Green, 3957 - 25th Avenue South, Minneapolis, Hennepin County, has been appointed by me as Commissioner of the Department of Veterans Affairs, effective March 3, 1975, for a term expiring January 1, 1979.

Sincerely,  
Wendell R. Anderson, Governor

The appointments were 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

I have the honor to inform you that the following enrolled Acts of the 1975 Session of the State Legislature have been received

from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S. F. No.	H. F. No.	Session Laws Chapter No.	Date Approved 1975	Date Filed 1975
64		3	February 28	February 28
321		4	February 28	February 28
	75	5	February 28	February 28

Sincerely,  
Joan Anderson Growe  
Secretary of State

### INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Milton, Doty and Ogdahl introduced—

S. F. No. 700: A bill for an act relating to health; providing for the establishment and operation of clinics for migrant workers; appropriating money; amending Minnesota Statutes 1974, Chapter 144, by adding a section.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Josefson introduced—

S. F. No. 701: A bill for an act relating to stand lands; authorizing conveyance of certain parcel of land in Lincoln county.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Sillers introduced—

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

Referred to the Committee on Local Government.

Messrs. Tennesen, Sillers and Humphrey introduced—

S. F. No. 703: A bill for an act relating to crimes; trial; commitment of incompetent defendant; amending Minnesota Statutes 1974, Section 631.18.

Referred to the Committee on Judiciary.

Mr. Milton introduced—

S. F. No. 704: A bill for an act relating to the legislature; pro-

viding part of the apportionment of legislative districts 49A and 49B.

Referred to the Committee on Transportation and General Legislation.

Mr. Milton introduced—

S. F. No. 705: A bill for an act relating to the town of White Bear; permitting the town of White Bear to exercise all the powers of a city, except a city of the first class operating under a home rule charter, conferred by Minnesota Statutes, Chapter 444.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Laufenburger introduced—

S. F. No. 706: A bill for an act requiring the commissioner of administration to sell certain real estate in Winona county to nonprofit organizations; amending Laws 1974, Chapter 135, Section 1.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Laufenburger introduced—

S. F. No. 707: A bill for an act relating to the legislature; fixing the minimum retirement allowance for certain legislators eligible for benefits; amending Minnesota Statutes 1974, Section 3A.02, by adding a subdivision.

Referred to the Committee on Governmental Operations.

Messrs. Conzemius, Frederick and Schrom introduced—

S. F. No. 708: A bill for an act relating to taxation; providing certain tax incentives for pollution control property; amending Minnesota Statutes 1974, Sections 290.06, Subdivisions 9 and 9a; 290.09, by adding a subdivision; 297A.25, Subdivision 1; and Chapter 298, by adding a section.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Hansen, Baldy; Bang and Laufenburger introduced—

S. F. No. 709: A bill for an act relating to health care; directing the commissioner of insurance to prescribe certain health insurance claim forms.

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

Messrs. Moe, Dunn and Humphrey introduced—

S. F. No. 710: A bill for an act relating to education; eliminating the expiration date for the educational assessment program of the department of education; amending Laws 1974, Chapter 521, Section 33.

Referred to the Committee on Education.

Messrs. Moe, Fitzsimons and Perpich, A. J. introduced—

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

Referred to the Committee on Taxes and Tax Laws.

Mr. Conzemius introduced—

S. F. No. 712: A bill for an act relating to Goodhue county; allowing an increase in the county's levy limit base.

Referred to the Committee on Local Government.

Messrs. Willet, Kowalczyk and Perpich, G. introduced—

S. F. No. 713: A bill for an act relating to public welfare; providing for access to certain public records for the purpose of verifying assets of recipients and applicants; providing a penalty; amending Minnesota Statutes 1974, Section 256.978.

Referred to the Committee on Judiciary.

Messrs. Milton, Stassen and North introduced—

S. F. No. 714: A bill for an act relating to public health; license fees for hospitals and related institutions; exempting the Minnesota veterans home from such fees; amending Minnesota Statutes 1974, Section 144.53.

Referred to the Committee on Governmental Operations.

Messrs. North, Nelson and Milton introduced—

S. F. No. 715: A bill for an act relating to public health; Minnesota board of nursing; nursing schools; providing for registering, licensing and disciplining registered and practical nurses; unauthorized practice of nursing; amending Minnesota Statutes 1974, Sections 148.181, Subdivisions 1 and 2; 148.191; 148.211, Subdivisions 1 and 3; 148.231, Subdivisions 1 and 2; 148.251; 148.261; 148.271; 148.281, Subdivision 1; 148.286, Subdivisions 1 and 3; 148.29, Subdivision 2; 148.291, Subdivisions 1 and 4;

148.292; 148.293, Subdivision 1; 148.294, Subdivisions 1 and 2; 148.296, Subdivision 1; 148.297; Chapter 148, by adding sections; repealing Minnesota Statutes 1974, Sections 148.282; and 148.291, Subdivision 5.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Lewis, Kirchner and Milton introduced—

S. F. No. 716: A bill for an act relating to public health; redefining health care facilities; providing for consideration of certain factors by area wide comprehensive health care agencies in making determinations; altering appeal process; providing for a moratorium on certificates of need for hospital beds, a study of its effects, and the establishment of bed banks in unoccupied facilities; amending Minnesota Statutes 1974, Sections 145.72, Subdivision 2; 145.78; 145.80; 145.81; and Chapter 145, by adding a section.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Perpich, G. and Purfeerst introduced—

S. F. No. 717: A bill for an act relating to predators; authorizing incentive payments for predators taken; appropriating money.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Conzemius, Jensen and Lewis introduced—

S. F. No. 718: A bill for an act relating to ethics in government; lowering the expenditure limits for certain candidates for public office; amending Minnesota Statutes 1974, Section 10A.25, Subdivision 2.

Referred to the Committee on Transportation and General Legislation.

Messrs. Laufenburger, Brown and Conzemius introduced—

S. F. No. 719: A bill for an act relating to state government; creating a department of transportation; prescribing its duties and responsibilities; transferring the functions of some state departments; appropriating money; repealing Minnesota Statutes 1974, Sections 4.20; 161.03; and 360.014.

Referred to the Committee on Transportation and General Legislation.

Messrs. Olson, H. D.; Bernhagen and Spear introduced—

S. F. No. 720: A bill for an act relating to taxation; exempting federally assisted nutrition meals for senior citizens from the sales tax; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Borden, Brown and Schaaf introduced—

S. F. No. 721: A bill for an act relating to labor; alleviating conditions caused by the enforcement of environmental standards; establishing a dislocated worker account in the unemployment compensation account; providing for financing and administration, and specifying the purposes thereof; amending Minnesota Statutes 1974, Sections 268.04, Subdivisions 1, 3, 6, 9, 13, 16, and 25; 268.05, Subdivisions 2 and 3, and by adding a subdivision; and Chapter 268, by adding sections.

Referred to the Committee on Labor and Commerce.

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

S. F. No. 722: A bill for an act relating to welfare; providing that all public assistance payments be made by the state; providing penalties; appropriating money; amending Minnesota Statutes 1974, Sections 256.01, Subdivision 2; 256.72; 256.73, Subdivisions 2 and 4; 256.77, Subdivisions 2, 3, and 5; 256.80; 256.82; 256.871, Subdivisions 3 and 6; 256.98; 256B.02, Subdivision 3; 256B.07; 256B.10; 256B.11; 256B.12; 256B.19, Subdivision 1; 256B.20; 256D.03, Subdivision 2; 256D.07; 256D.18; 256D.35, Subdivision 4; 256D.36, Subdivision 1; 256D.37, Subdivision 1; 256D.39; 261.-063; 393.08, Subdivision 1; repealing Minnesota Statutes 1974, Section 256B.041, Subdivision 5.

Referred to the Committee on Health, Welfare and Corrections.

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

S. F. No. 723: A bill for an act relating to taxation; raising the level of credits against tax due granted to low income individuals; amending Minnesota Statutes 1974, Section 290.06, Subdivision 3d.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Borden, Fitzsimons and Kleinbaum introduced—

S. F. No. 724: A bill for an act relating to education; establishing a program of tuition supplements and equivalency credits for the Minnesota national guard; appropriating money.

Referred to the Committee on Education.

Messrs. Milton, Nelson and Coleman introduced—

S. F. No. 725: A bill for an act relating to health care; providing for experimentation and research in health care delivery; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Blatz and Schmitz introduced—

S. F. No. 726: A bill for an act relating to drainage; authorizing

county boards and district courts to order the filing of amended viewers' reports to correct certain deficiencies; amending Minnesota Statutes 1974, Section 106.161.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Merriam, Nelson and Spear introduced—

S. F. No. 727: A bill for an act relating to health and welfare; providing for the maintenance of service levels under the nutrition for the elderly program; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Hansen, Baldy introduced—

S. F. No. 728: A bill for an act relating to Independent School District No. 497; allowing financing of a deficit.

Referred to the Committee on Education.

Messrs. Jensen, Conzemius and Ueland introduced—

S. F. No. 729: A bill for an act relating to water resources; removing the authority of the commissioner of natural resources to issue certain orders without a prior hearing; amending Minnesota Statutes 1974, Section 105.462.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Chmielewski and Laufenburger introduced—

S. F. No. 730: A bill for an act relating to motor vehicles; application for certificate of title for a previously registered vehicle; amending Minnesota Statutes 1974, Section 168A.26.

Referred to the Committee on Transportation and General Legislation.

Messrs. Olson, H. D.; Patton and Purfeerst introduced—

S. F. No. 731: A bill for an act relating to waters and drainage; defining beneficial public purpose in relation to the waters of the state; defining waters of the state; eliminating state control of certain activities involving public waters; amending Minnesota Statutes 1974, Sections 105.37, Subdivisions 6 and 7; and 105.38.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Chmielewski introduced—

S. F. No. 732: 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 1974, Section 296.02, Subdivision 1.

Referred to the Committee on Transportation and General Legislation.

Messrs. Hansen, Baldy; Larson and Borden introduced—

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

Referred to the Committee on Labor and Commerce.

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

S. F. No. 734: A bill for an act relating to hospitalization and commitment; providing for notice of admission or holding of proposed patient; establishing a mental health screening and advisory unit to investigate commitment applications; establishing procedure for application for commitment; amending Minnesota Statutes 1974, Sections 253A.04, Subdivision 3; and 253A.07, Subdivisions 2 and 3, and by adding a subdivision; repealing Minnesota Statutes 1974, Section 253A.07, Subdivision 1.

Referred to the Committee on Judiciary.

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

S. F. No. 735: A bill for an act relating to taxation; exempting from inheritance taxation life insurance of servicemen killed in war; amending Minnesota Statutes 1974, Section 291.05.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Stokowski, Ueland and Kleinbaum introduced—

S. F. No. 736: A bill for an act relating to state government; revising the personnel laws; amending Minnesota Statutes 1974, Chapter 43, by adding a section; Sections 15A.083, Subdivision 1; 43.05, Subdivision 2; 43.09, Subdivision 7; 43.20, Subdivision 4; 43.22, Subdivision 3; 43.30; 43.42; 43.43; 43.47; 84.14, Subdivision 1; 487.02, Subdivision 1; repealing Minnesota Statutes 1974, Sections 15A.071; 16.027, Subdivision 8.

Referred to the Committee on Governmental Operations.

Mr. Knutson introduced—

S. F. No. 737: A bill for an act relating to the city of Eagan; volunteer firemen's service pensions.

Referred to the Committee on Governmental Operations.

Messrs. Olson, A. G.; Schaaf and Olson, J. L. introduced—

S. F. No. 738: A bill for an act relating to intoxicating liquor; requiring a cautionary legend on certain containers; amending Minnesota Statutes 1974, Section 340.46.

Referred to the Committee on Labor and Commerce.

Messrs. Olson, A. G.; O'Neill and Perpich, A. J. introduced—

S. F. No. 739: A bill for an act relating to taxation; eliminating assessor's function of obtaining agricultural statistics and information; appointment of special boards of review and equalization; providing for certification of assessor; reclassification procedures for certain property; imposing gross earnings tax on outdoor advertising; appropriating money; amending Minnesota Statutes 1974, Sections 17.03, Subdivision 2; 270.11, by adding a subdivision; 270.48; 273.17, Subdivision 1; 274.01; 274.13; 274.14; 295.01, by adding a subdivision; and Chapter 295, by adding sections.

Referred to the Committee on Taxes and Tax Laws.

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

S. F. No. 740: A bill for an act relating to taxation; providing an income tax credit for sales taxes paid on residential electricity, fuel and water; amending Minnesota Statutes 1974, Section 290.06, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Messrs. North, Ogdahl and Borden introduced—

S. F. No. 741: A bill for an act relating to regulated industries; department of public service; confidentiality of accident reports submitted by common carriers; railroad crossings; subjecting accommodation transportation to regulation; fees; permitting the department to grant extension of authority ex parte; identification cards; enforcement powers; offenses; registration; warehouses; warehousemen; weights and measures; providing penalties; amending Minnesota Statutes 1974, Sections 218.031, Subdivision 2; 219.39; 221.011, Subdivisions 16 and 22; 221.061; 221.071; 221.121; 221.131; 221.141; 221.151, Subdivision 1, and by adding a subdivision; 221.221; 221.291; 221.293; 221.296, Subdivisions 4, 5 and 8; 221.64; 231.01, Subdivision 5; 231.02; 231.16; and 239.38; repealing Minnesota Statutes 1974, Sections 221.191; 239.39; 239.40; 239.41; 239.42; 239.43; and 239.45.

Referred to the Committee on Labor and Commerce.

Messrs. Perpich, A. J.; O'Neill and Olson, A. G. introduced—

S. F. No. 742: A bill for an act relating to taxation; providing for additional powers to commissioner of revenue for collection of

unpaid tax; creating lien on real and personal property for taxes due; providing for third party liability for withholding tax; changing rates of penalty and interest; providing that contractors shall give bond for certain unpaid taxes; amending Minnesota Statutes 1974, Chapters 270; 291; 292; by adding sections; Sections 270.07, Subdivisions 1 and 5; 270.075, Subdivision 2; 270.076, Subdivision 2; 273.41; 290.087, Subdivisions 4 and 5; 290.45, Subdivision 2; 290.53, Subdivisions 1 and 2; 290.92, Subdivision 15, and by adding a subdivision; 290.93, Subdivision 10; 290.934, Subdivision 1; 290.988, Subdivisions 2 and 3; 291.11, Subdivision 5; 291.15; 291.18; 291.35; 291.46; 292.12, Subdivision 1; 294.03, Subdivisions 1 and 2; 296.15, Subdivisions 1 and 2; 297.07, Subdivision 4; 297.35, Subdivision 5; 297A.35, Subdivision 1; 297A.39, Subdivision 7; 298.09, Subdivision 4; 574.26; 574.261, Subdivision 1; repealing Minnesota Statutes 1974, Section 292.11.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Borden and Tennessen introduced—

S. F. No. 743: A bill for an act relating to taxation; providing special tax treatment for certain economical energy devices; amending Minnesota Statutes 1974, Sections 272.02, Subdivision 1; and 297A.25, Subdivision 1; and Chapter 116H, by adding a section.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Laufenburger, Ashbach and Anderson introduced—

S. F. No. 744: A bill for an act relating to education; teachers; termination of contract after probationary period; amending Minnesota Statutes 1974, Section 125.12, Subdivision 4.

Referred to the Committee on Education.

Messrs. Borden, Ashbach and McCutcheon introduced—

S. F. No. 745: A bill for an act relating to appropriations; appropriating money to the attorney general to finance antitrust activities.

Referred to the Committee on Judiciary.

Messrs. Borden, Ashbach and McCutcheon introduced—

S. F. No. 746: A bill for an act relating to crimes; making it a crime to alter or remove owner's identification numbers on property; amending Minnesota Statutes 1974, Section 609.655.

Referred to the Committee on Judiciary.

Messrs. Borden, Ashbach and McCutcheon introduced—

S. F. No. 747: A bill for an act relating to crimes; specifying the

acts constituting the offense of possession of shoplifting devices or gear; prescribing penalties; amending Minnesota Statutes 1974, Chapter 609, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Borden, Ashbach and McCutcheon introduced—

S. F. No. 748: A bill for an act relating to the attorney general; creating a division of criminal prosecution within the office of attorney general; authorizing additional assistant attorney generals to staff the division; appropriating money.

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. Borden, Ashbach and McCutcheon introduced—

S. F. No. 749: A bill for an act relating to intoxicating liquor; investigation of certain license applicants; amending Minnesota Statutes 1974, Section 340.13, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Messrs. Borden, Ashbach and McCutcheon introduced—

S. F. No. 750: A bill for an act relating to intoxicating and non-intoxicating liquor; suspension of licenses for gambling violations amending Minnesota Statutes 1974, Section 340.135.

Referred to the Committee on Labor and Commerce.

Messrs. Humphrey, Ogdahl and Olhoft introduced—

S. F. No. 751: A bill for an act relating to taxation; real property; delayed assessment of homestead improvement.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Hughes, O'Neill and Coleman introduced—

S. F. No. 752: A bill for an act relating to education; authorizing the establishment of higher education extension centers to serve downtown St. Paul and its surrounding area; appropriating money

Referred to the Committee on Education.

Messrs. North, Nelson and Milton introduced—

S. F. No. 753: A bill for an act relating to state government; regulating advisory councils, boards and commissions; amending Minnesota Statutes 1974, Chapter 15, by adding a section; Sections 16.853; 16.91; 16.911, Subdivision 1; 31.60, Subdivisions :

and 3; 52.061; 82.30, Subdivision 1; 115.74, Subdivision 1; 121.87, Subdivisions 1 and 3; 145.865, Subdivision 1; 148.68; 148.69; 156A.06, Subdivision 1; 175.007, Subdivision 1; 182.656, Subdivision 3; 184.23, Subdivisions 1 and 3; 254A.04; 256.482, Subdivision 1; 268.12, Subdivision 6; 299C.47; 299F.55; 362.09, Subdivision 3; and 483.02; repealing Minnesota Statutes 1974, Sections 82.30, Subdivisions 2 and 3; 111.74, Subdivisions 2 and 5; 145.865, Subdivision 2; 175.007, Subdivisions 2 and 3; 182.656, Subdivision 2; 184.23, Subdivision 2; 254A.05, Subdivision 2; 256.482, Subdivision 6; 483.03; and 483.04.

Referred to the Committee on Governmental Operations.

Messrs. North, Larson and Kleinbaum introduced—

S. F. No. 754: A bill for an act relating to small loan companies; application and license fees; amending Minnesota Statutes 1974, Sections 56.02 and 56.08.

Referred to the Committee on Labor and Commerce.

Messrs. Borden and Olson, J. L. introduced—

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

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

#### 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. 216.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 3, 1975

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which

amendments the concurrence of the Senate is respectfully requested:

S. F. No. 128: A bill for an act relating to motor vehicles; manufacture of motor vehicle license number plates; authorizing the commissioner of public safety to establish quality specifications of plates with the advice of law enforcement organizations; amending Minnesota Statutes 1974, Section 168.381.

Senate File No. 128 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned March 3, 1975

### CONCURRENCE AND REPASSAGE

Mr. Hansen, Baldy moved that the Senate concur in the amendments by the House to S. F. No. 128 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 128 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 56 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Keefe, S. and Tennesen voted in the negative.

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

### MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

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

S. F. No. 208: A bill for an act relating to the city of Bigelow; authorizing the issuance of general obligation bonds authorized

by the voters without including the bonds in the computation of net debt.

Senate File No. 208 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned March 3, 1975

### CONCURRENCE AND REPASSAGE

Mr. Olson, J. L. moved that the Senate concur in the amendments by the House to S. F. No. 208 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 208 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 0, as follows:

Those who voted in the affirmative were:

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

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

### MESSAGES FROM THE HOUSE—CONTINUED

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 endorsing the objectives of Minnesota Shares for Hunger Day.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted March 3, 1975

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

Mr. President:

I have the honor to announce the passage by the House of the

following House Files, herewith transmitted: H. F. Nos. 70, 249, 251, 259, 272 and 286.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted March 3, 1975

### FIRST READING OF HOUSE BILLS

The following bills were read the first time and referred to the Committee on Rules and Administration.

H. F. No. 70: A bill for an act relating to insurance; regulating the student discount on automobile insurance; amending Minnesota Statutes 1974, Chapter 65B, by adding a section.

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

H. F. No. 251: A bill for an act relating to eminent domain; possession; amending Minnesota Statutes 1974, Section 117.042.

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

H. F. No. 272: A bill for an act relating to motor vehicles; definitions; equipment requirements and driving rules for motorcycle operators; amending Minnesota Statutes 1974, Sections 168.011, by adding a subdivision; 169.01, Subdivision 4; 171.01, Subdivision 17; and 169.974, Subdivisions 2, 4 and 5.

H. F. No. 286: A bill for an act relating to education; school districts; powers and duties; authorizing the leasing of school buildings; amending Minnesota Statutes 1974, Sections 123.36, Subdivision 7; 123.37, Subdivision 3; and 124.15, Subdivision 2.

### REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exception of reports pertaining to appointments, Senate Rules and Joint Rules. The motion prevailed.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 249: A bill for an act relating to game and fish; taking fish from dark houses; amending Minnesota Statutes 1974, Section 101.42, Subdivision 16.

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred



S. F. No. 298: A bill for an act relating to agricultural societies; prohibiting the exclusion of an agricultural society from certain appropriations unless the society is named in the appropriation.

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

Page 1, line 8, after "No" insert "rider contained in any act appropriating money for the purposes stated in section 38.02 shall be effective to prohibit the payment of money to any"

Page 1, line 9, after "subdivision 1," strike "shall be excluded" and insert "which has satisfied the requirements of section 38.02, subdivision 2."

Page 1, strike lines 10 to 12 and insert

"Sec. 2. All payments of aids heretofore made pursuant to section 38.02 and Laws 1973, Chapter 592, Section 4, Subdivision 2, Clause (a) are hereby ratified notwithstanding the fact that such payment was made to a county or district agricultural society whose annual premium list was less than \$2,000.

Sec. 3. This act is effective the date following final enactment."

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 the following appointment as reported in the Journal for February 13, 1975:

#### COMMISSIONER OF REVENUE

Arthur C. Roemer

Reports the same back with the recommendation that the appointment be confirmed.

Mr. Perpich, A. J. moved the foregoing committee report be laid on the table. The motion prevailed.

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

S. F. No. 236: A bill for an act relating to public welfare; permitting county welfare boards to charge fees for social services; amending Minnesota Statutes 1974, Section 393.12.

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

Page 1, lines 12 through 14, restore the stricken language

Page 1, line 17, strike "January 1, 1976" and insert "October 1, 1975"

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. 343: A bill for an act relating to the department of public welfare; boundaries of community mental health boards; amending Minnesota Statutes 1974, Sections 245.62; and 245.63.

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

Page 1, line 19, strike "1976" and insert "1977"

Page 2, line 27, strike "1976" and insert "1977"

Page 2, after line 32 insert:

"Sec. 3. Minnesota Statutes 1974, Section 245.66, is amended to read:

245.66 [COMMUNITY HEALTH BOARDS.] Every city, county or town or combination thereof establishing a community mental health services program shall, before it may come within the provisions of sections 245.61 to 245.69, establish a community mental health board. When a combination of four or less of such political subdivisions establish such a program, the board shall consist of nine members. When a combination of five or six of such political subdivisions establish such a program, the board shall consist of at least nine members, but not more than twelve members, at the option of the selection committee. When seven or more of such political subdivisions establish such a program the board shall consist of at least nine members, but not more than fifteen members, at the option of the selecting committee. When any city, county or town singly establishes such a program, such the board shall be appointed by the chief executive officer of such the city or the chairman of the governing body of such the county or town. When a non-profit corporation is the administrator of such a program not established by a city, county or town, such the corporation shall select a community mental health board which shall be representative of the groups herein enumerated, but the number of members need not be nine. When any combination of the political subdivision subdivisions herein enumerated establishes a community mental health services program, the chief executive officer of each participating city and the chairman of the governing body of each participating county or town shall appoint two members to a selecting committee, which shall select the members of the board. Membership of the community mental health board shall include at least one county commissioner representative from each participating county and shall also be representative of local health departments, medical societies, county welfare boards, hospital boards, lay associations concerned with mental health, mental retardation and chemical dependency, labor, agriculture, business, civic and professional groups and the general public. Nothing in this section shall be construed to preclude the appointment to the community mental health board of individuals who are also mem-

bers of a board of county commissioners so long as the mental health board retains the representative character indicated above."

Further, amend the title as follows:

Page 1, line 2, after the semicolon insert "requiring the"

Page 1, line 3, after "boards" and before the semicolon insert "to be consistent with the boundaries of the economic development regions"

Page 1, line 3, after the semicolon insert "changing the composition of community mental health boards;"

Page 1, line 5, strike "and"

Page 1, line 5, after "245.63" and before the period insert "; and 245.66"

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. 583: A bill for an act relating to towns; providing for optional forms of town government and authorizing the combination of certain offices in certain towns; amending Minnesota Statutes 1974, Sections 366.01, Subdivision 1; and 367.03, Subdivision 1.

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

Page 2, line 11, before "Only" insert "Options B and C may be presented at the same annual meeting, otherwise"

Page 10, line 14, before "There" insert "Except in towns operating under either option B or option D, or both, and except as otherwise provided in this section,"

Page 10, line 16, strike ", except as otherwise provided"

Page 10, line 17, strike "in 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. 302: A bill for an act relating to the city of St. Cloud; authorizing the establishment and maintenance of a parking violation bureau; providing for retention of fines and penalties collected by the city.

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

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

S. F. No. 524: A bill for an act relating to health; amending the definition of review organization; amending Minnesota Statutes 1974, Section 145.61, Subdivision 5.

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

Page 2, line 17, strike "*the*" and insert "*a professional's staff*"

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 the following appointment as reported in the Journal for February 13, 1975:

#### COMMISSIONER OF THE DEPARTMENT OF CORRECTIONS

Kenneth F. Schoen

Reports the same back with the recommendation that the appointment be confirmed.

Mr. Conzemius moved the foregoing committee report be laid on the table. The motion prevailed.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 589: A bill for an act relating to cities; powers of statutory cities; enabling cities to provide decorations; amending Minnesota Statutes 1974, Section 412.221, by adding a subdivision.

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

Page 1, line 10, strike "*placques*" and insert "*plaques*"

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. 490: A bill for an act relating to the city of Hastings; providing for the sale price of certain land authorized to be conveyed to the city.

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

Page 1, line 6, strike "*shall*" and insert "*may*"

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

"A bill for an act relating to the city of Hastings; authorizing

the conveyance of certain land previously authorized by law to be conveyed to the city; providing the sale price thereof."

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 461: A bill for an act relating to weather; providing for research and regulation of weather modification activities; providing penalties; appropriating money.

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

Page 5, line 17, after the dollar sign insert "200,000"

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. 636: A bill for an act relating to motor vehicles; permitting persons 15 years of age to operate a motor vehicle for medical reasons; amending Minnesota Statutes 1974, Chapter 171, by adding a section.

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

Page 1, line 20, after the period add: "*The commissioner in issuing such license may impose such conditions and limitations as in his judgment are necessary to the interests of the public safety and welfare.*"

Page 1, after line 20 add:

"*Sec. 2. This act is effective immediately upon 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 the following appointment as reported in the Journal for February 13, 1975:

**COMMISSIONER OF THE DEPARTMENT OF AERONAUTICS**

Lawrence McCabe

Reports the same back with the recommendation that the appointment be confirmed.

Mr. Laufenburger moved the foregoing committee report be laid on the table. The motion prevailed.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred the following appointment as reported in the Journal for January 16, 1975:

**STATE HIGHWAY COMMISSIONER**

Frank D. Marzitelli

Reports the same back with the recommendation that the appointment be confirmed.

Mr. Laufenburger moved the foregoing committee report be laid on the table. The motion prevailed.

Mr. Hughes from the Committee on Education, to which were referred the following appointments, as reported in the Journal for January 16, 1975:

**STATE COLLEGE BOARD**

Timothy J. Penny

**STATE BOARD FOR COMMUNITY COLLEGES**

Mrs. Arleen Nycklemoe

Reports the same back with the recommendation that the appointments be confirmed.

Mr. Hughes moved the foregoing committee report be laid on the table. The motion prevailed.

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 70, 249, 251, 259 and 286 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. 286 to the Committee on Education.

H. F. Nos. 249, 251 and 259 to the Committee on Judiciary.

H. F. No. 70 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.

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

H. F. No. 103 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.
103	74				

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 was referred

H. F. No. 139 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.
139	124				

Pursuant to Rule 49 the Committee recommends that H. F. No. 139, be amended as follows:

Page 1, line 18, after "road" insert a comma and after "provided" delete the comma

And when so amended, H. F. No. 139 will be identical to S. F. No. 124 and further recommends that H. F. No. 139 be given its second reading and substituted for S. F. No. 124 and S. F. No. 124 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 makes the following report:

The permanent rules of the Senate for the 69th Legislature 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. Calendar of Ordinary Matters.
13. General Orders of the day.
14. Announcements of Senate Interest.

Under the order of business of Motions and Resolutions the Senate may by a majority vote of the whole Senate temporarily revert or proceed to any other order of business.

#### 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.

A majority of the whole Senate may order any bill on General Orders to be placed on the Calendar of Ordinary Matters.

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 objec-

tion 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. With respect to a bill on General Orders or on the Calendar, the chairman of the Committee on Rules and Administration, as authorized by the Committee on Rules and Administration, may designate a special order for that 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. No member may vote on any question unless he is at his seat in the chamber.

#### **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 or recess. 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 Senate.

The name of the author or authors shall be prefixed to each bill, memorial or resolution and the name of a committee ~~reporting introducing~~ a bill, memorial or resolution ~~for introduction~~ shall be endorsed thereon.

### RECESS BILL INTRODUCTIONS

33. *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. All bills filed for introduction during this period shall be presented to the Senate when it reconvenes and shall be referred to the standing committees previously indicated by the Committee on Rules and Administration, subject to objection under Rule 35.*

### ~~READING REPORTING~~ OF BILLS

34. Every bill, memorial, order, resolution or vote requiring the approval of the Governor shall ~~receive three separate readings be reported to the Senate on three different days 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.~~ *The first report, called the first reading, shall be made when it has been received for introduction; the second report, called the second reading, shall be made when it has been considered by all the necessary standing committees and is ready for debate; the third report, called the third reading, shall be made when it is ready for final passage.*

### 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~~ *A bill introduced by a committee need not be referred to a standing committee unless a question arises but rather shall lie over one day before being given its second reading and placed on General Orders.*

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 *previously* 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~~ *given its first reading*. 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~~ a Senate companion bill, the report shall recommend that the House bill shall be referred to the appropriate standing committee possessing the Senate companion;

(b) If there is a ~~no~~ Senate companion bill, the report of the committee House bill shall recommend that the bill be referred to the Committee on Rules and Administration, which shall recommend that the bill be referred to the appropriate standing committee possessing the Senate companion;

(c) If the Senate companion bill has been reported to the Senate, the House bill shall be referred to the report of the Committee on Rules and Administration, which shall state report 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 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.

#### **ENGROSSING AND ENROLLING ~~AND ENGROSSING~~ OF BILLS**

**52 50.** All *engrossing and enrolling and engrossing* of bills shall be done at the direction and under authority of the Senate.

#### **~~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.

#### **DISPOSITION OF BILLS ON ADJOURNMENT**

**51.** *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 any bill on the Calendar, Calendar of Ordinary Matters, or General Orders shall be returned to the standing committee other than the Committee on Rules and Administration from which it was last reported to the Senate, unless otherwise provided for by motion prior to adjournment. Bills returned to committee pursuant to this rule shall, upon request of the author, be given priority for consideration by the committee ahead of all other bills in the order in which they appeared on the Calendar, Calendar of Ordinary Matters, or General Orders.*

#### **PETITIONS AND OTHER COMMUNICATIONS**

**63 52.** 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.

~~MEMORIALS TO THE UNITED STATES OR ANY OTHER  
STATE OR FOREIGN GOVERNMENT~~  
RESOLUTIONS

~~60~~ 53. Memorials or petitions *Memorial resolutions addressed 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 and resolutions requiring the signature of the Governor,* 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 the same manner as other resolutions.

~~NOTICE TO DEBATE-~~

~~62.~~ Upon any member giving notice of his intention to debate any resolution *not requiring the signature of the Governor and not offered by the Committee on Rules and Administration,* the same shall lie over one calendar day without debate or other action, except that upon the request of any Senator, *any the* 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.~~

CONFIRMATIONS

~~59~~ 54. Every gubernatorial appointment requiring the advice and consent of the Senate shall, upon request of any Senator, be referred by the *President of the Senate* 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.

~~DUTIES OF THE PRESIDENT~~  
SIGNING OF ACTS, RESOLUTIONS

§4 55. 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.

APPOINTMENT OF COMMITTEES

§2 56. 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

§4 57. The Standing Committees of the Senate and their complement are as follows:

Committee on Committees—6

Education—17 18

Finance—20

Governmental Operations—	19
Health, Welfare and Corrections—	16
Judiciary—	15
Labor and Commerce—	15 17
Local Government—	12
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 MEETINGS

57 58. 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 *three calendar days* 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

59 59. A majority of its members constitutes a quorum of a committee.

#### REPORT OF VOTE IN COMMITTEE

59 60. Upon the request of any member of a committee or subcommittee 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 committee or subcommittee, including the

vote on any amendment or proposed amendment thereto, in the committee or subcommittee 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. However, two members may make this request in the Committee on Committees.

#### COMMITTEE ACTION

§ 61. 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 six copies and written only on one side of the paper.

#### EMPLOYEES AUTHORIZED IN THE SENATE

§ 62. The Senate shall employ for the session the following:

NUMBER OF POSITIONS	POSITION	SALARY PER DAY
2	Administrative Assistant I	\$47.57
1	Administrative Assistant II	\$53.62
1	Assistant Captain of Pages	\$24.00
1	Assistant Executive Secretary	\$33.27
2	Assistant Sergeant-At-Arms	\$29.15
1	Captain of Pages	\$26.12
1	Chaplain (Several to serve during session)	\$25.00
1	Chief Committee Secretary	\$40.97
1	Chief Indexer	\$36.20
10	Clerk I	6 @ \$22.83
		4 @ \$24.20
13	Clerk Typist I	8 @ \$23.87
		5 @ \$25.30
8	Clerk Typist II	5 @ \$24.91
		3 @ \$26.40
12	Committee Administrative Assistant	\$39.05
11	Committee Clerk I	8 @ \$23.87
		3 @ \$25.30
2	Committee Clerk II	1 @ \$25.94
		1 @ \$27.50
1	Committee Clerk III	\$29.70
13	Committee Secretary	1 @ \$31.13
		12 @ \$33.00
1	Engrossing Clerk	\$27.50
1	Engrossing Secretary	\$36.20
1	Enrolling Clerk	\$26.00
2	Executive Secretary	\$40.97
1	First Assistant Secretary of the Senate	\$73.70

NUMBER OF POSITIONS	POSITION	SALARY PER DAY
1	Fiscal Services Aide	\$31.35
1	Fiscal Services Supervisor	\$39.05
1	Fourth Assistant Secretary of the Senate	\$35.75
1	Indexer I	\$25.94
2	Indexer II	\$30.80
1	Legislative Fiscal Analyst I	\$57.53
2	Legislative Fiscal Analyst II	\$64.90
2	Legislative Fiscal Analyst III	1 @ \$73.97
		1 @ \$78.08
4	Legislative Assistant I	1 @ \$30.14
		3 @ \$33.00
3	Legislative Assistant II	\$39.05
4	Legislative Clerk I	\$23.87
3	Legislative Clerk II	1 @ \$25.94
		2 @ \$27.50
3	Legislative Clerk III	\$28.05
1	Machine Operator	\$26.12
1	Minority Secretary of the Senate	\$65.45
25	Page	15 @ \$20.00
		10 @ \$22.00
1	Personnel Officer	\$52.25
1	Public Information Officer	\$34.25
4	Researcher I	1 @ \$32.72
		3 @ \$35.62
5	Researcher II	1 @ \$35.62
		1 @ \$38.36
		3 @ \$39.32
2	Researcher III	\$48.67
1	Second Assistant Secretary of the Senate	\$44.00
18	Secretary	4 @ \$29.06
		14 @ \$30.80
1	Secretary to the Majority Leader	\$40.97
1	Secretary of the Senate	\$81.40
11	Senate Research I	3 @ \$34.10
		2 @ \$39.73
		1 @ \$42.35
		3 @ \$45.25
		2 @ \$45.65
6	Senate Research II	2 @ \$46.58
		1 @ \$52.80
		3 @ \$59.40
4	Senate Research III	2 @ \$68.49
		1 @ \$71.23
		1 @ \$72.60
15	Sergeant	3 @ \$20.00
		12 @ \$22.00
1	Sergeant-At-Arms	
22	Stenographer I	15 @ \$24.91
		7 @ \$26.40
22	Stenographer II	1 @ \$26.98
		21 @ \$28.60
1	Third Assistant Secretary of the Senate	\$39.32



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 63. 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 64. 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 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 Com-

mittee 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. Each tape shall be clearly labeled to show the name of the body whose proceedings are recorded and the dates the proceedings occurred, and shall be accompanied by a log showing the number of each bill considered and the places on the tape where consideration of the bill occurred. Within two working days after each day the Senate is in session the Secretary of the Senate shall make a copy of the tape and corresponding log of proceedings of the Senate and the Committee of the Whole and deliver the copies to the Legislative Reference Library. Within two working days after each meeting of a standing committee or standing subcommittee the Secretary of the Senate shall deliver the original tape and corresponding log of the meeting to the Legislative Reference Library. Upon completion and approval of the minutes of the meeting, a copy of the minutes shall be promptly delivered to the Legislative Reference Library. The Secretary of the Senate shall keep a record of each session of the Senate and the Committee of the Whole, each meeting of a Senate standing committee or standing subcommittee, and the date on which a tape recording of the session or meeting was transmitted to the Legislative Reference Library. The Library shall keep a similar record of all tapes received. The Library shall provide committee staff with reasonable access to Senate tapes and shall provide the public with convenient facilities to listen to the tapes. Copies of Senate tapes shall be available to the public from the Secretary of the Senate, for a fee determined by the Secretary to be adequate to cover the cost of preparing the copies. A copy shall be provided free to any member of the Senate for use in legislative business upon request. The original tape and log of each session of the Senate and the Committee of the Whole shall be kept by the Secretary of the Senate until the end of the period for which the members of the existing House of Representatives have been elected, at which time the tape may be preserved or disposed of as he sees fit. Tapes, logs, and minutes forwarded to the Legislative Reference Library shall be kept by the Library until two years after the end of the period for which the members of the existing Senate have been elected, at which time they may be preserved or disposed of as the Library sees 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.

#### **DUTIES OF THE SERGEANT-AT-ARMS**

69. 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**

70. 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 71. 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 72. 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 73. No introduction of a visitor or visitors in the galleries shall be made from the floor or rostrum of the Senate.

**NO SMOKING**

77 74. 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.

**ETHICAL CONDUCT**

75. *The Committee on Committees shall appoint a special committee on Ethical Conduct consisting of four members selected two from the Majority and two from the Minority.*

*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.*

*A lobbyist shall not appear before a Senate committee pursuant to his employment unless he is in compliance with the law requiring lobbyist registration, Minnesota Statutes, Sections 10A.03 to 10A.06. A lobbyist when appearing before a committee shall disclose to the committee those in whose interest he speaks and the purpose of his appearance. A lobbyist shall not knowingly furnish false or misleading information or make a false or misleading statement that is relevant and material to any matter before the Senate or any of its committees when he knows or should know it will influence the judgment or action of the Senate or any of its committees thereon. A lobbyist shall not exert undue influence or expend improper sums of money in connection with any legislation.*

*The committee shall investigate any complaint by a member of the Senate in writing under oath received during a legislative session regarding improper conduct by any member or employee of the Senate or any lobbyist. The committee shall have the powers of a standing committee to issue subpoenas pursuant to Minnesota Statutes, Section 3.153. In order to determine whether there is probable cause to believe that improper conduct has occurred, the committee may, by a vote of three of its members, conduct a preliminary inquiry in executive session to which the requirements of Rule 58 do not apply. Upon a finding of probable cause, further proceedings on the complaint shall be open to the public. If, after investigation, the committee finds the complaint substantiated by the evidence, it shall recommend to the Senate appropriate disciplinary action.*

Mr. Coleman moved the foregoing committee report be laid on the table. The motion prevailed.

Mr. Coleman from the Committee on Rules and Administration, offered the following report on the proposed Joint Rules of the Senate and House of Representatives for the 69th Legislature.

#### **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~~ *orally* 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 Saturday 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, *unless directed by concurrent resolution to report different appropriation bills*, 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 *for 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.



## FORM OF BILLS

Rule 17. The title of each bill shall clearly state its subject *and briefly state its purpose.* and When a bill is amendatory of *amends or repeals* an existing act, *it the title* shall refer to the chapter, section or subdivision; and the subject thereof shall be clearly stated. The title of each bill shall briefly state its purpose.

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

Bills shall refer to Minnesota Statutes as follows:

"Minnesota Statutes \_\_\_\_\_, Section \_\_\_\_\_."

Bills shall refer to the session laws as follows:

"Laws \_\_\_\_\_, Chapter \_\_\_\_\_, Section \_\_\_\_\_."

A bill for the amendment of a statute shall contain the full text of the chapter, section, or subdivision to be amended as it appears in the latest edition of Minnesota Statutes, unless it has been amended at a later session, in which event it shall contain the full text as amended. The words and characters constituting the amending matter shall be inserted in the proper place in the text and underscored. The words and characters to be eliminated by the amendment shall be stricken by drawing a line through them. The text of a new section or subdivision shall also be underscored when a bill amends an existing chapter, or section or subdivision, by adding a new section or subdivision. Before a committee favorably reports upon such a bill, the chairman of the committee shall see that the bill conforms to this rule. When a bill is printed, the new matter shall be in italics, or underscored, and the matter to be eliminated shall be capitalized and in brackets *parentheses*, or stricken by drawing a line through it. 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.

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. If such a 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, Section 648.36.

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 shall not be followed by numbers in parentheses.

**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 8½" x 11" in size, bound on the left side with three binder holes to fit a standard-size binder for 8½" x 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 8½" x 13" in size, and may be produced by the use of a copying machine. The enrolled bills 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 on Taxes and Tax Laws, and the House Committees on Appropriations and on Taxes, committee reports on bills favorably acted upon by the committee in the house of origin after *April 19, 1975*, for the first year of the biennium, and committee reports on bills originating in the other house favorably acted upon by the committee after *May 7, 1975*, 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.

**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 equiva-

lent 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) (a) 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) (b) 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) (c) 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 that the Joint Rules be laid on the table. The motion prevailed.

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

S. F. Nos. 495, 501, 511, 518, 519, 543, 553, 558, 579, 585, 635, 647, 658, 677 and 696 reports the same back with the recommendation that the bills be re-referred as follows:

S. F. Nos. 495, 511, 518, 519, 658 to the Committee on Judiciary.

S. F. Nos. 501, 558, 677 to the Committee on Labor and Commerce.

S. F. Nos. 543, 579 to the Committee on Governmental Operations.

S. F. Nos. 553, 635, 696 to the Committee on Health, Welfare and Corrections.

S. F. No. 585 to the Committee on Rules and Administration.

S. F. No. 647 to the Committee on Taxes and Tax Laws.

Report adopted.

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

S. F. Nos. 249, 236, 343, 583, 524, 589, 490 and 636 were read the second time.

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

H. F. Nos. 139 and 103 were read the second time.

**MOTIONS AND RESOLUTIONS**

Mr. Olson, A. G., moved that S. F. No. 626 be withdrawn from the Committee on Local Government and re-referred to the Committee on Metropolitan and Urban Affairs. The motion prevailed.

Mr. Keefe, S., moved that the name of Mr. Kowalczyk be added as co-author to S. F. No. 690. The motion prevailed.

Mr. Fitzsimons moved that the names of Messrs. Willet and Moe be added as co-authors to S. F. No. 29. The motion prevailed.

**SUSPENSION OF RULES**

Mr. Brown moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to S. F. No. 636 and that the rules of the Senate be so far suspended as to give S. F. No. 636, now on General Orders, its third reading and place it on its final passage. The motion prevailed.

S. F. No. 636: A bill for an act relating to motor vehicles; permitting persons 15 years of age to operate a motor vehicle for medical reasons; amending Minnesota Statutes 1974, Chapter 171, 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, S.	Ogdahl	Sillers
Arnold	Doty	Kirchner	Olhoft	Solon
Ashbach	Dunn	Kleinbaum	Olson, A. G.	Spear
Bang	Fitzsimons	Knutson	Olson, H. D.	Stassen
Berg	Gearty	Kowalczyk	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Larson	O'Neill	Stumpf
Blatz	Hansen, Mel	Laufenburger	Patton	Tennessen
Borden	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Brataas	Hughes	Merriam	Perpich, G.	Wegener
Brown	Humphrey	Milton	Purfeerst	Willet
Chenoweth	Jensen	Moe	Renneke	
Coleman	Josefson	Nelson	Schaaf	
Conzemius	Keefe, J.	North	Schrom	

So the bill passed and its title was agreed to.

**MOTIONS AND RESOLUTIONS—CONTINUED**

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

House Concurrent Resolution No. 3: A house concurrent resolution endorsing the objectives of Minnesota Shares for Hunger Day.

WHEREAS, millions of people around the world are threatened by starvation; and

WHEREAS, the means of food production in many nations is unavailable due to scarce resources, lack of technology, and high costs; and

WHEREAS, the future of many of the world's less developed

countries lies in the willingness of developed countries to share; and

WHEREAS, Minnesota has an abundance of resources and great wealth; and

WHEREAS, America has been a world leader in helping countries in need; now, therefore,

BE IT RESOLVED, by the House of Representatives of the State of Minnesota, the Senate concurring, that the Minnesota state legislature wholeheartedly supports the objectives of Minnesota Shares for Hunger Day:

(a) To collect funds in Minnesota for the hungry here and abroad;

(b) To encourage the formation of study action groups to learn about the short and long range hunger problem;

(c) To urge Minnesotans to become informed and involved in forming a new national food policy.

And urges each member of the legislature to fast on Sunday, March 9, 1975, Minnesota Shares for Hunger Day.

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

Mr. Hansen, Baldy introduced—

Senate Concurrent Resolution No. 4: A Senate concurrent resolution urging the United States railway association to reconsider its decision in denying loan funds to the Rock Island Railroad.

WHEREAS, the Chicago, Rock Island & Pacific Railroad Company provides rail transportation service to 10 Minnesota counties and directly serves many Minnesota communities and population centers, including Minneapolis and St. Paul; and,

WHEREAS, the Rock Island Railroad provides an essential transportation service that carries Minnesota agricultural and manufactured products on direct routes to Gulf Ports and the midwest and southwest as well as to national and world markets; and,

WHEREAS, there are over 10,500 employees on the Rock Island Railroad, many of whom reside in Minnesota, whose employment will be adversely affected, even to the point of furlough or termination, if the Rock Island were to cease or suspend operation; and,

WHEREAS, the existing and anticipated long range energy shortage requires that energy efficient means of hauling bulk goods for long distances be preserved and protected; and,

WHEREAS, the Rock Island's financial problems have been grievously aggravated by the intolerable delays of the Interstate Commerce Commission in deciding the 1963 merger application of the Rock Island and the Union Pacific railroad companies; and,

WHEREAS, The Rock Island has been denied a \$100,000,000

reconstruction loan requested from the U. S. Railway Association; and,

WHEREAS, the Congress, in amending the 1973 Regional Rail Reorganization Act at the time of passage, clearly showed its intent by providing that the railroads such as the Rock Island be eligible for federal assistance; and,

WHEREAS, federal aid and regulatory responsiveness is essential for the Rock Island to continue to provide transportation services and employment and pay taxes in Minnesota and elsewhere, now, therefore,

BE IT RESOLVED by the Senate, the House of Representatives concurring, that the Legislature of the State of Minnesota urges the U.S. Railway Association to reconsider its decision in denying loan funds to support operating and capital needs of the Rock Island Railroad; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be immediately transmitted to the U.S. Railway Association, the President of the United States, members of the Minnesota Congressional Delegation, the Honorable Vance Hartke, Chairman of the Surface Transportation Subcommittee of the Senate Commerce Committee, and the Honorable Harley Staggers, Chairman of the House Interstate and Foreign Commerce Committee.

#### SUSPENSION OF RULES

Mr. Hansen, Baldy moved that the rules of the Senate be so far suspended as to consider Senate Concurrent Resolution No. 4 at this time.

The question being taken on the adoption of the motion,

And the roll being called, there were yeas 49 and nays 12, as follows:

Those who voted in the affirmative were:

Anderson	Chmielewski	Humphrey	McCutcheon	Purfeerst
Arnold	Conzemius	Josefson	Moe	Renneke
Ashbach	Dunn	Keefe, J.	Nelson	Schrom
Bang	Fitzsimons	Kirchner	Ogdahl	Sillers
Berg	Frederick	Kleinbaum	Olhoft	Solon
Bernhagen	Gearty	Knutson	Olson, H. D.	Stassen
Blatz	Hansen, Baldy	Kowalczyk	Olson, J. L.	Ueland
Borden	Hansen, Mel	Larson	O'Neill	Wegener
Brataas	Hanson, R.	Laufenburger	Patton	Willet
Brown	Hughes	Lewis	Perpich, A. J.	

Those who voted in the negative were:

Coleman	Keefe, S.	North	Schaaf
Davies	Merriam	Olson, A. G.	Spear
Doty	Milton	Perpich, G.	Stumpf

The motion prevailed. So the rules were suspended.

Mr. Hansen, Baldy moved that Senate Concurrent Resolution No. 4 be now adopted. The motion prevailed. So the resolution was adopted.

Mr. Perpich, G. moved that S. F. No. 66, No. 1 on General Orders, be stricken and re-referred to the Committee on Natural Resources and Agriculture. The motion prevailed.

Mr. Stassen moved that the names of Messrs. Wegener and Hanson, R. be added as co-authors to S. F. No. 676. The motion prevailed.

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

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

Karen Wilson, Clerk Typist II, effective March 3, 1975.

Sally Finney transferred from Clerk Typist I to Stenographer I, effective February 17, 1975.

Father Kenneth F. Ludescher, Chaplain, effective March 3, 1975.

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

Mr. Coleman moved that the Senate do now adjourn until 11:30 o'clock a.m., Monday, March 10, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## TWENTIETH DAY

St. Paul, Minnesota, Monday, March 10, 1975

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

### CALL OF THE SENATE

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

Arnold	Coleman	Hanson, R.	Milton	Schaaf
Ashbach	Conzemius	Keefe, J.	Ogdahl	Schmitz
Berg	Davies	Kirchner	Olhoft	Schrom
Bernhagen	Doty	Kleinbaum	Olson, A. G.	Spear
Borden	Frederick	Kowalczyk	Olson, J. L.	Stokowski
Brown	Gearty	Laufenburger	Perpich, A. J.	Tennessee
Chenoweth	Hansen, Baldy	McCutcheon	Perpich, G.	Willet
Chmielewski	Hansen, Mel	Merriam	Purfeerst	

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

Prayer was offered by the Chaplain, Father Kenneth F. Ludescher.

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

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

The President declared a quorum present.

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



## EXECUTIVE AND OFFICIAL COMMUNICATIONS

March 7, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

The following appointments to the State Board of Health are hereby submitted to the Senate for confirmation as required by law:

Dr. George Arvidson, 1789 Alameda, St. Paul, Ramsey County, effective March 7, 1975, for a term expiring January 1, 1978.

Helen Lee, 1445 Salem Church Road, Inver Grove Heights, Dakota County, effective January 1, 1975, for a term expiring January 1, 1979.

Theodore Garcia, 125 Washington Avenue, Crookston, Polk County, effective January 1, 1975, for a term expiring January 1, 1979.

Elizabeth Kalisch, 5371 Hugo Road, White Bear Lake, Ramsey County, effective January 1, 1975, for a term expiring January 1, 1979.

Dr. Valentine O'Malley, Jr., 1960 Summit Avenue, St. Paul, Ramsey County, effective January 6, 1975, for a term expiring January 1, 1979.

John Westerman, 601 Turnpike Road, Golden Valley, Hennepin County, effective January 6, 1975, for a term expiring January 1, 1979.

Dr. Arlen Simi, 121 Imperial Drive, St. Cloud, Stearns County, effective January 6, 1975, for a term expiring January 1, 1979.

Sincerely,  
Wendell R. Anderson, Governor

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

March 7, 1975

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. 216, An act relating to towns; providing that the amount of the treasurer's bond shall be determined by the board of supervisors; amending Minnesota Statutes 1974, Section 367.15.

Sincerely,  
Wendell R. Anderson, Governor

#### **INTRODUCTION AND FIRST READING OF SENATE BILLS**

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

Messrs. Humphrey and Stassen introduced—

S. F. No. 756: A bill for an act relating to education; adjusting the base foundation aid figure according to indices of teacher training and experience and teacher-pupil ratio; appropriating money; amending Minnesota Statutes 1974, Section 124.212, by adding a subdivision.

Referred to the Committee on Education.

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

S. F. No. 757: A bill for an act relating to taxation; tax-forfeited lands; classification; use; repurchase; amending Minnesota Statutes 1974, Sections 282.01, Subdivision 1; and 282.241.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Schmitz, Patton and Lewis introduced—

S. F. No. 758: A bill for an act relating to education; school lunch; appropriating money.

Referred to the Committee on Education.

Messrs. McCutcheon, Ashbach and Coleman introduced—

S. F. No. 759: A bill for an act relating to welfare; requiring the commissioner of public welfare to negotiate an agreement transferring the Lake Owasso Children's Home from the state to Ramsey county; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. McCutcheon, Ashbach and Borden introduced—

S. F. No. 760: A bill for an act relating to the administration of criminal justice; establishing a purchase of services plan program designed to allow municipalities to contract for the services of investigators and other specialists to combat organized crime; establishing a purchase of services plan program contingent fund; appropriating money.

Referred to the Committee on Judiciary.

Mr. Milton, Mrs. Brataas and Mr. Doty introduced—

S. F. No. 761: A bill for an act relating to health; authorizing emergency or lifesaving service rendered by a physician's trained mobile intensive care paramedic; under certain circumstances granting immunity from civil liability for services rendered by physician's trained mobile intensive care paramedics and for physicians who render advice and instructions to paramedics.

Referred to the Committee on Judiciary.

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

S. F. No. 762: A bill for an act relating to housing; providing implied and express warranties on the sale of new housing upon the seller.

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. Berg; Hansen, Baldy and Fitzsimons introduced—

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

Referred to the Committee on Taxes and Tax Laws.

Mr. Humphrey introduced—

S. F. No. 764: A bill for an act relating to the city of Crystal; providing for the filing of candidates for primary elections; amending Laws 1971, Chapter 213, Section 2.

Referred to the Committee on Transportation and General Legislation.

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

S. F. No. 765: A bill for an act relating to insurance; defining certain unfair discriminatory practices; amending Minnesota Statutes 1974, Section 363.03, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

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

S. F. No. 766: A bill for an act relating to handicapped workers; establishing a program of wage supplements to assist handicapped workers employed in sheltered workshops or work activity programs; appropriating money; amending Minnesota Statutes 1974, Section 121.714, Subdivision 3, and by adding a subdivision.

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

Mr. Hansen, Baldy introduced—

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

Referred to the Committee on Labor and Commerce.

Mr. Perpich, A. J. introduced—

S. F. No. 768: A bill for an act relating to taxation; providing for the property valuation of certain homesteads; amending Minnesota Statutes 1974, Section 273.11, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Willet, Josefson and Hughes introduced—

S. F. No. 769: A bill for an act relating to education; state colleges; authorizing the state college board to provide certain residence hall grants; appropriating money.

Referred to the Committee on Education.

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

S. F. No. 770: A bill for an act relating to public welfare; clarifying the definition of vendor of medical assistance to cover public health nurses; amending Minnesota Statutes 1974, Section 256B.02, Subdivision 7.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Anderson and Chmielewski introduced—

S. F. No. 771: A bill for an act relating to Chisago county; requiring the Chisago county attorney to prosecute misdemeanors occurring within municipalities in Chisago county; providing for the disposition of fines.

Referred to the Committee on Judiciary.

Mr. Solon introduced—

S. F. No. 772: A bill for an act relating to unemployment compensation; benefits; granting full eligibility to military pension recipients; amending Minnesota Statutes 1974, Section 268.08, Subdivision 3.

Referred to the Committee on Labor and Commerce.

Messrs. McCutcheon, Ashbach and Borden introduced—

S. F. No. 773: A bill for an act relating to evidence in criminal proceedings; providing in criminal proceedings for the admissibility in evidence of color photographs of property alleged to have been stolen; amending Minnesota Statutes 1974, Section 629.361.

Referred to the Committee on Judiciary.

Messrs. McCutcheon, Ashbach and Borden introduced—

S. F. No. 774: A bill for an act relating to crimes; specifying the acts constituting the offense of tampering with a witness; prescribing penalties.

Referred to the Committee on Judiciary.

Messrs. McCutcheon, Ashbach and Borden introduced—

S. F. No. 775: A bill for an act relating to crimes; prohibiting any person from receiving, buying or concealing stolen property or property obtained by robbery he knows or should have known is stolen or obtained by robbery; prescribing penalties; amending Minnesota Statutes 1974, Section 609.53, Subdivisions 1 and 2, and by adding a subdivision.

Referred to the Committee on Judiciary.

Messrs. Tennessen, Dunn and Spear introduced—

S. F. No. 776: A bill for an act relating to libraries; providing for funding of public libraries according to a formula; prescribing services to be provided; appropriating money.

Referred to the Committee on Education.

Messrs. Fitzsimons, Arnold and Hughes introduced—

S. F. No. 777: A bill for an act relating to aeronautics; joint operations; authorizing agreements for joint operations between the state and the Dominion of Canada or its governmental subdivisions subject to the approval of the United States; amending Minnesota Statutes 1974, Sections 360.021, Subdivision 3; and 360.042, Subdivision 1, and by adding a subdivision.

Referred to the Committee on Governmental Operations.

Mr. Frederick introduced—

S. F. No. 778: A bill for an act relating to the city of Medford; authorizing the issuance of certain general obligation bonds in excess of the debt limit of the city.

Referred to the Committee on Local Government.

Messrs. Spear, Kirchner and Conzemius introduced—

S. F. No. 779: A bill for an act relating to hearing aids; providing a penalty; amending Minnesota Statutes 1974, Chapter 145, by adding a section; repealing Minnesota Statutes 1974, Section 145.43, Subdivision 3.

Referred to the Committee on Judiciary.

Messrs. Milton; Keefe, J. and Keefe, S. introduced—

S. F. No. 780: A bill for an act relating to public welfare; providing a cost of living increase for recipients of Minnesota supplemental aid.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Frederick, Laufenburger and Conzemius introduced—

S. F. No. 781: A bill for an act relating to commerce; interest rates on money; authorizing certain lending institutions to impose interest rates based on rates prescribed by the board of governors of the federal reserve system; amending Minnesota Statutes 1974, Section 334.01, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Messrs. Laufenburger, Frederick and Purfeerst introduced—

S. F. No. 782: A bill for an act relating to courts; providing compensation and mileage allowance for jurors; amending Minnesota Statutes 1974, Section 357.26, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Olson, A. G.; Sillers and Olson, H. D. introduced—

S. F. No. 783: A bill for an act relating to agriculture; providing for a state farm census; appropriating money; amending Minnesota Statutes 1974, Section 17.03, Subdivision 2.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Anderson, Fitzsimons and Arnold introduced—

S. F. No. 784: A bill for an act relating to the observance of the bicentennial of the American revolution; providing for grants to local units of government to assist in the observance of the bicentennial; authorizing a special tax levy; appropriating money.

Referred to the Committee on Governmental Operations.

Messrs. Anderson, Larson and Kleinbaum introduced—

S. F. No. 785: A bill for an act relating to taxation; providing property tax treatment of open space in archery and firearms

ranges; amending Minnesota Statutes 1974, Section 273.112, Subdivision 3.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Purfeerst; Olson, J. L. and Olson, H. D. introduced—

S. F. No. 786: A bill for an act relating to waters and drainage; defining beneficial public purpose in relation to the waters of the state; eliminating certain application and permit requirements for certain drainage systems; directing the department of natural resources to prepare certain environmental impact statements; eliminating strict liability for certain actions of drainage contractors; amending Minnesota Statutes 1974, Sections 105.37, Subdivision 6; 105.42, Subdivision 1; 105.44, Subdivision 1; 105.461; and 105.463.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Lewis, Kowalczyk and Borden introduced—

S. F. No. 787: A bill for an act relating to nursing; providing for continuing education; amending Minnesota Statutes 1974, Sections 148.191, Subdivision 2; and 148.231.

Referred to the Committee on Health, Welfare and Corrections.

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

S. F. No. 788: A bill for an act relating to public welfare; providing for cost of living adjustment in supplemental aid benefits; amending Minnesota Statutes 1974, Chapter 256D, by adding a section.

Referred to the Committee on Health, Welfare and Corrections.

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

S. F. No. 789: A bill for an act relating to public welfare; providing for an affirmative outreach program to locate potential recipients of supplemental security income and supplemental aid; amending Minnesota Statutes 1974, Section 256D.39.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Purfeerst, Renneke and Konzemius introduced—

S. F. No. 790: A bill for an act relating to metropolitan revenue distribution; changing the method of computing the taxable valuation of certain governmental units; amending Minnesota Statutes 1974, Section 473F.08, Subdivision 2.

Referred to the Committee on Metropolitan and Urban Affairs.

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

S. F. No. 791: 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 1974, Section 290.10.

Referred to the Committee on Taxes and Tax Laws.

Messrs. McCutcheon, Ogdahl and Stokowski introduced—

S. F. No. 792: A bill for an act relating to income tax; allowing a tax credit to senior citizens and disabled persons; amending Minnesota Statutes 1974, Section 290.061.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Milton and Lewis introduced—

S. F. No. 793: A bill for an act relating to health; authorizing the creation of public health education programs; encouraging the publication of consumer health information guides; establishing training programs for various health board members; appropriating money.

Referred to the Committee on Health, Welfare and Corrections

Messrs. Tennessen, Laufenburger and Lewis introduced—

S. F. No. 794: A bill for an act relating to taxation; lowering the rate of sales tax; amending Minnesota Statutes 1974, Section 297A.02.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Stokowski, Gearty and Hansen, Mel introduced—

S. F. No. 795: A bill for an act relating to Special School District No. 1; extending bonding authority; amending Laws 1959, Chapter 462, Section 3, Subdivision 7, as amended.

Referred to the Committee on Education.

Messrs. Sillers, Moe and Fitzsimons introduced—

S. F. No. 796: A bill for an act relating to taxation; exempting certain agricultural chemicals from sales taxation; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Milton, O'Neill and Doty introduced—

S. F. No. 797: A bill for an act relating to crimes and criminals; highway traffic regulations; providing that the driver of any ve-



hicle who knowingly fails to stop and give information at the scene of an accident resulting in serious injury or death to any person shall be guilty of a felony; amending Minnesota Statutes 1974, Section 169.09, Subdivision 14.

Referred to the Committee on Judiciary.

Messrs. Moe, Sillers and North introduced—

S. F. No. 798: A bill for an act relating to education; higher education coordinating commission; prescribing additional duties for the commission; authorization of reciprocity agreements; authorizing contracts with private colleges; providing for increasing scholarships and grants-in-aid; authorizing revenue bonds for student loans; appropriating money; amending Minnesota Statutes 1974, Sections 136A.04; 136A.05; 136A.08; 136A.101, Subdivision 4; 136A.121, Subdivision 3; 136A.171; 136A.20; and 147.31.

Referred to the Committee on Education.

Messrs. Tennessen, Schrom and Keefe, S. introduced—

S. F. No. 799: A bill for an act relating to taxation; exempting home heating fuels, electricity and water from sales taxation; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Hughes, Stassen and Olson, H. D. introduced—

S. F. No. 800: A bill for an act relating to education; school districts; requiring school boards to appoint advisory committees; amending Minnesota Statutes 1974, Section 123.40, by adding a subdivision.

Referred to the Committee on Education.

Messrs. Hansen, Mel; Gearty and Kirchner introduced—

S. F. No. 801: A bill for an act relating to taxation; changing the interest rate on delinquent real estate taxes; requiring inspection of tax delinquent real estate; changing the stated period of redemption; amending Minnesota Statutes 1974, Sections 279.03; 279.05; and 281.17.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Olhoft, Wegener and Berg introduced—

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

Referred to the Committee on Education.

Messrs. Anderson and Chmielewski introduced—

S. F. No. 803: A bill for an act relating to Chisago county; authorizing the levy and expenditure of funds for certain purposes.

Referred to the Committee on Local Government.

Messrs. Purfeerst, Dunn and Moe introduced—

S. F. No. 804: A bill for an act relating to land use planning; establishing a land use planning assistance program of grants for local government units to be administered by the state planning agency; appropriating money.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Moe, Blatz and Perpich, A. J. introduced—

S. F. No. 805: A bill for an act relating to taxation; regulating tax treatment of certain employees trust and annuity plans; amending Minnesota Statutes 1974, Sections 290.01, Subdivision 20, and by adding a subdivision; and 290.26.

Referred to the Committee on Taxes and Tax Laws.

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

S. F. No. 806: A bill for an act relating to control of noxious weeds; authorizing towns to control noxious weed growth on state lands; providing reimbursement of certain expenses incurred to control weeds on state lands.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Moe and Willet introduced—

S. F. No. 807: A bill for an act relating to education; the establishment of an educational service area in northwest Minnesota to provide educational services and programs on a regional basis; appropriating money therefor.

Referred to the Committee on Education.

Messrs. Moe; Olson, J. L. and Wegener introduced—

S. F. No. 808: A bill for an act relating to game and fish; transporting of firearms in vehicles; amending Minnesota Statutes 1974, Section 98.48, Subdivision 12.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Moe, Fitzsimons and Willet introduced—

S. F. No. 809: A bill for an act relating to regional development

commissioners; authorizing per diem compensation for members; amending Minnesota Statutes 1974, Section 462.388, Subdivision 5.

Referred to the Committee on Local Government.

Messrs. Moe, Coleman and Kirchner introduced—

S. F. No. 810: A bill for an act relating to state government; providing for the production of educational films on the executive and judicial branches of state government; appropriating money.

Referred to the Committee on Governmental Operations.

Messrs. Milton, Josefson and Moe introduced—

S. F. No. 811: A bill for an act relating to nursing; authorizing the establishment of outstate educational programs for graduate and undergraduate nursing students; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Hansen, Mel; Josefson and Doty introduced—

S. F. No. 812: A bill for an act relating to savings institutions; establishing certain requirements for saving certificates.

Referred to the Committee on Labor and Commerce.

Messrs. Coleman, Nelson and Anderson introduced—

S. F. No. 813: A bill for an act proposing an amendment to the Minnesota Constitution, Article XIII, Section 3; removing the special status of the University of Minnesota and requiring that a system of higher education be provided by law.

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

Messrs. Coleman, Nelson and Anderson introduced—

S. F. No. 814: A bill for an act relating to the organization and operation of state government; education; establishing a higher education governance board; transferring powers, duties and obligations of the university of Minnesota board of regents, the Minnesota higher education coordinating commission, the state college board, and the community college board to the higher education governance board.

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

Messrs. Tennesen, Sillers and Humphrey introduced—

S. F. No. 815: A bill for an act relating to courts; enlarging the judicial districts for county court judges, providing for the selection of chief judges among county court judges and among district court judges; allowing chief judges to make assignments; abolishing de novo jurisdiction of district courts when hearing appeals; providing a continuous term of court; creating the position of court administrator; providing state funding; abolishing the office of justice of the peace; appropriating funds; amending Minnesota Statutes 1974, Sections 480.16; 484.08; 484.34; 484.63; 484.66; 485.12; 487.01, Subdivisions 1, 2 and 3; 487.03, Subdivisions 1, 2 and 5; 487.08; 487.35, Subdivision 1; 487.39, by adding a subdivision; 488.20; Chapters 484, by adding a section; and 487 by adding sections; repealing Minnesota Statutes 1974, Sections 484.05; 484.07; 484.29; 484.34; 487.01, Subdivisions 5, 6, 8 and 9; 487.02; 487.03, Subdivision 4; 487.05; 487.07; 487.10, Subdivision 6; 487.35, Subdivisions 2, 3, 4, 5 and 6; 487.36; 487.41; and Chapter 633.

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. 4: A Senate concurrent resolution urging the United States railway association to reconsider its decision in denying loan funds to the Rock Island Railroad.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 6, 1975

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 51, 52, 84, 163 and 418.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 6, 1975

#### FIRST READING OF HOUSE BILLS

The following bills were read the first time and referred to the Committee on Rules and Administration.

H. F. No. 51: A bill for an act relating to distinctions on the basis of sex; abolishing these distinctions in the law concerning changing of names; amending Minnesota Statutes 1974, Sections 259.10; 259.11; 517.08, Subdivision 3; 518.27; and Chapter 517, by adding a section.

H. F. No. 52: A bill for an act relating to employment; providing

that employees shall be issued written statements of employment benefits.

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

H. F. No. 163: A bill for an act relating to pedestrian malls; modifying the composition of an advisory board; amending Minnesota Statutes 1974, Section 430.101, Subdivision 3.

H. F. No. 418: A bill for an act relating to the city of Hastings; authorizing the sale price of certain land authorized to be conveyed to the city.

#### REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exception of S. F. No. 110 and with the exception of reports pertaining to confirmation of appointments. The motion prevailed.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which were referred the following appointments as reported in the Journal for January 16, 1975:

#### METROPOLITAN COUNCIL

John Boland, Chairman  
E. Peter Gillette, Jr.

Reports the same back with the recommendation that the appointments be confirmed.

Mr. Chenoweth moved the foregoing committee report be laid on the table. The motion prevailed.

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

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

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

Page 1, line 17, strike "*do not*" and insert "*need to*"

Page 1, line 17, after "provide" insert "a more"

Page 4, line 16, after "districts" insert "participating in program funded by the state in accordance with this act"

Page 4, line 32, strike "private" and insert "nonpublic"

Page 5, line 19, after the period insert "This subdivision shall not be construed to prohibit instruction in nonverbal subjects or extracurricular activities which relate to the cultural heritage of the children of limited English speaking ability and the native American children."

Page 5, strike lines 20 through 32

Page 6, strike lines 1 and 2

Page 6, line 14, after "possess" insert "such"

Page 6, line 14, strike "satisfactory to" and insert "as"

Page 6, line 15, after "commission" strike the semi-colon and insert "may prescribe."

Page 6, strike lines 16 and 17

Page 6, line 29, after "possess" insert "such"

Page 6, line 29, strike "satisfactory to" and insert "as"

Page 6, line 30, after "commission" and before the period insert "may prescribe"

Page 8, line 1, strike "paragraph" and insert "subdivision"

Page 9, line 5, strike "solely"

Page 9, line 16, strike "Subdivision"

Page 9, strike lines 17 through 19

Renumber the subdivisions accordingly

Page 11, line 28, strike "RECOMMENDATIONS" and insert "TEACHER CERTIFICATION"

Page 11, line 28, strike "make"

Page 11, line 29, strike "recommendations" and insert "provide"

Page 11, line 30, strike "on standards for certification of bilingual and" and insert "a report on its research and experience in bilingual and native American language and culture education insofar as such research may have a bearing on the establishment of teacher certification requirements by the commission. The commission shall submit its proposals to the state board for approval pursuant to the procedures in section 125.185, subdivision 4."

Page 11, strike line 31

Page 12, line 16, strike "1976" and insert "1977"

Page 12, line 16, after "include" insert "the results of the needs assessment, including an evaluation of the pilot programs, and"

Page 12, line 24, after the comma insert "*parents of children eligible to be served by the programs,*"

Page 13, line 25, after the period insert "*The pilot programs may contain early childhood and family education components.*"

Page 14, line 2, before "*recommended*" insert "*for pilot programs*"

Page 14, line 10, after "*money*" insert "*received and*"

Page 14, line 18, strike "*Except as provided in*"

Page 14, line 19, strike "*section 4, subdivision 5,*"

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

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

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

S. F. No. 72: A bill for an act relating to elections; permitting the use of a petition in lieu of filing fees; amending Minnesota Statutes 1974, Section 202.05, by adding a subdivision.

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

Page 1, line 7, strike "Minnesota Statutes 1974, Section 202.05" and insert "Laws 1975, Chapter 5, Section 15"

Page 1, line 11, after "*persons*" insert "*, qualified to vote in the election district in which the candidate is filing,*"

Page 1, line 16, strike "*5,000*" and insert "*2,000*"

Page 1, line 18, strike "*2,000*" and insert "*1,000*"

Page 1, line 23, strike "*200*" and insert "*500 signatures or 5 percent of the total number of persons voting in the municipality, ward or other election district at the last preceding municipal general election, whichever is less*"

Further amend the title as follows:

Line 4, strike "Minnesota Statutes 1974, Section 202.05" and insert "Laws 1975, Chapter 5, Section 15"

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. 161: A bill for an act relating to highway traffic regu-

lations; required equipment on certain vehicles; amending Minnesota Statutes 1974, Section 169.733.

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

Page 2, after line 12 add:

*“Sec. 2. This act is effective January 1, 1976.”*

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. 552: A bill for an act relating to highway traffic regulations; authorizing left turns at certain intersections on red or stop signals; amending Minnesota Statutes 1974, Section 169.06, Subdivision 5.

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

Page 3, line 20, after *“street,”* insert *“unless an official sign has been erected prohibiting the movement,”*

Page 3, line 22, after *“intersection”* strike the semicolon and insert a period

Page 3, line 22, strike *“provided that local authorities”*

Page 3, strike lines 23, 24 and 25.

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 re-referred

H. F. No. 70: A bill for an act relating to insurance; regulating the student discount on automobile insurance; amending Minnesota Statutes 1974, Chapter 65B, by adding a section.

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

Page 1, line 13, strike *“schools”* and insert *“area vocational-technical institutes”*

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. 499: A bill for an act relating to insurance; authorizing an insurer to refuse to renew an automobile insurance policy under certain circumstances; amending Minnesota Statutes 1974, Section 65B.17.



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

Page 2, line 13, strike "*in*" and insert a period

Page 2, strike lines 14 and 15

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. 396: A bill for an act relating to certain nonprofit corporations; expense reimbursement to child caring agencies; amending Minnesota Statutes 1974, Section 317.65, Subdivision 7.

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

Page 1, line 14, strike "such"

Page 1, line 14, strike "as will not"

Page 1, line 15, strike "exceed a sum"

Page 1, line 16, strike "*adoptive counseling,*"

Page 1, line 16, after "of" insert "*adoptive counseling, whether or not legal adoption is completed,*"

Page 1, line 19, after "placement" strike the comma and insert a semicolon

Page 1, line 19, after "of" strike "the"

Page 1, line 20, strike the semicolon and insert a period

Page 1, line 22, strike "provided"

Page 1, line 22, strike "that"

Page 1, line 22, strike "such part" and insert "*that portion*"

Page 1, line 22, after "expenses" insert "*may*"

Page 1, line 23, strike "adopting"

Page 1, line 23, after "person" insert "*seeking to adopt*"

Page 2, line 1, strike "and provided further that" and insert a period

Page 2, line 3, strike "expense" and insert "*expenses referred to in this subdivision*"

Page 2, line 3, strike "such" and insert "*any*"

Page 2, line 4, after "agency" strike the comma

Page 2, line 8, strike "such" and insert "*the*"

Page 2, line 13, strike "on the part of anyone" and insert "by any individual or organization"

Page 2, line 17, strike "such" and insert "the organization,"

Page 2, line 18, strike "shall be" and insert "is"

Amend the title as follows:

Page 1, line 2, after the semicolon insert "permitting"

Page 1, line 3, after "agencies" and before the semicolon insert "for services related to adoptions"

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 the following appointment submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for March 3, 1975:

#### **OCCUPATIONAL SAFETY AND HEALTH REVIEW BOARD**

Kenneth Sovereign

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

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

February 17, 1975—

#### **STATE COLLEGE BOARD**

Donald G. Jackman

Arnold C. Anderson

Robert Irvine

Mrs. Mary Thornton Phillips

March 3, 1975—

#### **STATE BOARD OF COMMUNITY COLLEGES**

Mrs. Toyse A. Kyle

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for March 3, 1975:

**STATE BOARD OF HUMAN RIGHTS**

Mrs. Stella Jensen  
 Vincent Kubiak  
 Reverend Bruce Buller  
 Curtis Chivers  
 Mrs. Helen Gamradt

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for March 3, 1975:

**MINNESOTA POLLUTION CONTROL AGENCY**

Harold Field  
 Carol Buckmann

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

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

H. F. Nos. 51, 52 and 163 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. 51 to the Committee on Judiciary.

H. F. No. 52 to the Committee on Labor and Commerce.

H. F. No. 163 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.

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

H. F. No. 272 for comparison to companion Senate File, reports the following House File was found not identical with its companion Senate File as follows:

<b>GENERAL ORDERS</b>		<b>CALENDAR OF ORDINARY MATTERS</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
272	331				

Pursuant to Rule 49 the Committee recommends that H. F. No. 272 be amended as follows:

Page 1, line 15, after "tractor" insert "*and those motorized bicycles with less than a one horsepower engine which are propelled with the assistance of human power*"

Page 2, line 32, after "time" insert a semicolon

Page 3, line 1, after "freeway" delete "or interstate"

And when so amended, H. F. No. 272 will be identical to S. F. No. 331 and further recommends that H. F. No. 272 be given its second reading and substituted for S. F. No. 331 and that the Senate File be indefinitely postponed.

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

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

S. F. Nos. 72, 161, 552, 499 and 396 were read the second time.

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

H. F. Nos. 70 and 272 were read the second time.

#### **MOTIONS AND RESOLUTIONS**

Mr. Solon moved that the name of Mr. Hanson, R., be added as co-author to S. F. No. 554. The motion prevailed.

Mr. Keefe, J. introduced—

Senate Resolution No. 18: A Senate resolution congratulating Hopkins Eisenhower Senior High School on the winning of the State High School Swimming Meet by the Legislature of the State of Minnesota.

Referred to the Committee on Rules and Administration.

Messrs. Bang and Humphrey introduced—

Senate Resolution No. 19: A Senate resolution urging that the Agricultural Stabilization and Conservation Service office remain in Minneapolis.

Mr. Bang moved that the rules of the Senate be so far suspended as to consider Senate Resolution No. 19 at this time. The motion did not prevail. So the rules were not suspended.

Mr. Bang moved that Senate Resolution No. 19 be laid on the table. The motion prevailed.

Mr. Laufenburger moved that the report from the Committee on Transportation and General Legislation, reported March 6, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Laufenburger moved that the foregoing report be now adopted. The motion prevailed.

#### CONFIRMATION

Mr. Laufenburger moved that in accordance with the report from the Committee on Transportation and General Legislation, reported March 6, 1975, the Senate, having advised with, do now consent to and confirm the appointment of:

#### COMMISSIONER OF THE DEPARTMENT OF AERONAUTICS

Lawrence McCabe, 1351 Cherokee Avenue, St. Paul, Ramsey County, appointed effective January 6, 1975, for a term expiring January 1, 1979.

The motion prevailed. So the appointment was confirmed.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Laufenburger moved that the report from the Committee on Transportation and General Legislation, reported March 6, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Laufenburger moved that the foregoing report be now adopted. The motion prevailed.

#### CONFIRMATION

Mr. Laufenburger moved that in accordance with the report from the Committee on Transportation and General Legislation, reported March 6, 1975, the Senate, having advised with, do now consent to and confirm the appointment of:

#### STATE HIGHWAY COMMISSIONER

Frank D. Marzitelli, 1444 North Victoria Street, St. Paul, Ramsey County, appointed effective January 6, 1975, for a term expiring January 6, 1979.

The motion prevailed. So the appointment was confirmed.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Conzemius moved that the report from the Committee on Health, Welfare and Corrections, reported March 6, 1975, pertain-

ing to appointments, be taken from the table. The motion prevailed.

Mr. Conzemius moved that the foregoing report be now adopted. The motion prevailed.

#### **CONFIRMATION**

Mr. Conzemius moved that in accordance with the report from the Committee on Health, Welfare and Corrections, reported March 6, 1975, the Senate, having advised with, do now consent to and confirm the appointment of:

#### **COMMISSIONER OF THE DEPARTMENT OF CORRECTIONS**

Kenneth F. Schoen, 1612 Morningside Road, Stillwater, Washington County, appointed effective January 6, 1975, for a term expiring January 1, 1979.

The motion prevailed. So the appointment was confirmed.

#### **MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Hughes moved that the report from the Committee on Education, reported March 6, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Hughes moved that the foregoing report be now adopted. The motion prevailed.

#### **CONFIRMATION**

Mr. Hughes moved that in accordance with the report from the Committee on Education, reported March 6, 1975, the Senate, having advised with, do now consent to and confirm the appointments of:

#### **STATE COLLEGE BOARD**

Timothy J. Penny, Walters, Faribault County, appointed effective May 28, 1974, for a term expiring January 1, 1977.

#### **STATE BOARD FOR COMMUNITY COLLEGES**

Mrs. Arleen Nycklemoe, Route 1, Minnehuta Drive, Fergus Falls, Otter Tail County, appointed effective March 6, 1974, for a term expiring July 1, 1975.

The motion prevailed. So the appointments were confirmed.

#### **MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Perpich, A. J., moved that the report from the Committee

on Taxes and Tax Laws, reported March 6, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Perpich, A. J. moved that the foregoing report be now adopted. The motion prevailed.

#### CONFIRMATION

Mr. Perpich, A. J. moved that in accordance with the report from the Committee on Taxes and Tax Laws, reported March 6, 1975, the Senate, having advised with, do now consent to and confirm the appointment of:

#### COMMISSIONER OF REVENUE

Arthur C. Roemer, 550 Silver Lake Road, New Brighton, Ramsey County, effective January 6, 1975, for a term expiring January 1, 1979.

The motion prevailed. So the appointment was confirmed.

#### 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 the following:

S. F. Nos. 146, 211, 199 and 226 which the committee recommends to pass.

S. F. No. 157, which the committee recommends to pass with the following amendment offered by Mr. Lewis:

Page 1, line 14, strike "for examination"

Page 1, line 18, strike ", and" and insert a semicolon

Page 1, line 22, strike ". The applicant shall be" and insert "*; and (c) that he has satisfactorily passed, within three years before, or five years after being granted the degree of M.D. or D.O., an examination prepared and graded by either the federation of state medical boards or the national board of medical examiners.*"

Page 1, strike line 23

Page 2, strike lines 1 through 17

Page 2, line 18, strike "such approved agency" and insert "*either the federation of state medical boards, the national board of medical examiners*"

Page 2, line 19, strike "may" and insert "*shall*"

Page 2, line 22, strike "such" and insert "*an*"

Page 2, line 24, strike "be" and insert "*take either of the examinations.*"

Page 2, strike line 25

Page 2, after line 25, insert

*"The board may issue a temporary permit to practice medicine to a physician eligible for licensure under section 147.03 upon payment of a fee of \$40. The permit shall be valid only until the next meeting of the board.*

Sec. 2. Minnesota Statutes 1975, Section 147.02, Subdivision 2, is amended to read:

Subd. 2. [LICENSING.] After ~~such examination of the applicant, and receipt of proof of satisfactory passage of one of the examinations listed in subdivision 1, and upon proof~~ (a) that he the applicant has received the degree of M.D. or D.O., from a medical or osteopathic school approved by the board, and (b) that he has satisfactorily completed either one year of graduate training in an institution approved for internship training by the board or other graduate training approved by the board, the board, if eight members thereof consent, shall grant him a license to practice medicine."

Amend the title as follows:

Page 1, line 6, strike "Subdivision" and insert "Subdivisions"

Page 1, line 6, after "1" and before the period insert "and 2"

S. F. No. 194 which the committee reports progress, subject to the following motion:

Mr. Schrom moved to amend S. F. No. 194 as follows:

Page 1, line 17, strike "40" and insert "20"

The motion prevailed. So the amendment was adopted.

The committee then progressed S. F. No. 194.

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 10:00 o'clock a.m., Thursday, March 13, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate



## TWENTY-FIRST DAY

St. Paul, Minnesota, Thursday, March 13, 1975

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

### CALL OF THE SENATE

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

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

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

Prayer was offered by the Chaplain, Father Kenneth F. Ludescher.

The roll being called, 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	Larson	O'Neill	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Patton	Stumpf
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Tennessee
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Ueland
Brown	Hughes	Merriam	Pillsbury	Wegener
Chenoweth	Humphrey	Milton	Purfeerst	Willet
Chmielewski	Jensen	Moe	Renneke	
Coleman	Josefson	Nelson	Schaaf	
Conzemius	Keefe, J.	North	Schmitz	

The President declared a quorum present.

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

**MEMBERS EXCUSED**

Mr. Merriam was excused from the Session of today, beginning at 11:15 o'clock a.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

I have the honor to inform you that the following enrolled Acts of the 1975 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S. F. No.	H. F. No.	Session Laws Chapter No.	Date Approved 1975	Date Filed 1975
	145	6	March 7	March 7
	173	7	March 7	March 7
216		8	March 7	March 7

Sincerely,

Joan Anderson Growe  
Secretary of State

March 11, 1975

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. 128, An act relating to motor vehicles; manufacture of motor vehicle license number plates; commissioner of public safety to establish quality specifications of plates with the advice of law enforcement organizations; amending Minnesota Statutes 1974, Section 168.381.

S. F. No. 208, An act relating to the city of Bigelow; authorizing the issuance of general obligation bonds authorized by the voters without including the bonds in the computation of net debt.

Sincerely,  
Wendell R. Anderson, Governor

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

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

Mr. Willet introduced—

S. F. No. 816: A bill for an act relating to towns; requiring towns to file financial reports with the state auditor; amending Minnesota Statutes 1974, Section 366.22.

Referred to the Committee on Local Government.

Mr. Willet introduced—

S. F. No. 817: A bill for an act relating to game and fish; authorizing a season on fishers; amending Minnesota Statutes 1974, Section 100.27, Subdivisions 1 and 4.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Milton, Gearty and Kleinbaum introduced—

S. F. No. 818: A bill for an act relating to taxes on and measured by net income; providing a credit for certain expenditures for home maintenance; appropriating money; amending Minnesota Statutes 1974, Sections 290.984; 290.986; 290.988, Subdivision 1; 290.989; and Chapter 290, by adding sections.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Stumpf, Brown and Keefe, S. introduced—

S. F. No. 819: A bill for an act relating to taxation; providing for public financing in political campaigns; increasing the tax credit for political contributions; amending Minnesota Statutes 1974, Section 290.06, Subdivision 11.

Referred to the Committee on Transportation and General Legislation.

Messrs. Stumpf, O'Neill and Hughes introduced—

S. F. No. 820: A bill for an act relating to education; powers of trustees of incorporated colleges; amending Minnesota Statutes 1974, Section 121.18.

Referred to the Committee on Education.

Messrs. Stumpf, Schaaf and Perpich, G. introduced—

S. F. No. 821: A bill for an act relating to municipalities; powers; severance pay for employees; amending Minnesota Statutes 1974, Section 465.72.

Referred to the Committee on Governmental Operations.

Messrs. Stumpf, Schrom and Merriam introduced—

S. F. No. 822: A bill for an act relating to commerce; limitations

on powers of industrial loan and thrift companies; amending Minnesota Statutes 1974, Section 53.05.

Referred to the Committee on Labor and Commerce.

Mr. Schrom introduced—

S. F. No. 823: A bill for an act relating to veteran affairs; the transfer of the personal property a deceased resident leaves at the Minnesota Veterans home; repealing Minnesota Statutes 1974, Section 198.23.

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

Mr. Schrom introduced—

S. F. No. 824: A bill for an act relating to game and fish; size limits upon certain species of fish; amending Minnesota Statutes 1974, Section 101.42, Subdivision 1.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Schrom introduced—

S. F. No. 825: 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 1974, Section 297.08, Subdivisions 1 and 2, and by adding a subdivision.

Referred to the Committee on Judiciary.

Mr. Schrom introduced—

S. F. No. 826: A bill for an act relating to public waters; revising certain procedures for regulation of public waters; requiring that certain notices and opportunities for hearing be provided; amending Minnesota Statutes 1974, Sections 105.44, Subdivisions 3, 6 and 9; and 105.462.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Schrom introduced—

S. F. No. 827: A bill for an act relating to taxation; exempting the meals on wheels program and certain amusements from sales taxation; amending Minnesota Statutes 1974, Sections 297A.01, Subdivision 3 and 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Kleinbaum and Milton introduced—

S. F. No. 828: A bill for an act relating to human rights; prohibiting discrimination in the issuance of life and health insurance policies to disabled persons; amending Minnesota Statutes 1974, Section 363.03, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Messrs. Kleinbaum, Ueland and Laufenburger introduced—

S. F. No. 829: A bill for an act relating to state colleges; permitting the state college board to designate certain colleges as state universities.

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

Messrs. Kleinbaum and Milton introduced—

S. F. No. 830: A bill for an act relating to health care; requiring certain insurance policies and health care plans to provide benefits for health care services rendered in free standing ambulatory surgical centers.

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

Messrs. Merriam, Knutson and Schaaf introduced—

S. F. No. 831: A bill for an act relating to public welfare; juveniles; guardian ad litem; amending Minnesota Statutes 1974, Section 260.155, Subdivision 4.

Referred to the Committee on Judiciary.

Messrs. Moe, Dunn and Borden introduced—

S. F. No. 832: A bill for an act relating to the environment; directing creation of an environmental permits coordination unit within the environmental quality council; authorizing an optional consolidated application and hearing procedure for certain permits; directing establishment of permit information centers.

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. Sillers, Conzemius and Hanson, R. introduced—

S. F. No. 833: A bill for an act relating to agricultural lands;

permitting ownership of agricultural lands by nonprofit educational institutions; amending Minnesota Statutes 1974, Section 500.24, Subdivisions 1, 2 and 3.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Kleinbaum, Larson and Solon introduced—

S. F. No. 834: A bill for an act relating to intoxicating liquor; prohibiting certain advertising.

Referred to the Committee on Labor and Commerce.

Messrs. Anderson, Kowalczyk and Conzemius introduced—

S. F. No. 835: A bill for an act relating to health; authorizing a state subsidy to local units of government for providing community health services; prescribing the powers of the state board of health; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Schrom and Kleinbaum introduced—

S. F. No. 836: A bill for an act relating to Independent School District 748; discharging certain debt incurred under the maximum effort school aid law.

Referred to the Committee on Education.

Mr. Perpich, G. introduced—

S. F. No. 837: A bill for an act relating to St. Louis county; permitting expenditures or contracting for aid to the handicapped.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Hansen, Baldy; Larson and Solon introduced—

S. F. No. 838: A bill for an act relating to school districts; insurance for school district funds; amending Minnesota Statutes 1974, Section 124.05, Subdivision 2.

Referred to the Committee on Education.

Messrs. Milton; Hansen, Mel and Lewis introduced—

S. F. No. 839: A bill for an act relating to housing; permitting the housing finance agency to make grants to individuals who, but for the failure of their residence to meet applicable housing codes, would be selected to become a foster parent; amending Minnesota Statutes 1974, Section 462A.05, Subdivision 15.

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.

Mr. Tennessen, Mrs. Brataas and Mr. Lewis introduced—

S. F. No. 840: A bill for an act relating to the department of human rights; creating a private right of action to enforce the provisions of the human rights act in certain cases; amending Minnesota Statutes 1974, Section 363.06, Subdivision 1; and Chapter 363, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Renneke, Merriam and Patton introduced—

S. F. No. 841: A bill for an act relating to employment; prohibiting an employer from paying an employee's wages or salary in a form other than cash, check or negotiable instrument unless requested otherwise by the employee; providing a penalty; amending Minnesota Statutes 1974, Chapter 181, by adding a section.

Referred to the Committee on Labor and Commerce.

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

S. F. No. 842: A bill for an act relating to labor; voiding provisions in employment contracts requiring the employee to turn over certain patentable inventions or devices to his employer.

Referred to the Committee on Labor and Commerce.

Messrs. Conzemius and Bernhagen introduced—

S. F. No. 843: A bill for an act relating to agriculture; providing for the establishment, by counties, of agricultural districts; providing for the deferment of certain special local assessments; providing for valuation and tax deferment for certain farm buildings; appropriating money.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Arnold introduced—

S. F. No. 844: A bill for an act relating to labor; limiting the amount of weight an employee can be required to lift to 75 pounds; prescribing a penalty.

Referred to the Committee on Labor and Commerce.

Mr. Arnold introduced—

S. F. No. 845: A bill for an act relating to Itasca County; increasing the permissible per capita expenditure on tourist, agricultural and industrial promotion; amending Laws 1965, Chapter 326, Section 1, Subdivision 5.

Referred to the Committee on Local Government.

Messrs. Renneke, Borden and Schrom introduced—

S. F. No. 846: A bill for an act relating to compensation insurance; rates; amending Minnesota Statutes 1974, Section 79.21.

Referred to the Committee on Labor and Commerce.

Mr. Olhoft, by request, introduced—

S. F. No. 847: A bill for an act relating to counties; establishment of television translator system; amending Minnesota Statutes 1974, Section 375.164.

Referred to the Committee on Local Government.

Mr. Conzemius introduced—

S. F. No. 848: A bill for an act relating to the city of Lakeville; authorizing an increase in firemen's relief association lump sum service pensions.

Referred to the Committee on Governmental Operations.

Mr. Borden introduced—

S. F. No. 849: A bill for an act relating to public lands; authorizing the state and counties to exchange land; amending Minnesota Statutes 1974, Sections 373.01, Subdivision 1; 94.342, Subdivision 3; and 94.343, Subdivisions 1 and 3.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Borden and Ashbach introduced—

S. F. No. 850: A bill for an act relating to controlled substances; providing minimum sentences for first time offenders who commit felonies relating to the sale of certain narcotic drugs; providing penalties; amending Minnesota Statutes 1974, Section 152.15, Subdivision 1.

Referred to the Committee on Judiciary.

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

S. F. No. 851: A bill for an act relating to Hennepin county; tax levy for educational, cultural and artistic purposes.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Borden and Hansen, Baldy introduced—

S. F. No. 852: A bill for an act relating to commerce; interest rates on money; continuing the exemption of certain loans from maximum interest rates; amending Minnesota Statutes 1974, Section 334.01, Subdivision 2; repealing Laws 1974, Chapter 238, Section 2.

Referred to the Committee on Labor and Commerce.



Messrs. Borden and Humphrey introduced—

S. F. No. 853: A bill for an act relating to education; redefining school age for handicapped children; providing for educational services for handicapped in residential care facilities; increasing the amount of state aid for personnel to teach the handicapped; amending Minnesota Statutes 1974, Sections 120.17, Subdivision 1; and 124.32, Subdivision 1.

Referred to the Committee on Education.

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

S. F. No. 854: A bill for an act relating to taxation; denying tax deductions relating to substandard rental housing; amending Minnesota Statutes 1974, Chapter 290, by adding a section.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Chenoweth, Kirchner and Humphrey introduced—

S. F. No. 855: A bill for an act relating to metropolitan government; authorizing council regulations establishing standards and guidelines for determining matters of metropolitan significance to be adopted without specific legislative approval; amending Minnesota Statutes 1974, Section 473B.061, Subdivision 1.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Chmielewski introduced—

S. F. No. 856: A bill for an act relating to taxation; providing for a reduction in assessed valuation of real property; amending Minnesota Statutes 1974, Section 375.192, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Brown and Conzemius introduced—

S. F. No. 857: A bill for an act relating to ethics in government; limits on campaign expenditures; amending Minnesota Statutes 1974, Section 10A.25, Subdivision 2; repealing Minnesota Statutes 1974, Section 10A.25, Subdivision 6.

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. Brown and Hansen, Mel introduced—

S. F. No. 858: A bill for an act relating to elections; fair campaign practices; prohibiting solicitation of funds from lobbyists; amending Minnesota Statutes 1974, Chapter 211, by adding a section.

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. Brown and Conzemius introduced—

S. F. No. 859: A bill for an act relating to conduct of public officers including campaigns for the offices; prohibiting transfer of funds between political committees; amending Minnesota Statutes 1974, Sections 10A.11, Subdivision 6, and by adding a subdivision; 10A.12, Subdivision 1; and 10A.22, Subdivision 7.

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.

Mr. Brown introduced—

S. F. No. 860: A bill for an act relating to conduct of public officers including campaigns for the offices; prohibiting political funds from contributing to candidates or political committees; amending Minnesota Statutes 1974, Sections 10A.01, Subdivisions 7 and 10; 10A.11, Subdivision 6; 10A.12, Subdivision 1; 10A.13; 10A.14; 10A.15; 10A.16; 10A.17, Subdivisions 1 and 5; 10A.18; 10A.20, Subdivisions 1, 3, 6, 7 and 10; 10A.22, Subdivisions 1, 5 and 7; 10A.24; 10A.25, Subdivisions 2 and 6; 10A.26; 10A.27, Subdivision 1; repealing Minnesota Statutes 1974, Section 10A.12, Subdivisions 2, 3, 4 and 5.

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.

Mr. Laufenburger introduced—

S. F. No. 861: A bill for an act relating to the city of Winona; allowing certain meetings and information to be withheld from the public.

Referred to the Committee on Governmental Operations.

Messrs. Solon, Bang and Kleinbaum introduced—

S. F. No. 862: A bill for an act relating to commerce; prohibiting certain home telephone solicitations; providing a penalty.

Referred to the Committee on Labor and Commerce.

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

S. F. No. 863: A bill for an act relating to education; changing the time for the annual meeting of boards of independent school

districts; amending Minnesota Statutes 1974, Section 123.34, Subdivision 1.

Referred to the Committee on Education.

Messrs. Hansen, Baldy; O'Neill and Keefe, S. introduced—

S. F. No. 864: A bill for an act relating to hospitalization and commitment; providing for notice to and hearing on request of attending physician or next of kin of patient before discharge; amending Minnesota Statutes 1974, Section 253A.15, by adding a subdivision.

Referred to the Committee on Judiciary.

Messrs. Milton, Dunn and Moe introduced—

S. F. No. 865: A bill for an act relating to natural resources; prohibiting certain activities in the boundary waters canoe area; providing certain exceptions in case of national emergency.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. North, Ogdahl and Borden introduced—

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

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. North, Ogdahl and McCutcheon introduced—

S. F. No. 867: A bill for an act relating to civil service; authorizing training, development and compensation of state personnel designated as managerial; amending Minnesota Statutes 1974, Chapter 43, by adding sections.

Referred to the Committee on Governmental Operations.

Messrs. North, Dunn and Olhoft introduced—

S. F. No. 868: A bill for an act relating to motor vehicles; providing for activities in connection with motor vehicle and other waste; amending Minnesota Statutes 1974, Sections 168B.02, by

adding a subdivision; 168B.09, Subdivision 1; 168B.10, Subdivision 1; and Chapter 168B, by adding a section.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Perpich, G. introduced—

S. F. No. 869: A bill for an act relating to St. Louis county; providing for the disposition of the proceeds from the sale or rental of tax forfeited lands or from the sale of any products therefrom.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Sillers, Frederick and Larson introduced—

S. F. No. 870: A bill for an act relating to taxation; inheritance tax; providing for payment of tax in ten annual installments when a decedent transfers a certain interest in a closely held business.

Referred to the Committee on Taxes and Tax Laws.

Mr. Perpich, G. introduced—

S. F. No. 871: A bill for an act relating to St. Louis County; providing for the donation of Mesabi nursing home to range hospital corporation, a nonprofit corporation.

Referred to the Committee on Local Government.

Messrs. Doty, Renneke and Stokowski introduced—

S. F. No. 872: A bill for an act relating to counties; providing for terms of appointment and dismissal of county planning directors.

Referred to the Committee on Local Government.

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

S. F. No. 873: A bill for an act relating to highway traffic regulations; providing for alcohol related offense; requiring pre-sentence investigation; providing penalties; amending Minnesota Statutes 1974, Chapter 169, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Moe, Kirchner and Keefe, S. introduced—

S. F. No. 874: A bill for an act relating to the state board of investment; authorizing investment of state retirement system

funds in obligations issued or guaranteed by agencies of the United States; amending Minnesota Statutes 1974, Section 11.16, Subdivision 9.

Referred to the Committee on Governmental Operations.

Messrs. Josefson, Stassen and Hansen, Mel introduced—

S. F. No. 875: A bill for an act relating to retirement; recomputation of benefits payable by the Minnesota state retirement system; amending Minnesota Statutes 1974, Chapter 352, by adding a section.

Referred to the Committee on Governmental Operations.

Mr. Josefson introduced—

S. F. No. 876: A bill for an act relating to Lincoln county: ratifying certain salary increases voted to the Lincoln county board of commissioners.

Referred to the Committee on Local Government.

Mr. Nelson introduced—

S. F. No. 877: A bill for an act authorizing the city of Plymouth to refund temporary improvement bonds issued in the years 1969 to 1975; amending Laws 1971, Chapter 557, Section 1, as amended.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Gearty and Ogdahl introduced—

S. F. No. 878: A bill for an act relating to Hennepin county: granting power to the Hennepin county board of commissioners to acquire, operate and sell sports facilities and related facilities; to issue bonds and levy taxes therefor; to impose an admissions tax, and other powers necessary to acquire and operate those facilities.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Gearty, Sillers and Kleinbaum introduced—

S. F. No. 879: A bill for an act relating to state aids; providing for payment to cities of revenue lost because of certain tax exempt real property; appropriating funds.

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. 103 and 348.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 10, 1975

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 79, 111, 133 and 290.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 10, 1975

**FIRST READING OF HOUSE BILLS**

The following bills were read the first time and referred to the Committee on Rules and Administration.

H. F. No. 79: A bill for an act regulating smoking at public places and in public meetings; providing a penalty.

H. F. No. 111: A bill for an act relating to the Indian affairs commission; increasing the number of members authorized to approve expenses; amending Minnesota Statutes 1974, Section 3.922, Subdivision 3.

H. F. No. 133: A bill for an act relating to taxation; eliminating assessor's function of obtaining agricultural statistics and information; appointment of special boards of review and equalization; providing for certification of assessor; reclassification procedures for certain property; amending Minnesota Statutes 1974, Sections 17.03, Subdivision 2; 270.11, by adding a subdivision; 270.48; 273.17, Subdivision 1; 274.01; 274.13; 274.14.

H. F. No. 290: A bill for an act relating to sex discrimination; abolishing discrimination on the basis of sex in certain insurance laws; amending Minnesota Statutes 1974, Sections 61A.12, Subdivisions 2 and 4; 62A.041; 62C.14, Subdivision 5a; 69.40; 69.41; and 69.48.

**REPORTS OF COMMITTEES**

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exception of reports pertaining to confirmation of appointments. The motion prevailed.

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

H. F. No. 296: A bill for an act relating to the executive council; empowering it to grant assistance in conjunction with federal disaster relief programs; amending Minnesota Statutes 1974, Section 9.061, Subdivision 1.

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which were referred the following appointments as reported in the Journal for March 3, 1975:

**MINNESOTA POLLUTION CONTROL AGENCY**

Harold Field  
Carol Buckmann

Reports the same back with the recommendation that the appointments be confirmed.

Mr. Moe moved the foregoing committee report be laid on the table. The motion prevailed.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which were referred the following appointments as reported in the Journal for February 13, 1975:

**EXECUTIVE DIRECTOR OF THE POLLUTION CONTROL AGENCY**

Grant Merritt

**COMMISSIONER OF THE DEPARTMENT OF NATURAL RESOURCES**

Robert Herbst

**COMMISSIONER OF THE DEPARTMENT OF AGRICULTURE**

Jon Wefald

Reports the same back with the recommendation that the appointments be confirmed.

Mr. Moe moved the foregoing committee report be laid on the table. The motion prevailed.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 523: A bill for an act relating to the joint exercise of powers between governmental units; providing for the inclusion of instrumentalities of governmental units; providing for the negotiation of the costs of services or functions as part of the agreement; amending Minnesota Statutes 1974, Section 471.59, Subdivisions 1 and 8.

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

Page 2, line 17, strike "The provisions of this subdivision do not apply to"

Page 2, strike lines 18 through 20

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. 665: A bill for an act relating to the town of Taylor; restoring state payments lost because of failure of county auditor to forward report.

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

Page 1, line 7, strike "state" and insert "commissioner of revenue"

Page 1, line 10, strike "as provided by law" and insert "under chapter 477A"

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. 613: A bill for an act authorizing the city of Austin to establish and maintain a downtown mall.

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

Amend the title as follows:

Page 1, line 2, before "authorizing" insert "relating to the city of Austin;"

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. 318: A bill for an act relating to the cities of St. Charles, Dover and Eyota and the sanitary sewer board of the Dover, Eyota and St. Charles area sanitary district in the counties of Olmsted and Winona; providing certain powers; amending Laws 1973, Chapter 160, Section 10, Subdivision 3; Section 12 Subdivisions 1 and 2; and by adding a section.



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

Page 2, line 9, after the period, insert:

*“No special assessment levied under the provisions of this section or of Laws 1973, Chapter 160, Section 11, shall be subject to deferment under the provisions of Minnesota Statutes, Section 273.111, Subdivision 11, or of any other law except as provided in Laws 1973, Chapter 160, and any amendments thereto.”*

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. 384: A bill for an act relating to taxes on or measured by net income; appropriating money; amending Minnesota Statutes 1974, Sections 290.01, Subdivisions 8, 20, 21, and 22; and by adding subdivisions; 290.02; 290.06, Subdivisions 2c and 11; 290.0601, Subdivisions 6 and 9; 290.061; 290.086, Subdivision 7; 290.09, Subdivisions 4 and 15; 290.16, by adding a subdivision; 290.21, Subdivision 4; 290.50, Subdivisions 1, 2, 3 and 5; 290.92, Subdivisions 6 and 19; 290.931, Subdivision 1; 290.933, Subdivision 1; 290.972, Subdivision 2; 290.983, Subdivision 1; 290.985; repealing Minnesota Statutes 1974, Sections 290.072; 290.08, Subdivisions 9, 10, 11, 15, 16, 17, 18 and 22; 290.0801; and 290.931, Subdivision 2.

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

Page 3, strike lines 14 through 16

Page 5, line 10, reinstate the stricken language and strike “1974”

Page 5, line 12, reinstate the stricken language and strike “1974”

Page 11, line 14, reinstate the stricken language and strike “1974”

Page 11, line 17, reinstate the stricken language and strike “1974”

Page 11, line 21, after “290.16” strike “, subdivision 2”

Page 15, line 4, after “filed” insert “or is a former employee of a railroad who received disability pay under USCA Title 45, Section 228b during the calendar year for which the claim was filed”

Page 18, line 10, after “allowed” strike “, but the” and insert “.”

Page 18, strike lines 11 through 17

Pages 19 and 20, strike section 14

Page 21, line 21, after “that the” insert “recipient”

Pages 27 and 28, strike section 21

Pages 37 and 38, strike section 27

Page 38, strike section 29

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 8, strike "Subdivisions 4 and" and insert "Subdivision"

Page 1, line 10, strike "3 and 5" and insert "and 3"

Page 1, line 12, strike "290.983,"

Page 1, line 13, strike "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. 185: A bill for an act relating to employment services; authorizing the summer employment of young persons for state and local service; appropriating money.

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

Page 1, line 17, strike "young"

Page 1, line 18, strike "and veterans and full time"

Page 1, line 19, strike "students up to 26 years of age"

Page 2, line 6, after "rate" insert "except persons hired in a supervisory capacity who shall be compensated at a rate established by the commissioner"

Page 4, strike Section 7

Page 4, line 19, after "THE" in the headnote insert "GOVERNOR AND THE"

Page 4, line 20, strike "initiate a research study program to"

Page 4, line 24, after "the" insert "governor and the"

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. 616: A bill for an act relating to labor; minimum wage; exempting persons under 18 who deliver flyers door-to-

door from the minimum wage law; amending Minnesota Statutes 1974, Section 177.23, Subdivision 7.

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. 409: A bill for an act relating to health; requiring coverage of emotionally disturbed children in health benefit plans; amending Minnesota Statutes 1974, Chapter 62A, by adding a section.

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

Page 1, line 14, after "62D" insert "*which provides coverage of or reimbursement for inpatient hospital and medical expenses*"

Page 1, line 18, strike "*specifically*"

Page 1, line 21, strike "*disturbed*" and insert "*handicapped*"

Page 1, line 22, strike "*a licensed hospital or*"

Page 1, line 23, after "*welfare.*" insert "*For purposes of this section "emotionally handicapped child" shall have the meaning set forth by the commissioner of public welfare in the rules and regulations relating to residential treatment facilities.*"

Page 2, line 4, before "*Mandatory*" insert "*The*"

Page 2, line 7, strike "*, but in no event shall provide less than 980*"

Page 2, strike line 8

Page 2, line 9, strike "*limitations on cost and utilization*"

Amend the title as follows:

Page 1, line 3, strike "*disturbed*" and insert "*handicapped*"

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

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which were referred the following appointments as reported in the Journal for February 13, 1975:

**PUBLIC SERVICE COMMISSION**

Mrs. Katherine Sasseville

**DIRECTOR OF THE MINNESOTA ENERGY AGENCY**

John C. McKay

**DIRECTOR OF THE PUBLIC SERVICE COMMISSION**

Lawrence Anderson

**COMMISSIONER OF THE DEPARTMENT OF LABOR AND INDUSTRY**

E. I. Malone

**COMMISSIONER OF THE DEPARTMENT OF  
EMPLOYMENT SERVICES**

Emmet Cushing

**COMMISSIONER OF THE DEPARTMENT OF  
ECONOMIC DEVELOPMENT**

James Heltzer

Reports the same back with the recommendation that the appointments be confirmed.

Mr. Hansen, Baldy moved the foregoing committee report be laid on the table. The motion prevailed.

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

S. F. No. 514: A bill for an act relating to human services; appropriating money; amending Minnesota Statutes 1974, Sections 402.02, Subdivisions 1 and 2, and by adding a subdivision; 402.04, Subdivision 1; 402.05; 402.06; and 402.08.

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

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Section 402.01, Subdivision 1, is amended to read:

402.01 [AGREEMENT.] Subdivision 1. *Any three contiguous counties, or one or more contiguous counties, having an aggregate population of 50,000 or more persons or comprising all the counties within a region designated pursuant to sections 462.381 to 462.396 or chapter 473B, situated within the boundaries of the same region designated pursuant to sections 462.381 to 462.396 or chapter 473B, may, by resolution of their county boards of commissioners, designate a human services board having the composition, powers, and duties provided in sections 402.01 to 402.10. The state planning agency may, upon request, grant an exemption from the requirements of this subdivision relating to the population base and number of counties joining to form a human services board.*

Sec. 2. Minnesota Statutes 1974, Section 402.02, Subdivision 1, is amended to read:

402.02 [BOARD; COMPOSITION; POWERS; FUNDING;

GRANTS.] Subdivision 1. Human services boards shall be composed as follows:

(a) Not less than one county commissioner from each county party to the agreement, the commissioner or commissioners to be selected by the county board of the participating county; and

(b) Citizen members who in number shall comprise not less than one-third fourth of the membership of the human services board, one of whom shall be the chairman of the human services advisory committee, appointed in a manner determined by the county boards which are party to the agreement.

Board members shall serve for terms of three years, so arranged that as nearly as practicable, the terms of one-third of the members shall expire each year. Vacancies shall be filled in the same manner as original appointments.

Sec. 3. Minnesota Statutes 1974, Section 402.02, is amended by adding a subdivision to read:

*Subd. 1a. If a single county has been authorized to establish a county welfare board composed solely of county commissioners, the board of county commissioners is authorized to assume the responsibilities and duties of human services boards pursuant to this chapter.*

Sec. 4. Minnesota Statutes 1974, Section 402.02, Subdivision 2, is amended to read:

Subd. 2. A human services board shall possess all the powers and duties now assigned by law to:

(a) Manage the existing public resources devoted to human services delivered or purchased by the counties, which are subsidized or regulated by the departments of corrections, health, and public welfare;

(b) Employ staff to carry out the purposes of sections 402.01 to 402.10;

(c) Deliver services directly, or through contract with other governmental or nongovernmental providers;

(d) Develop a plan for the delivery of human services, which shall include ~~court~~ *correctional services, court services not related to judicial administration*, public health services, public assistance, mental retardation services, social services, mental health services, and others of similar classification, and shall show evidence of participation in the development of the plan by major private sector providers of related services;

(e) Receive and expend for the purposes of sections 402.01 to 402.10 funds from the departments of corrections, health and public welfare, or from any other lawful source, including any governmental source.

Sec. 5. Minnesota Statutes 1974, Section 402.02, is amended by adding a subdivision to read:

*Subd. 3a. The county boards of commissioners party to the agreement shall prescribe in the agreement the manner and amount of per diem and expense payments to members of the human services boards. No board of county commissioners of a county coming within the provisions of subdivision 1a of this section may authorize payments to human services board members under this subdivision.*

Sec. 6. Minnesota Statutes 1974, Section 402.04, Subdivision 1, is amended to read:

402.04 [DELEGATION OF FUNCTIONS; FINANCIAL AID; STANDARDS; REPORTS.] Subdivision 1. ~~During the biennium ending June 30, 1975;~~ The commissioner of corrections, state board of health, and commissioner of public welfare may, without reference to the provisions of chapter 15, delegate any duty, authority, or responsibility vested in their respective departments relative to any program or service presently provided by the state, to any human services board which has in effect an approved plan for the affected program or service. The authority granted under this section shall include the authority to transfer to a human services board that portion of any unexpended appropriation which represents a saving to the department concerned by virtue of the assumption by the board of the duty, authority, or responsibility so delegated. No state employee shall be involuntarily terminated from employment by any action under this section.

Sec. 7. Minnesota Statutes 1974, Section 402.05, Subdivision 1, is amended to read:

402.05 [EMPLOYEES.] Subdivision 1. All persons employed by a county, whose functions are assumed by a human services board, shall continue as employees of the board without loss in seniority, status, or benefits, and ~~subject to any merit or civil service system salary or rights, and current employees shall receive preferential consideration according to fair employment practices in any reassignment of personnel.~~

Sec. 8. Minnesota Statutes 1974, Section 402.05, Subdivision 2, is amended to read:

Subd. 2. Not later than 30 365 days after approval of the initial human services board plan and budget by affected state agencies pursuant to section 402.06 any county board, committee or commission having authorities or duties in the areas designated in section 402.02, subdivision 2, clause (d) shall cease its operation and no per diem or reimbursement of expenses shall be paid to any member of the board, committee or commission.

Sec. 9. Minnesota Statutes 1974, Section 402.08, is amended to read:

402.08 [CONTINUING DEVELOPMENT SUBSIDY.] The state planning agency shall select ~~pilot~~ study human services boards for the development of plans and programs pursuant to sections 402.01 to 402.10. To qualify as a pilot study human services board, the board need not be a formally designated human ser-

vices board pursuant to section 402.01. Any pilot human services board selected shall receive financial assistance to plan its responsibilities under sections 402.01 to 402.10. No grant pursuant to this section shall be made to any individual county. It is the policy of the legislature to develop multi-county human services boards and to support currently established pilot human services boards as they become operational. The state planning agency shall present to the legislature on January 1, 1977, a policy for human services organization at the county or multi-county level, covering the 87 counties and including at least correctional services, public health services, public assistance, mental retardation services, social services, mental health services, and other similar services.

To insure the ongoing development of the human services boards established in the biennium ending June 30, 1975, and to encourage additional counties in assessing the feasibility of establishing human services boards, financial assistance shall be made available for human services boards and counties to carry out their responsibilities under this chapter. No grant pursuant to this section shall be made to an individual county.

The state planning agency shall administer the financial assistance, provide primary support for the human services boards, and coordinate state agency and human services board activities.

Sec. 10. [APPROPRIATION.] There is appropriated the sum of \$750,000 to the state planning agency for the biennium ending June 30, 1977, for the purposes set forth in section 402.08.

Sec. 11. [REPEALER.] Minnesota Statutes 1974, Section 402.05, Subdivision 3, is repealed."

Further amend the title as follows:

Page 1, line 1, after "services;" insert "encouraging the development of human services boards;"

Page 1, line 3, after "Sections" insert "402.01, Subdivision 1;"

Page 1, line 4, strike "a subdivision" and insert "subdivisions"

Page 1, line 5, after "402.05" and before the semicolon, insert: ", Subdivisions 1 and 2"

Page 1, line 5, strike "402.06;"

Page 1, line 5, after "402.08" and before the period, insert "; and repealing Minnesota Statutes 1974, Section 402.05, Subdivision 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. 641: A bill for an act relating to motor vehicles; registration and taxation; vehicles exempt from license fees; amending Minnesota Statutes 1974, Section 168.012, Subdivision 1, and by adding subdivisions; repealing Minnesota Statutes 1974, Section 168.012, Subdivisions 1a, and 1b.

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

Page 2, lines 9, 10 and 11, reinstate the stricken language.

Page 2, strike lines 20 through 30.

Page 2, line 31, after "Subd. 1" strike "d" and insert "c"

Page 2, line 32, after "1a" strike the comma and insert "and"

Page 2, line 32, strike "and 1c"

Page 3, line 25, after "Subd. 1" strike "e" and insert "d"

Page 4, line 1, after "Subd. 1" strike "f" and insert "e"

Page 4, line 2, strike "1c"

Page 4, line 2, strike "1e" and insert "1d"

Page 4, line 18, after "lettering" insert "*of not less than 3½ inches high and one inch wide and of a ⅜ inch stroke*"

Page 4, line 20, after "Subd. 1" strike "g" and insert "f"

Page 4, line 25, after "Subd. 1" strike "h" and insert "g"

Further amend the title as follows:

Page 1, line 2, strike "registration and"

Page 1, strike line 3 and insert "exempting certain vehicles from registration, taxation and licensing requirements;"

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. 679: A bill for an act relating to public safety; regulating the use of explosives; authorizing sheriffs and certain chiefs of police to issue permits for the use of explosives; amending Minnesota Statutes 1974, Sections 299F.73; and 299F.75.

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

Page 2, line 23, after "safety" insert a period and strike "except that a dealer in"

Page 2, strike lines 24 through 28

Page 2, line 29, strike "the sale by a phone call to the appropriate"

Page 2, line 32, strike "*sheriff or chief of*"

Page 3, line 1, strike the entire line.

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



Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred the following appointment as reported in the Journal for January 16, 1975:

**MINNESOTA ENVIRONMENTAL QUALITY COUNCIL  
CITIZENS ADVISORY COMMITTEE**

Dr. J. P. Grahek

Reports the same back with the recommendation that the appointment not be confirmed.

Mr. Moe moved the foregoing committee report be laid on the table. The motion prevailed.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 426: A bill for an act relating to foods; requiring eating places that serve meat containing meat substitutes for consumption on the premises to indicate the same on its menu or bill of fare; prescribing penalties.

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

Page 1, lines 11 and 12, strike "for consumption on the premises"

Amend the title as follows:

Page 1, line 4, strike "on the premises"

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 126: A bill for an act relating to game and fish; methods of taking bear; providing a penalty; amending Minnesota Statutes 1974, Section 100.29, by adding a subdivision.

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

Page 1, line 9, strike "*garbage or food of any kind*" and insert "*solid waste containing bottles, cans, plastic, paper, wood, bones or any other materials that are not readily biodegradable*"

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

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which were referred the following appointments as reported in the Journal for January 16, 1975:

**METROPOLITAN COUNCIL**

Charles L. Rafferty  
Alton J. Gasper  
Charles R. Weaver  
Marcia Bennett  
Opal M. Petersen

Reports the same back with the recommendation that the appointments be confirmed.

Mr. Chenoweth moved the foregoing committee report be laid on the table. The motion prevailed.

Mr. Hughes from the Committee on Education, to which were referred the following appointments as reported in the Journal for February 17, 1975:

**STATE COLLEGE BOARD**

Donald G. Jackman  
Arnold C. Anderson  
Robert Irvine  
Mrs. Mary Thornton Phillips

Reports the same back with the recommendation that the appointments be confirmed.

Mr. Hughes moved the foregoing committee report be laid on the table. The motion prevailed.

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

H. F. Nos. 79, 111, 133 and 290 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. 111 to the Committee on Governmental Operations.

H. F. No. 79 to the Committee on Health, Welfare and Corrections.

H. F. No. 290 to the Committee on Labor and Commerce.

H. F. No. 133 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.

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

H. F. Nos. 84 and 418 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.
84	112	418	490		

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 84 be amended as follows:

Strike everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1974, Section 43.30, is amended to read:

43.30 [VETERANS PREFERENCE.] ~~Notwithstanding sections 197.45 to 197.48,~~ The provisions of this section shall govern the granting of veterans' preference for the state civil service.

In all examinations under this chapter a veterans' preference shall be given to every person who has been honorably discharged ~~or separated under honorable conditions~~ from any branch of the armed forces of the United States (1) after having served on active duty for *181 consecutive days other than training purposes* or (2) by reason of disability incurred while serving on active duty, and who is a citizen of the United States, and persons who served in the active military service of any government allied with the United States in World War I or World War II, and have been honorably discharged therefrom, and who are citizens of the United States and were citizens at the time of entrance into active service. And the veteran thus preferred shall not be disqualified from holding any position in the classified service on account of his age or by reason of any physical disability provided such age or physical disability does not render him incompetent to perform the duties of the position.

Recognizing that training and experience in the services of the government and loyalty and sacrifice for the government are qualifications of merit which cannot be readily discovered by examination; there shall be added to the examination rating of a disabled veteran, *if he so elects*, a credit of ten points, ~~and in open competitive examination only if such augmented rating gives to such disabled veteran obtained a passing grade without the addition of the credit points,~~ and *if such disabled veteran is able to perform the duties of the position sought with reasonable efficiency, his name shall be placed at the head of the eligible list for such position on the list of eligibles with the names of other eligible persons. The name of a veteran with such augmented rating shall be entered ahead of a non-veteran when their ratings are the same.*

There shall be added to the examination rating of all other veterans, *if each so elects*, a credit of five points, ~~and if such augmented rating gives to such veteran obtained a passing grade and if such veteran is able to perform the duties of the position with reasonable efficiency,~~ his name shall be placed on the list of

eligibles with the names of other eligible persons without the addition of the credit points. The name of a veteran with such augmented rating shall be entered ahead of a non-veteran when their ratings are the same.

*All governmental agencies when notifying the applicant that he has passed the examination, shall notify the applicant of his examination score and shall also notify the applicant that if he is a veteran he may elect to use his unused veterans' preference to augment his passing rating. The preference given by this section may only be used to secure employment or appointment. There shall be no preference for use in the securing of positions to be filled by means other than through open competitive examinations.*

Such preference is hereby extended to the widows surviving spouses of deceased veterans until their remarriage and to the spouse of a disabled veteran, who because of such disability is unable to qualify.

The fact that an applicant has claimed a veterans preference shall not be made known to the examiners and the preference credit shall be added to the examination rating by the commissioner, and the records shall show the examination rating and the preference credit.

A disabled veteran is one who is rated or certified adjudicated as disabled having a compensable service connected disability by the United States Veterans Administration, or by the retirement boards of the several branches of the armed forces, and which disability is existing at the time preference is claimed.

In the event of the rejection by the appointing officer of the person so preferred when certified for promotion or to fill a vacancy or a new position, the appointing officer shall forthwith file in writing with the commissioner or in the case of local governmental agencies, the appropriate local personnel officer the reasons for such rejection and shall furnish to the rejected veteran a copy thereof.

Sec. 2. Minnesota Statutes 1974, Chapter 197, is amended by adding a section to read:

[197.455] [STATE LAW APPLICABLE.] *The provisions of Minnesota Statutes, Section 43.30 granting preference to veterans in employment and appointment in the state civil service shall also govern preference in employment and appointment of a veteran under the civil service laws, charter provisions, ordinances or rules of a county, city, town, school district, or other political subdivision. Any provision in a law, charter, ordinance or rule contrary to section 43.30 is void to the extent of such inconsistency. Sections 197.46 to 197.48 shall not apply to the state civil service.*

Sec. 3. Minnesota Statutes 1974, Section 44.14, is amended to read:

44.14 [VETERANS PREFERENCE.] This chapter does not exclude or modify the application of sections 197.45 and section

197.46 and section 2 of this act , known as the veterans preference law.

Sec. 4. Minnesota Statutes 1974, Section 197.46, is amended to read:

**197.46 [VETERANS PREFERENCE ACT; REMOVAL FORBIDDEN; RIGHT OF MANDAMUS.]** Any person whose rights may be in any way prejudiced contrary to any of the provisions of this section, shall be entitled to a writ of mandamus to remedy the wrong. No person holding a position by appointment or employment in the state of Minnesota or in the several counties, cities, towns, school districts and all other political subdivisions or agencies thereof, who is an honorably discharged veteran, shall be removed from such position or employment except for incompetency or misconduct shown after a hearing, upon due notice, upon stated charges, in writing.

Any veteran who has been notified of the intent to discharge him from an appointed position or employment pursuant to this section shall be notified in writing of such intent to discharge and of his right to request a hearing within 60 days of receipt of the notice of intent to discharge. The failure of a veteran to request a hearing within the provided 60-day period shall constitute a waiver of his right to a hearing. Such failure shall also waive all other available legal remedies for reinstatement.

Request for a hearing concerning such a discharge shall be made in writing and submitted by mail or personal service to the employment office of the concerned employer or other appropriate office or person.

In all governmental subdivisions having an established civil service board or commission, or merit system authority, such hearing for removal or discharge shall be held before such civil service board or commission or merit system authority. Where no such civil service board or commission or merit system authority exists, such hearing shall be held by a board of three persons appointed as follows: one by the governmental subdivision, one by the veteran, and the third by the two so selected. In the event the two persons so selected do not appoint the third person within ten days after the appointment of the last of the two, then the judge of the district court of the county wherein the proceeding is pending, or if there be more than one judge in said county then any judge in chambers, shall have jurisdiction to appoint, and upon application of either or both of the two so selected shall appoint, the third person to the board and the person so appointed by the judge with the two first selected shall constitute the board. The veteran may appeal from the decision of the board upon the charges to the district court by causing written notice of appeal, stating the grounds thereof, to be served upon the governmental subdivision or officer making the charges within 15 days after notice of the decision and by filing the original notice of appeal with proof of service thereof in the office of the clerk of the district court within ten days after service thereof. Nothing in sections 197.45 and section 197.46 or section 2 of this act shall

be construed to apply to the position of private secretary, teacher, superintendent of schools, or one chief deputy of any elected official or head of a department, or to any person holding a strictly confidential relation to the appointing officer. The burden of establishing such relationship shall be upon the appointing officer in all proceedings and actions relating thereto.

All officers, boards, commissions, and employees shall conform to, comply with, and aid in all proper ways in carrying into effect the provisions of sections ~~197.45~~ and section 197.46 and section 2 of this act. Any wilful violation of such sections by officers, officials, or employees is a misdemeanor.

Sec. 5. Minnesota Statutes 1974, Section 197.481, Subdivision 1, is amended to read:

197.481 [ENFORCEMENT.] Subdivision 1. [PETITION.] A veteran who has been denied rights by the state or any political subdivision, municipality, or other public agency of the state under sections 43.30, ~~197.45~~, 197.46, ~~197.47~~, and 197.48 may petition the commissioner of veterans affairs for an order directing the agency to grant the veteran such relief the commissioner finds justified by said statutes.

The petition shall contain:

- (1) The name, address and acknowledged signature of the veteran.
- (2) The names and addresses of all agencies and persons that will be directly affected if the petition is granted.
- (3) A concise statement of the facts giving rise to the veteran's rights and a concise statement showing the manner in which rights were denied.
- (4) A statement of the relief requested.

Sec. 6. *Minnesota Statutes 1974, Sections 197.45 and 197.47 are repealed.*

Sec. 7. [EFFECTIVE DATE.] *This act is effective the day following final enactment.*"

Further, amend the title by striking it in its entirety and inserting the following:

"A bill for an act relating to veterans; limiting the exercise of preference in public appointments or promotions; standardizing the use of veterans preference throughout the state; amending Minnesota Statutes 1974, Sections 43.30; 44.14; 197.46; 197.481, Subdivision 1; Chapter 197, by adding a section; repealing Minnesota Statutes 1974, Sections 197.45 and 197.47."

And when so amended, H. F. No. 84 will be identical to S. F. No. 112 and further recommends that H. F. No. 84 be given its second reading and substituted for S. F. No. 112 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 418 be amended as follows:

In the title, delete lines 3 and 4 and insert "conveyance of certain land previously authorized by law to be conveyed to the city; providing the sale price thereof."

And when so amended, H. F. No. 418 will be identical to S. F. No. 490 and further recommends that H. F. No. 418 be given its second reading and substituted for S. F. No. 490 and that the Senate File be indefinitely postponed.

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

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

S. F. Nos. 523, 665, 613, 318, 384, 616, 409, 641, 679, 426 and 126 were read the second time.

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

H. F. Nos. 296, 84 and 418 were read the second time.

#### **MOTIONS AND RESOLUTIONS**

Mr. Moe moved that the name of Mr. Fitzsimons be added as co-author to S. F. No. 807. The motion prevailed.

Mr. Davies moved that S. F. No. 28 and the Conference Committee Report thereon be laid on the table and the Conference Committee Report be printed in the Journal. The motion prevailed.

#### **CONFERENCE COMMITTEE REPORT ON S. F. NO. 28**

A bill for an act relating to the compensation of victims of motor vehicle accidents; requiring cooperation of a person claiming benefits before and after commencement of suit; requiring bureau notification within a specified time under the assigned claims plan; amending Minnesota Statutes 1974, Sections 65B.43, Subdivisions 7 and 12; 65B.44, Subdivisions 1, 2, 6, and 8; 65B.51, Subdivision 2; 65B.56, Subdivision 1; 65B.59; 65B.65; 65B.67, Subdivisions 1 and 2; repealing Minnesota Statutes 1974, Section 65B.52.

March 12, 1975

The Honorable Alec G. Olson  
President of the Senate

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

We, the undersigned conferees for S. F. No. 28, report that we have agreed upon the items in dispute and recommend as follows:

That S. F. No. 28 be further amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Section 65B.43, Subdivision 7, is amended to read:

Subd. 7. "Loss" means economic detriment resulting from the accident causing the injury, consisting only of medical expense, ~~disability~~ and income loss, replacement services loss and, if the injury causes death, funeral expense, survivor's economic loss and survivor's replacement services loss. Noneconomic detriment is not loss; however, economic detriment is loss although caused by pain and suffering or physical or mental impairment.

Sec. 2. Minnesota Statutes 1974, Section 65B.43, Subdivision 12, is amended to read:

Subd. 12. "Commercial vehicle" means:

- (a) any motor vehicle used as a common carrier,
- (b) any motor vehicle, other than a passenger vehicle or a station wagon, as those terms are defined in section 168.011, subdivisions 7 and 23, which has a curb weight *in excess* of 5500 pounds apart from cargo capacity, or
- (c) any motor vehicle while used in the for-hire transportation of property.

Sec. 3. Minnesota Statutes 1974, Section 65B.44, Subdivision 1, is amended to read:

65B.44 [BASIC ECONOMIC LOSS BENEFITS.] Subdivision 1. [INCLUSIONS.] Basic economic loss benefits shall provide reimbursement for all loss suffered through injury arising out of the maintenance or use of a motor vehicle, subject to any applicable deductibles, exclusions, disqualifications, and other conditions, and shall provide a maximum of \$30,000 for loss arising out of the injury of any one person, consisting of:

- (a) \$20,000 for medical expense loss arising out of injury to any one person; and
- (b) A total of \$10,000 for ~~disability~~ and income loss, replacement services loss, funeral expense loss, survivor's economic loss, and survivor's replacement services loss arising out of the injury to any one person.

Sec. 4. Minnesota Statutes 1974, Section 65B.44, Subdivision 2, is amended to read:

Subd. 2. [MEDICAL EXPENSE BENEFITS.] Medical expense benefits shall reimburse all reasonable expenses for necessary medical, surgical, x-ray, optical, dental, chiropractic, and rehabilitative services, including prosthetic devices, prescription drugs, necessary ambulance, hospital, extended care and nursing services. "~~Extended care facility~~" means a place where skilled nursing care and related services are provided for patients who require post-hospitalization, in-patient medical, nursing, or therapy services.



Hospital room and board benefits may be limited, except for intensive care facilities, to the regular daily semi-private room rates customarily charged by the institution in which the recipient of benefits is confined. Such benefits shall also include necessary remedial treatment and services recognized and permitted under the laws of this state for an injured person who relies upon spiritual means through prayer alone for healing in accordance with his religious beliefs. Medical expense loss includes medical expenses accrued prior to the death of a person notwithstanding the fact that benefits are paid or payable to the decedent's survivors. Medical expense benefits for rehabilitative services shall be subject to the provisions of section 65B.45.

Sec. 5. Minnesota Statutes 1974, Section 65B.44, Subdivision 6, is amended to read:

Subd. 6. [SURVIVORS ECONOMIC LOSS BENEFITS.] Survivors economic loss benefits, in the event of death occurring within one year of the date of the accident, caused by and arising out of injuries received in the accident, *are subject to a maximum of \$200 per week and shall reimburse cover loss accruing after decedent's death of contributions of money or tangible things of economic value, not including services, subject to a maximum of \$200 per week that his surviving dependents would have received for their support during their dependency from the decedent had he not suffered the injury causing death.*

For the purposes of definition under Laws 1974, Chapter 408, the following described persons shall be presumed to be dependents of a deceased person: (a) a wife is dependent on a husband with whom she lives at the time of his death; (b) a husband is dependent on a wife with whom he lives at the time of her death; (c) any child while under the age of 18 years, or while over that age but physically or mentally incapacitated from earning, is dependent on the parent with whom he is living or from whom he is receiving support regularly at the time of the death of such parent. *In all other cases, questions of the existence and extent of dependency shall be determined in accordance with the facts at the time of the death. Questions of the existence and the extent of dependency shall be questions of fact, considering the support regularly received from the deceased.*

*Payments to the surviving spouse shall be terminated in the event such surviving spouse remarries or dies. Payments to a dependent child who is not physically or mentally incapacitated from earning shall be terminated in the event he attains majority, marries or becomes otherwise emancipated, or dies*

*Payments shall be made to the dependent, except that benefits to a dependent who is a child or an incapacitated person may be paid to the dependent's surviving parent or guardian. Payments shall be terminated whenever the recipient ceases to maintain a status which if the decedent were alive would be that of dependency.*

Sec. 6. Minnesota Statutes 1974, Section 65B.44, Subdivision 8, is amended to read:

Subd. 8. "Basic economic loss benefits" do not include benefits for physical damage done to property ~~or including~~ motor vehicles, ~~including~~ and their contents.

Sec. 7. Minnesota Statutes 1974, Section 65B.51, Subdivision 2, is amended to read:

Subd. 2. [RIGHT TO RECOVER ECONOMIC LOSS NOT INCLUDED IN FIRST PARTY BENEFITS.] A person may bring a negligence action for economic loss not paid or payable by ~~an economic loss a reparation~~ obligor because of daily or weekly dollar limitations of section 65B.44, the seven-day services exclusion of section 65B.44, the limitations of benefits contained in section 65B.44, subdivision 1, or an exclusion from coverage by sections 65B.58 to 65B.60.

Sec. 8. Minnesota Statutes 1974, Section 65B.56, Subdivision 1, is amended to read:

65B.56 [COOPERATION OF PERSON CLAIMING BENEFITS.] Subdivision 1. [MEDICAL EXAMINATIONS AND DISCOVERY OF CONDITION OF CLAIMANT.] Any person with respect to whose injury benefits are claimed under a plan of reparation security shall, upon request of the reparation obligor from whom recovery is sought, submit to a physical examination by a physician or physicians selected by the obligor as may reasonably be required.

The costs of any examinations requested by the obligor shall be borne entirely by the requesting obligor. Such examinations shall be conducted within the city, town, or statutory city of residence of the injured person. If there is no qualified physician to conduct the examination within the city, town, or statutory city of residence of the injured person, then such examination shall be conducted at another place of the closest proximity to the injured person's residence. Obligors are authorized to include reasonable provisions in policies for mental and physical examination of those injured persons.

If requested by the person examined, a party causing an examination to be made shall deliver to him a copy of every written report concerning the examination rendered by an examining physician, at least one of which reports must set out in detail the findings and conclusions of such examining physician.

An injured person shall also do all things reasonably necessary to enable the obligor to obtain medical reports and other needed information to assist in determining the nature and extent of the injured person's injuries and loss, and the medical treatment received by him. If the claimant refuses to cooperate in responding to requests for examination and information as authorized by this section, evidence of such noncooperation shall be admissible in any suit or arbitration filed for damages for such personal injuries or for the benefits provided by Laws 1974, Chapter 408.

*The provisions of this section apply before and after the commencement of suit.*

Sec. 9. Minnesota Statutes 1974, Section 65B.59, is amended to read:

65B.59 [RACES.] A person who is injured in the course of an officiated racing or speed contest an official racing contest, other than a rally held in whole or in part on public roads, or in practice or preparation therefor is disqualified from basic or optional economic loss benefits. His survivors are not entitled to basic or optional economic loss benefits for loss arising from his death.

Sec. 10. Minnesota Statutes 1974, Section 65B.65, is amended to read:

65B.65 [TIME FOR PRESENTING CLAIMS UNDER ASSIGNED CLAIMS PLAN.] A person authorized to obtain basic economic loss benefits through the assigned claims plan shall notify the bureau of his claim within one year of the date on which he receives written authorization to participate in such plan. If timely action for basic economic loss benefits is commenced against a reparation obligor who is unable to fulfill his obligations under Laws 1974, Chapter 408, a claim through the assigned claims plan may be made within a reasonable time after discovery of such inability. 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 commenced 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. 11. Minnesota Statutes 1974, Section 65B.67, Subdivision 1, is amended to read:

65B.67 [PENALTIES FOR FAILURE TO PROVIDE SECURITY FOR BASIC REPARATION BENEFITS.] Subdivision 1. Every owner of a motor vehicle for which security has not been provided as required by section 65B.48, shall be liable in tort without limitation not by the provisions of chapter 65B be relieved of tort liability arising out of the operation, ownership, maintenance or use of the motor vehicle.

Sec. 12. Minnesota Statutes 1974, Section 65B.67, Subdivision 2, is amended to read:

Subd. 2. Any owner of a motor vehicle with respect to which security is required under Laws 1974, Chapter 408 who operates such motor vehicle or permits it to be operated upon a public highway, street or road in this state without having in full force and effect who knows or who has reason to know that the vehicle does not have security complying with the terms of section 65B.48, is guilty of a misdemeanor.

Sec. 13. Minnesota Statutes 1974, Section 65B.67, Subdivision 4, is amended to read:

Subd. 4. Any operator of a motor vehicle who is convicted of a misdemeanor under the terms of this section shall have his operator's license revoked for not less than ~~six months~~ or more than 12 months. If such operator is also an owner of the motor vehicle, his motor vehicle registration shall also be revoked for not less than ~~six months~~ or more than 12 months. *Before reinstatement of an operator's license or registration, the operator shall file with the commissioner of public safety the written certificate of an insurance carrier authorized to do business in this state stating that security has been provided by the operator as required by section 65B.48.*

Sec. 14. Minnesota Statutes 1974, Section 65B.67, is amended by adding a subdivision to read:

*Subd. 4a. The commissioner of public safety may revoke the registration of any motor vehicle without preliminary hearing upon a showing by department records or other sufficient evidence that security required by section 65B.48 has not been provided and maintained. Before reinstatement of a vehicle registration, there shall be filed with the commissioner of public safety the written certificate of an insurance carrier authorized to do business in the state stating that security has been provided as required by section 65B.48. The commissioner of public safety may require the certificate of insurance provided to satisfy this subdivision to be certified by the insurance carrier to be noncancelable for a period not to exceed one year.*

Sec. 15. Minnesota Statutes 1974, Section 65B.71, is amended by adding a subdivision to read:

*Subd. 4. The provisions of Minnesota Statutes 1971, Chapter 170, as amended by Laws 1973, Chapter 35, Sections 37 and 38, shall apply to a person who is involved in a motor vehicle accident occurring before January 1, 1975. Money deposited with the commissioner in accordance with Minnesota Statutes 1971, Chapter 170, as amended by Laws 1973, Chapter 35, Sections 37 and 38, shall be retained by the commissioner and disbursed only in accordance with Minnesota Statutes 1971, Chapter 170, as amended by Laws 1973, Chapter 35, Sections 37 and 38. An operator's license suspended in accordance with Minnesota Statutes 1971, Chapter 170, as amended by Laws 1973, Chapter 35, Sections 37 and 38, shall be reinstated only in accordance with Minnesota Statutes 1971, Chapter 170, as amended by Laws 1973, Chapter 35, Sections 37 and 38.*

Sec. 16. Accidents occurring before January 1, 1975, are not covered by or subject to sections 1 to 14 of this act.

Sec. 17. Minnesota Statutes 1974, Section 65B.52, is repealed.

Sec. 18. *This act is retroactively effective on January 1, 1975.*"

Further strike the title and insert:

"A bill for an act relating to the compensation of victims of motor vehicle accidents; requiring cooperation of a person claiming benefits before and after commencement of suit; requiring bureau

notification within a specified time under the assigned claims plan; providing that the safety responsibility law as amended prior to 1974 shall continue to apply to certain persons and activities; directing the commissioner of public safety to continue to disburse certain deposits and to reinstate certain licenses in accordance with the safety responsibility law as amended prior to 1974; amending Minnesota Statutes 1974, Sections 65B.43, Subdivisions 7 and 12; 65B.44, Subdivisions 1, 2, 6, and 8; 65B.51, Subdivision 2; 65B.56, Subdivision 1; 65B.59; 65B.65; 65B.67, Subdivisions 1, 2 and 4, and by adding a subdivision; 65B.71, by adding a subdivision; repealing Minnesota Statutes 1974, Section 65B.52.”

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

Senate Conferees: (Signed) Jack Davies, Howard A. Knutson, Alec G. Olson.

House Conferees: (Signed) Bruce F. Vento, James R. Casserly.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Willet moved that the names of Messrs. Dunn and Stokowski be added as co-authors to S. F. No. 816. The motion prevailed.

Mr. Chenoweth moved that the report from the Committee on Metropolitan and Urban Affairs, reported March 10, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Chenoweth moved that the foregoing report be now adopted. The motion prevailed.

#### CONFIRMATION

Mr. Chenoweth moved that in accordance with the report from the Committee on Metropolitan and Urban Affairs, reported March 10, 1975, the Senate, having advised with, do now consent to and confirm the appointments of:

#### METROPOLITAN COUNCIL

John Boland, 2454 Ripley Avenue, St. Paul, Ramsey County, appointed as chairman of the Metropolitan Council effective January 6, 1975, for a term expiring January 1, 1979.

E. Peter Gillette, Jr., 2120 South Oliver Avenue, Minneapolis, Hennepin County, appointed effective January 6, 1975, for a term expiring January 1, 1979.

The motion prevailed. So the appointments were confirmed.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Perpich, A. J. moved that S. F. No. 757 be withdrawn from the Committee on Taxes and Tax Laws and re-referred to the Committee on Local Government. The motion prevailed.

Mr. Brown moved that the name of Mr. Stassen be added as co-author to S. F. No. 859. The motion prevailed.

Mr. Coleman moved that the committee report on Permanent Rules of the Senate be taken from the table. The motion prevailed.

Mr. Coleman moved the Permanent Rules of the Senate be now adopted.

Mr. Jensen moved to amend the Permanent Rules of the Senate as follows:

Add a new rule to read:

#### CONFERENCE COMMITTEE REPORTS

*76. If any new matter is included in a conference committee report that was not contained in either the bill or amendments referred to the conference committee, the presiding officer shall return the report to the conference committee upon a point of order being raised that the report contains such new matter.*

#### CALL OF THE SENATE

Mr. Ashbach imposed a call of the Senate for all the proceedings relating to the consideration of Senate Rules. The following Senators answered to their names:

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

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

The question being taken on the adoption of the amendment of Mr. Jensen.

Mr. Jensen moved that those not voting be excused from voting. The motion did not prevail.

Mr. Coleman moved that those not voting be excused from voting. The motion prevailed.

And the roll being called, there were yeas 32 and nays 33, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Doty	McCutcheon	Perpich, A. J.	Stokowski
Arnold	Gearty	Merriam	Perpich, G.	Stumpf
Borden	Hughes	Milton	Purfeerst	Tennessee
Chenoweth	Humphrey	Moe	Schaaf	Wegener
Coleman	Keefe, S.	Olhoff	Schmitz	Willet
Conzemius	Kleinbaum	Olson, A. G.	Solon	
Davies	Laufenburger	Olson, H. D.	Spear	

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

Mr. Hansen, Mel moved to amend the Permanent Rules of the Senate as follows:

Rule 58 is amended by adding a paragraph at the end of the Rule as follows:

*“Upon the request of three members of a standing committee of the Senate, the chairman of such committee shall permit at least one hour of public testimony on any bill before the whole committee.”*

The question being taken on the adoption of the amendment, And the roll being called, there were yeas 29 and nays 37, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

Mr. Berg moved to amend the Permanent Rules of the Senate as follows:

Amend Rule 75 as follows:

Journal for the 19th day, fourth paragraph of Rule 75, sixth line, strike everything after “3.153.” and strike the seventh, eighth, ninth and tenth lines, and insert “After reviewal of the complaint, by a vote of three of its members the committee may conduct further proceedings on the complaint. All”

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 19 and nays 45, as follows:

Those who voted in the affirmative were:

Ashbach	Blatz	Hanson, R.	Kowalczyk	Pillsbury
Bang	Brataas	Josefson	Nelson	Renneke
Berg	Brown	Keefe, J.	Olson, J. L.	Ueland
Bernhagen	Hansen, Mel	Kirchner	Patton	

Those who voted in the negative were:

Anderson	Dunn	Larson	Olson, A. G.	Sillers
Arnold	Fitzsimons	Lewis	Olson, H. D.	Solon
Borden	Gearty	McCutcheon	O'Neill	Spear
Chenoweth	Hansen, Baldy	Merriam	Perpich, A. J.	Stassen
Chmielewski	Hughes	Milton	Perpich, G.	Stokowski
Coleman	Humphrey	Moe	Purfeerst	Stumpf
Conzemius	Keefe, S.	North	Schaaf	Tennessee
Davies	Kleinbaum	Ogdahl	Schmitz	Wegener
Doty	Knutson	Olhoft	Schrom	Willet

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

The question recurred on the motion of Mr. Coleman to adopt the Permanent Rules of the Senate. The motion prevailed. So the Permanent Rules were adopted.

Mr. Coleman moved that the Joint Rules be taken from the table. The motion prevailed.

Mr. Coleman moved that the Joint Rules be now adopted.

Mr. Jensen moved to amend the Joint Rules as follows:

Journal for the 19th day, Line 24 of Rule 13, after "report its progress to both houses." insert: "*No conference committee report shall contain new matter that was not contained in the bill or amendments referred to the conference committee.*"

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 29 and nays 36, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

The question recurred on the motion of Mr. Coleman to adopt the Joint Rules. The motion prevailed. So the Joint Rules were adopted.



### THIRD READING OF SENATE BILLS

S. F. No. 146: A bill for an act relating to health; licensing of physicians, surgeons and osteopaths licensed to practice in other states; amending Minnesota Statutes 1974, Section 147.03.

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 41 and nays 24, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Knutson	Perpich, G.	Stokowski
Arnold	Gearty	Kowalczyk	Pillsbury	Stumpf
Ashbach	Hansen, Mel	Lewis	Purfeerst	Tennessee
Bang	Hanson, R.	Nelson	Schmitz	Ueland
Borden	Hughes	Ogdahl	Schrom	Wegener
Brataas	Humphrey	Olhoft	Sillers	
Brown	Keefe, J.	Olson, A. G.	Solon	
Coleman	Kirchner	O'Neill	Spear	
Conzemius	Kleinbaum	Perpich, A. J.	Stassen	

Those who voted in the negative were:

Berg	Doty	Jensen	Milton	Patton
Bernhagen	Dunn	Josefson	Moe	Renneke
Blatz	Fitzsimons	Keefe, S.	North	Schaaf
Chenoweth	Frederick	Larson	Olson, H. D.	Willet
Chmielewski	Hansen, Baldy	McCutcheon	Olson, J. L.	

So the bill passed and its title was agreed to.

S. F. No. 157: A bill for an act relating to health professions; authorizing the board of medical examiners to require an examination in the basic sciences; amending Minnesota Statutes 1974, Section 147.02, 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 63 and nays 2, as follows:

Those who voted in the affirmative were:

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

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

So the bill passed and its title was agreed to.

S. F. No. 211: A bill for an act relating to counties; altering compensation of county officers; amending Minnesota Statutes 1974, Sections 38.38; 106.431, Subdivision 1; 123.56, Subdivision 9; 273.061, Subdivision 6; 282.09, Subdivision 1; 282.19; 375.055,

Subdivisions 1 and 5; 375.06, Subdivision 1; 375.47; Chapter 375, by adding a section; 376.58, Subdivision 2; 393.03; and 394.30, Subdivision 3; repealing Minnesota Statutes 1974, Sections 274.-15; 375.055, Subdivision 3; 375.43; 384.151, Subdivision 2; 385.-373, Subdivision 2; 386.015, Subdivision 3; 387.20, Subdivision 3; 388.18, Subdivision 3; and 485.018, Subdivision 3.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 7, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bang	Brown	Hansen, Mel	Kirchner	Stassen
Blatz	Doty			

So the bill passed and its title was agreed to.

### 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 the following:

S. F. Nos. 210, 456, 240 and H. F. Nos. 7 and 11 which the committee recommends to pass.

S. F. No. 435, which the committee recommends to pass with the following amendment offered by Mr. Olhoft:

Page 1, line 15, strike "shall deem" and insert "*and after a public hearing, in which a majority of the commissioners agree*"

Page 1, line 16, after "it" insert "is"

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. Coleman moved that the Senate do now adjourn until 11:30 o'clock a.m., Monday, March 17, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## TWENTY-SECOND DAY

St. Paul, Minnesota, Monday, March 17, 1975

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

### CALL OF THE SENATE

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

Arnold	Doty	Kirchner	Olson, J. L.	Schrom
Bang	Dunn	Kowalczyk	O'Neill	Spear
Berg	Frederick	Larson	Patton	Stassen
Bernhagen	Gearty	Laufenburger	Perpich, A. J.	Stokowski
Borden	Hansen, Baldy	McCutcheon	Perpich, G.	Stumpf
Brataas	Hansen, Mel	Merriam	Pillsbury	Tennessee
Brown	Hughes	Moe	Purfeerst	Ueland
Coleman	Humphrey	Olhoff	Schaaf	Willet
Davies	Jensen	Olson, A. G.	Schmitz	

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

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

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

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

The President declared a quorum present.

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

### MEMBERS EXCUSED

Messrs. Anderson, Blatz and Keefe, S. were excused from the Session of today.

**EXECUTIVE AND OFFICIAL COMMUNICATIONS**

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

The Honorable Alec G. Olson  
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1975 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S. F. No.	H. F. No.	Session Laws Chapter No.	Date Approved 1975	Date Filed 1975
	112	9	March 11	March 12
128		10	March 11	March 12
208		11	March 11	March 12

Sincerely,

Joan Anderson Growe  
Secretary of State

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

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

Messrs. Bernhagen, Gearty and Frederick introduced—

S. F. No. 880: A bill for an act relating to taxation; sales and use tax; exempting electricity used for certain purposes on family farms; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Mr. Spear, Mrs. Brataas and Mr. Merriam introduced—

S. F. No. 881: A bill for an act relating to commerce; providing disclosure obligations in personal solicitation of sales; providing penalties.

Referred to the Committee on Labor and Commerce.

Messrs. Keefe, S.; Nelson and Hansen, Baldy introduced—

S. F. No. 882: A bill for an act relating to human rights; prohibiting certain forms of discrimination against the blind and the visually handicapped in certain insurance policies and health care plans; amending Minnesota Statutes 1974, Chapters 61A and 62A, by adding sections.

Referred to the Committee on Labor and Commerce.

Mrs. Brataas and Messrs. Lewis and O'Neill introduced—

S. F. No. 883: A bill for an act relating to health; practice of healing; increasing the annual registration fee; amending Minnesota Statutes 1974, Section 146.13.

Referred to the Committee on Governmental Operations.

Mrs. Brataas and Messrs. Lewis and O'Neill introduced—

S. F. No. 884: A bill for an act relating to public health; providing for representation of the state examining committee for physical therapists on the state board of medical examiners; amending Minnesota Statutes 1974, Section 145.865, Subdivision 1.

Referred to the Committee on Governmental Operations.

Mrs. Brataas and Messrs. Lewis and O'Neill introduced—

S. F. No. 885: 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 1974, Sections 148.65, Subdivision 2; 148.76; and 148.77.

Referred to the Committee on Health, Welfare and Corrections.

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

S. F. No. 886: A bill for an act relating to commerce; interest rates on money; requiring a forfeiture of interest on usurious contracts; providing for recovery of an amount equal to twice the amount of interest paid on an usurious contract; amending Minnesota Statutes 1974, Sections 334.02; 334.03; 334.05 and 334.17; repealing Minnesota Statutes 1974, Section 334.021.

Referred to the Committee on Labor and Commerce.

Messrs. Chmielewski, Willet and Laufenburger introduced—

S. F. No. 887: A bill for an act relating to taxation; authorizing an increase in fees charged for preparation of delinquent tax, current tax and federal tax lien certificates; amending Minnesota Statutes 1974, Sections 272.12; 272.47; and 272.483.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Chmielewski, Laufenburger and Willet introduced—

S. F. No. 888: A bill for an act relating to counties; publication of financial statements; extending the time for publication and removing the requirement to publish certain detailed accounts; amending Minnesota Statutes 1974, Section 375.17.

Referred to the Committee on Local Government.

Messrs. Chmielewski, Laufenburger and Willet introduced—

S. F. No. 889: A bill for an act relating to real estate; removing specific charge for copies of instrument filed with registrar; amending Minnesota Statutes 1974, Section 508.38.

Referred to the Committee on Local Government.

Mr. Olson, H. D. introduced—

S. F. No. 890: A bill for an act relating to the city of Fairmont; providing an advance of moneys from the general fund of the state treasury to the city of Fairmont for construction of a refuse resource recovery system; providing for its repayment; appropriating money.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. McCutcheon and Ashbach introduced—

S. F. No. 891: A bill for an act relating to crimes; prohibiting the keeping of gambling records or devices; providing for minimum sentences for certain gambling felonies; providing for confiscation of gambling devices; amending Minnesota Statutes 1974, Sections 609.11; 609.76; and Chapter 609, by adding a section.

Referred to the Committee on Judiciary.

Messrs. McCutcheon and Ashbach introduced—

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

Referred to the Committee on Judiciary.

Messrs. McCutcheon and Ashbach introduced—

S. F. No. 893: A bill for an act relating to the administration of criminal justice; authorizing the convening of a multicounty grand jury to investigate certain criminal felonies upon approval by the attorney general and the chief judge of the judicial district within which the jury is to have jurisdiction; authorizing the attorney general to pay the costs and expenses incurred by a multicounty grand jury; appropriating money.

Referred to the Committee on Judiciary.

Messrs. McCutcheon and Ashbach introduced—

S. F. No. 894: A bill for an act relating to crimes; establishing a contingent fund to be used by law enforcement agencies for the purchase of contraband; appropriating money.

Referred to the Committee on Judiciary.

Messrs. McCutcheon and Ashbach introduced—

S. F. No. 895: A bill for an act relating to the attorney general; establishing a contingent fund to be used by the attorney general to purchase the services of public and private attorneys to assist in prosecuting cases against organized crime; appropriating money.

Referred to the Committee on Judiciary.

Messrs. Arnold, Fitzsimons and Kirchner introduced—

S. F. No. 896: A bill for an act relating to field archaeology; regulating field archaeology on state sites; defining terms, providing for the appointment of a state archaeologist and prescribing his powers and duties; prescribing the powers and duties of the director of the Minnesota historical society pertaining to field archaeology; amending Minnesota Statutes 1974, Sections 138.31, Subdivisions 2, 5, 9, and 10; 138.32; 138.33; 138.34; 138.35; 138.36; 138.37, Subdivisions 1 and 2; 138.38; 138.39; and 138.40; repealing Minnesota Statutes 1974, Sections 138.31, Subdivision 8; and 138.37, Subdivision 3.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Sillers, Fitzsimons and Dunn introduced—

S. F. No. 897: A bill for an act relating to taxation; inheritances; providing certain exemptions; amending Minnesota Statutes 1974, Section 291.05.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Moe, Hansen, Mel and Perpich, G. introduced—

S. F. No. 898: A bill for an act appropriating money to the department of administration for the restoration and rehabilitation of the capitol building.

Referred to the Committee on Governmental Operations.

Messrs. Ashbach, Conzemius and Blatz introduced—

S. F. No. 899: A bill for an act relating to taxation; encouraging the creation of new employment opportunities by providing for investment tax credits; amending Minnesota Statutes 1974, Sections 290.01, Subdivision 20; 290.06, Subdivision 9, and by adding subdivisions; repealing Minnesota Statutes 1974, Section 290.06, Subdivision 9a.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Purfeerst, Dunn and Anderson introduced—

S. F. No. 900: A bill for an act relating to taxation of certain agricultural, recreational, and conservation lands; providing for deferred development contracts; amending Minnesota Statutes

1974, Sections 116A.17, Subdivision 2; 273.111, Subdivisions 1, 2, 4, 8, 9, 11, and 14; repealing Minnesota Statutes 1974, Section 273.111, Subdivisions 3, 6, and 8a.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Milton, Kirchner and Conzemius introduced—

S. F. No. 901: A bill for an act relating to the operation of state government; creating a social development coordinating council; providing for the development of a comprehensive planning process, the coordination of state level human service agencies, a management and organizational analysis of state human service agencies; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Milton, Kirchner and Conzemius introduced—

S. F. No. 902: A bill for an act relating to social development; providing for a state social development policy to direct the government in its activity and cooperation with the private sector in the area of social development.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Willet, Dunn and Stokowski introduced—

S. F. No. 903: A bill for an act relating to counties; providing for the filling of vacancies in the office of county commissioner; amending Minnesota Statutes 1974, Sections 375.03 and 375.10.

Referred to the Committee on Local Government.

Messrs. Hansen, Mel; Gearty and Kirchner introduced—

S. F. No. 904: A bill for an act relating to juveniles; providing for a corrections program for violent youthful offenders; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Chmielewski introduced—

S. F. No. 905: A bill for an act relating to elections; providing for a presidential primary election; regulating the selection of convention delegates.

Referred to the Committee on Transportation and General Legislation.

Mr. Chmielewski introduced—

S. F. No. 906: A bill for an act relating to plats and surveys; filing and certification thereof; providing an increase in the



filing fees charged by the register of deeds; amending Minnesota Statutes 1974, Section 505.08, Subdivision 2.

Referred to the Committee on Local Government.

Messrs. Bernhagen, Kleinbaum and Hanson, R. introduced—

S. F. No. 907: A bill for an act relating to child labor; permitting minors to work in school for not more than one hour a day; amending Minnesota Statutes 1974, Section 181A.07, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Mr. Kleinbaum introduced—

S. F. No. 908: A bill for an act relating to energy; providing for conservation of energy by restricting selling hours for certain stores; providing penalties.

Referred to the Committee on Labor and Commerce.

Messrs. Chenoweth, Ogdahl and Humphrey introduced—

S. F. No. 909: A bill for an act relating to labor relations; providing for successor clauses in collective bargaining agreements; requiring successor employers to assume certain obligations; requiring notice of collective bargaining agreements to successor employers; requiring notice of successor transactions to employees; allowing successor transactions in violation of a collective bargaining agreement to be enjoined; amending Minnesota Statutes 1974, Chapter 179, by adding a section.

Referred to the Committee on Labor and Commerce.

Mr. Olhoft introduced—

S. F. No. 910: A bill for an act relating to the city of Fergus Falls in Otter Tail county; authorizing the acquisition and improvement of lands for automobile parking facilities and the issuance of bonds therefor.

Referred to the Committee on Local Government.

Messrs. Conzemius, Pillsbury and Tennessen introduced—

S. F. No. 911: A bill for an act relating to taxation; defining a "sale" for sales and use tax purposes; amending Minnesota Statutes 1974, Section 297A.01, Subdivision 3.

Referred to the Committee on Taxes and Tax Laws.

Mr. Conzemius introduced—

S. F. No. 912: A bill for an act relating to counties; authorizing

blanket performance bonds covering all county officers and employees in lieu of individually required bonds; amending Minnesota Statutes 1974, Section 382.153.

Referred to the Committee on Local Government.

Messrs. Ashbach and Milton introduced—

S. F. No. 913: A bill for an act relating to retirement; increasing firemen's service pensions payable to members of the Lake Johanna Volunteer Firemen's Benefit Association.

Referred to the Committee on Governmental Operations.

Mr. Keefe, S. introduced—

S. F. No. 914: A bill for an act relating to fair campaign practices; prohibiting false statements of residence by delegates to a party endorsement convention; prohibiting the advance of money to delegates; prescribing penalties; amending Minnesota Statutes 1974, Chapter 211, by adding sections.

Referred to the Committee on Transportation and General Legislation.

Mr. Keefe, S. introduced—

S. F. No. 915: A bill for an act relating to unemployment compensation; ineligibility for benefits in certain instances; amending Minnesota Statutes 1974, Section 268.08, Subdivision 3.

Referred to the Committee on Labor and Commerce.

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

S. F. No. 916: 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; amending Minnesota Statutes 1974, Section 138.025, by adding subdivisions.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Willet, Dunn and Olhoft introduced—

S. F. No. 917: A bill for an act relating to waters and watercraft safety; authorizing counties to expend moneys received from watercraft license fees for watercraft and swimming safety instructions; amending Minnesota Statutes 1974, Section 361.27, Subdivision 1.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. North, Stumpf and McCutcheon introduced—

S. F. No. 918: A bill for an act relating to commerce; duties of the attorney general; providing a penalty for violation of an as-

urance of discontinuance; amending Minnesota Statutes 1974, Section 325.907, Subdivision 2b.

Referred to the Committee on Judiciary.

Messrs. Moe, Ashbach and Willet introduced—

S. F. No. 919: A bill for an act relating to governmental operations; establishing a procedure for coordinating and processing certain environmental permits; prescribing certain duties for the environmental quality council.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Wegener introduced—

S. F. No. 920: A bill for an act relating to retirement; legislator's survivor benefits; amending Minnesota Statutes 1974, Section 3A.04, Subdivisions 1 and 2.

Referred to the Committee on Governmental Operations.

Messrs. Kleinbaum, Ogdahl and Stokowski introduced—

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

Referred to the Committee on Labor and Commerce.

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

S. F. No. 922: A bill for an act relating to arrest and conviction records; governing the release, use and maintenance thereof; providing for the nullification or expungement of certain records; providing penalties.

Referred to the Committee on Judiciary.

Messrs. Kleinbaum, Bang and Hansen, Baldy introduced—

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

Referred to the Committee on Labor and Commerce.

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

S. F. No. 924: A bill for an act appropriating money to the department of administration for the establishment of a Vermilion range cultural center in Ely.

Referred to the Committee on Transportation and General Legislation.

Mr. Moe, by request, introduced—

S. F. No. 925: A bill for an act relating to Mahnomen county; authorizing a single county court district therein.

Referred to the Committee on Judiciary.

Messrs. Laufenburger, Bang and Lewis introduced—

S. F. No. 926: A bill for an act relating to landscape architects; providing for registration and regulation; amending Minnesota Statutes 1974, 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; 326.13; and 326.14.

Referred to the Committee on Labor and Commerce.

Messrs. Perpich, A. J.; Hansen, Baldy and Blatz introduced—

S. F. No. 927: A bill for an act relating to taxation; exempting certain bingo receipts from sales taxation; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Merriam, Dunn and Olson, H. D. introduced—

S. F. No. 928: A bill for an act relating to game and fish; prohibiting taking of birds by certain methods; amending Minnesota Statutes 1974, Section 100.29, by adding a subdivision.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Hansen, Baldy and Patton introduced—

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

Referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 930: A bill for an act relating to crime victims reparations; authorizing the crime victims reparations board to limit the fee charged by a claimant's attorney; amending Minnesota Statutes 1974, Chapter 299B, by adding a section.

Referred to the Committee on Judiciary.

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

S. F. No. 931: A bill for an act relating to agriculture; providing compensation for timber wolf losses; appropriating money

Referred to the Committee on Natural Resources and Agriculture.

Messrs. North; Olson, J. L. and Kleinbaum introduced—

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

Referred to the Committee on Health, Welfare and Corrections.

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

S. F. No. 933: A bill for an act relating to employment services; unemployment compensation; excluding and exempting family farm corporation officers from certain provisions; amending Minnesota Statutes 1974, Section 268.04, Subdivision 12, and by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Messrs. Kowalczyk, Pillsbury and Anderson introduced—

S. F. No. 934: A bill for an act authorizing the issuance of bonds by Independent School District No. 279 without adjustment of maturities.

Referred to the Committee on Education.

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

S. F. No. 935: A bill for an act relating to courts; providing that conciliation courts of county courts may conduct personal receiverships; amending Minnesota Statutes 1974, Section 487.30.

Referred to the Committee on Judiciary.

Messrs. Solon; Keefe, J. and Milton introduced—

S. F. No. 936: A bill for an act relating to public health; providing for licensing of tourist camps; amending Minnesota Statutes 1974, Section 144.12.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Merriam, Doty and Jensen introduced—

S. F. No. 937: A bill for an act relating to handicapped persons; providing an interpreter in all proceedings.

Referred to the Committee on Judiciary.

Messrs. Hughes, Dunn and Doty introduced—

S. F. No. 938: A bill for an act relating to education; quality education council; changing duties and functions and providing a per diem for members; amending Minnesota Statutes 1974, Sections 3.924; 3.925; 3.926; and 3.927.

Referred to the Committee on Education.

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

S. F. No. 939: A bill for an act relating to housing; establishing standards for building restrictions in certain areas; providing a credit against tax payable for a portion of the cost of construction of new housing or substantial remodeling of existing housing; providing a new standard for calculating usury on loans secured by a mortgage on real property; amending Minnesota Statutes 1974, Section 290.06, by adding a subdivision; Chapter 334, by adding a section; and Chapter 473B, by adding sections.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Davies, Blatz and Spear introduced—

S. F. No. 940: A bill for an act relating to tax-forfeited land; providing time limitations for bringing actions; providing procedures for settling tax titles; amending Minnesota Statutes 1974, Section 284.28; and Chapter 541, by adding a section; repealing Minnesota Statutes 1974, Sections 284.09 and 284.22.

Referred to the Committee on Judiciary.

Messrs. Renneke, Stumpf and Hansen, Mel introduced—

S. F. No. 941: A bill for an act relating to elections; prohibiting telephone solicitation within 100 feet of a building where there is a polling place on election day; amending Minnesota Statutes 1974, Section 211.15, Subdivision 1.

Referred to the Committee on Transportation and General Legislation.

Messrs. Tennesen and Humphrey introduced—

S. F. No. 942: A bill for an act relating to the collection, security and dissemination of data on individuals by the state and its political subdivisions; clarifying necessary definitions; changing reporting requirements; restructuring the duties of responsible authorities and the rights of subjects of data; providing for issuance of rules relating to the implementation of the act by the commissioner of administration; providing for the establishment of a state privacy board; providing penalties; amending Minnesota Statutes 1974, Sections 15.162; 15.163; 15.165; 15.166; 15.167; and Chapter 15, by adding sections; repealing Minnesota Statutes 1974, Sections 15.164 and 15.168.

Referred to the Committee on Judiciary.

Messrs. Sillers, Gearty and O'Neill introduced—

S. F. No. 943: A bill for an act relating to appropriations; appropriating funds for the payment of certain retirement benefits.

Referred to the Committee on Governmental Operations.

Messrs. Schmitz, Larson and Perpich, A. J. introduced—

S. F. No. 944: A bill for an act relating to taxation; providing for redemption of forfeited property under certain conditions.

Referred to the Committee on Taxes and Tax Laws.

Messrs. O'Neill, Coleman and Ashbach introduced—

S. F. No. 945: A bill for an act relating to courts; judges retirement, definitions and effective date; amending Minnesota Statutes 1974, Section 490.121, Subdivision 17.

Referred to the Committee on Governmental Operations.

Messrs. North, Kowalczyk and Keefe, S. introduced—

S. F. No. 946: A bill for an act relating to commerce; requiring notice to consumers of right to cancel buyer's club contract; amending Minnesota Statutes 1974, Section 325.962, Subdivision 2, and by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Messrs. Conzemius, Kirchner and Anderson introduced—

S. F. No. 947: A bill for an act relating to health; establishing a clinical and research pilot project on cystic fibrosis; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Conzemius, Kirchner and Anderson introduced—

S. F. No. 948: A bill for an act relating to health; providing for a program of treatment for adults having cystic fibrosis; appropriating money; amending Minnesota Statutes 1974, Chapter 144, by adding a section.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Josefson, Chmielewski and Renneke introduced—

S. F. No. 949: A bill for an act relating to motor vehicles; registration of school buses; requiring preregistration inspection of school buses; providing for a permanent registration number;

amending Minnesota Statutes 1974, Chapter 168, by adding a section.

Referred to the Committee on Transportation and General Legislation.

Messrs. Merriam, Stassen and Stumpf introduced—

S. F. No. 950: A bill for an act relating to agriculture; butter substitutes; use in state institutions; repealing Minnesota Statutes 1974, Sections 33.095 and 33.096.

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

Messrs. Wegener, Dunn and Humphrey introduced—

S. F. No. 951: A bill for an act creating a legislative commission to study the possibility of state acquisition of abandoned railroads; appropriating money therefor.

Referred to the Committee on Rules and Administration.

Mr. Olson, H. D. introduced—

S. F. No. 952: A bill for an act relating to the city of Fairmont; providing funds for construction of a refuse resource recovery system; appropriating money.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Humphrey, Ogdahl and Spear introduced—

S. F. No. 953: A bill for an act relating to Hennepin county; including the librarian and other employees of the county law library within the merit personnel system of the county; amending Laws 1933, Chapter 291, Section 15; and Laws 1965, Chapter 855, Section 7, Subdivision 1, as amended.

Referred to the Committee on Metropolitan and Urban Affairs.

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

S. F. No. 954: A bill for an act relating to elections; rearranging the laws regulating campaign practices and penalties; providing penalties; repealing Minnesota Statutes 1974, Sections 210.01 to 210.21 and 211.01 to 211.41.

Referred to the Committee on Transportation and General Legislation.

Messrs. Keefe, S.; Bang and Merriam introduced—

S. F. No. 955: A bill for an act relating to securities; providing



for the inclusion of commodity contracts in the definition of a security; providing an exemption from registration requirements for commodity contracts; amending Minnesota Statutes 1974, Sections 80A.14 and 80A.15, Subdivision 1.

Referred to the Committee on Labor and Commerce.

Messrs. Keefe, S.; Hansen, Mel and Schaaf introduced—

S. F. No. 956: A bill for an act relating to elections; requiring that election day voter registration be conducted in a separate room from voting; amending Minnesota Statutes 1974, Section 201.061, Subdivision 4.

Referred to the Committee on Transportation and General Legislation.

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

S. F. No. 957: A bill for an act relating to municipalities; amending the taxing power providing for senior citizens programs; amending Minnesota Statutes 1974, Section 471.16, Subdivision 2.

Referred to the Committee on Taxes and Tax Laws.

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

S. F. No. 958: A bill for an act directing the revisor of statutes to change certain terminology in Minnesota Statutes.

Referred to the Committee on Judiciary.

Messrs. Keefe, S.; Larson and Kleinbaum introduced—

S. F. No. 959: A bill for an act relating to franchises; providing exceptions as to certain motor vehicle and motor fuel franchises; amending Minnesota Statutes 1974, Sections 80C.01, Subdivision 4; 80C.04, Subdivision 1, and by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Messrs. Tennessen, Ogdahl and Humphrey introduced—

S. F. No. 960: A bill for an act relating to the judicial council; providing for its membership; amending Minnesota Statutes 1974, Section 483.02.

Referred to the Committee on Judiciary.

Messrs. Patton, Kleinbaum and Solon introduced—

S. F. No. 961: A bill for an act relating to intoxicating liquor; authorizing issuance of club licenses by counties; amending Minnesota Statutes 1974, Section 340.11, Subdivision 10.

Referred to the Committee on Labor and Commerce.

Messrs. Conzemius and Kowalczyk introduced—

S. F. No. 962: A bill for an act relating to hospitals; requiring the state board of health to regulate rates charged by hospitals; requiring certain reports; permitting the state board of health to exempt hospitals from rules or regulations or inspections; prescribing penalties; amending Minnesota Statutes 1974, Chapter 144, by adding a section.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Patton, Laufenburger and Humphrey introduced—

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

Referred to the Committee on Labor and Commerce.

Messrs. Moe and Sillers introduced—

S. F. No. 964: A bill for an act relating to education; higher education coordinating commission; providing for a statewide testing program; appropriating money.

Referred to the Committee on Education.

Messrs. Hughes, Sillers and Conzemius introduced—

S. F. No. 965: A bill for an act relating to taxation; county levy; providing that counties may levy an extra mill for senior citizens' programs.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Hughes, Sillers and Conzemius introduced—

S. F. No. 966: A bill for an act relating to taxation; exempting meals for senior citizens from the sales and use tax; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Spear, Nelson and Willet introduced—

S. F. No. 967: A bill for an act relating to human rights; prohibiting discrimination on the basis of criminal record; amending Minnesota Statutes 1974, Sections 363.01, Subdivision 24, and by adding subdivisions; 363.02, Subdivisions 1 and 2; 363.03, Subdivisions 1, 2, 3, 4, and 5; 363.05, Subdivision 1; 363.11; 363.115; and 363.12, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Hansen, Mel; Ogdahl and O'Neill introduced—

S. F. No. 968: A bill for an act relating to retirement; computation of annuities for basic members of the Minnesota state retirement system, the public employees retirement association, and the teachers retirement association; amending Minnesota Statutes 1974, Sections 352.715, by adding a subdivision; 353.29, by adding a subdivision; and 354.44, by adding a subdivision.

Referred to the Committee on Governmental Operations.

Messrs. Hansen, Mel; Laufenburger and Keefe, J. introduced—

S. F. No. 969: A bill for an act relating to crimes; providing standards for admissibility of evidence in prosecutions of sex crimes; amending Minnesota Statutes 1974, Chapter 609, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Jensen, Laufenburger and Ueland introduced—

S. F. No. 970: A bill for an act relating to county courts; disposition of fines and penalties; providing that a municipality may collect fines for parking violations within the municipality and retain the same; amending Minnesota Statutes 1974, Section 487.33, by adding a subdivision.

Referred to the Committee on Judiciary.

Messrs. Jensen, Laufenburger and Ueland introduced—

S. F. No. 971: A bill for an act relating to public health; providing for payment of per diem to all members of public health nursing committees who are not employed by the county; amending Minnesota Statutes 1974, Section 145.12, Subdivision 1.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Conzemius, O'Neill and Olson, H. D. introduced—

S. F. No. 972: A bill for an act relating to education; providing for mandatory negotiation of an unrequested leave plan for teachers; amending Minnesota Statutes 1974, Section 125.12, Subdivisions 4 and 6a; repealing Minnesota Statutes 1974, Section 125.12, Subdivision 6b.

Referred to the Committee on Education.

Messrs. Stokowski and Gearty and Mrs. Brataas introduced—

S. F. No. 973: A bill for an act relating to taxation; providing for a reduction of ad valorem taxes paid by certain persons; appropriating money; amending Minnesota Statutes 1974, Sections 273.011, Subdivision 5; 273.012, Subdivision 2; Minnesota Stat-

utes 1974, Chapter 273, by adding sections; and repealing Minnesota Statutes 1974, Section 290.066.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Jensen and Keefe, J. introduced—

S. F. No. 974: A bill for an act relating to witnesses; providing for examination of a party of record by an adverse party as if under cross examination; amending Minnesota Statutes 1974, Chapter 595, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Renneke, Willet and Purfeerst introduced—

S. F. No. 975: A bill for an act relating to counties; written notice of public hearings relating to planning and zoning activities; amending Minnesota Statutes 1974, Section 394.26, Subdivision 2.

Referred to the Committee on Local Government.

Mr. Laufenburger introduced—

S. F. No. 976: A bill for an act relating to Winona county, authorizing issuance of an on-sale license for the sale of intoxicating liquor.

Referred to the Committee on Labor and Commerce.

Messrs. Humphrey, Blatz and Stokowski introduced—

S. F. No. 977: A bill for an act relating to Hennepin county; providing for the support and maintenance of the county law library; amending Laws 1933, Chapter 291, Section 12, as amended; and Laws 1933, Chapter 291, Section 16, as amended.

Referred to the Committee on Metropolitan and Urban Affairs

Messrs. Gearty, Ogdahl and Stokowski introduced—

S. F. No. 978: A bill for an act relating to retirement; investment and redemption of shares in the supplemental retirement fund by Hennepin county employees; amending Laws 1969, Chapter 950, Sections 3 and 4.

Referred to the Committee on Governmental Operations.

Messrs. Borden, Sillers and Keefe, S. introduced—

S. F. No. 979: A bill for an act relating to chiropractic; further defining the term "chiropractic"; amending Minnesota Statutes 1974, Section 148.01, by adding a subdivision.

Referred to the Committee on Health, Welfare and Correction.

Messrs. Spear, Brown and Humphrey introduced—

S. F. No. 980: A bill for an act relating to teachers; availability of teacher evaluations and files; amending Minnesota Statutes 1974, Section 125.12, Subdivision 6.

Referred to the Committee on Education.

Messrs. Dunn, Knutson and Pillsbury introduced—

S. F. No. 981: A bill for an act relating to education; foundation aid; increasing foundation aid per pupil; amending Minnesota Statutes 1974, Section 124.212, by adding subdivisions.

Referred to the Committee on Education.

Messrs. Ogdahl, Spear and Lewis introduced—

S. F. No. 982: A bill for an act relating to the personnel system in Hennepin county; increasing the number of members on the personnel board and prescribing certain duties of the board; amending Laws 1965, Chapter 855, Sections 3, Subdivision 1; 4, Subdivision 2; 13, Subdivision 2; and 16.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. O'Neill introduced—

S. F. No. 983: A bill for an act relating to retirement; limiting service time includable in computation of public retirement benefits; amending Minnesota Statutes 1974, Sections 352.115, Subdivision 3; 352.715, Subdivision 2; 353.29, Subdivision 3; and 354.44, Subdivision 6.

Referred to the Committee on Governmental Operations.

Mr. O'Neill introduced—

S. F. No. 984: A bill for an act relating to retirement; limiting employee and employer contributions to public retirement funds; amending Minnesota Statutes 1974, Sections 352.04, Subdivisions 2 and 3; 353.27, Subdivision 2; and 354.42, Subdivisions 2, 3, and 5.

Referred to the Committee on Governmental Operations.

Mr. O'Neill introduced—

S. F. No. 985: A bill for an act relating to retirement; limiting the maximum amount of public retirement annuities; amending Minnesota Statutes 1974, Sections 352.115, Subdivision 3; 353.29, Subdivision 3; and 354.44, Subdivision 6.

Referred to the Committee on Governmental Operations.

Messrs. Lewis and Kirchner introduced—

S. F. No. 986: A bill for an act relating to Hennepin county; city of Minneapolis; granting authority to acquire, construct, operate and maintain a correctional facility, work farm, or detention facilities.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Tennessen introduced—

S. F. No. 987: A bill for an act relating to Hennepin county; reestablishing the jurisdiction of the Hennepin county personnel board as to court reporters in the fourth judicial district; repealing Laws 1969, Chapter 568; and Laws 1971, Chapter 608.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Chenoweth; Keefe, J. and Gearty introduced—

S. F. No. 988: A bill for an act relating to the incorporation of municipalities; the annexation and detachment of property from municipalities and townships; the consolidation of municipalities and townships; and the powers and duties of the Minnesota municipal commission in relation thereto; amending Minnesota Statutes 1974, Chapter 414, by adding sections; Sections 414.01, Subdivisions 1, 2, 6a, 15, and by adding a subdivision; 414.02, Subdivision 1, and by adding subdivisions; 414.021, Subdivision 1, and by adding subdivisions; 414.031, Subdivisions 4 and 5; 414.033, by adding a subdivision; 414.034, Subdivision 1; 414.041, Subdivisions 1, 3, 4, and by adding a subdivision; 414.06, Subdivision 3; 414.067, Subdivision 1; 414.068, Subdivisions 2, 3, and by adding subdivisions; 414.07, Subdivision 2; and 414.09, Subdivision 3.

Referred to the Committee on Governmental Operations.

Messrs. Moe and Ashbach introduced—

S. F. No. 989: A bill for an act relating to public health; providing for treatment of drug dependent persons; providing penalties; amending Minnesota Statutes 1974, Sections 254A.01; 254A.02, Subdivision 5, and by adding subdivisions; 254A.03, Subdivision 1; and Chapter 254A, by adding sections.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Stokowski introduced—

S. F. No. 990: A bill for an act relating to pollution; imposing fees for the deposit of certain materials in state waters; providing penalties; appropriating money.

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, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 7: A bill for an act relating to motor vehicle registration; exempting trailers used by farmers to carry liquid fertilizer from licensing requirements; amending Minnesota Statutes 1974, Section 168.012, by adding a subdivision.

Senate File No. 7 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 13, 1975

Mr. Coleman moved that S. F. No. 7 be laid on the table. The 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. 19: A bill for an act relating to metropolitan government; reorganizing various laws relating to the metropolitan council, metropolitan commissions and other metropolitan governmental entities; repealing Minnesota Statutes 1974, Sections 360.101 to 360.144; 360.74 to 360.80; Chapters 399, 473A, 473B, 473C, 473D and 473G.

Senate File No. 19 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 13, 1975

**CONCURRENCE AND REPASSAGE**

Mr. North moved that the Senate concur in the amendments by the House to S. F. No. 19 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 19 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 0, as follows:

Those who voted in the affirmative were:

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

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 Files, herewith transmitted: H. F. Nos. 138, 178, 227, 278, 432, 445 and 483.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted March 13, 1975

#### FIRST READING OF HOUSE BILLS

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

H. F. No. 138: A bill for an act relating to motor vehicles; establishing the classification of collector's vehicles and providing for the registration and taxation of such vehicles; amending Minnesota Statutes 1974, Section 168.10, Subdivision 1, and by adding subdivisions.

Referred to the Committee on Transportation and General Legislation.

H. F. No. 178: A bill for an act relating to sales, consumer credit; providing for maximum finance charges and a penalty.

Referred to the Committee on Rules and Administration.

H. F. No. 227: A bill for an act relating to taxation; treatment of certain employee retirement plans; eliminating any question of disqualification of the plans and related trusts because of increased contribution limits under the Internal Revenue Code of 1954, as amended; otherwise preserving Minnesota tax treatment of the plans; amending Minnesota Statutes 1974, Section 290.01, by adding a subdivision.

Referred to the Committee on Rules and Administration.



H. F. No. 278: A bill for an act relating to pharmacy and drugs; authorizing pharmacists to dispense generically equivalent drugs in lieu of prescribed brand name legend drugs unless the prescribing practitioner instructs otherwise; providing penalties; amending Minnesota Statutes 1974, Sections 151.01, by adding subdivisions; 151.21; 151.38; and Chapter 151, by adding a section.

Referred to the Committee on Rules and Administration.

H. F. No. 432: A bill for an act relating to statutory cities; park boards; permitting park boards of three, five, seven or nine members; amending Minnesota Statutes 1974, Section 412.501.

Referred to the Committee on Local Government.

H. F. No. 445: A bill for an act relating to highway traffic regulations; authorizing left turns at certain intersections on red or stop signals; amending Minnesota Statutes 1974, Section 169.06, Subdivision 5.

Referred to the Committee on Rules and Administration.

H. F. No. 483: A bill for an act relating to livestock; registration and publication of livestock brands or marks; amending Minnesota Statutes 1974, Sections 35.824; 35.826; 35.827; 35.828; 35.829; and 35.830; repealing Minnesota Statutes 1974, Section 35.823.

Referred to the Committee on Natural Resources and Agriculture.

#### REPORTS OF COMMITTEES

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

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

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

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

Page 2, line 6, after "January 1;" insert "*or Memorial Day, May 30;*"

Page 2, line 10, after "January 1;" insert "*or Memorial Day May 30;*"

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. 99: A bill for an act relating to motor vehicles; paraplegic license plates; repealing Minnesota Statutes 1974, Section 168.021.

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

Strike everything after the enacting clause and insert the following:

“Section 1. Minnesota Statutes 1974, Section 168.021, is amended to read:

168.021 [LICENSE PLATES FOR PHYSICALLY HANDICAPPED PERSONS.] Subdivision 1. [SPECIAL PLATES; APPLICATION FOR ISSUANCE.] Where a motor vehicle is *owned or primarily operated* by a physically handicapped person, the owner may apply for and secure from the registrar of motor vehicles two *license number plates with attached emblems*, one *plate* to be attached to the front, and one to the rear ~~license number~~ *plate* of the vehicle. Application for issuance of these ~~emblems plates~~ shall be made on or before ~~July 1, 1953~~ *March 1, 1976*, or where the person acquires the vehicle after such date, when he first applies for its registration.

Subd. 2. [DESIGN OF PLATES; FURNISHING BY REGISTRAR.] The registrar of motor vehicles shall design and furnish two *license number plates with attached emblems* to each such ~~physically handicapped person owner~~. The emblem shall bear *the internationally accepted wheelchair symbol, as designated in Minnesota Statutes 1974, Section 299G.12, surrounded by a border approximately three inches square an appropriate letter or word designation indicating that the person who operates the vehicle is physically handicapped*. The emblem shall be of such size as to be visible plainly from a distance of fifty feet. ~~The registrar shall charge a fee of 50 cents for each emblem he furnishes.~~ *Applicants eligible for these special plates shall pay the motor vehicle registration fee authorized by law, less a credit of \$10.*

Subd. 3. [UNAUTHORIZED USE OF PLATE.] A person who appropriates or uses ~~an emblem the plate provided in this section~~ upon a motor vehicle other than as authorized by this section is guilty of a gross misdemeanor. This subdivision does not preclude a person who is not physically handicapped from operating a vehicle upon which these ~~emblems plates~~ are displayed where he is the owner of the vehicle and permits its operation by a physically handicapped person, or where he operates the vehicle with the consent of the owner who is physically handicapped.

Subd. 4. All fees collected from the sale of ~~emblems plates~~ under this section shall be deposited in the state treasury to the credit of the highway user tax distribution fund.

Subd. 5. [DEFINITIONS.] For the purposes of this section, a "physically handicapped person" is hereby defined as a person who has ~~suffered the loss of one or both lower extremities or has suffered the loss or use thereof sustained an amputation or suffered the permanent loss of use of both arms or at least one leg.~~ "Loss of use" shall mean a functional disability of 50 percent or more of one or both lower extremities.

Subd. 6. [DRIVERS LICENSE LAW NOT AFFECTED.] Nothing in this section shall be construed to revoke, limit, or amend any of the terms of the drivers license law.

Subd. 7. [ADDITIONAL PLATES.] *Additional plates bearing the emblem, but with different letter or number combinations may be issued to a qualified applicant upon payment of the regularly required registration fee.*

Sec. 2. *This act takes effect March 1, 1976.*

Further, amend the title as follows:

Lines 2 and 3, strike "paraplegic license plates; repealing" and insert "authorizing the issuance of special license plates to physically handicapped persons; amending"

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. 389: A bill for an act relating to sales and use tax; providing for bonding for certain contractors and seizure of certain property; amending Minnesota Statutes 1974, Section 297A.01, Subdivision 8; Section 297A.15; and Chapter 297A, by adding a section.

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

Page 1, line 15, strike the new language

Page 1, line 16, strike the new language

Page 1, line 21, reinstate the stricken language

Page 1, line 22, reinstate "services that are part of the sale" and before "interest," insert "*including charges in lieu of tips, if the consideration for such charges is separately stated, but no deduction shall be allowed for charges for services that are part of a sale as defined in subdivision 3, clauses (b) to (f). A deduction may also be made for*"

Pages 2 and 3, strike section 2

Page 4, line 31, strike "on" and insert "*by a retailer or his agent or employee who does not have a sales or use tax permit and has been engaging in transporting personal property into the state without payment of the tax*"

Page 4, strike line 32

Page 5, line 1, strike "collected and paid"

Page 5, line 3, after "transported" insert "unless the owner can establish to the satisfaction of the commissioner or the court that he had no notice or knowledge or reason to believe that the vehicle was used or intended to be used in any such violation"

Page 5, line 6, after "and" insert "to any person known or believed to have any right, title, interest or lien on the property, and shall also"

Page 6, line 3, strike "All funds collected from the" and insert "After deducting the expense of keeping the property, the fee for seizure, and the costs of the sale, the commissioner shall pay all liens according to their priority, which are established at the hearing as being bona fide and as existing without the lienor having any notice or knowledge that such property was being used or was intended to be used for or in connection with any such violation as specified in the order of the court, and shall pay the balance of the proceeds into the state treasury to be credited to the general fund. Any sale under the provisions of this section shall operate to free the property sold from any and all liens thereon, and appeal from such order of the district court will lie to the supreme court as in other civil actions."

For the purposes of this section, "common carrier" includes any person who engages in transportation of tangible personal property by motor vehicle such as, (1) persons possessing a certificate or permit authorizing for-hire transportation of property from the Interstate Commerce Commission or the Minnesota Public Service Commission; or (2) such persons transporting commodities defined as "exempt" in for-hire transportation; or (3) such persons who pursuant to contracts with persons described in (1) or (2) above, transport tangible personal property."

Page 6, strike lines 4 through 6

Page 6, strike section 4

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, strike "bonding for certain contractors and"

Page 1, line 5, after "1974," strike "Section" and insert "Sections"

Page 1, line 5, after "8;" strike "Section" and insert "and"

Page 1, line 6, strike "; and Chapter 297A, 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. 325: A bill for an act relating to charitable organizations; solicitation; disclosures required; amending Minnesota Statutes 1974, Section 309.556.

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

Page 1, line 20, strike the semicolon and insert a period

Page 1, strike lines 21 and 22

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

#### SECOND READING OF SENATE BILLS

S. F. Nos. 527, 389 and 325 were read the second time.

#### MOTIONS AND RESOLUTIONS

Mr. Schrom moved that the name of Mr. Hansen, Mel be added as co-author to S. F. No. 824. The motion prevailed.

Messrs. Coleman, Ogdahl and Chenoweth introduced—

Senate Concurrent Resolution No. 5: A senate concurrent resolution expressing support for the United Farm Workers and the boycott of non-UFW wines, grapes and head lettuce.

Referred to the Committee on Rules and Administration.

Mr. Chmielewski moved that the name of Mr. Hansen, Mel be added as co-author to S. F. No. 424. The motion prevailed.

Mr. Hughes moved that the report from the Committee on Education, reported March 13, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Hughes moved that the foregoing report be now adopted. The motion prevailed.

#### CONFIRMATION

Mr. Hughes moved that in accordance with the report from the Committee on Education, reported March 13, 1975, the Senate, having advised with, do now consent to and confirm the appointments of:

#### STATE COLLEGE BOARD

Donald G. Jackman, 4043 Bryant Avenue North, Minneapolis, Hennepin County, appointed effective February 12, 1975, for a term expiring January 3, 1977.

Arnold C. Anderson, 1308 West Street, Montevideo, Chippewa County, appointed effective January 6, 1975, for a term expiring January 5, 1981.

Robert Irvine, 1144 Minnesota, Detroit Lakes, Becker County, appointed effective January 6, 1975, for a term expiring January 5, 1981.

Mrs. Mary Thornton Phillips, 2212 Powers Avenue, St. Paul, Ramsey County, appointed effective January 6, 1975, for a term expiring January 5, 1981.

The motion prevailed. So the appointments were confirmed.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Chenoweth moved that the report from the Committee on Metropolitan and Urban Affairs reported March 13, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Chenoweth moved that the foregoing report be now adopted. The motion prevailed.

#### CONFIRMATION

Mr. Chenoweth moved that in accordance with the report from the Committee on Metropolitan and Urban Affairs, reported March 13, 1975, the Senate, having advised with, do now consent to and confirm the appointments of:

#### METROPOLITAN COUNCIL

Charles L. Rafferty, 532 East Jessamine Street, St. Paul, Ramsey County, appointed effective January 6, 1975 for a term expiring January 1, 1979.

Alton J. Gasper, 4817 Portland Avenue, Minneapolis, Hennepin County, appointed effective January 6, 1975, for a term expiring January 1, 1979.

Charles R. Weaver, 839 River Lane, Anoka, Anoka County, appointed effective January 6, 1975, for a term expiring January 1, 1979.

Marcia Bennett, 654 N.E. 48th Avenue, Columbia Heights, Anoka County, appointed effective January 6, 1975, for a term expiring January 1, 1979.

Opal M. Petersen, 1109 South 1st Avenue, Stillwater, Washington County, appointed effective January 6, 1975, for a term expiring January 1, 1979.

The motion prevailed. So the appointments were confirmed.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. McCutcheon moved that the name of Mr. Schaaf be added as co-author to S. F. Nos. 892, 893, 894 and 895. The motion prevailed.

Mr. Moe moved that the report from the Committee on Natural Resources and Agriculture, reported March 13, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Moe moved that the foregoing report be now adopted. The motion prevailed.

#### CONFIRMATION

Mr. Moe moved that in accordance with the report from the Committee on Natural Resources and Agriculture, reported March 13, 1975, the Senate, having advised with, do now consent to and confirm the appointments of:

#### MINNESOTA POLLUTION CONTROL AGENCY

Harold Field, 5117 Emerson Avenue South, Minneapolis, Hennepin County, appointed effective February 15, 1975, for a term expiring January 15, 1979.

Carol Buckmann, Nisswa, Crow Wing County, appointed effective February 15, 1975, for a term expiring January 15, 1979.

The motion prevailed. So the appointments were confirmed.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Moe moved that the report from the Committee on Natural Resources and Agriculture, reported March 13, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Moe moved that the foregoing report be now adopted. The motion prevailed.

Mr. Moe moved that the following appointments be laid on the table.

#### COMMISSIONER OF THE DEPARTMENT OF AGRICULTURE

Jon Wefald, 61 Flandrau Place, St. Paul, Ramsey County, appointed effective January 6, 1975, for a term expiring January 1, 1979.

#### EXECUTIVE DIRECTOR OF THE POLLUTION CONTROL AGENCY

Grant Merritt, 8124-40th Avenue North, Minneapolis, Hennepin County, appointed effective January 6, 1975, for a term expiring January 1, 1979.

#### COMMISSIONER OF THE DEPARTMENT OF NATURAL RESOURCES

Robert Herbst, 10444-5th Avenue Circle, Bloomington, Hennepin County, appointed effective January 6, 1975, for a term expiring January 1, 1979.

The motion prevailed.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Hansen, Baldy moved that the report from the Committee on Labor and Commerce, reported March 13, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

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

**CONFIRMATION**

Mr. Hansen, Baldy moved that in accordance with the report from the Committee on Labor and Commerce, reported March 13, 1975, the Senate, having advised with, do now consent to and confirm the appointments of:

**PUBLIC SERVICE COMMISSION**

Mrs. Katherine Sasseville, 10619 James Road, Bloomington, Hennepin County, appointed effective February 3, 1975, for a term expiring December 31, 1975.

**DIRECTOR OF THE MINNESOTA ENERGY AGENCY**

John C. McKay, 2106 Caroline Lane, South St. Paul, Dakota County, appointed effective January 6, 1975, for a term expiring January 1, 1979.

**DIRECTOR OF THE PUBLIC SERVICE COMMISSION**

Lawrence Anderson, 4905 Elliot Avenue, Minneapolis, Hennepin County, appointed effective January 6, 1975, for a term expiring January 1, 1979.

**COMMISSIONER OF THE DEPARTMENT OF LABOR AND INDUSTRY**

E. I. Malone, 3403 West 28th Street, Minneapolis, Hennepin County, appointed effective January 6, 1975, for a term expiring January 1, 1979.

**COMMISSIONER OF THE DEPARTMENT OF  
EMPLOYMENT SERVICES**

Emmet Cushing, 5641-27th Avenue South, Minneapolis, Hennepin County, appointed effective January 6, 1975, for a term expiring January 1, 1979.

**COMMISSIONER OF THE DEPARTMENT OF  
ECONOMIC DEVELOPMENT**

James Heltzer, 3857 Brookview Drive, St. Louis Park, Hennepin County, appointed effective January 6, 1975, for a term expiring January 1, 1979.

Mr. Keefe, J. requested that the appointment of Mrs. Katherine Sasseville be divided out.

The question recurred on the confirmation of the foregoing appointments, with the exception of the appointment of Mrs. Sasseville. The motion prevailed. So the appointments were confirmed.

The question being taken on the confirmation of the appointment of:



**PUBLIC SERVICE COMMISSION**

Mrs. Katherine Sasseville, 10619 James Road, Bloomington, Hennepin County, appointed effective February 3, 1975, for a term expiring December 31, 1975.

And the roll being called, there were yeas 38 and nays 21, as follows:

Those who voted in the affirmative were:

Arnold	Doty	McCutcheon	Olson, H. D.	Spear
Bang	Gearty	Merriam	O'Neill	Stassen
Bernhagen	Hughes	Milton	Perpich, A. J.	Stokowski
Borden	Humphrey	Moe	Perpich, G.	Stumpf
Chenoweth	Kleinbaum	North	Purfeerst	Tennessee
Chmielewski	Larson	Ogdahl	Schaaf	Willet
Coleman	Laufenburger	Olhoft	Schmitz	
Conzemius	Lewis	Olson, A. G.	Sillers	

Those who voted in the negative were:

Ashbach	Frederick	Josefson	Nelson	Ueland
Brataas	Hansen, Baldy	Keefe, J.	Olson, J. L.	
Brown	Hansen, Mel	Kirchner	Patton	
Dunn	Hanson, R.	Knutson	Renneke	
Fitzsimons	Jensen	Kowalczyk	Schrom	

The motion prevailed. So the appointment was confirmed.

**MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Olhoft moved that S. F. No. 210, No. 4 on the Calendar, be stricken and re-referred to the Committee on Finance. The motion prevailed.

Mrs. Brataas moved that S. F. No. 885 be withdrawn from the Committee on Health, Welfare and Corrections and re-referred to the Committee on Governmental Operations. The motion prevailed.

Mr. Stokowski moved that the names of Messrs. Moe and Conzemius be added as co-authors to S. F. No. 990. The motion prevailed.

Mr. Fitzsimons moved that S. F. No. 7 be taken from the table. The motion prevailed.

**CONCURRENCE AND REPASSAGE**

Mr. Fitzsimons moved that the Senate concur in the amendments by the House to S. F. No. 7 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 7: A bill for an act relating to motor vehicle registration; exempting trailers used by farmers to carry liquid fertilizer from licensing requirements; amending Minnesota Statutes 1974, Section 168.012, by adding a subdivision.

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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

**MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Davies moved that S. F. No. 28 and the Conference Committee Report thereon be taken from the table. The motion prevailed.

**ADOPTION OF CONFERENCE COMMITTEE REPORT**

Mr. Davies moved that the recommendations and Conference Committee Report on S. F. No. 28 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

S. F. No. 28: A bill for an act relating to the compensation of victims of motor vehicle accidents; requiring cooperation of a person claiming benefits before and after commencement of suit; requiring bureau notification within a specified time under the assigned claims plan; amending Minnesota Statutes 1974, Sections 65B.43, Subdivisions 7 and 12; 65B.44, Subdivisions 1, 2, 6, and 8; 65B.51, Subdivision 2; 65B.56, Subdivision 1; 65B.59; 65B.65; 65B.67, Subdivisions 1 and 2; repealing Minnesota Statutes 1974, Section 65B.52.

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

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

And the roll being called, there were yeas 48 and nays 14, as follows:

Those who voted in the affirmative were:

Arnold	Brataas	Coleman	Dunn	Hanson, R.
Ashbach	Brown	Davies	Frederick	Hughes
Borden	Chmielewski	Doty	Gearty	Humphrey

Josefson	Merriam	Olson, A. G.	Schmitz	Stumpf
Keefe, J.	Milton	Olson, H. D.	Schrom	Tennessee
Kirchner	Moe	Olson, J. L.	Sillers	Ueland
Knutson	Nelson	Patton	Solon	Wegener
Kowalczyk	North	Pillsbury	Spear	Willet
Larson	Ogdahl	Purfeerst	Stassen	
Lewis	Olhoft	Schaaf	Stokowski	

Those who voted in the negative were:

Bang	Fitzsimons	Jensen	McCutcheon	Perpich, G.
Berg	Hansen, Baldy	Kleinbaum	O'Neill	Renneke
Bernhagen	Hansen, Mel	Laufenburger	Perpich, A. J.	

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

### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Nelson moved that the name of Mr. Patton be stricken as co-author to S. F. No. 591. The motion prevailed.

### THIRD READING OF SENATE BILLS

S. F. No. 199: A bill for an act relating to commerce; authorizing state banks to acquire and lease personal property to customers; amending Minnesota Statutes 1974, Chapter 48, 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 54 and nays 8, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Davies	North	Perpich, G.	Stumpf	Tennessee
Doty	Olson, A. G.	Spear		

So the bill passed and its title was agreed to.

S. F. No. 226: A bill for an act relating to employment services; unemployment compensation; administrative expense; amending Minnesota Statutes 1974, Section 268.05, 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	Ogdahl	Schmitz
Ashbach	Dunn	Kleinbaum	Olhoff	Schrom
Bang	Fitzsimons	Knutson	Olson, A. G.	Sillers
Berg	Frederick	Kowalczyk	Olson, H. D.	Solon
Bernhagen	Gearty	Larson	Olson, J. L.	Spear
Borden	Hansen, Baldy	Laufenburger	O'Neill	Stassen
Brataas	Hansen, Mel	Lewis	Patton	Stokowski
Brown	Hanson, R.	McCutcheon	Perpich, A. J.	Stumpf
Chenoweth	Hughes	Merriam	Perpich, G.	Tennessee
Chmielewski	Humphrey	Milton	Pillsbury	Ueland
Coleman	Jensen	Moe	Purfeerst	Wegener
Conzemius	Josefson	Nelson	Renneke	Willet
Davies	Keefe, J.	North	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 435: A bill for an act relating to telephone companies; charging costs of investigation procedures of the public service commission to telephone companies; removing limitation on application of investigation procedures; amending Minnesota Statutes 1974, Section 237.29, Subdivision 1; repealing Minnesota Statutes 1974, Section 237.32.

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 39 and nays 23, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Knutson	Olhoff	Solon
Bang	Dunn	Kowalczyk	Olson, A. G.	Spear
Bernhagen	Gearty	Larson	Olson, H. D.	Stokowski
Borden	Hansen, Mel	Laufenburger	Perpich, A. J.	Stumpf
Chenoweth	Hughes	McCutcheon	Perpich, G.	Ueland
Chmielewski	Humphrey	Merriam	Purfeerst	Wegener
Coleman	Kirchner	Moe	Schaaf	Willet
Davies	Kleinbaum	North	Schmitz	

Those who voted in the negative were:

Berg	Frederick	Keefe, J.	O'Neill	Sillers
Brataas	Hansen, Baldy	Lewis	Patton	Stassen
Brown	Hanson, R.	Nelson	Pillsbury	Tennessee
Conzemius	Jensen	Ogdahl	Renneke	
Fitzsimons	Josefson	Olson, J. L.	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 456: A bill for an act relating to education; defining qualified voters for school district elections; amending Minnesota Statutes 1974, Section 123.32, 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:

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

So the bill passed and its title was agreed to.

S. F. No. 240: A bill for an act relating to parole and probation; authorizing the purchase of parole and probation services from public and private agencies; amending Minnesota Statutes 1974, Section 243.09, Subdivisions 1 and 3.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS

H. F. No. 11: A bill for an act relating to group insurance, group subscribers' contracts and health care plans; amending Minnesota Statutes 1974, Section 62A.17, Subdivisions 2, 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 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 7: A bill for an act relating to interim claims against the state, appropriating moneys for the payment 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 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

#### CALENDAR OF ORDINARY MATTERS

S. F. No. 665: A bill for an act relating to the town of Taylor; restoring state payments lost because of failure of county auditor to forward report.

Was read the third time 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	Bernhagen	Chenoweth	Davies	Frederick
Ashbach	Borden	Chmielewski	Doty	Gearty
Bang	Brataas	Coleman	Dunn	Hansen, Baldy
Berg	Brown	Conzemius	Fitzsimons	Hansen, Mel

Hanson, R.	Kowalczyk	Olhoft	Purfeerst	Stokowski
Hughes	Laufenburger	Olson, A. G.	Renneke	Stumpf
Humphrey	Lewis	Olson, H. D.	Schaaf	Tennessee
Jensen	Merriam	Olson, J. L.	Schmitz	Ueland
Josefson	Milton	O'Neill	Schrom	Wegener
Keefe, J.	Moe	Patton	Sillers	Willet
Kirchner	Nelson	Perpich, A. J.	Solon	
Kleinbaum	North	Perpich, G.	Spear	
Knutson	Ogdahl	Pillsbury	Stassen	

So the bill passed and its title was agreed to.

S. F. No. 613: A bill for an act relating to the city of Austin; authorizing the city of Austin 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 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 318: A bill for an act relating to the cities of St. Charles, Dover and Eyota and the sanitary sewer board of the Dover, Eyota and St. Charles area sanitary district in the counties of Olmsted and Winona; providing certain powers; amending Laws 1973, Chapter 160, Section 10, Subdivision 3; Section 12, Subdivisions 1 and 2; and 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:

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

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

So the bill passed and its title was agreed to.

H. F. No. 418: A bill for an act relating to the city of Hastings; authorizing the conveyance of certain land previously authorized by law to be conveyed to the city; providing the sale price 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 61 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Kirchner	Olson, A. G.	Sillers
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Solon
Bang	Fitzsimons	Knutson	Olson, J. L.	Spear
Berg	Frederick	Kowalczyk	O'Neill	Stassen
Bernhagen	Gearty	Laufenburger	Patton	Stokowski
Borden	Hansen, Baldy	Lewis	Perpich, A. J.	Stumpf
Brataas	Hansen, Mel	Merriam	Perpich, G.	Ueland
Brown	Hanson, R.	Milton	Pillsbury	Wegener
Chenoweth	Hughes	Moe	Purfeerst	Willet
Chmielewski	Humphrey	Nelson	Renneke	
Coleman	Jensen	North	Schaaf	
Conzemius	Josefson	Ogdahl	Schmitz	
Davies	Keefe, J.	Olhoft	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 9:15 o'clock a.m., Thursday, March 20, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate



## TWENTY-THIRD DAY

St. Paul, Minnesota, Thursday, March 20, 1975

The Senate met at 9:15 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	Dunn	Kowalczyk	Olson, A. G.	Spear
Berg	Frederick	Larson	Olson, J. L.	Stumpf
Bernhagen	Hansen, Baldy	Laufenburger	Patton	Ueland
Brataas	Hanson, R.	Lewis	Perpich, A. J.	Willet
Brown	Humphrey	McCutcheon	Perpich, G.	
Coleman	Keefe, J.	Milton	Pillsbury	
Davies	Keefe, S.	Moe	Purfeerst	
Doty	Kleinbaum	Olhoft	Schrom	

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

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

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

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

The President declared a quorum present.

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

### MEMBERS EXCUSED

Mr. Ashbach was excused from the early part of today's Session. Mr. Kirchner was excused from the Session of today.

**EXECUTIVE AND OFFICIAL COMMUNICATIONS**

March 14, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

The following appointment to the State Board of Human Rights is hereby submitted to the Senate for confirmation as required by law:

Earl D. Craig, 400 Groveland Avenue, Minneapolis, Hennepin County, effective March 14, 1975, for a term expiring January 1, 1978.

Sincerely,  
Wendell R. Anderson, Governor

Referred to the Committee on Governmental Operations.

March 14, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

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

John Knapp, Albany, Stearns County, effective March 1, 1975, for a term expiring March 1, 1981.

Sincerely,  
Wendell R. Anderson, Governor

Referred to the Committee on Taxes and Tax Laws.

March 19, 1975

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. 7, An act relating to motor vehicle registration; exempting trailers used by farmers to carry liquid fertilizer from licensing requirements;

S. F. No. 19, An act relating to metropolitan government; reorganizing various laws relating to the metropolitan council, metropolitan commissions and other metropolitan governmental entities;

S. F. No. 103, An act relating to the Gillette hospital authority; authorizing use of certified public accountants to audit and examine the financial records of the authority;

S. F. No. 348, An act relating to insurance; modifying regulations of farmers and township mutual insurance companies.

Sincerely,  
Wendell R. Anderson, Governor

#### **INTRODUCTION AND FIRST READING OF SENATE BILLS**

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

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

S. F. No. 991: A bill for an act relating to sales, consumer credit; providing for maximum finance charges and a penalty.

Referred to the Committee on Labor and Commerce.

Mr. Willet introduced—

S. F. No. 992: A bill for an act relating to taxation; providing a sales and use tax exemption for elderly, disabled and poor persons for heating products; appropriating money; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Mr. Chmielewski introduced—

S. F. No. 993: A bill for an act relating to highways; adding an additional leg or alternative route to the highway route designated as the Voyageur highway; amending Minnesota Statutes 1974, Section 161.14, Subdivision 18.

Referred to the Committee on Transportation and General Legislation.

Mr. Perpich, A. J. introduced—

S. F. No. 994: A bill for an act relating to taxation; assessment and collection of personal property taxes on mobile homes; amending Minnesota Statutes 1974, Section 273.13, Subdivision 3; and Chapter 274, by adding a section.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Purfeerst and Merriam introduced—

S. F. No. 995: A bill for an act relating to agriculture; requiring the regulation of the spraying and dusting of crops; requiring the regulation of agricultural pest control; weed seed; regulating economic poisons and devices; amending Minnesota Statutes 1974, Sections 18.033, by adding a subdivision; 18A.07; 21.47, Subdivisions 8 and 9; 21.49, Subdivision 1; and 24.074.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Humphrey and Schaaf introduced—

S. F. No. 996: A bill for an act establishing a special advisory committee on presidential primary elections; appropriating money.

Referred to the Committee on Transportation and General Legislation.

Mr. Olhoft introduced—

S. F. No. 997: 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.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Ogdahl, Gearty and Purfeerst introduced—

S. F. No. 998: A bill for an act relating to the state building code; extending its application to all municipalities and new buildings; authorizing municipalities to adopt and enforce building maintenance codes; clarifying state agency rulemaking regarding building code subject matter; clarifying appeals to the commissioner; limiting surcharge computation to valuation; amending Minnesota Statutes 1974, Sections 16.84; 16.851; 16.86, Subdivision 4; 16.863; 16.866, Subdivision 1.

Referred to the Committee on Governmental Operations.

Messrs. Sillers, Chenoweth and Fitzsimons introduced—

S. F. No. 999: A bill for an act relating to education; tax levies; increasing the levy for districts participating in educational service areas; amending Minnesota Statutes 1974, Section 275.125, Subdivision 3.

Referred to the Committee on Education.

Messrs. Olson, A. G.; Kowalczyk and Laufenburger introduced—

S. F. No. 1000: A bill for an act relating to banks; authorizing consumer banking facilities.

Referred to the Committee on Labor and Commerce.

Messrs. O'Neill, Chenoweth and Brown introduced—

S. F. No. 1001: A bill for an act relating to education; handicapped children; providing additional instruction for mentally retarded pupils; amending Minnesota Statutes 1974, Section 120.17, by adding a subdivision.

Referred to the Committee on Education.

Messrs. Spear, Bang and Laufenburger introduced—

S. F. No. 1002: A bill for an act relating to insurance; requiring

that certain residual liability insurance coverage plans be offered to owners of certain motorcycles under the Minnesota no-fault automobile insurance act; amending Minnesota Statutes 1974, Sections 65B.48, Subdivision 5; and 65B.49, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Messrs. Hansen, Baldy; Laufenburger and Keefe, S. introduced—

S. F. No. 1003: A bill for an act relating to insurance; requiring insurers to reduce premiums for a husband and wife insured under separate employee group insurance policies covering hospital and medical expense.

Referred to the Committee on Labor and Commerce.

Messrs. Hansen, Baldy; Bang and Keefe, S. introduced—

S. F. No. 1004: A bill for an act relating to insurance; requiring insurers of employee group insurance policies covering hospital and medical expense to coordinate benefits when a husband and wife are covered under separate policies.

Referred to the Committee on Labor and Commerce.

Messrs. Hansen, Baldy; Laufenburger and Keefe, J. introduced—

S. F. No. 1005: 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 1974, Sections 62A.03, by adding a subdivision; and 62C.14, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Messrs. Keefe, J. and Bang introduced—

S. F. No. 1006: A bill for an act relating to the legislature; regulating procedure for bills in committees.

Referred to the Committee on Rules and Administration.

Messrs. Olhofft, Larson and Laufenburger introduced—

S. F. No. 1007: A bill for an act relating to public contracts; providing an exception to the prohibition against interest of public officers in certain governmental units; amending Minnesota Statutes 1974, Section 471.88, Subdivision 5.

Referred to the Committee on Local Government.

Messrs. Nelson, Lewis and Milton introduced—

S. F. No. 1008: A bill for an act relating to health; establishing a program for the care of persons suffering from hemophilia; provid-

ing for an advisory committee to act with the department of health to implement the program; appropriating money; amending Minnesota Statutes 1974, Chapter 144, by adding a section.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Olson, H. D. introduced—

S. F. No. 1009: A bill for an act relating to agriculture; licensing; fees; amending Minnesota Statutes 1974, Sections 17.35, Subdivision 6; 18.032, Subdivision 6; 18.53; 18.54, Subdivision 1; 18A.02, Subdivision 3; 21.54, Subdivision 2; 24.072, Subdivisions 2 and 4; 28A.03; 28A.04; 28A.05; 28A.08; 28A.09; 28A.15, Subdivision 5; 31.31; 31.39; 32.075; 32.394, Subdivision 8, and by adding subdivisions; 32.59; and 34.05, Subdivisions 1 and 2.

Referred to the Committee on Natural Resources and Agriculture

Messrs. Frederick, Laufenburger and Conzemius introduced—

S. F. No. 1010: A bill for an act relating to commerce; interest rates on money; prescribing maximum interest rates on certain loans; amending Minnesota Statutes 1974, Section 334.01, Subdivision 2; repealing Laws 1974, Chapter 238, Section 2.

Referred to the Committee on Labor and Commerce.

Messrs. Coleman, Doty and Ogdahl introduced—

S. F. No. 1011: A bill for an act relating to local government; providing certain local government aids; repealing Minnesota Statutes 1974, Section 477A.01, Subdivisions 1 to 17.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Stokowski, Gearty and Ogdahl introduced—

S. F. No. 1012: A bill for an act relating to boxing; amending certain boxing commission rules; amending Minnesota Statutes 1974, Sections 341.03; 341.04; 341.05, Subdivision 1; 341.10; and 341.11.

Referred to the Committee on Labor and Commerce.

Messrs. Perpich, A. J.; Larson and McCutcheon introduced—

S. F. No. 1013: A bill for an act relating to taxation; providing a property tax freeze for certain disabled veterans; amending Minnesota Statutes 1974, Section 273.011, Subdivision 2.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Olson, H. D.; Berg and Purfeerst introduced—

S. F. No. 1014: A bill for an act relating to the waters of the state; eliminating certain permit requirements for certain public drainage systems; amending Minnesota Statutes 1974, Section 105.42, Subdivision 1.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Anderson, Bang and Hansen, Baldy introduced—

S. F. No. 1015: A bill for an act relating to commerce; providing qualifications for legal newspapers; amending Minnesota Statutes 1974, Section 331.02, Subdivision 1.

Referred to the Committee on Labor and Commerce.

Messrs. Borden, Humphrey and Schaaf introduced—

S. F. No. 1016: A bill for an act relating to department of natural resources; eliminating requirements for specific divisions and directors in the department of natural resources; amending Minnesota Statutes 1974, Sections 84.01, Subdivision 3; 84.028, Subdivision 3; 84.085; 84.086; 84.087; 105.40, Subdivisions 1 and 12; repealing Minnesota Statutes 1974, Sections 84.081; 84.082; 84.083; 84.084; 88.01, Subdivision 2; 97.40, Subdivisions 3 and 4; and 105.37, Subdivisions 3 and 4; and Laws 1973, Chapter 615, Section 3.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Purfeerst, Patton and Olhoft introduced—

S. F. No. 1017: A bill for an act relating to agriculture; local pest control; amending Minnesota Statutes 1974, Section 18.022, Subdivision 1, and by adding a subdivision; and Chapter 18, by adding a section.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Hansen, Baldy introduced—

S. F. No. 1018: 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.

Referred to the Committee on Taxes and Tax Laws.

Mr. Hansen, Baldy introduced—

S. F. No. 1019: A bill for an act relating to commerce; banks and trust companies; authorized investments; amending Minnesota Statutes 1974, Section 48.61, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Mr. Hansen, Baldy introduced—

S. F. No. 1020: A bill for an act relating to intoxicating liquor; minimum resale prices for off-sale sales at retail; providing a penalty.

Referred to the Committee on Labor and Commerce.

Mr. Hansen, Baldy introduced—

S. F. No. 1021: A bill for an act relating to counties; providing for county control over drainage systems; amending Minnesota Statutes 1974, Sections 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 1; 106.631, Subdivision 1; repealing Minnesota Statutes 1974, Section 106.021, Subdivision 6.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Perpich, A. J.; Hansen, Baldy and Kleinbaum introduced—

S. F. No. 1022: A bill for an act relating to state government; finances; creating a budget protection fund; establishing limitations; and appropriating money.

Referred to the Committee on Finance.

Messrs. North; Keefe, J. and Lewis introduced—

S. F. No. 1023: A bill for an act relating to public health; authorizing the state board of health to prescribe fees for certain services provided by the board; appropriating money; amending Minnesota Statutes 1974, Section 144.965; repealing Laws 1974, Chapter 154, Section 2, Subdivision 2.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Solon and Doty introduced—

S. F. No. 1024: A bill for an act relating to police pensions in the city of Duluth; amending Laws 1953, Chapter 91, Section 1, Subdivisions 7; and 8, as amended; Section 7; and Section 11, Subdivisions 1, as amended, and 2.

Referred to the Committee on Governmental Operations.

Messrs. Solon and Doty introduced—

S. F. No. 1025: A bill for an act relating to the city of Duluth; firemen's service pensions and survivor benefits; amending Laws 1965, Chapter 179, Section 1; repealing Laws 1955, Chapter 188, Section 8.

Referred to the Committee on Governmental Operations.



Mr. Frederick introduced—

S. F. No. 1026: A bill for an act relating to agricultural lands; regulating the ownership of such lands by certain corporations; exempting lands acquired for growing asparagus; amending Minnesota Statutes 1974, Section 500.24, Subdivision 2.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Willet, Wegener and Olhott introduced—

S. F. No. 1027: A bill for an act relating to game and fish; license exemption for certain persons; amending Minnesota Statutes 1974, Sections 98.45, Subdivision 2; and 98.47, Subdivision 1.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Moe introduced—

S. F. No. 1028: A bill for an act relating to agriculture; prohibiting for one year the sale or transfer of agricultural land for nonagricultural purposes; providing for exceptions; prohibiting the state from acquiring any land for one year except for certain state park purposes.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Keefe, S.; Ogdahl and Olson, A. G. introduced—

S. F. No. 1029: A bill for an act relating to Hennepin county; hospital and medical care for poor persons funding; amending Laws 1963, Chapter 738, Section 3, Subdivision 3; repealing Laws 1963, Chapter 738, Section 7.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Moe, Dunn and Olson, H. D. introduced—

S. F. No. 1030: A bill for an act relating to pollution control; authorizing a county solid waste grants-in-aid program; appropriating money; amending Minnesota Statutes 1974, Sections 116.06, Subdivision 1; and 400.03, Subdivision 1; and Chapter 116, by adding sections.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Ogdahl, Gearty and Doty introduced—

S. F. No. 1031: A bill for an act relating to taxation; providing a heritage preservation credit; amending Minnesota Statutes 1974, Sections 290.982; 290.983; and 290.987.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Davies, Stassen and McCutcheon introduced—

S. F. No. 1032: A bill for an act relating to taxation; reducing the period of redemption for certain land sold or bid in for the state at a tax judgment sale; amending Minnesota Statutes 1974, Section 281.17.

Referred to the Committee on Judiciary.

Messrs. Nelson, Schmitz and Laufenburger introduced—

S. F. No. 1033: A bill for an act relating to taxation; permitting credits for contributions to be carried forward for income tax purposes; amending Minnesota Statutes 1974, Section 290.21, Subdivision 3.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Dunn, Chmielewski and Bernhagen introduced—

S. F. No. 1034: A bill for an act relating to traffic regulations; authorizing town boards to determine speed limits on town roads; amending Minnesota Statutes 1974, Chapter 169, by adding a section.

Referred to the Committee on Transportation and General Legislation.

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

S. F. No. 1035: A bill for an act relating to railroad safety; appropriating money to the department of public service for the purpose of enforcing certain railroad track safety standards.

Referred to the Committee on Transportation and General Legislation.

Messrs. Perpich, G.; Hansen, Baldy and Keefe, S. introduced—

S. F. No. 1036: A bill for an act relating to state employees; authorizing salary deductions for union political committees; amending Minnesota Statutes 1974, Sections 10.39, Subdivision 1; and 16A.17, Subdivision 5.

Referred to the Committee on Governmental Operations.

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

S. F. No. 1037: 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 1974, Section 184.37; 184.38, Subdivisions 3, 4, 13, and by adding a subdivision; repealing Minnesota Statutes 1974, Section 184.38, Subdivision 11.

Referred to the Committee on Labor and Commerce.

Mrs. Brataas and Mr. Frederick introduced—

S. F. No. 1038: A bill for an act relating to Olmsted county; providing for the filing of surveys with the county surveyor.

Referred to the Committee on Local Government.

Mrs. Brataas and Mr. Frederick introduced—

S. F. No. 1039: A bill for an act relating to plats and surveys in Olmsted county; providing for approval by the county surveyor and providing for a fee.

Referred to the Committee on Local Government.

Messrs. Humphrey, Pillsbury and Borden introduced—

S. F. No. 1040: A bill for an act relating to the housing finance agency; providing for certain powers relating to low income housing; amending Minnesota Statutes 1974, Section 462A.07, Subdivision 13.

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.

Mr. Davies, Mrs. Brataas and Mr. Keefe, S. introduced—

S. F. No. 1041: A bill for an act relating to crimes; specifying the acts constituting sexual offenses; admissibility of evidence in sex offense prosecutions; providing penalties; amending Minnesota Statutes 1974, Chapter 609, by adding sections; repealing Minnesota Statutes 1974, Sections 609.29; 609.291; 609.292; 609.293; 609.294; 609.295; and 609.296.

Referred to the Committee on Judiciary.

Mr. Humphrey introduced—

S. F. No. 1042: A bill for an act relating to energy; postponing the deadline for promulgation of energy conserving building design and construction standards by the commissioner of administration; amending Minnesota Statutes 1974, Section 116H.12, Subdivision 4.

Referred to the Committee on Governmental Operations.

Messrs. Merriam, Nelson and Schrom introduced—

S. F. No. 1043: 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 1974, Sections 626.846; 626.847; and 626.852; repealing Minnesota Statutes 1974, Section 626.853.

Referred to the Committee on Judiciary.

Mr. Perpich, G. introduced—

S. F. No. 1044: A bill for an act relating to game and fish; closing the deer season for 1975.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Doty; Keefe, S. and McCutcheon introduced—

S. F. No. 1045: A bill for an act relating to labor relations; re-defining professional strikebreaker; amending Minnesota Statutes 1974, Section 179.01, Subdivision 16.

Referred to the Committee on Labor and Commerce.

Messrs. Doty and Solon introduced—

S. F. No. 1046: A bill for an act authorizing the city of Duluth to negotiate contracts for maintenance of city parks and public works under terms and conditions as will promote the employment of needy elderly citizens; limiting the amount of total annual compensation for individuals under such contracts.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. North, Stassen and Milton introduced—

S. F. No. 1047: A bill for an act relating to the organization and operation of state government; providing for membership terms, compensation, removal of members, and filling of membership vacancies of certain state boards, commissions, committees, councils, authorities, the housing finance agency and the tax court; amending Minnesota Statutes 1974, Sections 3.922, Subdivision 2; 3.924; 3.927; 10A.02, Subdivision 2; 15.50, Subdivision 1, and by adding a subdivision; 16.71, Subdivision 1, and by adding a subdivision; 16.823, Subdivisions 2 and 3; 35.02; 40.03, Subdivisions 1 and 3, and by adding a subdivision; 43.03, Subdivision 1, and by adding a subdivision; 85A.01, Subdivisions 1 and 4, and by adding a subdivision; 105.71, Subdivisions 1 and 3, and by adding a subdivision; 116.02, Subdivisions 1, 2 and 4; 116C.03, by adding a subdivision; 116C.05, Subdivision 1, and by adding a subdivision; 116E.02, Subdivisions 1, 2 and 4, and by adding a subdivision; 121.02, Subdivisions 1 and 2, and by adding a subdivision; 136.12; 136.61, Subdivision 1, and by adding a subdivision; 136A.02, Subdivision 1, and by adding a subdivision; 136A.26; 139.01; 139.02; 144.01; 144.04; 175.006, Subdivision 1, and by adding a subdivision; 179.72, Subdivisions 1 and 2, and by adding a subdivision; 182.664, Subdivision 1, and by adding a subdivision; 197.978, Subdivision 1, and by adding a subdivision; 216A.03, Subdivision 1, and by adding a subdivision; 238.04, Subdivision 2, and by adding a subdivision; 241.045, Subdivision 3, and by adding a subdivision; 250.05, Subdivisions 2 and 3, and by adding a subdivision; 256.975, Subdivision 1, and by adding a subdivision; 271.01, Subdivision 2, and by adding a subdivision; 275.551; 299B.05, Subdivisions 2 and 3, and by add-

ing a subdivision; 352.03, Subdivision 1, and by adding a subdivision; 363.04, Subdivision 4, and by adding a subdivision; 414.01, Subdivisions 3 and 6a, and by adding a subdivision; 462A.04, Subdivision 1, and by adding a subdivision; 490.15; 626.842; Chapter 15, by adding a section; repealing Minnesota Statutes 1974, Sections 3.922, Subdivision 3; 10A.02, Subdivision 6; 16.823, Subdivision 5; 43.03, Subdivision 3; 136.61, Subdivision 4; 136A.02, Subdivision 4; 216A.03, Subdivision 2; 238.04, Subdivisions 4 and 5; 352.03, Subdivisions 2 and 3; 363.04, Subdivision 6; 462A.04, Subdivisions 2 and 5.

Referred to the Committee on Governmental Operations.

Messrs. Coleman, Pillsbury and Gearty introduced—

S. F. No. 1048: A bill for an act relating to attorneys at law; making lawyers officers of the legislature; amending Minnesota Statutes 1971, Chapter 481, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Coleman, Brown and McCutcheon introduced—

S. F. No. 1049: A bill for an act relating to the practice of law; removing certain restrictions thereon; amending Minnesota Statutes 1974, Section 481.02, Subdivision 3; repealing Minnesota Statutes 1974, Sections 481.02, Subdivisions 1, 2, and 5; 481.03; 481.04; 481.05; and 481.11.

Referred to the Committee on Judiciary.

Messrs. Coleman, Brown and McCutcheon introduced—

S. F. No. 1050: A bill for an act relating to attorneys; repealing the statutory lien for attorney's fees; repealing Minnesota Statutes 1974, Section 481.13.

Referred to the Committee on Judiciary.

Messrs. Coleman, Pillsbury and McCutcheon introduced—

S. F. No. 1051: A bill for an act relating to commerce; consumer services; providing for investigation of accusations against attorneys.

Referred to the Committee on Labor and Commerce.

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

S. F. No. 1052: A bill for an act relating to attorneys; providing for regulation of the practice of law within and outside of the courts of this state; repealing Minnesota Statutes 1974, Sections 481.01 and 481.15.

Referred to the Committee on Judiciary.

Messrs. Coleman, Pillsbury and McCutcheon introduced—

S. F. No. 1053: A bill for an act relating to attorneys at law; providing standards for organization and operation of legal services organizations; cooperation of attorneys; amending Minnesota Statutes 1974, Section 481.02, Subdivision 3; and Chapter 481, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Coleman, Pillsbury and McCutcheon introduced—

S. F. No. 1054: A bill for an act relating to insurance; legal expense insurance; authorizing the use of closed panel insurance plans; amending Minnesota Statutes 1974, Section 60A.08, Subdivision 10.

Referred to the Committee on Labor and Commerce.

Messrs. Stokowski, Ogdahl and Merriam introduced—

S. F. No. 1055: A bill for an act relating to financial institutions; authorizing and regulating face amount certificate investment companies; amending Minnesota Statutes 1974, Chapter 54, by adding sections; and Sections 54.26; and 54.27; repealing Minnesota Statutes 1974, Chapter 59, and Sections 54.28; 54.29; and 54.293.

Referred to the Committee on Labor and Commerce.

Messrs. Schaaf, O'Neill and Borden introduced—

S. F. No. 1056: A bill for an act relating to criminal procedure; delaying the effective date of proposed new rules of criminal procedure.

Referred to the Committee on Judiciary.

#### MESSAGES FROM THE HOUSE

Mr. President:

I hereby announce the adoption by the House of the Joint Rules of the Senate and House of Representatives for the Sixty-Ninth Session, herewith returned.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 17, 1975

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 resolu-

tion relating to adjournment of the legislature between March 26 and March 31, 1975.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted March 17, 1975

Mr. Coleman moved that House Concurrent Resolution No. 4 be now adopted.

House Concurrent Resolution No. 4: A house concurrent resolution relating to adjournment of the legislature between March 26 and March 31, 1975.

*Be it Resolved*, by the House of Representatives, the Senate concurring, that either house of the legislature may adjourn on March 26, 1975 to any day not later than March 31, 1975.

The motion prevailed. So the resolution was adopted.

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. 304: A bill for an act authorizing the sale and conveyance of the elevated water storage tank at the Anoka State Hospital and related easements to the city of Anoka.

S. F. No. 304 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned March 17, 1975

Mr. Anderson moved that S. F. No. 304 be laid on the table. The 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. 182: A bill for an act relating to counties; eliminating payment of certain fees to county sheriffs; requiring county boards to furnish board and other services for prisoners in county jails; amending Minnesota Statutes 1974, Sections 387.20, Subdivisions 5 and 6; 641.02; 641.03; 641.12; and 641.13; repealing Minnesota Statutes 1974, Section 641.11.

S. F. No. 182 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned March 17, 1975

Mr. Schmitz moved that the Senate do not concur in the amendments by the House to S. F. No. 182 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 114, 130, 527, 611 and 586.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 17, 1975

#### FIRST READING OF HOUSE BILLS

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

H. F. No. 114: A bill for an act relating to the operation of state government; providing for the regulation of publications, duplicating services, guidebooks, state vehicles, disposition of surplus state lands; amending Minnesota Statutes 1974, Sections 15.047, Subdivision 1; 16.02, Subdivisions 16 and 24; 16.75, Subdivision 7; 16.80, Subdivision 1; 94.09, Subdivision 3; 94.10, Subdivision 1; and 482.07, by adding a subdivision.

Referred to the Committee on Governmental Operations.

H. F. No. 130: A bill for an act relating to the city of Minneapolis; authorizing the city council to grant certain powers and duties to the commission on human relations, director, and department of civil rights and to subject certain areas of city government to the civil rights ordinance; repealing Laws 1967, Chapter 743.

Referred to the Committee on Metropolitan and Urban Affairs.

H. F. No. 527: A bill for an act relating to the purchase of surplus state property at public auction by state employees; amending Minnesota Statutes 1974, Section 15.055.

Referred to the Committee on Governmental Operations.

H. F. No. 611: A bill for an act relating to cities; powers of statutory cities; enabling cities to provide decorations; amending Minnesota Statutes 1974, Section 412.221, by adding a subdivision.

Referred to the Committee on Rules and Administration.

H. F. No. 586: A bill for an act relating to the housing finance agency; providing for certain powers relating to low income housing; amending Minnesota Statutes 1974, Section 462A.07, Subdivision 13.

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 S. F. No. 79 and with the exception of reports pertaining to appointments. The motion prevailed.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which were referred the following appointments as reported in the Journal for January 16, 1975:

**METROPOLITAN COUNCIL**

Todd J. Lefko

Gladys S. Brooks

Robert Short

**CHAIRMAN OF METROPOLITAN WASTE CONTROL COMMISSION**

Joseph Strauss

Reports the same back with the recommendation that the appointments be confirmed.

Mr. Chenoweth moved the foregoing committee report be laid on the table. The motion prevailed.

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

H. F. No. 286: A bill for an act relating to education; school districts; powers and duties; authorizing the leasing of school buildings; amending Minnesota Statutes 1974, Sections 123.36, Subdivision 7; 123.37, Subdivision 3; and 124.15, Subdivision 2.

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

Page 1, line 11, before "*buildings*" strike "*school*" and insert "*existing*"

Page 1, line 15, before "*buildings*" strike "*school*" and insert "*existing*"

Page 2, line 14, before "*buildings*" strike "*school*" and insert "*existing*"

Amend the title as follows:

Page 1, line 3, strike "*school*" and insert "*existing*"

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. 565: A bill for an act relating to school districts; investment of school district funds; amending Minnesota Statutes 1974, Section 471.561.

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. 38: A bill for an act relating to education; requiring each school district to make reports concerning the consumption of energy; amending Minnesota Statutes 1974, Section 120.78, 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. 363: A bill for an act relating to education; appropriating money to the department of education for deficiencies in shared time foundation aids and to implement a uniform financial reporting system for local school districts.

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

Page 1, line 9, strike "\$135,000" and insert "\$175,000"

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 re-referred

H. F. No. 31: A bill for an act relating to education; more exactly defining the conditions for the reception of certain transportation aids; amending Minnesota Statutes 1974, Sections 123.77, Subdivision 2; and 123.78, Subdivision 1a.

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

Page 1, strike lines 8 through 11 and renumber the sections accordingly

Page 1, line 18, after "district" insert "*at least*"

Page 1, line 19, strike "an adjacent contiguous" and insert "*another*"

Page 2, line 5, strike "an adjacent contiguous" and insert "*another*"

Page 2, line 12, after "to" strike "the" and insert "*a*"

Page 2, line 13, strike "the adjacent contiguous" and insert "*another*"

Page 2, strike lines 16 through 18

Amend the title as follows:

Page 1, line 5, strike "Sections 123.77, Subdivision 2; and" and insert "Section"

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. 79: A bill for an act relating to taxation; increasing the excise tax on gasoline used in motor vehicles using public highways; amending Minnesota Statutes 1974, Section 296.02, Subdivision 1.

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

Page 1, after line 6, insert the following:

"Section 1. Minnesota Statutes 1974, Section 161.081, is amended to read:

161.081 [HIGHWAY USER TAX, DISTRIBUTION OF PORTION OF PROCEEDS.] Pursuant to article XVI XIV, section 5, of the constitution, five percent of the net highway user tax distribution fund is set aside, and apportioned as follows:

- (1) ~~70~~ 60 percent to the trunk highway fund;
- (2) ~~24~~ 31 percent to a separate account in the county state-aid highway fund to be known as the county turnback account, which account in the state treasury is hereby created;
- (3) 9 percent to a separate account in the municipal state-aid street fund to be known as the municipal turnback account, which account in the state treasury is hereby created.

Sec. 2. Minnesota Statutes 1974, Section 161.082, is amended by adding a subdivision to read:

*Subd. 2a. An amount equal to 32 percent of the county turnback account shall be expended, within counties having two or more towns, on town road bridge structures that are 20 feet or more in length. The expenditures on such bridge structures shall be on a matching basis, and not more than 50 percent of the cost of any such bridge structure shall be paid from the county turnback account."*

Page 1, after line 15, insert the following:

"Sec. 4. [PROVISIONS OF SECTIONS 1 AND 2 NOT SEVERABLE.] *The provisions of sections 1 and 2 are not severable, and if any provision of sections 1 and 2 is found unconstitutional, all of the provisions of sections 1 and 2 are unconstitutional. Section 3 is severable in accordance with Minnesota Statutes, Section 645.20."*

Page 1, line 17, delete "section 1" and insert "section 3"

Renumber the sections in sequence.

Further, amend the title by striking it in its entirety, and inserting:

"A bill for an act relating to taxation; reapportioning the five percent of the net highway user tax distribution fund set aside pursuant to Article XIV, Section 5, of the Minnesota Constitution; allocating a portion of the apportionment to the county state-aid highway fund for use on town road bridge structures on a matching basis; increasing the excise tax on gasoline used in motor vehicles using public highways; amending Minnesota Statutes 1974, Sections 161.081; 161.082, by adding a subdivision; and 296.02, Subdivision 1."

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

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

S. F. No. 730: A bill for an act relating to motor vehicles; application for certificate of title for a previously registered vehicle; amending Minnesota Statutes 1974, Section 168A.26.

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 458: A bill for an act relating to game and fish; removing the racoon from the unprotected list and providing for a season thereon; amending Minnesota Statutes 1974, Sections 100.26, Subdivision 1; and 100.27, Subdivision 3.

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

Page 2, line 20, strike "Racoon" and insert "Raccoon"

Page 2, line 20, strike "October 1st and December 15th"

Page 2, at the end of line 22, add "Clubs or associations organized within Minnesota shall be authorized to conduct night raccoon hunts between sunset and one-half hour before sunrise throughout the year for the limited purpose of training dogs to trail and tree raccoons, provided that persons shall not intentionally capture, kill, or otherwise physically harm raccoons except during the designated raccoon hunting season."

Amend the title as follows:

Page 1, line 2, strike "racoon" and insert "raccoon"

Page 1, line 3, strike "providing for" and insert "authorizing the commissioner of natural resources to prescribe"

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 303: A bill for an act relating to game and fish; authorizing use of portable fish houses within the boundary waters canoe area.

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. 51: A bill for an act relating to distinctions on the basis of sex; abolishing these distinctions in the law concerning changing of names; amending Minnesota Statutes 1974, Sections 259.10; 259.11; 517.08, Subdivision 3; 518.27; and Chapter 517, by adding a section.

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

Page 3, line 24, strike "*The names*"

Page 3, strike lines 25 through 28 and insert "*If in completing the report of marriage the woman fails to designate a name after marriage in the space provided, it shall be presumed that she has adopted the surname of the groom.*"

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. 156: A bill for an act relating to anatomical gifts; authorizing an individual to make an anatomical gift by means of a statement on his Minnesota driver's license; amending Minnesota Statutes 1974, Section 525.924, 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 1974, Section 171.07, is amended by adding a subdivision to read:

*Subd. 5. The department shall provide a donor document to each person making application for a driver's license or a nonqualification certificate whereby any such person, 18 years of age or more, may execute an anatomical gift, pursuant to the provisions of the Uniform Anatomical Gift Act, sections 525.921 to 525.93. The*

*commissioner of public safety shall prescribe the form of the donor document. The department shall identify donors of anatomical gifts by the designation "organ donor" on the front side of the donor's driver's license or nonqualification certificate. The designation "organ donor" shall constitute sufficient legal authority for the removal of all body organs or parts upon death of the donor for the purpose of transplantation, and the designation shall be removed only upon written notice to the department. No designation may be noted upon the driver's license or nonqualification certificate of any person under 18.*

Sec. 2. Minnesota Statutes 1974, Section 171.12 is amended by adding a subdivision to read:

*Subd. 5. The department shall file all donor documents received by it, and in connection therewith maintain convenient records in order that donor status shall be readily ascertainable. On request of any interested party upon or after the donor's death, the department shall produce the donor document for examination.*

Sec. 3. Minnesota Statutes 1974, Section 525.924, Subdivision 2, is amended to read:

Subd. 2. A gift of all or part of the body under section 525.922, subdivision 1, may also be made by document other than a will. The gift becomes effective upon the death of the donor. The document, which may be a card designed to be carried on the person, must be signed by the donor in the presence of two witnesses who must sign the document in his presence. If the donor cannot sign, the document may be signed for him at his direction and in his presence in the presence of two witnesses who must sign the document in his presence. Delivery of the document of gift during the donor's lifetime is not necessary to make the gift valid. *The existence of a document of gift may be evidenced by a notation on the donor's driver's license in the manner provided by section 1 of this act.*

Sec. 4. Minnesota Statutes 1974, Section 525.927, Subdivision 3, is amended to read:

Subd. 3. A person who acts in good faith in accord with the terms of sections 525.921 to 525.93, *sections 1 and 2 of this act*, or the anatomical gift laws of another state or foreign country is not liable for damages in any civil action or subject to prosecution in any criminal proceeding for his act."

Further amend the title as follows:

Page 1, strike lines 3 through 8 and insert the following:

"providing for the identification of donors by the designation "organ donor" on the driver's license or nonqualification certificate; amending Minnesota Statutes 1974, Sections 171.07, by adding a subdivision; 171.12, by adding a subdivision; 525.924, Subdivision 2; and 525.927, 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. 51: A bill for an act relating to courts; district court term in Sibley county; amending Minnesota Statutes 1974, Section 484.09, Subdivision 8.

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. 702: A bill for an act relating to the city of Moorhead; authorizing the city to construct, maintain and operate a certain electric power transmission system; amending Laws 1955, Chapter 178, Section 1.

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. 669: A bill for an act relating to the county of Itasca; providing for government of certain townships for hospital district; amending Laws 1974, Chapter 217, Section 1.

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

Page 1, line 10, after "district" insert "*or requesting annexation to a hospital district*"

Page 1, line 23, after "referendum" insert "*to be conducted as provided in section 447.31, subdivision 3,*"

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

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 160: A bill for an act relating to commerce; interest rates on money; exempting loans made by state banks from the maximum interest rate set by state law and substituting in lieu thereof a rate based upon the federal reserve discount rate on short term commercial paper in the ninth federal reserve district; amending Minnesota Statutes 1974, Section 334.01, by adding a subdivision.

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

Page 1, line 15, after "*section 49.42,*" insert "*any agricultural credit corporation and any thrift institution as defined in section 51A.02, subdivision 23,*"

Page 1, line 22, after "district" insert "or an interest charge that is otherwise permitted by Minnesota Statutes"

Page 1, after line 22, insert:

"Sec. 2. Minnesota Statutes 1974, Section 334.01, is amended by adding a subdivision to read:

*Subd. 4. A loan which is not usurious when made does not thereafter become usurious because the maximum rate of interest which may be charged falls below the rate of interest charged for the loan."*

Further amend the title as follows:

Page 1, line 2, strike all the language after "commerce;"

Strike lines 3 and 4

Line 5, strike "substituting in lieu thereof a" and insert:

"permitting state banks, agricultural credit corporations and thrift institutions to charge an interest"

Line 9, strike "a subdivision" and insert "subdivisions"

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. 244: A bill for an act relating to the City of Minneapolis; authorizing the issuance of on-sale liquor licenses to certain establishments.

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

Page 1, strike lines 19, 20, 21, 22

Page 2, strike lines 1, 2, 3, 4, 5

Page 2, line 6, strike "(3)" and insert "(2)"

Page 2, after line 18, insert:

"(3) To any nonprofit corporation which was organized prior to January 1, 1947, whose purpose is to promote education and recreation in the field of contemporary art; to promote the creation and enjoyment of art of all kinds; to present exhibitions, programs in performing arts and films, design and architectural and related educational activities and to acquire and show works of art documenting major contemporary artistic styles. Any license issued pursuant to this paragraph may authorize the sale of intoxicating liquor only to members of such nonprofit corporations and their guests, and other persons who are participating in artistic and educational opportunities provided by such nonprofit corporations."

Page 2, line 27, after "7." insert: "The governing body may issue to each of the above establishments a special license for the sale



of intoxicating liquor on Sundays, pursuant to Minnesota Statutes, Section 340.14, Subdivision 5, subject to the restrictions contained therein, except as to the requirement that facilities for the service of food be available.”

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. 272: A bill for an act relating to the organization and operation of state government; transferring functions of certain state agencies; permitting the creation of two advisory agencies; abolishing various state agencies; amending Minnesota Statutes 1974, Sections 116C.03, Subdivision 2; 173.02, Subdivision 4; 173.04, Subdivisions 2 and 3; 206.08; 241.045, Subdivision 1; 256.482, Subdivision 5; and 507.09; repealing Minnesota Statutes 1974, Sections 12.12; 29.011; 29.013; 94.36 to 94.40; 115.17; 116C.04, Subdivisions 8 and 9; 116C.05; 136B.01; 136B.02; 173.04, Subdivision 1; 176.621; 176.631; 332.36; and 507.08.

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

Page 2, line 28, strike “commerce” and insert “securities”

Page 2, line 30, strike “commerce commission” and insert “commissioner of securities”

Page 2, line 31, strike “commerce commission” and insert “commissioner of securities”

Page 5, line 13, after “appoint” strike “an” and insert “a non-partisan”

Page 8, strike lines 18 to 32

Page 9, strike lines 1 to 3

Page 9, after line 3, insert:

“Sec. 8. Minnesota Statutes 1974, Section 15.047, Subdivision 1, is amended to read:

15.047 [REGULATIONS.] Subdivision 1. The ~~publication board~~ commissioner of administration shall prescribe regulations for carrying out the provisions of sections ~~15.046~~ 15.047 to 15.049. Among other things, such regulations shall provide for:

(1) periodic publication of all rules and regulations filed with the secretary of state in accordance with sections ~~15.046~~ 15.047 to 15.049;

(2) the selection, compilation and publication of such orders of administrative agencies as it may deem necessary;

(3) a uniform manner and form for the preparation, printing and indexing of regulations and compilations to the end that all regulations and compilations be published uniformly at the earliest practicable date;

(4) the commissioner of administration shall prepare the compilation and indexing of the rules and regulations for publication.

Sec. 9. Minnesota Statutes 1974, Section 124.212, Subdivision 10, is amended to read:

Subd. 10. The equalization aid ~~review committee and school loan board~~, consisting of the commissioner of education, the commissioner of administration, and the commissioner of revenue, is hereby continued and permanently established. The duty of this ~~committee board~~ shall be to review the assessed valuation of the districts of the state. When such reviews disclose reasonable evidence that the assessed valuation of any district furnished by any county auditor is not based upon the market value of taxable property in such district, then said ~~committee board~~ shall call upon the department of revenue to ascertain the market value of such property, and adjust such values as required by law to determine the adjusted assessed valuation. The department of revenue shall take such steps as it may consider necessary in the performance of that duty and may incur such expense as is necessary therefor. The commissioner of revenue is authorized to reimburse any county or governmental official for services performed at his request in ascertaining such adjusted valuation. On or before March 15, annually, the department of revenue shall submit its report on the assessed values established by the previous year's assessment to said ~~committee board~~ for approval or rejection and, if approved, such report shall be filed not later than the following July 1 with the commissioner of education and each county auditor for those school districts for which he has the responsibility for determination of mill rates. A copy of the adjusted assessed value so filed shall be forthwith mailed to the clerk of each district involved and to the county assessor or supervisor of assessments of the county or counties in which such district is located.

Sec. 10. Minnesota Statutes 1974, Section 124.41, is amended to read:

124.41 [SCHOOL LOANS.] Subdivision 1. The members of the equalization aid ~~review committee and school loan board~~ defined in section ~~124.211 124.212~~, subdivision ~~3 10~~, are hereby ~~constituted a school loan committee, with the commissioner of administration as chairman, the commissioner of revenue as vice chairman, and the commissioner of education as secretary, for receiving shall receive and considering consider applications for and granting grant or denying deny loans under Extra Session Laws 1959, Chapter 27.~~

Subd. 2. The ~~committee board~~, with the assistance of the attorney general or an assistant designated by him, shall prepare forms of applications for debt service loans and capital loans and instruments evidencing such loans, and shall promulgate regulations to facilitate its operations in compliance with sections 124.36 to 124.47, and such regulations shall be subject to the procedure set forth in Minnesota Statutes, Sections 15.0411 through 15.0422.

Subd. 3. The ~~committee board~~ may employ a clerk, who may be designated assistant secretary, to serve at its pleasure and to

be in unclassified service of the state, and fix his compensation, which shall be paid out of the administration account of the fund. The committee and the equalization aid committee may agree to make such person an employe of both and divide his duties and compensation.

Sec. 11. Minnesota Statutes 1974, Section 197.977, is amended to read:

197.977 [APPEALS.] Whenever the commissioner has determined the amount of adjusted compensation to be due an applicant, or that the claim of any applicant be disallowed, he shall promptly notify the applicant thereof. Any applicant aggrieved by any determination of the commissioner may demand of the commissioner that the claim be reviewed by a board. Any demand for review shall be filed with the commissioner, in writing, within 60 days after the commissioner has mailed notice to the applicant of his determination. Upon receipt of a demand for review, the commissioner shall certify the demand, together with all files and records relating to the claim, to a board. Unless a demand for review as hereinabove provided is filed with the commissioner by an applicant, all orders, decisions and acts of the commissioner with reference to the claim of the applicant shall be final and conclusive upon the applicant. *After the expiration of the review boards as provided in section 197.978, subdivision 4, the orders, decisions, and acts of the commissioner subsequent to the expiration shall be appealable to district court as a contested case pursuant to sections 15.0424 to 15.0426.*

Sec. 12. Minnesota Statutes 1974, Section 197.978, is amended by adding a subdivision to read:

*Subd. 4. Review boards created under this section shall cease to exist after June 30, 1977; provided that the boards shall continue to hear and decide claims submitted to them before that date.*

Sec. 13. Minnesota Statutes 1974, Chapter 198, is amended by adding a section to read:

[198.055] [VETERANS ADVISORY COMMITTEE.] *Subdivision 1. [CREATION; MEMBERS.] The veterans advisory committee is hereby established. The committee shall consist of seven members appointed by the commissioner. Each member shall be appointed to serve a four year term and shall serve until his successor is appointed and qualified. Organizations of veterans in this state may submit to the commissioner names of possible appointees to the committee, and the commissioner shall give consideration to such names. The commissioner shall also give consideration for appointment to persons having experience in the fields of mental and physical health services, education, vocational rehabilitation, and other fields of activity of the department of veterans affairs. The committee shall select a chairman and a secretary. The committee shall meet at such times as it is called by its chairman or three of its members. Members of the committee shall serve for terms of four years with four of the members having terms coterminous with the governor; the remaining three members having terms ending one year after the term of the governor. Members shall serve*

until their successors are appointed, but no members shall serve after six months after the end of their terms. Seven of the members of the veterans home board, as designated by the governor, serving at the effective date of this section pursuant to Minnesota Statutes 1974, Section 198.06, shall serve as the members of the advisory committee until their regular terms expire at which time the commissioner shall appoint members consistent with this section. The commissioner of veterans affairs may attend any meeting of the committee and consult with the members on matters of policy relating to the department of veterans affairs and furnish such information as may be necessary to the committee. For official meetings each committee member shall receive a per diem compensation of \$35 and expenses as prescribed for state employees in section 43.329.

*Subd. 2. [DUTIES AND RESPONSIBILITIES.] The committee may examine the operation of the department of veterans affairs, including the administration of the statutory duties of the commissioner. It may also examine any issues and problems relating to veterans. The committee may make recommendations to the commissioner it may determine to be appropriate.*

*Sec. 14. The employees of the board of trustees of the Minnesota veterans home, which is hereby abolished, are transferred to the department of veterans affairs without reduction in compensation or benefits or loss of tenure.*

*Sec. 15. Minnesota Statutes 1974, Section 198.001, is amended by adding a subdivision to read:*

*Subd. 4. "Administrator" means the administrator of the Minnesota veterans home.*

*Sec. 16. Minnesota Statutes 1974, Section 198.001, is amended by adding a subdivision to read:*

*Subd. 5. "Commissioner" means the commissioner of veterans affairs.*

*Sec. 17. Minnesota Statutes 1974, Section 198.01, is amended to read:*

*198.01 [VETERANS HOME; 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 spouses, surviving spouses, and parents, who meet eligibility and admission requirements, and who comply with the rules and regulations of the home. Persons who served in the armed forces of the United States during a period of war, and who were discharged or released therefrom under conditions other than dishonorable, and who did not receive a bad conduct discharge, shall be eligible for admission to the Minnesota veterans home. Persons who received bad conduct or dishonorable discharges from the armed forces of the United States, as a result of drug dependency or abuse shall be eligible for admission to the Minnesota veterans home. "Period of war," as it refers to eligibility, is defined as follows:*

~~(1) Active service in any campaign against the Indians in Minnesota in 1902 whether as soldiers of the United States or not.~~

~~(2) (1) Civil War, or war between the states.~~

~~(3) (2) Mexican War.~~

~~(4) (3) 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) (4) 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) (5) 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) (6) Korean Conflict, June 27, 1950 through January 31, 1955.~~

~~(8) (7) Vietnam era, August 5, 1964 to a date as shall hereafter be determined by presidential proclamation or concurrent resolution of the Congress through July 27, 1973.~~

Sec. 18. Minnesota Statutes 1974, Section 198.022, is amended to read:

198.022 [ELIGIBILITY OF SPOUSES, SURVIVING SPOUSES, PARENTS.] The ~~veterans home board commissioner~~ is hereby authorized to admit eligible ~~wives with their husbands, widows, mothers, and fathers when accompanying mothers, spouses accompanying veterans, or to admit spouses, surviving spouses and parents~~ of those veterans who are or if living would be, eligible for admission to the home.

(1) All applicants for admission to the Minnesota veterans home must be without adequate means of support and unable by reason of wounds, disease, old age, or infirmity to properly maintain themselves.

(2) Veterans must have served in a Minnesota regiment or have been credited to the state of Minnesota, ~~or have served in any campaign against the Indians as aforesaid,~~ or have been a resident of the state for ~~three years next~~ preceding the date of application for admission.

(3) ~~Wives, widows, mothers and fathers~~ Spouses, surviving spouses, and parents of eligible veterans must be at least 55 years of age, and have been residents of the state of Minnesota ~~no less~~

than five years next preceding the date of application for admission.

(4) A ~~widow~~ *surviving spouse*, eligible for admission except that the veteran did not serve in a Minnesota regiment or was not a resident of Minnesota at the time of his death may be eligible for admission provided ~~she~~ *he* has resided in the state not less than 15 years next preceding the date of application for admission.

(5) A ~~wife, widow, or mother~~ *surviving spouse, surviving spouse or parent* of the veteran who has previously been a resident of Minnesota for not less than ten years and who lost ~~her~~ *his* residency in the state by moving therefrom for the benefit of ~~her~~ *his* health or the health of ~~her husband or son~~ *his spouse or child*, and who has returned to the state for the purpose of making it ~~her~~ *his* home is eligible for admission to the veterans home provided ~~she~~ *he* is otherwise eligible.

(6) A ~~wife or widow~~ *spouse or surviving spouse* of a veteran of the Civil War ~~or of a veteran who served in any campaign against the Indians as aforesaid~~ shall be eligible for admission if ~~she~~ *he* was married to the veteran prior to the year 1905. A ~~wife or widow~~ *spouse or surviving spouse* of a veteran of the Spanish-American War, the Philippine Insurrection, or the Boxer rebellion shall be eligible for admission if ~~she~~ *he* was married to the veteran prior to December 31, 1937.

Sec. 19. Minnesota Statutes 1974, Section 198.03, is amended to read:

198.03 [MAINTENANCE CHARGES.] Any person otherwise eligible for admission to the Minnesota veterans home, except that he has means of support, may, at the discretion of the *commissioner of veterans home board affairs*, be admitted to the Minnesota veterans home upon entering into and complying with the terms of a contract made by him with ~~such~~ *board the commissioner*, providing for reasonable compensation to be paid by such person to the state of Minnesota for his care, support, and maintenance in the home.

Sec. 20. Minnesota Statutes 1974, Section 198.05, is amended to read:

198.05 [NEW BUILDINGS.] The department of administration shall have and exercise full authority in the erection and construction of new buildings at the veterans home. When new buildings are to be erected and constructed by authority of the state or old buildings to be remodeled it shall be the duty of the department of administration to cause to be prepared plans and specifications for the same, but in so doing it shall consult with the ~~trustees of the veterans home~~ *commissioner* in respect to these plans and specifications and shall adopt and carry out, so far as it deems practicable, their requests and desires in the matter.

Sec. 21. Minnesota Statutes 1974, Section 198.06, is amended to read:

198.06 [ADMINISTRATOR; APPOINTMENT; DUTIES.] The Minnesota veterans home shall be governed by *the commissioner* and is under the management of *nine trustees, one of whom shall be a woman, to be known as the veterans home board administrator.* The *trustees administrator* shall be appointed by the governor with the consent of the senate, each for a term of six years, and until his successor qualifies. There shall be one trustee appointed from each congressional district, and one at large. No two members of the board of trustees, except the one member appointed at large, shall reside, at the time of appointment, in the same congressional district. Vacancies shall be filled by like appointment for unexpired terms. Not more than five of the trustees shall be members of the same political party. In the selection of trustees, preference shall be given to honorably discharged veterans *commissioner and shall serve in the classified civil service. The person selected must be qualified under Minnesota Statutes, Chapter 43, and must hold a master's degree in hospital administration or a related field.* The veterans home board *commissioner* shall determine policy and shall adopt and enforce rules for the government of the home and proper bylaws for the conduct of its business. ~~It~~ *The commissioner* shall make rules not inconsistent with this chapter, respecting the admission, maintenance, conduct and discharge of residents of the home, and the disbursements of funds under its control.

Sec. 22. Minnesota Statutes 1974, Section 198.16, is amended to read:

198.16 [DONATIONS; GENERAL PURPOSES.] The veterans home board *commissioner* is hereby authorized to accept on behalf of the state any gift, grant, bequest, or devise made for the purposes of this chapter, and administer the same as directed by the donor. All proceeds therefrom including moneys derived from the sale of any real or personal property shall be deposited in the state treasury and credited to the Minnesota veterans home endowment, bequest, and devises fund. Said fund shall consist of two accounts, one of which shall include any trusts prescribed by the donor, the other shall include any currently expendable proceeds. Disbursements from this fund shall be made by the state treasurer upon warrants of the ~~commissioner~~ of finance in the manner provided for the issuance of other state warrants.

Whenever the veterans home board *commissioner* shall deem it advisable, in accordance with law, to sell or otherwise dispose of any real or personal property thus acquired, the commissioner of administration upon the request of the board *commissioner of veterans affairs* shall sell or otherwise dispose of said property in the manner provided by law for the sale or disposition of other state property by the commissioner of administration.

Sec. 23. Minnesota Statutes 1974, Section 198.161, is amended to read:

198.161 [DONATIONS; PARTICULAR PURPOSES.] The veterans home board *commissioner* may accept donations and gifts of money for the benefit of the residents of the home. All moneys

so received shall be deposited in a separate account at the home and records shall be kept, clearly showing the identity of the donor, the purpose of the donation and the ultimate disposition of the donation. Each donation shall be duly received and shall be expended or used by the ~~veterans home board~~ *commissioner* as nearly in accordance with the condition of the gift or donation as is compatible with the best interests of the residents of the home. The donations so received to the extent they are made to the state of Minnesota are hereby appropriated to the ~~veterans home board~~ *commissioner of veterans affairs* for the purposes of this chapter.

Sec. 24. Minnesota Statutes 1974, Section 198.23, is amended to read:

198.23 [PERSONAL PROPERTY OF RESIDENTS; WILLS.] As a condition of admission to the home, every person shall execute his will, and deposit the same with the administrator of the home, disposing of any personal property of which he may die possessed. Upon the decease of any such testator, the ~~veterans home board~~ *commissioner* shall cause such of his personal estate as may be left in his possession to be disposed of pursuant to the will. All property of the deceased resident of the home not so bequeathed by will, and remaining at the home, unclaimed, for one year after his death, shall be inventoried, appraised, and sold, and the proceeds thereof paid into the state treasury to the credit of the Minnesota veterans home endowment, bequest and devises fund.

Sec. 25. Minnesota Statutes 1974, Section 198.261, is amended to read:

198.261 [CANTEEN AND COFFEE SHOP.] Any profits derived from the operation of the canteen and coffee shop at the Minnesota veterans home shall be used by the ~~veterans home board~~ *commissioner* only for the direct benefit of the residents of the home.

Sec. 26. Minnesota Statutes 1974, Section 198.265, is amended to read:

198.265 [DEPOSITORY ACCOUNTS.] The ~~Minnesota veterans home~~ *commissioner* may accept moneys from residents for safe keeping purposes to be returned to such residents on demand. Sufficient money shall be retained at the home to satisfy normal demand withdrawal requests of the residents and other anticipated needs. Residents' deposits shall otherwise be deposited in the state treasury to a separate investment account provided by the commissioner of finance, which shall be invested by the state board of investment in accordance with section 11.17. Residents' moneys on deposit in this account may be placed in this account only after the member has signed an agreement that he is willing to have the money in an account that does not draw interest directly to the resident himself.

There is annually appropriated from the account established by this section a sufficient amount to return to the Minnesota veterans



home, upon written request, sufficient money to satisfy the demand of residents for the return of their money and other requirements.

The interest earned from the investment of the deposits is annually appropriated to the ~~Minnesota veterans home~~ *commissioner* from the account established by this section to be used by the ~~veterans home board~~ *commissioner* only for the direct benefit of the residents of the home, and the interest shall be available to the home not less than twice each year.

Page 9, line 4, after "Sections" insert "4.20; 4.25;"

Page 9, line 5, after "12.12;" insert "15.046;"

Page 9, line 6, strike "116C.04, Subdivisions 8 and 9; 116C.05;"

Page 9, line 7, after "176.631;" insert "198.001, Subdivision 3; 198.07; 198.071; 198.072; 198.073; 198.08; 198.09;"

Renumber the sections in sequence

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

"A bill for an act relating to the organization and operation of state government; transferring functions of certain state agencies; permitting the creation of two advisory agencies; creating the veterans advisory committee; establishing an expiration date for the Vietnam veterans bonus review board; combining the equalization aid review committee and the school loan committee into the equalization aid and school loan board; abolishing various state agencies; amending Minnesota Statutes 1974, Chapter 198, by adding a section; Sections 15.047, Subdivision 1; 124.212, Subdivision 10; 124.41; 173.02, Subdivision 4; 173.04, Subdivisions 2 and 3; 197.977; 197.978, by adding a subdivision; 198.001, by adding subdivisions; 198.01; 198.022; 198.03; 198.05; 198.06; 198.16; 198.161; 198.23; 198.261; 198.265; 206.08; 241.045, Subdivision 1; 256.482, Subdivision 5; and 507.09; repealing Minnesota Statutes 1974, Sections 4.20; 4.25; 12.12; 15.046; 29.011; 29.013; 94.36 to 94.40; 115.17; 136B.01; 136B.02; 173.04, Subdivision 1; 176.621; 176.631; 198.001, Subdivision 3; 198.07; 198.071; 198.072; 198.073; 198.08; 198.09; 332.36 and 507.08."

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. 375: A bill for an act relating to city and town government; excluding statutory cities from the application of certain city laws; modifying the application of other laws to conform to the present classification of cities; amending various statutes to reflect the conversion of villages and boroughs to statutory cities; repealing various obsolete provisions of municipal laws; amending Minnesota Statutes 1974, Sections 144.154; 145.01; 205.07, Subdivision 1; 205.10; 205.11; 205.13; 205.14, Subdivision 3; 205.15; 205.16; 205.17, Subdivisions 1 and 3; 205.20, Subdivisions 1 and 4;

329.09; 366.10; 410.05, Subdivision 1; 412.02, Subdivision 5; 412.-022, Subdivision 1; 412.023, Subdivision 5; 412.131; 412.171; 412.-191, Subdivision 1; 412.311; 412.571, Subdivisions 1, 4 and 5; 413.02, Subdivisions 1 and 2; 415.11, Subdivision 1; 427.09; 427.10; 427.11; 427.12; 429.111; 437.02; 440.11; 440.135, Subdivision 1; 446.04, Subdivision 1; 447.05; 451.06; 451.09; 452.01, Subdivision 1; 455.01; 455.05; 455.13; 455.23; 455.26; 455.27; 455.28; 455.29; 455.30; 455.32; 456.32; 457.13; 458.09, Subdivision 1; 458.20; 458.25; 458.46; 463.04; 465.26; 465.71; 471.38, Subdivision 1; Chapters 205, by adding a section; 410, by adding a section; and repealing Minnesota Statutes 1974, Sections 118.05; 145.02; 197.-64; 205.05; 205.06; 205.07, Subdivision 2; 205.08; 205.09; 205.091; 205.12; 274.013; 275.24; 275.36; 368.12; 368.50 to 368.84; 412.017; 412.022, Subdivisions 2 and 3; 412.191, Subdivision 5; 412.841; 415.031 to 415.07; 416.03; 416.04; 416.08 to 416.15; 418.13 to 418.-15; 423.21; 426.09; 426.10; 426.15 to 426.18; 435.05; 435.41; 435.-46; 436.02; 436.04; 437.01; 438.03, 438.04; 438.07; 440.12; 440.16 to 440.32; 440.39; 441.10 to 441.20; 441.265 to 441.46; 443.14 to 443.17; 443.20 to 443.25; 444.15; 446.03; 447.08; 447.09; 447.23; 448.04 to 448.16; 448.26 to 448.49; 449.04; 449.05; 449.07; 450.06 to 450.08; 452.01, Subdivision 2; 452.02 to 452.07; 452.18 to 452.20; 453.01 to 453.14; 454.01 to 454.045; 455.02 to 455.04; 455.06 to 455.11; 455.15 to 455.22; 456.01 to 456.15; 456.23; 457.02; 457.12; 458.26 to 458.31; 458.47 to 458.49; 459.08 to 459.13; 461.01; 461.-07 to 461.11; 465.05 to 465.08; 465.51; 465.52; 465.57; 465.59 to 465.63; 471.05 to 471.14; 471.48; 645.44, Subdivision 3a; Chapter 460, as it appears in Minnesota Statutes 1945; Laws 1895, Chapter 239; Laws 1897, Chapter 85; Laws 1901, Chapter 379; Laws 1907, Chapter 22; Laws 1911, Chapter 53; Laws 1913, Chapters 7 and 47; Laws 1915, Chapters 125 and 230, Sections 2 and 3; Laws 1917, Chapter 190; Laws 1919, Chapter 424; Extra Session Laws 1935, Chapter 8; Laws 1937, Chapter 198; Laws 1941, Chapter 266, as amended; Laws 1947, Chapter 470 and Laws 1953, Chapter 697.

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

Page 4, line 25, after "*regular*" insert "*, primary, or special*"

Page 4, line 25, strike "*election*" and insert "*elections*"

Page 6, line 24, strike "*limits*" and insert "*regulates*"

Page 10, line 20, after "*notice*" insert "*of the regular city election*"

Page 11, line 18, strike "Unless the charter"

Page 11, line 19, strike "specifically prohibits the rotation of"

Page 11, strike line 20

Page 11, line 21, strike "provides otherwise by resolution,"

Page 18, line 31, strike "*statutory city*"

Page 19, lines 2 through 5, strike the new language and reinstate the old language.

Page 19, line 13, strike "*any*" and insert "*the*"

Page 19, line 14, strike "*such*"

Page 21, line 9, strike "*incumbernt*" and insert "*incumbent*"

Page 39, after line 20, insert:

"Sec. 64. Minnesota Statutes 1974, Section 465.70, is amended to read:

465.70 [TELEVISION SIGNAL DISTRIBUTION SYSTEMS; CERTAIN CITIES.] Any statutory city or any *home rule charter* city of the third or fourth class more than 50 miles from the boundaries of a city of the first class, or any two or more of such ~~statutory cities or~~ cities acting under an agreement accepted by the governing body of each such participating municipality, may own, construct, acquire, purchase, maintain and operate within its corporate limits a television signal distribution system for the purpose of receiving, transmitting, and distributing television impulses and television energy, including audio signals and transient visual images, to the inhabitants of the city ~~or statutory city~~. This system shall be considered a public utility. The city ~~or statutory city~~ may erect, construct, operate, repair, and maintain in, upon, along, over, across, through and under its streets, alleys, highways and public grounds, poles, cross-arms, cables, wires, guy-wires, stubs, anchors, towers, antennas, pipes, connections, and other appliances, fixtures, and equipment necessary, expedient, or useful in connection therewith. It may prescribe reasonable rates and charges for the use of these facilities and the services furnished. It may prescribe, make and maintain rules for the operation thereof and do all things necessary and incidental to accomplish such purpose. Subject to and in accordance with chapter 475, the city ~~or statutory city~~ may issue obligations in a maximum amount of \$100,000 for acquisition and betterment of the system."

Renumber subsequent sections

Page 41, line 29, strike "*465.05*" and insert "*463.05*"

Page 41, line 30, after "*465.63*," insert "*471.01; 471.02; 471.03; 471.04*;"

Page 42, line 4, after "*Chapter 424*," insert "*Laws 1921, Chapter 30*;"

Amend the title as follows:

Page 1, line 25, after "*465.26*;" insert "*465.70*;"

Page 2, line 6, strike "*465.05*" and insert "*463.05; 465.06*"

Page 2, line 7, after "*465.63*;" insert "*471.01 to 471.04*;"

Page 2, line 15, after "*424*;" insert "*Laws 1921, Chapter 30*;"

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 442: A bill for an act relating to natural resources; directing the release of certain lands and the conveyance of certain lands in Aitkin county.

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

Page 1, line 7, strike "natural resources" and insert "administration"

Page 1, line 19, strike "natural resources" and insert "administration"

Page 1, line 19, after "convey" insert "to Mr. and Mrs. Kenneth G. Bergquist"

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 452: A bill for an act relating to game and fish; affording protection to turtles and regulating the taking thereof; amending Minnesota Statutes 1974, Sections 97.40, Subdivision 11; 98.46. Subdivision 5; and 101.45.

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

Page 4, lines 2 and 3, strike "*A holder of a valid license*" and insert "*Any person permitted by law*"

Page 4, line 4, after "*possess*" insert "*, buy, sell*"

Page 4, line 4, strike "*at any time and*"

Page 4, line 9, strike "*three*" and insert "*ten*"

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 624: A bill for an act relating to local water and related land resources management; granting municipalities authority to construct flood prevention or control facilities on certain bodies of water; amending Minnesota Statutes 1974, Section 459.20.

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

Page 1, line 22, after "*municipality*" insert "*and only in conjunction with projects undertaken pursuant to or in anticipation of an*

*agreement with the government of the United States or any agency thereof*"

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 564: A bill for an act relating to pollution; requiring that rules and regulations of the pollution control agency for the prevention, abatement and control of noise pollution applicable to agricultural production and processing be approved by the commissioner of agriculture; amending Minnesota Statutes 1974, Sections 116.06, by adding a subdivision; and 116.07, Subdivision 4.

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

Page 3, line 6, strike "*or standard*"

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. 278 and 445 for comparison to companion Senate Files, reports 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.
278	118				
445	552				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 445 be amended as follows:

Page 3, line 18, delete "*and with the intention of*" and insert "*shall stop in obedience to a red or stop signal and may then make a left turn into said one-way street,*"

Page 3, delete line 19

Page 3, line 20, delete "*such*" and insert "*the*"

Page 3, line 22, delete "*lawfully*"

Page 3, line 22, delete "*through the*" and insert "*as directed by the signal at said*"

And when so amended, H. F. No. 445 will be identical to S. F. No. 552 and further recommends that H. F. No. 445 be given its second reading and substituted for S. F. No. 552 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 278 be amended as follows:

Page 1, line 13, after "24." insert [BRAND NAME.]

Page 1, delete lines 18 and 19, and insert

"Subd. 25. [GENERIC NAME.] *"Generic name" means the established name as defined pursuant to section 352 of the federal act.*"

Page 1, line 22, before "It" insert *"Except as provided in subdivision 2,"*

Page 1, line 25, restore the stricken language and delete *"a drug"*

Page 2, lines 1 and 2, restore the stricken language

Page 2, delete lines 4 to 28 and insert

*"Subd. 2. A pharmacist who receives a prescription for a brand name legend drug may, with the written or verbal consent of the purchaser, dispense any drug having the same generic name as the brand name drug prescribed if the prescriber has not written in his own handwriting "dispense as written" or "D.A.W." on the prescription or, when an oral prescription is given, has not expressly indicated the prescription is to be dispensed as communicated. A pharmacist may not substitute a generically equivalent drug product unless, in the pharmacist's professional judgment, the substituted drug is therapeutically equivalent and interchangeable to the prescribed drug. A pharmacist shall notify the purchaser if he is dispensing a drug other than the brand name drug prescribed.*

*Subd. 3. A pharmacist dispensing a drug under the provisions of subdivision 2 shall not dispense a drug of higher cost than the brand name drug prescribed. Any difference between the wholesale cost to the pharmacist of the drug dispensed and the brand name drug prescribed shall be passed on to the purchaser."*

Page 3, line 2, delete *"after February 1, 1976"*

Page 3, line 3, delete *"such"* and insert *"the"*

Page 3, line 4, after *"drug."* delete *"The"*

Page 3, delete lines 5, 6 and 7

Page 3, line 12, delete *"any such"* and insert *"the"*

Page 3, line 19, after *"fraudulent"* insert a comma

Page 3, line 22, strike *"such"* and insert *"the"*

Page 3, line 23, after *"adulterated"* strike *"or"* and insert a comma

Page 3, line 23, delete *"is being"*

Page 3, line 26, strike *"such"* and insert *"the"*

Page 3, line 29, strike *"such"* and insert *"the"*

Page 3, line 30, after *"adulterated"* strike the comma and after *"misbranded"* insert a comma

Page 4, line 6, after "misbranded" insert a comma

Page 4, line 8, strike "such" and insert "the"

Page 4, line 10, strike "; provided, that when" and insert ". If"

Page 4, line 15, strike "such" and insert "the"

Page 4, line 16, strike "such" and insert "the"

Page 4, line 17, strike "such" and insert "the"

Page 4, line 19, strike "such" and insert "the"

Page 4, line 23, strike "such" and insert "the"

Page 4, delete lines 24 and 25

Further, amend the title as follows:

In line 6, after "otherwise;" insert "providing for manufacturer disclosure;"

And when so amended, H. F. No. 278 will be identical to S. F. No. 118 and further recommends that H. F. No. 278 be given its second reading and substituted for S. F. No. 118 and that the Senate File be indefinitely postponed.

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

Mr. Coleman from the Committee on Rules and Administration, to which was referred H. F. No. 227 for comparison to companion Senate Files, reports the following House File was found identical and recommends the House File be given its Second Reading and substituted for its companion Senate File as follows:

<b>CALENDAR OF</b>					
<b>GENERAL ORDERS</b>		<b>ORDINARY MATTERS</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
227	388				

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. 178 and 586 for proper reference, recommends the above House Files be referred to their respective committees as follows:

H. F. No. 586 to the Committee on Governmental Operations.

H. F. No. 178 to the Committee on Labor and Commerce.

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

**SECOND READING OF SENATE BILLS**

S. F. Nos. 565, 38, 730, 458, 303, 51, 702, 669, 160, 244, 272, 375, 442, 452, 624 and 564 were read the second time.

**SECOND READING OF HOUSE BILLS**

H. F. Nos. 286, 31, 51, 227, 445 and 278 were read the second time.

**MOTIONS AND RESOLUTIONS**

Mr. Gearty moved that S. F. No. 543 be withdrawn from the Committee on Governmental Operations and re-referred to the Committee on Natural Resources and Agriculture. The motion prevailed.

Mr. Gearty moved that S. F. No. 898 be withdrawn from the Committee on Governmental Operations and re-referred to the Committee on Finance. The motion prevailed.

Mr. Moe moved that the appointment of:

**EXECUTIVE DIRECTOR OF THE POLLUTION CONTROL AGENCY**

Grant Merritt, 8124-40th Avenue North, Minneapolis, Hennepin County, effective January 6, 1975, for a term expiring January 1, 1979, be taken from the table. The motion prevailed.

**CONFIRMATION**

Mr. Moe moved that in accordance with the report from the Committee on Natural Resources and Agriculture, reported March 13, 1975, the Senate, having advised with, do now consent to and confirm the appointment of:

**EXECUTIVE DIRECTOR OF THE POLLUTION CONTROL AGENCY**

Grant Merritt, 8124-40th Avenue North, Minneapolis, Hennepin County, effective January 6, 1975, for a term expiring January 1, 1979.

The question being taken on the adoption of the motion,

And the roll being called, there were yeas 45 and nays 18, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	North	Sillers
Arnold	Davies	Kleinbaum	Ogdahl	Solon
Bang	Doty	Laufenburger	Olhoft	Spear
Borden	Dunn	Lewis	Olson, A. G.	Stassen
Brataas	Gearty	McCutcheon	O'Neill	Stokowski
Brown	Hansen, Mel	Merriam	Perpich, A. J.	Stumpf
Chenoweth	Hughes	Milton	Perpich, G.	Tennessee
Chmielewski	Humphrey	Moe	Pillsbury	Wegener
Coleman	Keefe, J.	Nelson	Schmitz	Willet



Those who voted in the negative were:

Berg	Frederick	Knutson	Olson, J. L.	Schrom
Bernhagen	Hansen, Baldy	Kowalczyk	Patton	Ueland
Blatz	Hanson, R.	Larson	Purfeerst	
Fitzsimons	Josefson	Olson, H. D.	Renneke	

The motion prevailed. So the appointment was confirmed.

Mr. Moe moved that the following appointments be taken from the table.

#### **COMMISSIONER OF THE DEPARTMENT OF AGRICULTURE**

Jon Wefald, 61 Flandrau Place, St. Paul, Ramsey County, effective January 6, 1975, for a term expiring January 1, 1979.

#### **COMMISSIONER OF THE DEPARTMENT OF NATURAL RESOURCES**

Robert Herbst, 10444-5th Avenue Circle, Bloomington, Hennepin County, effective January 6, 1975, for a term expiring January 1, 1979.

The motion prevailed.

#### **CONFIRMATION**

Mr. Moe moved that in accordance with the report from the Committee on Natural Resources and Agriculture, reported March 13, 1975, the Senate, having advised with, do now consent to and confirm the appointments of:

#### **COMMISSIONER OF THE DEPARTMENT OF AGRICULTURE**

Jon Wefald, 61 Flandrau Place, St. Paul, Ramsey County, effective January 6, 1975, for a term expiring January 1, 1979.

#### **COMMISSIONER OF THE DEPARTMENT OF NATURAL RESOURCES**

Robert Herbst, 10444-5th Avenue Circle, Bloomington, Hennepin County, effective January 6, 1975, for a term expiring January 1, 1979.

The motion prevailed. So the appointments were confirmed.

Without objection, the Senate reverted to the Order of Business of Committee Reports.

#### **REPORTS OF COMMITTEES**

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

House Concurrent Resolution No. 1, A house concurrent resolution providing for a joint convention of the Senate and the House

of Representatives for the purpose of electing members of the Board of Regents of the University of Minnesota.

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

Mr. Coleman moved the adoption of the foregoing committee report. The motion prevailed. Report adopted.

#### MOTIONS AND RESOLUTIONS—CONTINUED

House Concurrent Resolution No. 1: A house concurrent resolution providing for a joint convention of the Senate and the House of Representatives for the purpose of electing members of the Board of Regents of the University of Minnesota.

BE IT RESOLVED, by the House of Representatives of the State of Minnesota, the Senate concurring therein, that the House of Representatives and the Senate meet in joint convention on Thursday, March 20, 1975, at 4:00 p.m. in the House of Representatives for the purpose of electing members to the Board of Regents of the University of Minnesota; and

BE IT FURTHER RESOLVED, that the Education Committee of the Senate and the Higher Education Committee of the House of Representatives in a joint meeting be and they are hereby appointed to submit a slate of nominations and to report same at the meeting of the joint convention.

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

Mr. Willet moved that the names of Messrs. Olhoft and Olson, H. D. be added as co-authors to S. F. No. 992. The motion prevailed.

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

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

Bernice Schneider, Stenographer II, effective March 10, 1975.

Marie Annette Kent, Stenographer I, effective March 19, 1975.

Jeanne Zanka, transferred from Indexer I to Clerk Typist I, effective March 8, 1975.

Marcella Stark substituted for Jeanne Zanka in the Indexer I classification, effective March 10, 1975.

Geraldine Zak substituted for John Gopher in the Page classification, effective March 18, 1975.

Douglas W. Nethercut substituted for Mary E. Elchert in the Page classification, effective March 17, 1975.

Robert Graham, Sergeant, effective March 10, 1975.

Rev. George W. Chant, Chaplain, effective March 17, 1975.

Sally Finney transferred from Stenographer I to Stenographer II, effective March 22, 1975.

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

Mrs. Brataas moved that the name of Mr. Laufenburger be added as co-author to S. F. Nos. 1038 and 1039. The motion prevailed.

Mr. Anderson moved that S. F. No. 304 be taken from the table. The motion prevailed.

#### CONCURRENCE AND REPASSAGE

Mr. Anderson moved that the Senate concur in the amendments by the House to S. F. No. 304 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 304: A bill for an act authorizing the sale and conveyance of the elevated water storage tank at the Anoka State Hospital and related easements to the city of Anoka.

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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill, as amended, was repassed 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 the following:

H. F. No. 103, which the committee recommends to pass.

S. F. No. 228, which the committee recommends to pass with the following amendment offered by Mr. Merriam:

Page 3, line 15, after "penalty" insert "to be imposed by the state fire marshal"

H. F. No. 139, which the committee recommends to pass with the following amendment offered by Mr. Laufenburger:

Page 1, line 21, strike "any culvert" and insert "all culverts"

H. F. No. 84, which the committee recommends to pass with the following amendments offered by Messrs. McCutcheon, Stassen, Nelson and Doty:

Mr. McCutcheon moved to amend H. F. No. 84, as amended pursuant to Rule 49, adopted by the Senate March 13, 1975, as follows:

Page 1, after line 10, insert:

"Section 1. Minnesota Statutes 1974, Section 43.18, is amended to read:

43.18 [VACANCIES.] Subdivision 1. [NOTICE.] Appointing officers shall give written notice to the commissioner of personnel of their intention to establish new positions and of the existence of any vacancy to be filled in any office or employment in the classified service, and, within a reasonable time after the receipt of this notice, the commissioner shall certify, from the list of eligibles, appropriate for the grade and class in which the position is classified, the first three names on such list together with any additional names of persons having an examination rating within three points of the person on the list with the highest examination rating, except as provided in section 43.23. In the case of an eligible list for initial entry into the state service, the commissioner, however, shall certify the first ten names on such list in the manner as provided in this section.

Subd. 2. [PROMOTIONS.] In the case of positions to be filled by examinations other than open competitive examinations, the commissioner shall certify, from the list of eligibles, appropriate for the grade and class in which the position is classified, the first three names on such list together with any additional names of persons having an examination rating within three points of the person on the list with the highest examination rating, except as provided in section 43.23 and 43.19, subdivision 1.

Subd. 3. [ORIGINAL ENTRY.] In the case of positions to be filled by open competitive examination, the commissioner shall certify the first ten names on the list. Appointments from the list shall only be made from the first ten available eligibles. The commissioner shall promulgate rules so that a determination of unavailability by an appointing authority will be based on a statement of unavailability from the eligible or lack of response by the eligible to notification by certified mail of the open position. Before requesting a recertification based on unavailability or rejection of an eligible, the appointing authority shall demonstrate the unavailability of an eligible or shall provide reasons for requesting the removal of an eligible's name from the certification.

Subd. 4. [APPOINTMENT; PROBATION.] The appointing officer shall appoint on probation, with sole reference to merit an

fitness, one of the said candidates, whose name is certified in the manner above set forth, to fill such vacancy, except as provided in section 43.23. The provisions of this section shall not apply when the office or employment is among those listed in section 43.20, for which competitive examinations are not required."

Page 1, line 17, strike "In all examinations under this chapter"

Page 1, line 18, strike "given" and insert "*available pursuant to this section*"

Page 3, strike lines 9 to 12 and insert:

*"A veteran's preference under this section may only be used in the state civil service and political subdivisions of the state in the securing of positions to be filled by open competitive examinations and may not be used for the filling of promotional positions. An open competitive examination is an examination open to current employees and non-employees of the state or political subdivision."*

Renumber the remaining sections accordingly

Page 4, line 7, strike "*in employment and appointment*"

Page 4, lines 8 and 9, strike "*in employment and appointment*"

Page 4, line 20, strike "2" and insert "3"

Page 6, line 11, strike "2" and insert "3"

Page 6, line 22, strike "2" and insert "3"

Amend the title as follows:

Line 3, strike "appointments or promotions" and insert "employment"

Line 5, after the semicolon insert "restricting discretion in the selection of state civil service employees"

Line 6, after "Sections" insert "43.18;"

Mr. Stassen moved to amend H. F. No. 84, as amended pursuant to Rule 49, adopted by the Senate March 13, 1975, as follows:

Page 3, after line 12, insert:

*"Notwithstanding the foregoing, in any governmental agency giving an exam, where an applicant for a promotional examination is a disabled veteran and he has passed the promotional examination for his first promotion after entering that position, he may elect to have a credit of five points added to that examination rating. The decision to make such election may be made either before or after the examination. If the election is made and the promotion is gained, such election shall preclude the use of a five point preference in further promotions. If the disabled veteran is able to perform the duties of the position sought under the promotion with reasonable efficiency, his name shall be placed on the list of eligibles with the names of other eligible persons. The name of a disabled veteran with such augmented rating shall be entered ahead of the other eligibles when their ratings are the same."*

The question being taken on the adoption of the amendment.  
And the roll being called, there were yeas 41 and nays 25, as follows:

Those who voted in the affirmative were:

Ashbach	Doty	Keefe, J.	Olson, J. L.	Solon
Bang	Dunn	Knutson	O'Neill	Stassen
Berg	Fitzsimons	Kowalczyk	Patton	Ueland
Bernhagen	Frederick	Larson	Pillsbury	Wegener
Blatz	Hansen, Baldy	Laufenburger	Purfeerst	Willet
Brown	Hansen, Mel	Moe	Renneke	
Chenoweth	Hanson, R.	Nelson	Schmitz	
Chmielewski	Jensen	Olson, A. G.	Schrom	
Conzemiuz	Josefson	Olson, H. D.	Sillers	

Those who voted in the negative were:

Anderson	Davies	Kleinbaum	North	Schaaf
Arnold	Gearty	Lewis	Ogdahl	Spear
Borden	Hughes	McCutcheon	Olhoff	Stokowski
Brataas	Humphrey	Merriam	Perpich, A. J.	Stumpf
Coleman	Keefe, S.	Milton	Perpich, G.	Tennessee

The motion prevailed. So the amendment was adopted.

Mr. Nelson moved to amend H. F. No. 84, as amended pursuant to Rule 49, adopted by the Senate March 13, 1975, as follows:

Page 3, after line 16, insert:

*"It shall not extend to any veteran who receives a monthly veteran's pension benefit based solely on length of service."*

Mr. Doty moved to amend H. F. No. 84, as amended pursuant to Rule 49, adopted by the Senate March 13, 1975, as follows:

At the end of the Stassen amendment insert:

*"For purposes of the preference to be used by a disabled veteran in securing a promotional position, the term "disabled veteran" means a person entitled to disability compensation under laws administered by the Veterans Administration for a service-connected disability rated at 50 percentum or more."*

The question being taken on the adoption of the amendment,  
And the roll being called, there were yeas 36 and nays 27, as follows:

Those who voted in the affirmative were:

Anderson	Doty	McCutcheon	Olson, H. D.	Stokowski
Arnold	Gearty	Merriam	O'Neill	Stumpf
Bang	Hansen, Mel	Milton	Perpich, A. J.	Tennessee
Borden	Hughes	Moe	Perpich, G.	Wegener
Brataas	Humphrey	Nelson	Purfeerst	
Chenoweth	Keefe, S.	North	Schaaf	
Coleman	Kleinbaum	Olhoff	Solon	
Davies	Lewis	Olson, A. G.	Spear	

Those who voted in the negative were:

Berg	Fitzsimons	Keefe, J.	Patton	Stassen
Bernhagen	Frederick	Knutson	Pillsbury	Ueland
Blatz	Hansen, Baldy	Kowalczyk	Renneke	Willet
Brown	Hanson, R.	Laufenburger	Schmitz	
Chmielewski	Jensen	Ogdahl	Schrom	
Dunn	Josefson	Olson, J. L.	Sillers	

The motion prevailed. So the amendment was adopted.

Mr. Doty moved to amend the Stassen amendment to H. F. No. 84 as follows:

Line 3 of the Stassen amendment, strike "*disabled*" and after "*veteran*" insert "*with a 50 percent or greater disability*"

The question being taken on the adoption of the Doty amendment to the Stassen amendment,

And the roll being called, there were yeas 32 and nays 33, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kowalczyk	Olson, A. G.	Renneke
Arnold	Dunn	Larson	Olson, H. D.	Sillers
Ashbach	Fitzsimons	Merriam	Olson, J. L.	Solon
Bang	Hansen, Mel	Nelson	O'Neill	Stokowski
Borden	Hanson, R.	North	Patton	
Brataas	Humphrey	Ogdahl	Perpich, G.	
Coleman	Knutson	Olhoft	Pillsbury	

Those who voted in the negative were:

Berg	Davies	Keefe, J.	Perpich, A. J.	Stumpf
Bernhagen	Frederick	Keefe, S.	Purfeerst	Tennessee
Blatz	Gearty	Kleinbaum	Schaaf	Ueland
Brown	Hansen, Baldy	Laufenburger	Schmitz	Wegener
Chenoweth	Hughes	Lewis	Schrom	Willet
Chmielewski	Jensen	McCutcheon	Spear	
Conzemius	Josefson	Milton	Stassen	

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

Mr. Schaaf moved to amend H. F. No. 84, as amended pursuant to Rule 49, adopted by the Senate March 13, 1975, as follows:

Page 3, after line 12, insert:

*"No veteran shall be eligible for a preference pursuant to this section after five years next following the effective date of this act or after five years next following that veteran's most recent date of discharge or separation, excluding any time spent in a hospital or similar institution for treatment of a service connected disability, whichever is the later. The commissioner of veterans affairs may at any time, upon petition of a veteran and upon a showing of good cause, grant an additional use of the preference given by this section. Before granting a petition, the commissioner shall have promulgated rules establishing procedures and standards for the permitting of an additional use. The commissioner shall promptly report the granting of a petition to the commissioner of personnel and shall also report, at the request of the petitioning veteran, to a local personnel officer."*

Page 3, line 13, after "preference" insert "*, including the right to petition the commissioner for an additional use,*"

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 3 and nays 57, as follows:

Messrs. Keefe, S.; Merriam and Schaaf voted in the affirmative.

Those who voted in the negative were:

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

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

### RECESS

Mr. Coleman moved that the committee do now recess until 1:30 o'clock p.m. The motion prevailed.

The hour of 1:30 o'clock p.m., having arrived, the Chairman called the committee to order.

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

Without objection, the Senate reverted to the Order of Business of Motions and Resolutions.

### MOTIONS AND RESOLUTIONS—CONTINUED

#### CALL OF THE SENATE

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

Anderson	Chmielewski	Gearty	McCutcheon	Purfeerst
Arnold	Coleman	Hansen, Baldy	Moe	Renneke
Berg	Conzemius	Hanson, R.	Olhoff	Schrom
Bernhagen	Davies	Humphrey	Olson, A. G.	Solon
Borden	Dunn	Josefson	Olson, H. D.	Stokowski
Brataas	Fitzsimons	Keefe, S.	Olson, J. L.	Tennessee
Brown	Frederick	Kleinbaum	Perpich, A. J.	Willet

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

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved that the Senate resolve itself into a Committee of the Whole. The motion prevailed.

### GENERAL ORDERS—CONTINUED

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 the following:

S. F. Nos. 249 and 236, which the committee recommends to pass.

S. F. No. 242 which the committee reports progress, subject to the following motion:

Mr. Brown moved to amend S. F. No. 242 as follows:

Page 2, line 11, strike "*at the pleasure of the*" and insert "*and may be removed only for cause.*"

Page 2, strike line 12

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 27 and nays 26, as follows:

Those who voted in the affirmative were:

Ashbach	Coleman	Josefson	Nelson	Renneke
Berg	Doty	Keefe, J.	Olson, A. G.	Ueland
Bernhagen	Fitzsimons	Knutson	Olson, J. L.	Willet
Blatz	Frederick	Kowalczyk	O'Neill	
Brataas	Hansen, Mel	Larson	Patton	
Brown	Hanson, R.	McCutcheon	Pillsbury	

Those who voted in the negative were:

Anderson	Hughes	Milton	Purfeerst	Tennessee
Arnold	Humphrey	Moe	Schaaf	Wegener
Borden	Keefe, S.	North	Schmitz	
Conzemius	Kleinbaum	Olhoft	Spear	
Davies	Lewis	Olson, H. D.	Stokowski	
Gearty	Merriam	Perpich, A. J.	Stumpf	

The motion prevailed. So the amendment was adopted. The committee then progressed S. F. No. 242.

S. F. No. 583, which the committee recommends to pass with the following amendment offered by Mr. Wegener:

Page 1, line 13, after "*appointment*" insert "*by the town board*"

Mr. Coleman moved to amend S. F. No. 583 as follows:

Strike everything after the enacting clause and insert:

"Section 1. [TOWN GOVERNMENT ABOLISHED.] Subdivision 1. Effective January 1, 1977, all organized towns, including towns having the powers of a statutory city, shall be abolished, and the functions, powers and duties of towns shall be transferred to and imposed upon the counties in which towns are located. Every county shall provide for the government of the territory of the former towns as unorganized territory of the county.

Subd. 2. Any funds belonging to towns remaining in or thereafter coming into the treasury of the county in which the towns were located shall be disposed of in the manner provided in section 365.47.

Subd. 3. In the event the outstanding bonds, warrants and judgments exceed the amount which may be raised by a one-year levy as provided in section 365.47, the county board may issue funding or refunding bonds in accordance with section 365.48.

Subd. 4. Any property, real or personal, of a town which is needed for county purposes shall become the property of the county but the reasonable value thereof, as determined by the county board shall be credited to the town and used for the purpose of paying off outstanding bonds, warrants, or judgments. Any other property of the town shall become the property of the county without any allowance being made therefor. Any surplus funds of the town, after all obligations have been paid, shall be credited to the general fund of the county.

Subd. 5. To the extent possible, every county shall give preference to employees of the former towns if additional county employees are necessary to carry out the functions, powers, and duties imposed on the county by this act.

Sec. 2. This act is effective on the day following final enactment."

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

"A bill for an act relating to towns; abolishing towns; providing for the transfer of town powers to counties."

Mr. Chenoweth moved to amend the Coleman amendment to S. F. No. 583 as follows:

Section 1, line 2, after the first "towns" insert "located wholly within the metropolitan area as defined in Laws 1975, Chapter 13, Section 1, Subdivision 2,"

Amend the title as follows:

Page 2, line 2, of the title amendment after the first "towns" insert "within the metropolitan area"

The question being taken on the adoption of the Chenoweth amendment to the Coleman amendment,

And the roll being called, there were yeas 14 and nays 46, as follows:

Those who voted in the affirmative were:

Chenoweth	Keefe, J.	Merriam	O'Neill	Stumpf
Coleman	Lewis	North	Pillsbury	Tennessen
Davies	McCutcheon	Ogdahl	Schaaf	

Those who voted in the negative were:

Anderson	Conzemius	Humphrey	Olson, A. G.	Spear
Arnold	Doty	Jensen	Olson, H. D.	Stassen
Ashbach	Dunn	Josefson	Olson, J. L.	Stokowski
Bang	Fitzsimons	Kleinbaum	Patton	Ueland
Bernhagen	Frederick	Knutson	Perpich, A. J.	Wegener
Blatz	Gearty	Larson	Purfeerst	Willet
Borden	Hansen, Baldy	Laufenburger	Renneke	
Brataas	Hansen, Mel	Moe	Schmitz	
Brown	Hanson, R.	Nelson	Schrom	
Chmielewski	Hughes	Olhoft	Solon	

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

The question recurred on the Coleman amendment.

And the roll being called, there were yeas 14 and nays 49, as follows:

Those who voted in the affirmative were:

Bang	Davies	McCutcheon	Ogdahl	Stumpf
Chenoweth	Keefe, J.	Merriam	Pillsbury	Tennessee
Coleman	Lewis	North	Schaaf	

Those who voted in the negative were:

Anderson	Conzemius	Humphrey	Moe	Schmitz
Arnold	Doty	Jensen	Olhoft	Schrom
Ashbach	Dunn	Josefson	Olson, A. G.	Solon
Berg	Fitzsimons	Keefe, S.	Olson, H. D.	Spear
Bernhagen	Frederick	Kleinbaum	Olson, J. L.	Stassen
Blatz	Gearty	Knutson	O'Neill	Stokowski
Borden	Hansen, Baldy	Kowalczyk	Patton	Ueland
Brataas	Hansen, Mel	Larson	Perpich, A. J.	Wegener
Brown	Hanson, R.	Laufenburger	Purfeerst	Willet
Chmielewski	Hughes	Milton	Renneke	

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

Mr. Borden moved that the report of the Committee of the Whole, as kept by the Secretary, be adopted.

Mr. Schrom requested that the report on S. F. No. 249 be divided out.

The question being taken on the adoption of the motion of Mr. Borden,

The motion prevailed. So the report was adopted.

Mr. Schrom moved that the report on S. F. No. 249 be rejected. The motion prevailed.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Nelson moved that S. F. No. 939 be withdrawn from the Committee on Metropolitan and Urban Affairs and re-referred to the Committee on Taxes and Tax Laws. The motion prevailed.

#### RECESS

Mr. Coleman moved that the Senate do now recess until after the Joint Convention. The motion prevailed.

At the appointed time, the President called the Senate to order.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 11:30 o'clock a.m., Monday, March 24, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## TWENTY-FOURTH DAY

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

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

### CALL OF THE SENATE

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

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

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

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

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

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

The President declared a quorum present.

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

### MEMBERS EXCUSED

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

**EXECUTIVE AND OFFICIAL COMMUNICATIONS**

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

The Honorable Alec G. Olson  
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1975 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

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

Sincerely,

Joan Anderson Growe,  
Secretary of State

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

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

Mr. Gearty introduced—

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

Referred to the Committee on Rules and Administration.

Messrs. Solon and Doty introduced—

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

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Gearty and O'Neill introduced—

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

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

Referred to the Committee on Judiciary.

Messrs. Chenoweth, Gearty and Ogdahl introduced—

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

Referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Gearty and Ogdahl introduced—

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

Referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Ogdahl and Gearty introduced—

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

Referred to the Committee on Governmental Operations.

Messrs. McCutcheon, Patton and Spear introduced—

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

Referred to the Committee on Health, Welfare and Corrections.

Mr. McCutcheon introduced—

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

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Chenoweth; Hansen, Mel and Stokowski introduced—

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

Referred to the Committee on Governmental Operations.

Messrs. Lewis, Ogdahl and Kleinbaum introduced—

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

Referred to the Committee on Education.

Messrs. Merriam, Nelson and Willet introduced—

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

Referred to the Committee on Judiciary.

Messrs. Humphrey and Keefe, S. introduced—

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

Referred to the Committee on Transportation and General Legislation.

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

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

Referred to the Committee on Taxes and Tax Laws.

Mr. Berg introduced—

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

Referred to the Committee on Transportation and General Legislation.

Messrs. Willet, Jensen and McCutcheon introduced—

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

Referred to the Committee on Judiciary.

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

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

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

Messrs. Chenoweth, Anderson and Pillsbury introduced—

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

Referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Ogdahl and Stokowski introduced—

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

Referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Ogdahl and Stokowski introduced—

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

Referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Ogdahl and Stokowski introduced—

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

Referred to the Committee on Governmental Operations.



Messrs. Frederick, Patton and Conzemius introduced—

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

Referred to the Committee on Taxes and Tax Laws.

Mr. Perpich, A. J. introduced—

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

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

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

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

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Tennesen, Spear and Davies introduced—

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

Referred to the Committee on Labor and Commerce.

Messrs. Chenoweth, Stokowski and Ogdahl introduced—

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

Referred to the Committee on Governmental Operations.

Messrs. Kleinbaum, Ueland and Hansen, Baldy introduced—

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

Referred to the Committee on Education.

Messrs. Anderson, Sillers and McCutcheon introduced—

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

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

Referred to the Committee on Taxes and Tax Laws.

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

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

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

Messrs. Chenoweth, Anderson and Ogdahl introduced—

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

Referred to the Committee on Education.

Messrs. Ashbach, Sillers and Larson introduced—

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

Referred to the Committee on Taxes and Tax Laws.

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

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

Referred to the Committee on Taxes and Tax Laws.

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

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

Referred to the Committee on Natural Resources and Agriculture.

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

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

Referred to the Committee on Judiciary.

Mr. Laufenburger introduced—

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

Referred to the Committee on Health, Welfare and Corrections.

Mr. Laufenburger, by request, introduced—

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

Referred to the Committee on Education.

Messrs. Stassen and Gearty and Mrs. Brataas introduced—

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

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

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

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

Referred to the Committee on Health, Welfare and Corrections.

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

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

Referred to the Committee on Taxes and Tax Laws.

Mr. Keefe, S. introduced—

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

Referred to the Committee on Taxes and Tax Laws.

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

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

Referred to the Committee on Labor and Commerce.

Messrs. Tennessen, Bang and Moe introduced—

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

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Merriam, Larson and Wegener introduced—

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

Referred to the Committee on Natural Resources and Agriculture.

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

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

Referred to the Committee on Natural Resources and Agriculture.

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

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

Referred to the Committee on Natural Resources and Agriculture.

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

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

Referred to the Committee on Natural Resources and Agriculture.

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

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

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. McCutcheon, Jensen and Purfeerst introduced—

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

Referred to the Committee on Judiciary.

Messrs. McCutcheon, Jensen and Purfeerst introduced—

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

Referred to the Committee on Judiciary.

Messrs. McCutcheon, Jensen and Purfeerst introduced—

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

Referred to the Committee on Judiciary.

Messrs. McCutcheon, Jensen and Purfeerst introduced—

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

Referred to the Committee on Judiciary.

Messrs. McCutcheon, Jensen and Purfeerst introduced—

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

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

Referred to the Committee on Judiciary.

Messrs. Jensen, Milton and Pillsbury introduced—

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

Referred to the Committee on Rules and Administration.

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

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

Referred to the Committee on Labor and Commerce.

Messrs. Ashbach, Laufenburger and Frederick introduced—

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

Referred to the Committee on Transportation and General Legislation.

Messrs. Nelson and Schmitz and Mrs. Brataas introduced—

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

Referred to the Committee on Labor and Commerce.

Messrs. Milton; Hansen, Baldy and Ashbach introduced—

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

Referred to the Committee on Labor and Commerce.

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

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

Referred to the Committee on Labor and Commerce.

Messrs. Gearty, Arnold and O'Neill introduced—

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

Referred to the Committee on Governmental Operations.

Messrs. Solon, Kowalczyk and Hansen, Baldy introduced—

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

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

Messrs. Kleinbaum, Laufenburger and Ueland introduced—

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

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

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

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

Referred to the Committee on Taxes and Tax Laws.

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

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

Referred to the Committee on Labor and Commerce.

Mr. Olhoft introduced—

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

Referred to the Committee on Local Government.

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

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

Referred to the Committee on Natural Resources and Agriculture.

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

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

Referred to the Committee on Judiciary.

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

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

Referred to the Committee on Judiciary.

Messrs. O'Neill, Conzemius and Brown introduced—

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

Referred to the Committee on Rules and Administration.

Messrs. Merriam, Stokowski and Anderson introduced—

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



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

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Merriam, Schaaf and Stokowski introduced—

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

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Merriam, Stokowski and Anderson introduced—

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

Referred to the Committee on Metropolitan and Urban Affairs.

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

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

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

Messrs. Brown and McCutcheon introduced—

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

Referred to the Committee on Rules and Administration.

Messrs. Chenoweth, Ogdahl and Coleman introduced—

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

Referred to the Committee on Governmental Operations.

Messrs. Brown, Tennessen and Stokowski introduced—

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

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

Referred to the Committee on Judiciary.

Messrs. Davies, Bang and Kleinbaum introduced—

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

Referred to the Committee on Labor and Commerce.

Messrs. McCutcheon, Purfeerst and Tennesen introduced—

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

Referred to the Committee on Judiciary.

Messrs. Merriam, Nelson and Solon introduced—

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

Referred to the Committee on Labor and Commerce.

Messrs. Brown, Chmielewski and Hansen, Baldy introduced—

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

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

Messrs. Bernhagen, Olhoft and Fitzsimons introduced—

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

Referred to the Committee on Judiciary.

Mr. Laufenburger introduced—

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

Referred to the Committee on Local Government.

Messrs. Dunn, Anderson and Kleinbaum introduced—

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

Referred to the Committee on Education.

Messrs. Olhoft and Borden introduced—

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

Referred to the Committee on Natural Resources and Agriculture.

Mr. Merriam introduced—

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

Referred to the Committee on Natural Resources and Agriculture.

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

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

Referred to the Committee on Transportation and General Legislation.

Messrs. Laufenburger, Fitzsimons and Olhoft introduced—

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

Referred to the Committee on Governmental Operations.

Messrs. Arnold and Willet introduced—

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

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Arnold and Willet introduced—

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

Referred to the Committee on Transportation and General Legislation.

Mr. Purfeerst introduced—

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

Referred to the Committee on Education.

#### MESSAGES FROM THE HOUSE

Mr. President:

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

S. F. No. 28: A bill for an act relating to the compensation of victims of motor vehicle accidents; requiring cooperation of a person claiming benefits before and after commencement of suit; requiring bureau notification within a specified time under the assigned claims plan; providing that the safety responsibility law as amended prior to 1974 shall continue to apply to certain persons and activities; directing the commissioner of public safety to continue to disburse certain deposits and to reinstate certain licenses in accordance with the safety responsibility law as amended prior to 1974; amending Minnesota Statutes 1974, Sections 65B.43, Subdivisions 7 and 12; 65B.44, Subdivisions 1, 2, 6, and 8; 65B.51, Subdivision 2; 65B.56, Subdivision 1; 65B.59; 65B.65; 65B.67, Subdivisions 1, 2 and 4, and by adding a subdivision; 65B.71, by add-

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

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

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 20, 1975

Mr. President:

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

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

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

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

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

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 20, 1975

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

Mr. President:

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

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 20, 1975

#### FIRST READING OF HOUSE BILLS

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

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

Referred to the Committee on Education.

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

Subdivision 1, and by adding a subdivision; and Chapter 18 by adding a section.

Referred to the Committee on Natural Resources and Agriculture.

H. F. No. 703: A bill for an act relating to state government; revising the personnel laws; amending Minnesota Statutes 1974, Chapter 43, by adding sections; Sections 15A.083, Subdivision 1; 43.05, Subdivision 2; 43.09, Subdivision 7; 43.20, Subdivision 4; 43.22, Subdivisions 2 and 3; 43.30; 43.42; 43.43; 43.47; 84.14, Subdivision 1; 487.02, Subdivision 1; repealing Minnesota Statutes 1974, Sections 15A.071; 16.027, Subdivision 8.

Referred to the Committee on Governmental Operations.

### REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exception of S. F. No. 742. The motion prevailed.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 802: A bill for an act relating to appropriations; appropriating money for exploration and excavation of certain artifacts.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 332: A bill for an act relating to education; correcting and eliminating certain obsolete provisions and text dealing with school district organization, reporting and finance; amending Minnesota Statutes 1974, Sections 120.08, Subdivision 1; 120.10, Subdivision 3; 120.11; 120.12; 121.11, Subdivisions 3 and 5; 121.19; 121.20, Subdivision 4; 122.21, Subdivision 1; 122.23; 122.26, Subdivisions 16 and 19; 122.32, Subdivision 1; 122.355, Subdivision 1; 122.41; 122.43; 122.44, Subdivision 1; 122.45, Subdivision 1; 122.51; 123.015; 123.21; 123.65; 123.78, Subdivision 1; 124.03, Subdivision 1; 124.15, Subdivision 2; 124.41, Subdivision 1; 125.03, Subdivision 1; 125.11; 125.15; 125.16; 127.16; 127.19; 127.25; 136.036, Subdivision 2; 275.124; repealing Minnesota Statutes 1974, Sections 120.02, Subdivisions 7 and 10; 121.11, Subdivision 10; 121.35, Subdivisions 1, 2, 3 and 4; 121.355; 121.36; 121.37; 121.38; 121.39; 121.40; 121.41; 121.42; 121.43; 121.44; 121.45; 121.46; 121.47; 122.11; 122.22, Subdivision 19; 122.31; 122.33; 122.34; 122.35; 122.44, Subdivisions 2, 3, 4 and 5; 122.49; 123.68; 125.03, Subdivisions 2 and 3; 127.14; 127.18; 128.01; 128.02; 128.03; 128.04; 128.05; 128.06; and 471.741.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 28, insert:

“Section 1. Minnesota Statutes 1974, Section 120.01, is amended to read:

120.01 [CITATION, EDUCATION CODE.] Chapters 120 to ~~127~~ 129 may be cited as the education code.”

Page 4, line 17, strike “or a principal”

Page 4, line 22, strike “or a principal”

Page 5, line 11, strike “or a principal”

Page 24, line 9, strike “except Fort Snelling”

Page 26, after line 15, insert the following:

“Sec. 23. Minnesota Statutes 1974, Section 123.32, Subdivision 25, is amended to read:

Subd. 25. (a) Any voter may contest the election of any person for or against whom he had the right to vote, who is declared elected to a school district office, or other questions submitted to public vote, by proceeding as follows:

He shall file with the clerk of the district court of the county in which the administrative office of the school district is located, within ten days after the canvass is completed, a written notice of contest specifying the points upon which the contest will be made, and cause a copy thereof to be served within said period as follows:

(1) If the contest be upon the election of any person, then upon the person whose election he is contesting and the official authorized to issue the certificate of election;

(2) If the contest be upon the question of consolidation or re-organization, then upon the county ~~superintendent~~ *auditor* authorized by law to issue the order;

(3) If the contest be upon any other question, by serving a copy upon the clerk of the district.

When the contestee desires to offer testimony on points not specified in contestant's notice, he shall file and serve on the contestant notice thereof specifying such additional points. Such notices shall be treated as the pleadings in the case and may be amended in the discretion of the court in such manner and within such times as the court may by order direct. Thereafter the matter shall be tried and determined by the court at a time set by the court within 30 days after such canvass. So far as consistent with this section, the Rules of Civil Procedure shall apply.

(b) When an appeal is taken to the supreme court from the determination of the district court in any contest instituted under this code, the party appealing shall file in the district court a bond

in such sum, not less than \$500, and with such sureties, as shall be approved by the judge, conditioned for the payment of all costs incurred by the respondent in case appellant fails on his appeal. The return of such appeal shall be made, certified, and filed in the supreme court within 15 days after service of notice of appeal. The appeal may be brought on for hearing in the court at any time when it is in session, upon ten days' notice from either party, which may be served during term time or in vacation; and it may be heard and determined summarily by the court.

Sec. 24. Minnesota Statutes 1974, Section 123.33, Subdivision 12, is amended to read:

Subd. 12. The clerk, treasurer, and superintendent of any district shall receive such compensation as may be fixed by the board. Unless otherwise provided by law, the other members of the board shall also receive such compensation as may be fixed by the board. All members of the board may receive reimbursement for transportation at the rate provided for in section 43.328.

~~The chairman, clerk, and treasurer of a district reclassified from a county district shall receive such additional compensation as may be fixed by the board of education.~~

~~In addition to their salaries, the members of boards in districts reclassified from county districts shall be paid their actual expense and necessary travel expenses incurred and paid by each of them in the conduct of their official duties, including the visitation of schools. Such expenses should be paid upon the presentation of duly itemized statements, approved by the board, and which shall be made a part of the official records of the board.~~

Sec. 25. Minnesota Statutes 1974, Section 123.34, Subdivision 9, is amended to read:

Subd. 9. All districts maintaining a classified secondary school shall employ a superintendent who shall be ex officio a member of the school board but not entitled to vote therein. The superintendent in such districts shall visit the schools of the district, and exercise a general supervision over them, and report their condition to the board, with proper recommendations, when he deems it advisable, or when requested by the board. He shall make recommendations to the board concerning the employment and dismissal of teachers. He shall superintend the grading of the schools and examinations for promotions and perform such other duties as the board shall prescribe.

~~He shall make ; either directly to the commissioner ; or through the county superintendent; such reports as shall be required."~~

Page 34, line 3, after "commissioner" insert "*or the state board*"

Page 34, line 7, after "commissioner" insert "*or the state board*"

Page 34, after line 19, insert the following:



"Sec. 38. Minnesota Statutes 1974, Chapter 128, is amended by adding a section to read:

[128.069] *Material contained in sections 128.01 to 128.06 relates only to school districts numbers 166 and 381.*"

Page 34, line 25, strike "in rural or city schools"

Page 35, after line 4, insert:

"Sec. 41. *In the next and subsequent editions of Minnesota Statutes, the revisor of statutes shall delete the term "unorganized territory" from Minnesota Statutes, Chapters 120 to 129, and shall make all necessary changes in terminology to remove all reference to unorganized territory or the board of an unorganized territory in Minnesota Statutes, Chapters 120 to 129.*"

Page 35, line 6, strike "and 10" and insert ", 10 and 17"

Page 35, line 9, strike "Subdivision" and insert "Subdivisions 17 and"

Page 35, line 10, strike "122.34;"

Page 35, line 11, strike "123.68;" and insert "123.33, Subdivisions 9 and 13; 123.56;"

Page 35, line 12, strike "128.01; 128.02; 128.03; 128.04; 128.05; 128.06; and"

Page 35, line 13, after "471.741" insert the following:  
"; Laws 1945, Chapter 579; Laws 1949, Chapter 375; Laws 1951, Chapter 236; Laws 1953, Chapter 249; Laws 1955, Chapter 698; Laws 1957, Chapter 469; Laws 1959, Chapters 13 and 533; Laws 1961, Chapters 284 and 591; Laws 1963, Chapters 465, 607, 711, and 847; Laws 1965, Chapters 725, 747, and 857; Laws 1967, Chapters 594 and 658; Laws 1971, Chapter 767"

Renumber the sections accordingly

Further, amend the title as follows:

Page 1, line 6, after "Sections" insert "120.01;"

Page 1, line 13, after "123.21;" insert "123.32, Subdivision 25; 123.33, Subdivision 12; 123.34, Subdivision 9;"

Page 1, line 17, after "275.124;" insert "Chapter 128, by adding a section;"

Page 1, line 19, strike "and 10" and insert ", 10 and 17"

Page 1, line 23, strike "Subdivision" and insert "Subdivisions 17 and"

Page 1, line 24, strike "122.34;"

Page 1, line 25, strike "123.68;" and insert "123.33, Subdivisions 9 and 13; 123.56;"

Page 1, line 26, strike "128.01; 128.02; 128.03; 128.04;"

Page 1, line 27, strike "128.05; 128.06; and"

Page 1, line 27, after "471.741" insert:  
"; Laws 1945, Chapter 579; Laws 1949, Chapter 375; Laws 1951, Chapter 236; Laws 1953, Chapter 249; Laws 1955, Chapter 698; Laws 1957, Chapter 469; Laws 1959, Chapters 13 and 533; Laws 1961, Chapters 284 and 591; Laws 1963, Chapters 465, 607, 711, and 847; Laws 1965, Chapters 725, 747, and 857; Laws 1967, Chapters 594 and 658; Laws 1971, Chapter 767"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 876: A bill for an act relating to Lincoln county; ratifying certain salary increases voted to the Lincoln county board of commissioners.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 80: A bill for an act relating to health; defining and authorizing regulation of mass gatherings by the state board of health; amending Minnesota Statutes 1974, Section 144.12.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 18, after the stricken word "same" insert "*The board may control,*"

Page 1, line 18, strike "the"

Page 1, line 19, strike "board may control"

Page 4, line 24, strike "; excluding" and insert ". For purposes of this section, *mass gatherings shall not include*"

Page 4, line 25, after "*subdivision*" and before the period insert "*or a non-profit organization*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 114: A bill for an act relating to no-fault automobile insurance; requiring that a plan of reparation security be maintained for certain motor vehicles only during the period of their contemplated operation or use; amending Minnesota Statutes 1974, Section 65B.48, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, after line 6, add the following:

*"Sec. 2. [EFFECTIVE DATE.] This act shall take effect the day following final enactment."*

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 310: A bill for an act relating to health; providing for location and zoning regulation of residences for mentally retarded and physically handicapped persons; amending Minnesota Statutes 1974, Sections 252.28, by adding a subdivision; and 462.357, by adding subdivisions.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

*"Section 1. Minnesota Statutes 1974, Section 252.28, is amended by adding a subdivision to read:*

*Subd. 3. (1) No new license shall be granted pursuant to this section when the issuance of the license would substantially contribute to an excessive concentration of community residential facilities within any town, municipality or county of the state.*

*(2) In determining whether a license shall be issued pursuant to this subdivision, the commissioner of public welfare shall specifically consider the population, size, land use plan, availability of community services and the number and size of existing public and private community residential facilities in the town, municipality or county in which a licensee seeks to operate a residence. Under no circumstances may the commissioner newly license any facility pursuant to this section if the facility will be within 300 feet of any existing community residential facility, unless the appropriate town, municipality or county zoning authority grants the facility a conditional use or special use permit. The commissioner of public welfare shall establish uniform rules and regulations to implement the provisions of this subdivision.*

*(3) Licenses for community facilities and services shall be issued pursuant to section 245.821.*

Sec. 2. Minnesota Statutes 1974, Section 462.357, is amended by adding subdivisions to read:

*Subd. 7. In order to implement the policy of this state that mentally retarded and physically handicapped persons should not be excluded by municipal zoning ordinances from the benefits of normal residential surroundings, a state licensed group home or foster home serving six or fewer mentally retarded or physically*

*handicapped persons shall be considered a permitted single family residential use of property for the purposes of zoning.*

*Subd. 8. Unless otherwise provided in any town, municipal or county zoning regulation as authorized by this subdivision, a state licensed residential facility serving from seven through sixteen mentally retarded or physically handicapped persons shall be considered a permitted multi-family residential use of property for purposes of zoning. A township, municipal or county zoning authority may require a conditional use or special use permit in order to assure proper maintenance and operation of a facility, provided that no conditions shall be imposed on the homes which are more restrictive than those imposed on other conditional use or special uses of residential property in the same zones, unless the additional conditions are necessary to protect the health and safety of the residents of the residential facility for the mentally retarded or the physically handicapped. Nothing herein shall be construed to exclude or prohibit residential homes for the mentally retarded or physically handicapped from single family zones if otherwise permitted by a local zoning regulation.*

*Sec. 3. This act shall become effective the day following final enactment."*

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 742: A bill for an act relating to taxation; providing for additional powers to commissioner of revenue for collection of unpaid tax; creating lien on real and personal property for taxes due; providing for third party liability for withholding tax; changing rates of penalty and interest; providing that contractors shall give bond for certain unpaid taxes; amending Minnesota Statutes 1974, Chapters 270; 291; 292, by adding sections; Sections 270.07, Subdivisions 1 and 5; 270.075, Subdivision 2; 270.076, Subdivision 2; 273.41; 290.087, Subdivisions 4 and 5; 290.45, Subdivision 2; 290.53, Subdivisions 1 and 2; 290.92, Subdivision 15, and by adding a subdivision; 290.93, Subdivision 10; 290.934, Subdivision 1; 290.988, Subdivisions 2 and 3; 291.11, Subdivision 5; 291.15; 291.18; 291.35; 291.46; 292.12, Subdivision 1; 294.03, Subdivisions 1 and 2; 296.15, Subdivisions 1 and 2; 297.07, Subdivision 4; 297.35, Subdivision 5; 297A.35, Subdivision 1; 297A.39, Subdivision 7; 298.09, Subdivision 4; 574.26; 574.261, Subdivision 1; repealing Minnesota Statutes 1974, Section 292.11.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 22, after the period, insert "*An overpayment may be credited under this subdivision only if the delinquent liability has been assessed within ten years of the date on which the overpayment is credited. However, this limitation shall not be applicable if*

*the uncontested delinquent liability has been entered into judgment or if legal action is pending for collection of the liability or for renewal of the judgment."*

Page 6, after line 18, insert:

*"(3) Within ten days of the filing of the lien, a notice of the lien shall be sent by mail to the taxpayer at the address given in his return, or to his last known address."*

Pages 8, 9, and 10, strike all of section 7

Renumber the sections in sequence

Page 10, line 26, after "except" insert "his homestead and property"

Page 10, line 27, strike "that"

Page 10, line 27, after "section" insert "510.01 or"

Page 11, line 24, after "of" strike "ten" and insert "nine"

Page 11, line 28, after "of" strike "ten" and insert "nine"

Page 12, line 2, after "of" strike "ten" and insert "nine"

Page 12, line 9, after "of" strike "ten" and insert "nine"

And when so amended the bill do pass. Mr. O'Neill questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Coleman from the Committee on Rules and Administration, to which was referred under Rule 35, together with the committee report thereon,

S. F. No. 110: A bill for an act relating to education; establishing pilot bilingual and native American language and culture education programs; granting certain powers and duties to the state board of education; establishing a state bilingual and native American language and culture education advisory council; appropriating money; amending Minnesota Statutes 1974, Sections 120.095, by adding a subdivision; 120.10, Subdivision 2; repealing Minnesota Statutes 1974, Section 126.07.

Reports the same back with the recommendation that the report from the Committee on Education shown in the Journal for March 10, 1975, that "when so amended the bill do pass and be re-referred to the Committee on Finance" be adopted. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for March 6, 1975:

#### STATE BOARD OF HUMAN RIGHTS

Manuel Guerrero

Jose Valdez

Reports the same back with the recommendation that the appointments be re-referred to the Committee on Governmental Operations. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred the following appointment submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for March 6, 1975:

#### STATE BOARD OF ELECTRICITY

Darwin Draisey

Reports the same back with the recommendation that the appointment be re-referred to the Committee on Labor and Commerce. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for March 10, 1975:

#### STATE BOARD OF HEALTH

Dr. George Arvidson  
Helen Lee  
Theodore Garcia  
Elizabeth Kalisch

Dr. Valentine O'Malley, Jr.  
John Westerman  
Dr. Arlen Simi

Reports the same back with the recommendation that the appointments be re-referred to the Committee on Health, Welfare and Corrections. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred the following appointment submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for March 6, 1975:

#### COMMISSIONER OF THE DEPARTMENT OF VETERANS AFFAIRS

Russell Green

Reports the same back with the recommendation that the appointment be re-referred to the Committee on Transportation and General Legislation. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred for proper reference under Rule 35:

S. F. Nos. 709, 748, 755, 762, 766, 813, 814, 823, 829, 830, 832, 839, 857, 858, 859, 860, 866, and 950 reports the same back with the recommendation that the bills be re-referred as follows:

S. F. Nos. 709, 762, 830 and 866 to the Committee on Labor and Commerce.

S. F. Nos. 748, 755 and 823 to the Committee on Judiciary.

S. F. No. 766 to the Committee on Health, Welfare and Corrections.

S. F. Nos. 813, 814 and 829 to the Committee on Education.

S. F. Nos. 832 and 950 to the Committee on Natural Resources and Agriculture.

S. F. No. 839 to the Committee on Governmental Operations.

S. F. Nos. 857, 858, 859 and 860 to the Committee on Transportation and General Legislation. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred

H. F. No. 611 for comparison to companion Senate Files, reports the following House File was found identical and recommends the House File be given its Second Reading and substituted for its companion Senate File as follows:

<b>CALENDAR OF</b>					
<b>GENERAL ORDERS</b>		<b>ORDINARY MATTERS</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
611	589				

and that the above Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

#### **SECOND READING OF SENATE BILLS**

S. F. Nos. 332, 876, 80, 114 and 310 were read the second time.

#### **SECOND READING OF HOUSE BILLS**

H. F. No. 611 was read the second time.

#### **MOTIONS AND RESOLUTIONS**

Mr. Merriam moved that the name of Mr. Schrom be stricken and the name of Mr. McCutcheon be added as co-author to S. F. No. 1043. The motion prevailed.

Mr. Chmielewski moved that the name of Mr. Brown be added as co-author to S. F. No. 905. The motion prevailed.

Mr. Anderson moved that S. F. No. 23 be withdrawn from the Committee on Transportation and General Legislation and returned to its author. The motion prevailed.

### APPOINTMENTS

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 182, pursuant to the request of the Senate:

Messrs. Schmitz; Hansen, Baldy and Bernhagen.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

### THIRD READING OF SENATE BILLS

S. F. No. 228: A bill for an act relating to public safety; providing for natural gas pipeline safety; changing the procedure by which civil penalties may be imposed for violations of the natural gas pipeline safety act; granting certain powers to the state fire marshal in regard to civil penalties for violations; amending Minnesota Statutes 1974, Sections 299F.56; and 299F.60, Subdivisions 1 and 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kleinbaum	Olhoft	Schrom
Arnold	Dunn	Knutson	Olson, H. D.	Sillers
Ashbach	Frederick	Kowalczyk	Olson, J. L.	Spear
Bang	Gearty	Larson	O'Neill	Stassen
Berg	Hansen, Baldy	Laufenburger	Patton	Stokowski
Bernhagen	Hansen, Mel	Lewis	Perpich, A. J.	Stumpf
Blatz	Hughes	McCutcheon	Perpich, G.	Tennessen
Brataas	Humphrey	Merriam	Pillsbury	Ueland
Brown	Josefson	Milton	Purfeerst	Wegener
Chenoweth	Keefe, J.	Moe	Renneke	Willet
Coleman	Keefe, S.	Nelson	Schaaf	
Conzemius	Kirchner	North	Schmitz	

So the bill passed and its title was agreed to.

S. F. No. 583: A bill for an act relating to towns; providing for optional forms of town government and authorizing the combination of certain offices in certain towns; amending Minnesota Statutes 1974, Sections 366.01, Subdivision 1; and 367.03, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 0, as follows:



Those who voted in the affirmative were:

Anderson	Davies	Kleinbaum	Ogdahl	Schmitz
Arnold	Dunn	Knutson	Olhoff	Schrom
Ashbach	Frederick	Kowalczyk	Olson, H. D.	Sillers
Bang	Gearty	Larson	Olson, J. L.	Spear
Berg	Hansen, Baldy	Laufenburger	O'Neill	Stassen
Bernhagen	Hansen, Mel	Lewis	Patton	Stokowski
Blatz	Hughes	McCutcheon	Perpich, A. J.	Stumpf
Brataas	Humphrey	Merriam	Perpich, G.	Tennessee
Brown	Josefson	Milton	Pillsbury	Ueland
Chenoweth	Keefe, J.	Moe	Purfeerst	Wegener
Coleman	Keefe, S.	Nelson	Renneke	Willet
Conzemius	Kirchner	North	Schaaf	

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS

H. F. No. 103: A bill for an act relating to securities; brokers-dealers; creating an exemption from usury for margin accounts; amending Minnesota Statutes 1974, Section 334.19.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kleinbaum	Ogdahl	Schmitz
Arnold	Dunn	Knutson	Olhoff	Schrom
Ashbach	Frederick	Kowalczyk	Olson, H. D.	Sillers
Bang	Gearty	Larson	Olson, J. L.	Spear
Berg	Hansen, Baldy	Laufenburger	O'Neill	Stassen
Bernhagen	Hansen, Mel	Lewis	Patton	Stumpf
Blatz	Hughes	McCutcheon	Perpich, A. J.	Tennessee
Brataas	Humphrey	Merriam	Perpich, G.	Ueland
Brown	Josefson	Milton	Pillsbury	Wegener
Chenoweth	Keefe, J.	Moe	Purfeerst	Willet
Coleman	Keefe S.	Nelson	Renneke	
Conzemius	Kirchner	North	Schaaf	

So the bill passed and its title was agreed to.

H. F. No. 139: A bill for an act relating to highways; approaches to certain highways; furnishing of culverts; amending Minnesota Statutes 1974, Section 160.18, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Berg	Brown	Davies	Hansen, Baldy
Arnold	Bernhagen	Chenoweth	Dunn	Hansen, Mel
Ashbach	Blatz	Coleman	Frederick	Hughes
Bang	Brataas	Conzemius	Gearty	Humphrey

Josefson	Laufenburger	Ogdahl	Pillsbury	Stassen
Keefe, J.	Lewis	Olhoft	Purfeerst	Stokowski
Keefe, S.	McCutcheon	Olson, H. D.	Renneke	Stumpf
Kirchner	Merriam	Olson, J. L.	Schaaf	Tennessee
Kleinbaum	Milton	O'Neill	Schmitz	Ueland
Knutson	Moe	Patton	Schrom	Wegener
Kowalczyk	Nelson	Perpich, A. J.	Sillers	Willet
Larson	North	Perpich, G.	Spear	

So the bill passed and its title was agreed to.

H. F. No. 84: A bill for an act relating to public employment; providing for the exercise of veteran's preference in public appointments or promotions; restricting discretion in the selection of state civil service employees; amending Minnesota Statutes 1974, Sections 43.18; 43.30; 44.14; 197.46; 197.481, Subdivision 1; and Chapter 197, by adding a section; repealing Minnesota Statutes 1974, Section 197.45.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 49 and nays 10, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Nelson	Schaaf
Arnold	Dunn	Kleinbaum	North	Schmitz
Ashbach	Frederick	Knutson	Ogdahl	Sillers
Bang	Gearty	Kowalczyk	Olhoft	Spear
Blatz	Hansen, Baldy	Laufenburger	Olson, H. D.	Stassen
Brataas	Hansen, Mel	Lewis	O'Neill	Stokowski
Brown	Hughes	McCutcheon	Perpich, A. J.	Stumpf
Chenoweth	Humphrey	Merriam	Perpich, G.	Tennessee
Coleman	Keefe, J.	Milton	Pillsbury	Wegener
Conzemius	Keefe, S.	Moe	Purfeerst	

Those who voted in the negative were:

Berg	Josefson	Olson, J. L.	Renneke	Ueland
Bernhagen	Larson	Patton	Schrom	Willet

So the bill passed and its title was agreed to.

#### CALENDAR OF ORDINARY MATTERS

S. F. No. 51: A bill for an act relating to courts; district court term in Sibley county; amending Minnesota Statutes 1974, Section 484.09, Subdivision 8.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Berg	Brataas	Coleman	Dunn
Ashbach	Bernhagen	Brown	Conzemius	Frederick
Bang	Blatz	Chenoweth	Davies	Gearty

Hansen, Baldy	Knutson	Nelson	Perpich, G.	Stassen
Hansen, Mel	Kowalczyk	North	Pillsbury	Stokowski
Hughes	Larson	Ogdahl	Purfeerst	Stumpf
Humphrey	Laufenburger	Olhoff	Renneke	Tennessee
Josefson	Lewis	Olson, H. D.	Schaaf	Ueland
Keefe, J.	McCutcheon	Olson, J. L.	Schmitz	Wegener
Keefe, S.	Merriam	O'Neill	Schrom	Willet
Kirchner	Milton	Patton	Sillers	
Kleinbaum	Moe	Perpich, A. J.	Spear	

So the bill passed and its title was agreed to.

S. F. No. 702: A bill for an act relating to the city of Moorhead; authorizing the city to construct, maintain and operate a certain electric power transmission system; amending Laws 1955, Chapter 178, Section 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kleinbaum	Ogdahl	Schmitz
Arnold	Dunn	Knutson	Olhoff	Schrom
Ashbach	Frederick	Kowalczyk	Olson, H. D.	Sillers
Bang	Gearty	Larson	Olson, J. L.	Spear
Berg	Hansen, Baldy	Laufenburger	O'Neill	Stassen
Bernhagen	Hansen, Mel	Lewis	Patton	Stokowski
Blatz	Hughes	McCutcheon	Perpich, A. J.	Stumpf
Brataas	Humphrey	Merriam	Perpich, G.	Tennessee
Brown	Josefson	Milton	Pillsbury	Ueland
Chenoweth	Keefe, J.	Moe	Purfeerst	Wegener
Coleman	Keefe, S.	Nelson	Renneke	Willet
Conzemius	Kirchner	North	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 669: A bill for an act relating to the county of Itasca; providing for government of certain townships for hospital district; amending Laws 1974, Chapter 217, Section 1.

With the unanimous consent of the Senate, Mr. Arnold moved to amend S. F. No. 669 as follows:

Page 1, line 19, after "Range 24 West;" insert "61 North, Range 23, West;"

The motion prevailed. So the amendment was adopted.

S. F. No. 669 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kleinbaum	Ogdahl	Schmitz
Arnold	Dunn	Knutson	Olhoft	Schrom
Ashbach	Frederick	Kowalczyk	Olson, H. D.	Sillers
Bang	Gearty	Larson	Olson, J. L.	Spear
Berg	Hansen, Baldy	Laufenburger	O'Neill	Stassen
Bernhagen	Hansen, Mel	Lewis	Patton	Stokowski
Blatz	Hughes	McCutcheon	Perpich, A. J.	Stumpf
Brataas	Humphrey	Merriam	Perpich, G.	Tennessee
Brown	Josefson	Milton	Pillsbury	Ueland
Chenoweth	Keefe, J.	Moe	Purfeerst	Willet
Coleman	Keefe, S.	Nelson	Renneke	
Conzemius	Kirchner	North	Schaaf	

So the bill, as amended, passed and its title was agreed to.

#### GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Brown in the chair.

After some time spent therein, the committee arose, and the President having resumed the chair, Mr. Brown reported that the committee had considered the following:

S. F. Nos. 242 and 161 and H. F. No. 272, which the committee recommends to pass.

S. F. No. 194, which the committee recommends to pass with the following amendment offered by Mr. Merriam:

Page 1, line 17, after "unless" insert:

*"the acquisition of such parcel of land would require a survey in which case the commissioner may acquire a previously surveyed parcel of land not to exceed a quarter-quarter section of land, or unless"*

H. F. No. 278, which the committee recommends to pass with the following amendments offered by Messrs. Nelson and Anderson:

Mr. Nelson moved to amend H. F. No. 278, as amended pursuant to Rule 49, adopted by the Senate March 20, 1975, as follows:

Page 2, line 19, after "prescribed." insert *"If the drug dispensed is not the prescribed brand, the prescription label shall indicate the name of the brand prescribed and the brand or generic name and manufacturer of the drug dispensed unless the prescribing physician specifically orders that no such information shall be indicated."*

Mr. Anderson moved to amend H. F. No. 278, as amended pursuant to Rule 49, adopted by the Senate March 20, 1975, as follows:

Page 2, line 23, strike "wholesale" and insert "acquisition"

S. F. No. 249, which the committee recommends to pass with the following amendment offered by Mr. Schrom:

Page 2, line 32, before the period, insert "*or is authorized to spear without a license*"

S. F. No. 312, which the committee recommends to pass with the following amendments offered by Messrs. Laufenburger and Stassen:

Mr. Laufenburger moved to amend S. F. No. 312 as follows:

Page 1, line 16, strike "*visible*"

Page 1, strike lines 17 and 18 and insert "*extending above the leading edge at the hood.*"

Mr. Stassen moved to amend S. F. No. 312 as follows:

Page 1, line 23, strike everything after "*that*" and insert "*are designed*"

Page 2, line 1, strike "*the midpoint of the axle rearward*"

And then, on motion of Mr. Brown, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 10:00 o'clock a.m., Thursday, March 27, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

**TWENTY-FIFTH DAY**

St. Paul, Minnesota, Wednesday, March 26, 1975

The House of Representatives met on Wednesday, March 26, 1975, which was the Twenty-Fifth Legislative Day of the Sixty-Ninth Session of the Minnesota State Legislature. The Senate did not meet on this date.

## TWENTY-SIXTH DAY

St. Paul, Minnesota, Thursday, March 27, 1975

The Senate met at 10:00 o'clock a.m. and was called to order by the President.

### CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Anderson	Davies	Josefson	Milton	Purfeerst
Ashbach	Fitzsimons	Keefe, S.	Moe	Renneke
Bang	Frederick	Kirchner	North	Schmitz
Berg	Gearty	Kleinbaum	Olson, A. G.	Schrom
Bernhagen	Hansen, Baldy	Kowalczyk	Olson, H. D.	Spear
Brataas	Hansen, Mel	Larson	Olson, J. L.	Stumpf
Chmielewski	Hanson, R.	Lewis	Patton	Tennessee
Coleman	Hughes	McCutcheon	Perpich, A. J.	Ueland
Conzemius	Humphrey	Merriam	Perpich, G.	Willet

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rev. George W. Chant.

The roll being called, the following Senators answered to their names:

Anderson	Conzemius	Keefe, J.	Nelson	Schmitz
Arnold	Davies	Keefe, S.	North	Schrom
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	Larson	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Laufenburger	O'Neill	Stumpf
Brataas	Hanson, R.	Lewis	Patton	Tennessee
Brown	Hughes	McCutcheon	Perpich, A. J.	Ueland
Chenoweth	Humphrey	Merriam	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Purfeerst	Willet
Coleman	Josefson	Moe	Renneke	

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

### MEMBERS EXCUSED

Messrs. Ashbach, Doty, Pillsbury and Solon were excused from the Session of today.

**EXECUTIVE AND OFFICIAL COMMUNICATIONS  
CERTIFICATION**

March 20, 1975

To the Senate  
State of Minnesota

To the House of Representatives  
State of Minnesota

This is to certify that the House of Representatives and the Senate in Joint Convention on Thursday, March 20, 1975, have elected as members of the Board of Regents of the University of Minnesota the following members each to hold his or her respective office for the term specified from the first Monday of February, 1975:

Wenda W. Moore, At Large, two years

Neil C. Sherburne, At Large, six years

David C. Utz, 1st Congressional District, four years

Lauris D. Krenik, 2nd Congressional District, four years

Robert Latz, 3rd Congressional District, six years

George Latimer, 4th Congressional District, four years

Lloyd H. Peterson, 6th Congressional District, six years

L. J. Lee, 7th Congressional District, four years

Erwin L. Goldfine, 8th Congressional District, six years

(Signed) Alec G. Olson  
President of the Senate

(Signed) Martin Olav Sabo  
Speaker of the House of Representatives

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bills were read the first time and referred to the committees indicated.

Messrs. Keefe, J.; McCutcheon and Ogdahl introduced—

S. F. No. 1145: A bill for an act relating to highway traffic regulations; authorizing cities to regulate and control truck traffic on streets and highways within their corporate limits; amending Minnesota Statutes 1974, Chapter 169, by adding a section.

Referred to the Committee on Transportation and General Legislation.

Messrs. Keefe, J.; Tennessen and Stassen introduced—

S. F. No. 1146: A bill for an act relating to real estate; providing for real estate settlement procedures; providing penalties.

Referred to the Committee on Judiciary.



Messrs. Lewis, Nelson and Milton introduced—

S. F. No. 1147: A bill for an act relating to insurance; prohibiting certain insurance contracts providing unreasonably small benefits in comparison to premium and risk factors; imposing certain duties of enforcement on the commissioner of insurance; amending Minnesota Statutes 1974, Chapter 60A, by adding a section.

Referred to the Committee on Labor and Commerce.

Mr. Patton introduced—

S. F. No. 1148: A bill for an act relating to Waseca county; authorizing issuance of an on-sale license for the sale of intoxicating liquor.

Referred to the Committee on Labor and Commerce.

Messrs. Hansen, Baldy; Olson, A. G. and Ashbach introduced—

S. F. No. 1149: A bill for an act relating to financial institutions; regulating remote customer terminals.

Referred to the Committee on Labor and Commerce.

Messrs. North; Keefe, J. and Kleinbaum introduced—

S. F. No. 1150: A bill for an act relating to commerce; consignment sales; requiring disclosures; requiring a bond or trustee; providing penalties.

Referred to the Committee on Labor and Commerce.

Messrs. Keefe, S.; Pillsbury and Davies introduced—

S. F. No. 1151: A bill for an act relating to savings banks; authorizing customer bank communication terminals.

Referred to the Committee on Labor and Commerce.

Messrs. Chenoweth, Stassen and Gearty introduced—

S. F. No. 1152: A bill for an act relating to state employees; providing for a right of reinstatement for all state employees on leave for legislative service; amending Minnesota Statutes 1974, Sections 3.088, Subdivision 1; and 43.28.

Referred to the Committee on Governmental Operations.

Messrs. Keefe, J.; Knutson and Schaaf introduced—

S. F. No. 1153: A bill for an act relating to real estate; providing that certain zoning ordinances receive the approval of the

governing body of the adjoining municipality; amending Minnesota Statutes 1974, Section 462.357, by adding a subdivision; and Chapter 368, by adding a section.

Referred to the Committee on Local Government.

Mr. Perpich, G. introduced—

S. F. No. 1154: A bill for an act relating to state land; providing for compensation to owners of buildings or structures constructed on state owned leased land upon nonrenewal of the lease; appropriating money.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Willet introduced—

S. F. No. 1155: A bill for an act relating to Cass county; authorizing the issuance of additional on-sale liquor licenses; amending Laws 1973, Chapter 525, Section 1.

Referred to the Committee on Labor and Commerce.

Messrs. Sillers, Willet and Larson introduced—

S. F. No. 1156: A bill for an act relating to cities; permitting direct loans to cities; amending Minnesota Statutes 1974, Chapter 412, by adding a section.

Referred to the Committee on Local Government.

Messrs. Blatz, Kirchner and Bang introduced—

S. F. No. 1157: A bill for an act relating to the city of Bloomington; authorizing housing finance program; providing for the issuance of limited general obligation bonds.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Sillers introduced—

S. F. No. 1158: A bill for an act relating to education; equalizing aid to elementary schools with aid to secondary schools; increasing weighting of pre-primary pupils; amending Minnesota Statutes 1974, Section 124.17, Subdivision 1.

Referred to the Committee on Education.

Mr. Perpich, A. J. introduced—

S. F. No. 1159: A bill for an act relating to counties; publicly owned and tax forfeited lands; providing payments in lieu of taxes to counties in which such lands are located, appropriating money.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Laufenburger, Josefson and Purfeerst introduced—

S. F. No. 1160: A bill for an act appropriating money to the department of highways for the construction and erection of Minnesota welcome signs at trunk highway entrances into the state.

Referred to the Committee on Transportation and General Legislation.

Messrs. North, Knutson and Keefe, S. introduced—

S. F. No. 1161: A bill for an act relating to the operation of state government; creating a state office of human services; providing for the development of a unified state plan and budget for human services; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Perpich, A. J.; Brown and Keefe, S. introduced—

S. F. No. 1162: A bill for an act relating to local government; requiring certain disclosures by local officials; amending Minnesota Statutes 1974, Section 10A.01, Subdivision 18.

Referred to the Committee on Governmental Operations. Mr. Laufenburger questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. McCutcheon and Ogdahl introduced—

S. F. No. 1163: A bill for an act relating to the taxation; real estate; providing for valuation of certain buildings; amending Minnesota Statutes 1974, Section 273.11, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Davies, Pillsbury and Solon introduced—

S. F. No. 1164: A bill for an act relating to insurance; regulating tort liability, risks insured and subrogation for motor vehicle losses; amending Minnesota Statutes 1974, Sections 65B.49, by adding a subdivision; 65B.51, Subdivision 1, and by adding a subdivision; and 65B.53, Subdivisions 1, 2 and 4; repealing Minnesota Statutes 1974, Section 65B.51, Subdivisions 2, 3 and 4.

Referred to the Committee on Labor and Commerce.

Messrs. North; Olson, H. D. and Olhoff introduced—

S. F. No. 1165: A bill for an act relating to the pollution control agency; authorizing the issuance of bonds; appropriating money; amending Minnesota Statutes 1974, Section 116.18, Subdivisions 1 and 4.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Moe introduced—

S. F. No. 1166: A bill for an act relating to public health; increasing and extending payments of per diems to members of county public health nursing committees; amending Minnesota Statutes 1974, Section 145.12, Subdivision 1.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Moe, Kirchner and North introduced—

S. F. No. 1167: A bill for an act relating to treatment for alcohol and drug abuse; providing for programs of intervention and treatment for employees and underserved groups; appropriating money; amending Minnesota Statutes 1974, Sections 43.05, Subdivision 2; 254A.02, Subdivision 1, and by adding subdivisions; and Chapter 254A, by adding sections.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Patton; Olson, H. D. and Willet introduced—

S. F. No. 1168: A bill for an act relating to certain political subdivisions; authorizing the governing bodies of cities and counties to advance expense money; amending Minnesota Statutes 1974, Section 471.96, Subdivision 1; and Chapter 471, by adding a section.

Referred to the Committee on Local Government.

Messrs. Schmitz, Nelson and Humphrey introduced—

S. F. No. 1169: A bill for an act relating to school districts; providing for specifications for school bids; amending Minnesota Statutes 1974, Section 471.35.

Referred to the Committee on Education.

Mr. Milton introduced—

S. F. No. 1170: A bill for an act relating to Independent School District No. 624; authorizing the district to exceed its levy limitations for the purpose of operating a community recreation program.

Referred to the Committee on Education.

Mr. Tennessen introduced—

S. F. No. 1171: A bill for an act relating to forcible entry and unlawful detainer; amending Minnesota Statutes 1974, Section 566.06.

Referred to the Committee on Judiciary.

Messrs. Ueland; Olson, A. G. and Frederick introduced—

S. F. No. 1172: A bill for an act relating to taxation; exempting criminal court costs from inclusion in county levy limitations.

Referred to the Committee on Taxes and Tax Laws.

Mr. Olson, A. G., by request, introduced—

S. F. No. 1173: A bill for an act relating to taxation; exempting certain cemetery purchases from sales taxation; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Hansen, Baldy; Laufenburger and Bang introduced—

S. F. No. 1174: A bill for an act relating to health care; requiring that self insurers offering certain health care plans provide certain benefits for the treatment of alcoholism, chemical dependency and drug addiction; amending Minnesota Statutes 1974, Section 62A.149, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Messrs. North, Kowalczyk and Schaaf introduced—

S. F. No. 1175: A bill for an act relating to pharmacy and drugs; requiring certain information on labels affixed to containers of certain drugs; amending Minnesota Statutes 1974, Section 151.212.

Referred to the Committee on Labor and Commerce.

Mr. Humphrey, Mrs. Brataas and Mr. Chenoweth introduced—

S. F. No. 1176: A bill for an act relating to children; providing an early childhood and family development program; creating a council for early childhood and family development and establishing its duties; establishing a training program; encouraging informative broadcasting; appropriating money.

Referred to the Committee on Education.

Messrs. Ueland and Renneke introduced—

S. F. No. 1177: A bill for an act relating to Blue Earth county; authorizing the county of Blue Earth to contract for the comple-

tion of the improvement of county ditch no. 27; setting limits for the expenditure of money for the improvement thereof; authorizing the issuance of bonds and levying of special assessments for the payment thereof.

Referred to the Committee on Local Government.

Messrs. Humphrey, Ogdahl and Borden introduced—

S. F. No. 1178: A bill for an act relating to the operation of shade tree disease control programs by local governments; providing funds for the control of shade tree disease; establishing a grant-in-aid program under the department of agriculture; appropriating money; amending Minnesota Statutes 1974, Section 18.023, Subdivisions 1 and 4, and by adding a subdivision.

Referred to the Committee on Local Government.

Messrs. Humphrey and Tennessen introduced—

S. F. No. 1179: A bill for an act relating to highway traffic regulations; requiring motor vehicle inspections; appropriating money therefor; and providing penalties in connection therewith; repealing Minnesota Statutes 1974, Section 169.77.

Referred to the Committee on Transportation and General Legislation.

Messrs. Humphrey, Gearty and Ogdahl introduced—

S. F. No. 1180: A bill for an act relating to public safety; authorizing the commissioner of public safety to develop a state-wide frequency plan for a coordinated system of radio communications for fire departments; appropriating money.

Referred to the Committee on Transportation and General Legislation.

Messrs. Anderson and Chmielewski introduced—

S. F. No. 1181: A bill for an act relating to education; vocational-technical training; prescribing duties and functions of advisory committees; amending Minnesota Statutes 1974, Chapter 121, by adding a section.

Referred to the Committee on Education.

Messrs. Schaaf, Merriam and Stokowski introduced—

S. F. No. 1182: A bill for an act relating to Anoka county; providing for appointment of court commissioner by the district court.

Referred to the Committee on Judiciary.

Messrs. Bernhagen, Chmielewski and Frederick introduced—

S. F. No. 1183: A bill for an act relating to motor vehicles; powers of the registrar of motor vehicles; providing that a county or city officer appointed as a deputy registrar need not give bond to the state; amending Minnesota Statutes 1974, Section 168.33, Subdivision 2.

Referred to the Committee on Transportation and General Legislation.

Messrs. Kirchner, Gearty and Pillsbury introduced—

S. F. No. 1184: A bill for an act relating to Hennepin county; authorizing the county board to make appropriations from its county road and bridge fund to certain municipalities within the county for roads and streets.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Keefe, S. ; Purfeerst and North introduced—

S. F. No. 1185: A bill for an act relating to transportation; creating the Minnesota state transportation fund and authorizing the issuance of state bonds to provide money for appropriation to state agencies and subdivisions to finance public lands, buildings, and capital improvements needed for a balanced state transportation system; appropriating money for this purpose.

Referred to the Committee on Transportation and General Legislation.

Messrs. North, Larson and Tennessen introduced—

S. F. No. 1186: A bill for an act relating to cosmetology; authorizing persons practicing hairdressing to trim the hair of any person; granting subpoena powers to the board of cosmetology; requiring a showing of public need for a school of hairdressing at a requested location prior to granting a certificate of approval; amending Minnesota Statutes 1974, Sections 155.02, Subdivision 2; 155.06, Subdivision 1; 155.08; 155.09, Subdivisions 3 and 5, and by adding a subdivision; 155.11, Subdivisions 2 and 6, and by adding a subdivision; and Chapter 155, by adding a section.

Referred to the Committee on Labor and Commerce.

Messrs. Merriam and Schaaf introduced—

S. F. No. 1187: A bill for an act relating to cable communications; making the cable communications commission a permanent part of the department of administration; authorizing the commission to promulgate a line extension policy; interconnection; orders; municipal cable systems; information gathering; amending Minnesota Statutes 1974, Sections 238.02, Subdivision 11; 238.04, Subdivision 1; 238.05, Subdivisions 2, 6, 7, 12, and by adding a sub-

division; 238.06, Subdivision 1; 238.08, Subdivisions 1, 2 and 3; 238.09, Subdivision 6, and by adding subdivisions; and 238.13; repealing Minnesota Statutes 1974, Sections 238.05, Subdivisions 8 and 16; and 238.09, Subdivision 2.

Referred to the Committee on Labor and Commerce.

Messrs. Dunn, Borden and Fitzsimons introduced—

S. F. No. 1188: A bill for an act relating to forestry; authorizing forest officers to issue notices having the effect of a summons and complaint; amending Minnesota Statutes 1974, Section 88.10, Subdivision 1.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Dunn, Schrom and Brown introduced—

S. F. No. 1189: A bill for an act relating to natural resources; revising priorities for appropriation and use of water; amending Minnesota Statutes 1974, Section 105.41, Subdivision 1a.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Dunn; Olson, A. G. and Knutson introduced—

S. F. No. 1190: A bill for an act relating to natural resources; clarifying the authority of the commissioner of natural resources to impose conditions in certain water permits; amending Minnesota Statutes 1974, Section 105.41, Subdivision 1.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Chmielewski introduced—

S. F. No. 1191: A bill for an act relating to Carlton county; authorizing the establishment of a human services board for Carlton county.

Referred to the Committee on Local Government. Mr. Knutson questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Humphrey and Keefe, S. introduced—

S. F. No. 1192: A bill for an act relating to holidays; establishing election day as a holiday; amending Minnesota Statutes 1974, Section 645.44, Subdivision 5.

Referred to the Committee on Transportation and General Legislation.



Messrs. Humphrey and Keefe, S. introduced—

S. F. No. 1193: A bill for an act relating to commerce; regulating transportation of certain hazardous materials on the road and highways of the state; providing penalties.

Referred to the Committee on Labor and Commerce. Mr. Lauf-  
enburger questioned the reference thereon and, under Rule 35,  
the bill was referred to the Committee on Rules and Adminis-  
tration.

Mr. Humphrey introduced—

S. F. No. 1194: A bill for an act relating to agriculture; regula-  
tion and labeling of modified food products; amending Minnesota  
Statutes 1974, Section 31.75.

Referred to the Committee on Labor and Commerce.

Mr. Humphrey introduced—

S. F. No. 1195: A bill for an act relating to labor; requiring  
certain employers to provide alternate benefits if spouses elect to  
not participate in employee group health care plans.

Referred to the Committee on Labor and Commerce.

Mr. Humphrey introduced—

S. F. No. 1196: A bill for an act relating to energy; defining  
terms; requiring certain reports to be filed with the director of  
the Minnesota energy agency at specified times; providing that  
no large energy facility be constructed or sited in this state after  
a certain date without a certificate of need issued therefor;  
amending Minnesota Statutes 1974, Sections 116H.02, Subdivision  
5; 116H.10, Subdivision 2; and 116H.13, Subdivisions 1 and 2.

Referred to the Committee on Natural Resources and Agri-  
culture. Mr. Hansen, Baldy questioned the reference thereon and,  
under Rule 35, the bill was referred to the Committee on Rules  
and Administration.

Messrs. Humphrey and Borden introduced—

S. F. No. 1197: A bill for an act relating to human rights;  
prohibiting discrimination against students in housing; amending  
Minnesota Statutes 1974, Sections 363.03, Subdivision 2; and  
363.12, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Conzemius and Patton introduced—

S. F. No. 1198: A bill for an act relating to anatomical gifts; requiring morticians and certain other designated persons to obtain a written release prior to performing an eye enucleation procedure; amending Minnesota Statutes 1974, Section 595.924, by adding a subdivision.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Solon introduced—

S. F. No. 1199: A bill for an act relating to game and fish; authorizing two-line fishing in Lake Superior; amending Minnesota Statutes 1974, Section 101.41, Subdivision 2.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Perpich, A. J.; Ogdahl and Keefe, S. introduced—

S. F. No. 1200: A bill for an act relating to unemployment compensation; transfer of employment experience record to successor employer; amending Minnesota Statutes 1974, Section 268.06, Subdivision 22.

Referred to the Committee on Labor and Commerce.

Mr. Larson introduced—

S. F. No. 1201: A bill for an act relating to retirement; authorizing transfer of service credit by a certain employee from the public employees retirement association to the Minnesota state retirement system.

Referred to the Committee on Governmental Operations.

Messrs. Kowalczyk; Keefe, S. and Ogdahl introduced—

S. F. No. 1202: A bill for an act relating to the county of Hennepin; providing for a seven member board of county commissioners and setting their terms of office; amending Laws 1974, Chapter 576, Section 3, Subdivision 2.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Anderson and Chmielewski introduced—

S. F. No. 1203: A bill for an act relating to Chisago county; authorizing the levy of taxes to assist day activity center.

Referred to the Committee on Local Government.

Messrs. Stassen, Borden and Jensen introduced—

S. F. No. 1204: A bill for an act relating to local improvements; financing thereof; bonds to contain a certain recital; amending Minnesota Statutes 1974, Section 429.091, by adding a subdivision.

Referred to the Committee on Local Government.

Messrs. Perpich, A. J.; Ogdahl and Doty introduced—

S. F. No. 1205: A bill for an act relating to workmen's compensation; preserving rights of employees to recovery of damages from third parties; subrogating employers to the rights of employees to recover damages; amending Minnesota Statutes 1974, Section 176.061.

Referred to the Committee on Labor and Commerce.

Messrs. Doty, Moe and Josefson introduced—

S. F. No. 1206: A bill for an act relating to state parks; exempting senior citizens from payment of certain fees; amending Minnesota Statutes 1974, Section 85.05, Subdivision 1.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Doty, Coleman and Anderson introduced—

S. F. No. 1207: A bill for an act relating to insurance; requiring certain insurance policies to contain a provision permitting a person 65 years of age or older to cancel the policy within seven days of purchase; making a policy without the required provision voidable at the discretion of the purchaser.

Referred to the Committee on Labor and Commerce.

Messrs. Coleman, Conzemius and Nelson introduced—

S. F. No. 1208: A bill for an act relating to insurance; providing a health benefits plan for terminated employees.

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. 198, 248, 329 and 636.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned March 24, 1975

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. 5: A house concurrent resolution urging that a presidential commission be established to investigate the matter of American Prisoners of War and persons Missing in Action in Indochina.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted March 24, 1975

#### SUSPENSION OF RULES

Mr. Frederick moved that the rules of the Senate be so far suspended as to consider House Concurrent Resolution No. 5 at this time. The motion prevailed. So the rules were suspended.

House Concurrent Resolution No. 5: A house concurrent resolution urging that a presidential commission be established to investigate the matter of American Prisoners of War and persons Missing in Action in Indochina.

WHEREAS, more than two years have elapsed since the Paris agreement that was to have ended American involvement in the Indochina war; and

WHEREAS, one of the conditions of that agreement was provision for a return or accounting for prisoners of war and persons missing in action; and

WHEREAS, more than 2,400 Americans remain unaccounted for with investigation of their status arrested by failure of North Vietnam and its allied political movements to cooperate and assist; and

WHEREAS, the sorrow, anxiety and frustration of the families of these men cannot be dispelled by delay or neglect; and

WHEREAS, several congressmen have proposed measures to stop administrative action on the status of these men until an authentic, comprehensive investigation of their fate has been completed; and

WHEREAS, this tragic problem requires the undivided and disinterested attention of a body established for the purpose; now, therefore,

BE IT RESOLVED, by the House of Representatives of the State of Minnesota, the Senate concurring, that the President of the United States should establish a Presidential Commission to investigate the status of the prisoners and missing, to do all it can itself to answer the questions surrounding their status, to secure the return of any living prisoners or persons missing, to secure the return of the remains of the dead, and to instruct the regular departments of government on proper action to take pending resolution of the questions.

**BE IT FURTHER RESOLVED**, that the Chief Clerk of the House of Representatives transmit copies of this resolution to the President of the United States, the Speaker of the United States House of Representatives, the President of the United States Senate, the chairman of the Committee on Foreign Affairs of the United States House of Representatives, the chairman of the Committee on Foreign Relations of the United States Senate and the Speaker of the House shall appoint a member of the House and the Senate Committee on Committees shall appoint a member of the Senate to deliver the resolution to the office of the Minnesota Representatives and Senators in Congress.

Mr. Frederick moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

#### **MESSAGES FROM THE HOUSE—CONTINUED**

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. 6: A house concurrent resolution thanking Val Bjornson and designating him State Treasurer Emeritus.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted March 26, 1975

Referred to the Committee on Rules and Administration.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 84:

H. F. No. 84: A bill for an act relating to public employment; providing for the exercise of veteran's preference in public appointments or promotions; restricting discretion in the selection of state civil service employees; amending Minnesota Statutes 1974, Sections 43.18; 43.30; 44.14; 197.46; 197.481, Subdivision 1; and Chapter 197, by adding a section; repealing Minnesota Statutes 1974, Section 197.45.

And the House respectfully requests that a Conference Committee of five members be appointed thereon:

Berglin, Patton, Schreiber, Tomlinson and Clawson have been appointed as such committee on the part of the House.

House File No. 84 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 26, 1975

Mr. McCutcheon moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 84, 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. The motion prevailed.

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. 182: A bill for an act relating to counties; eliminating payment of certain fees to county sheriffs; requiring county boards to furnish board and other services for prisoners in county jails; amending Minnesota Statutes 1974, Sections 387.20, Subdivisions 5 and 6; 641.02; 641.03; 641.12; and 641.13; repealing Minnesota Statutes 1974, Section 641.11.

There has been appointed as such committee on the part of the House:

Suss, Reding and Sieloff.

Senate File No. 182 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned March 26, 1975

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 429, 535, 739, 305, 500, 587, 641, 1110, 481, 541 and 923.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted March 24, 1975

#### FIRST READING OF HOUSE BILLS

The following bills were read the first time and referred to the committees indicated.

H. F. No. 429: A bill for an act relating to labor; increasing the minimum wage; amending Minnesota Statutes 1974, Section 177.-24.

Referred to the Committee on Labor and Commerce.

H. F. No. 535: A bill for an act relating to the department of public welfare; eliminating the duty of the commissioner of public welfare to appoint directors of community mental health services; amending Minnesota Statutes 1974, Section 245.69.

Referred to the Committee on Health, Welfare and Corrections.

H. F. No. 739: A bill for an act relating to the department of administration; powers of the commissioner; air navigation facilities; amending Minnesota Statutes 1974, Section 16.02, Subdivision 2a.

Referred to the Committee on Governmental Operations.

H. F. No. 305: A bill for an act relating to psychologists; suspension or revocation of licenses; amending Minnesota Statutes 1974, Section 148.95, Subdivision 1.

Referred to the Committee on Governmental Operations.

H. F. No. 500: A bill for an act relating to energy; energy commission, public members; providing for compensation and reimbursement of traveling and other expenses; amending Minnesota Statutes 1974, Section 116H.04, Subdivision 2.

Referred to the Committee on Governmental Operations.

H. F. No. 587: A bill for an act relating to department of administration; directing the release of certain lands and the conveyance of certain lands in Aitkin county.

Referred to the Committee on Rules and Administration.

H. F. No. 641: A bill for an act relating to state lands; authorizing the conveyance of certain state conservation area lands in Roseau county to Nordland Free Lutheran church; amending Laws 1974, Chapter 141, Section 1.

Referred to the Committee on Natural Resources and Agriculture.

H. F. No. 1110: A bill for an act relating to the operation of state government for the fiscal year ending June 30, 1975; appropriating money therefor.

Referred to the Committee on Rules and Administration.

H. F. No. 481: A bill for an act relating to agriculture; regulating wholesale produce dealers by requiring licensing, bonding, and assurance of financial responsibility; removing requirement of publication of information concerning commercial feed, fertilizer, and soil conditioners; removing restrictions on unofficial grain inspection certificates; providing a penalty; amending Minnesota Statutes 1974, Sections 27.001; 27.01, Subdivisions 2, 5, and 8; 27.03; 27.04; 27.06; 27.19; and Chapter 27, by adding a section; repealing Minnesota Statutes 1974, Sections 17.724; 17B.19; and 25.45.

Referred to the Committee on Rules and Administration.

H. F. No. 541: A bill for an act relating to labor relations; providing for successor clauses in collective bargaining agreements; requiring successor employers to assume certain obligations; requiring notice of collective bargaining agreements to

successor employers; requiring notice of successor transactions to exclusive representatives; allowing successor transactions in violation of a collective bargaining agreement to be enjoined; amending Minnesota Statutes 1974, Chapter 179, by adding a section.

Referred to the Committee on Labor and Commerce.

H. F. No. 923: A bill for an act relating to energy; postponing the deadline for promulgation of energy conserving building design and construction standards by the commissioner of administration; amending Minnesota Statutes 1974, Section 116H.12, Subdivision 4.

Referred to the Committee on Governmental Operations.

### REPORTS OF COMMITTEES

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 276: A bill for an act relating to elections; prohibiting unions and other associations from contributing funds from dues or membership fees to political campaigns; amending Minnesota Statutes 1974, Section 10A.01, Subdivision 16; repealing Minnesota Statutes 1974, Section 10A.12, Subdivision 5.

Reports the same back with the recommendation that the bill do pass. Mr. Hansen, Baldy questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Ashbach moved that rule 35 be suspended as to S. F. No. 276.

The question being taken on the adoption of the motion,

Mr. Coleman moved that those not voting be excused from voting. The motion prevailed.

And the roll being called, there were yeas 30 and nays 34, as follows:

Those who voted in the affirmative were:

Ashbach	Brown	Jensen	Larson	O'Neill
Bang	Dunn	Josefson	Milton	Patton
Berg	Fitzsimons	Keefe, J.	Nelson	Renneke
Bernhagen	Frederick	Kirchner	North	Sillers
Blatz	Hansen, Mel	Knutson	Ogdahl	Stassen
Brataas	Hanson, R.	Kowalczyk	Olson, J. L.	Ueland

Those who voted in the negative were:

Anderson	Davies	Laufenburger	Olson, H. D.	Spear
Arnold	Gearty	Lewis	Perpich, A. J.	Stokowski
Borden	Hansen, Baldy	McCutcheon	Purfeerst	Stumpf
Chenoweth	Hughes	Merriam	Schaaf	Tennessee
Chmielewski	Humphrey	Moe	Schmitz	Wegener
Coleman	Keefe, S.	Olhoft	Schrom	Willet
Conzemius	Kleinbaum	Olson, A. G.	Solon	

The motion did not prevail.



**REPORTS OF COMMITTEES—CONTINUED**

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 753: A bill for an act relating to state government; regulating advisory councils, boards and commissions; amending Minnesota Statutes 1974, Chapter 15, by adding a section; Sections 16.853; 16.91; 16.911, Subdivision 1; 31.60, Subdivisions 2 and 3; 52.061; 82.30, Subdivision 1; 115.74, Subdivision 1; 121.87, Subdivisions 1 and 3; 145.865, Subdivision 1; 148.68; 148.69; 156A.06, Subdivision 1; 175.007, Subdivision 1; 182.656, Subdivision 3; 184.23, Subdivisions 1 and 3; 254A.04; 256.482, Subdivision 1; 268.12, Subdivision 6; 299C.47; 299F.55; 362.09, Subdivision 3; and 483.02; repealing Minnesota Statutes 1974, Sections 82.30, Subdivisions 2 and 3; 111.74, Subdivisions 2 and 5; 145.865, Subdivisions 2; 175.007, Subdivisions 2 and 3; 182.656, Subdivision 2; 184.23, Subdivision 2; 254A.05, Subdivision 2; 256.482, Subdivision 6; 483.03; and 483.04.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 25, strike everything after “[.]”

Page 1, strike lines 26 to 30 and insert “*The terms, compensation and removal of members, and the expiration date of an advisory council or committee shall be governed by this section whenever specifically provided by law.*”

Page 2, line 1, strike “3” and insert “2”

Page 2, line 8, after the period insert “*If the membership is composed of categories of members from occupations, industries, political subdivisions, the public or other groupings of persons, and if the categories as specified in statute have two or more members each, the governor shall appoint as nearly as possible one half of the members in each category at each biennial appointment date.*”

Page 2, line 9, strike “, but no members shall serve”

Page 2, line 10, strike “*after the July 1 following the scheduled end of their terms*”

Page 2, line 10, after the period insert “*If a successor has not been appointed by the July 1 after the scheduled end of a member’s term, the term of the member for whom a successor has not been appointed shall be extended until the first Monday in January four years after the scheduled end of the term.*”

Page 2, strike lines 11 to 17

Page 2, line 18, strike “4” and insert “3”

Page 2, strike lines 22 to 28 and insert “*Members who are state employees or employees of political subdivisions shall not receive the \$25 per day, but they shall suffer no loss in compensation from the state or political subdivision as a result of their services on the council or committee. Members who are state employees or em-*”

*ployees of the political subdivisions of the state may receive the expenses provided for in this section unless such expenses are reimbursed by another source."*

Page 2, line 29, strike "5" and insert "4"

Page 2, line 30, after "time" insert "(1) for cause after notice and hearing, or (2)"

Page 3, after line 5 insert:

*"Subd. 5. [EXPIRATION DATE.] Unless an earlier date is specified by law, the existence of each advisory council and committee governed by this section shall terminate on June 30, 1983.*

*Subd. 6. [ADVISORY TASK FORCES.] Members of advisory task forces created after the effective date of this act and governed by this subdivision shall have a statutory expiration date of two years after the effective date of the act creating the advisory task force or the date of appointment of the members, whichever is later, unless a shorter term is specified in statute. Members shall not receive the \$25 per diem specified in this section but shall receive expenses in the same manner and amount as state employees. Members appointed to these advisory task forces shall serve until the expiration date of the advisory task force and may be removed pursuant to subdivision 4 of this section."*

Page 7, line 21, strike "commerce" and insert "banks"

Page 7, line 27, strike "commerce" and insert "banks"

Page 8, line 30, strike "commerce" and insert "securities"

Pages 9 and 10, strike section 9

Pages 12 to 15, strike sections 13 and 14

Page 17, line 17, strike "commerce" and insert "labor and industry"

Page 19, line 17, reinstate the stricken words "The governor shall"

Page 19, reinstate lines 18 and 19

Page 19, line 20, reinstate the stricken words "their parents or guardians."

Page 23, after line 27, insert:

"Sec. 24. Minnesota Statutes 1974, Section 116C.05, is amended to read:

116C.05 [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 ~~with the advice and consent of the senate,~~ and the committee annually shall elect one of their members to serve as chairman. ~~Members of the committee shall serve four year terms~~

coterminous with the governor. Each member may 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. *The committee shall expire and the terms, compensation, and removal of members shall be as provided in section 1.*

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; *and*

(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. 25. *A member serving on an advisory council or committee on the effective date of this act shall serve until the first Monday in January in the year next following the scheduled end of the term. Thereafter, the successor to the member shall be appointed consistent with section 1, subdivision 2."*

Page 23, line 29, strike "111.74, Subdivisions 2 and 5;"

Page 23, line 30, strike "Subdivisions 2 and" and insert "Subdivision"

Page 23, after line 32 insert:

"Sec. 27. *This act shall be effective July 1, 1975.*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, lines 7 and 8, strike "115.74, Subdivision 1;" and insert "116C.05;"

Page 1, line 9, strike "148.68; 148.69;"

Page 1, line 16, strike "111.74, Subdivisions 2 and 5;"

Page 1, line 17, before "2;" strike "Subdivisions" and insert "Subdivision"

Page 1, line 17, strike "Subdivisions 2 and" and insert "Subdivision"

And when so amended the bill do pass. Mr. Perpich, G., questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 336: A bill for an act relating to the operation of state government; providing for definitions of types of state agencies; naming and renaming certain agencies, boards, commissions, committees, and councils; transferring certain functions to the department of commerce and the department of labor and industry; amending Minnesota Statutes 1974, Sections 15.01; 115.71, Subdivision 4; and 115.74, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 7, strike "All of these departments"

Page 2, strike all of lines 8 to 10

Page 2, line 14, strike "A "board" is"

Page 2, line 16, after "functions" and before the period insert "shall be designated a "board" "

Page 2, lines 21 and 22, strike "in accordance with Minnesota Statutes, Chapter 15"

Page 2, lines 23 and 24, strike "in accordance with Minnesota Statutes, Chapter 15" and insert "and appeals"

Page 2, line 25, strike "A "committee" is"

Page 2, line 27, strike "commissions" and insert "other agencies shall be designated a "committee" "

Page 2, line 30, strike "A "council" is"

Page 3, line 2, after "regions" and before the period insert "shall be designated a "council" "

Page 3, strike lines 3 and 4

Page 3, line 5, strike "(e) A "legislative commission" is a commission" and insert "(d) An agency in the legislative branch"

Page 3, line 6, after "legislature" and before the period insert "shall be designated a "legislative commission" "

Page 3, after line 6, insert

" (e) An agency in the executive branch other than a department whose primary purpose is to issue bonds for the financing, ownership and development of facilities within the state shall be designated an "authority"."

Page 3, after line 9, insert "*(1) Advisory committee on workmen's compensation to advisory council on workmen's compensation;*"

Page 3, line 15, after "to" insert "board on"

Page 3, line 16, strike "board"

Page 3, strike lines 17 and 18

Page 3, after line 24, insert "*(8) Ethics commission to ethical practices board;*"

Page 3, lines 27 and 28, after "aging to" strike "citizens council" and insert "Minnesota board"

Page 3, strike lines 31 and 32 and insert "*(12) Indian affairs commission to Indian affairs board;*"

Page 4, after line 3, insert:

*"(14) Iron range resources and rehabilitation commission to iron range resources and rehabilitation board;*

*(15) Joint committee to review administrative rules to legislative commission to review administrative rules;"*

Page 4, after line 5, insert

*"(17) Land exchange commission to land exchange board;"*

Page 4, strike lines 8 and 9

Page 4, line 11, after "on" insert "pensions and"

Page 4, strike lines 12 and 13 and insert

*"(20) Licensed practical nursing board to board of licensed practical nursing;"*

Page 4, after line 14, insert

*" (22) Minnesota abstractors board of examiners to board of abstractors;"*

Page 4, strike lines 23 and 24

Page 4, line 25, after "to" insert "Minnesota"

Page 4, line 25, strike "boundaries"

Page 4, line 26, strike "review"

Page 4, after line 30, insert

*"(30) Physical therapists examining committee to physical therapists examining council;"*

Page 5, line 15, strike "communication" and insert "communications"

Page 5, line 16, strike "communication" and insert "communications"

Page 5, strike line 23 and insert:

*“(44) State teletypewriter communications advisory committee to state teletypewriter communications advisory council;”*

Page 5, line 25, after “standards” insert “and certification”

Renumber the clauses in sequence

Page 5, after line 29, insert

*“The name changes adopted by this section shall not in any way affect the powers and duties of the agencies.”*

Page 6, line 1, after the stricken word “certification” insert “board of”

Page 6, line 1, strike “supply”

Page 6, line 2, strike “council”

Page 6, line 8, after the stricken word “certification” insert “board of”

Page 6, line 8, strike “supply”

Page 6, line 9, strike “council”

Page 6, line 18, reinsert the stricken “board” and strike “council”

Page 6, line 24, reinsert the stricken “board” and strike “council”

Page 6, strike lines 30 to 32

Page 7, strike lines 1 to 32

Page 8, strike lines 1 to 28

Page 8, line 31, strike everything after “shall”

Page 8, strike line 32

Page 9, strike lines 1 to 3 and insert “substitute the new names for the state agencies, boards, commissions, committees, authorities, and councils listed in sections 3 to 5.”

Page 9, line 5, after “1975.” insert “Until such time as the state agencies whose names have been changed by this act are able to economically make all changes in designation required by this act, they may continue to use their present designations, but the use of those designations shall not extend beyond the first Monday in January 1978.”

Renumber the sections in sequence

Amend the title as follows:

Page 1, strike lines 6 and 7

Page 1, line 8, strike “industry;”

And when so amended the bill do pass. Mr. Perpich, G. ques-

tioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 44: A bill for an act relating to the city of Duluth; authorizing the rendering of emergency service by a physician's trained mobile intensive care paramedic; granting limited immunity from civil liability for paramedics and physicians advising or instructing paramedics.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, after "Duluth" insert "or a licensed ambulance company"

And when so amended the bill do pass. Mr. Perpich, G. questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

H. F. No. 163: A bill for an act relating to pedestrian malls; modifying the composition of an advisory board; amending Minnesota Statutes 1974, Section 430.101, Subdivision 3.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Mr. Perpich, G. questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 43: A bill for an act relating to the city of Minneapolis; amending Minnesota Statutes 1974, Section 462.884; repealing Laws 1963, Chapter 405.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 8, strike "STATUTORY REFERENCES" and insert "REPEAL"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Mr. Perpich, G. questioned the reference thereon and, under Rule 35, the bill was 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. 778: A bill for an act relating to the city of Medford; authorizing the issuance of certain general obligation bonds in excess of the debt limit of the city.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Mr. Perpich, G. questioned the reference thereon and, under Rule 35, the bill was 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. 757: A bill for an act relating to taxation; tax-forfeited lands; classification; use; repurchase; amending Minnesota Statutes 1974, Sections 282.01, Subdivision 1; and 282.241.

Reports the same back with the recommendation that the bill be amended as follows:

Amend the title as follows:

Page 1, line 3, strike "classification; use; repurchase" and insert "restricting the right to repurchase tax-forfeited lands"

And when so amended the bill do pass. Mr. Perpich, G. questioned the reference thereon and, under Rule 35, the bill was 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. 645: A bill for an act relating to the issuance by the city of Two Harbors in Lake county of bonds for the betterment of its municipal electric utility and the pledge of the net revenues of such utility for the payment thereof.

Reports the same back with the recommendation that the bill be amended as follows:

Amend the title as follows:

Page 1, line 2, after "to" insert "the city of Two Harbors; authorizing"

Page 1, line 3, strike "in Lake County"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Mr. Perpich, G. questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

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 taxation; exempting United States flags from the sales and use tax; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Mr. Perpich, G. questioned the reference thereon and,



under Rule 35, the bill was 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. 266: A bill for an act relating to the livestock contingency fund; repealing Minnesota Statutes 1974, Section 246.32.

Reports the same back with the recommendation that the bill do pass. Mr. Perpich, G. questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred the following appointment as reported in the Journal for March 3, 1975:

#### **OCCUPATIONAL SAFETY AND HEALTH REVIEW BOARD**

**Kenneth Sovereign**

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. The motion prevailed.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred the following appointment as reported in the Journal for February 13, 1975:

#### **DIRECTOR OF THE DIVISION OF CONSUMER SERVICES**

**Sherry Chenoweth**

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. The motion prevailed.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 590: A bill for an act relating to unemployment compensation; requiring reports to the department of employment services be in the same name as appears on the employer's payroll checks; amending Minnesota Statutes 1974, Section 268.16, Subdivision 2.

Reports the same back with the recommendation that the bill do pass. Mr. Perpich, G. questioned the reference thereon and, under Rule 35, the bill was 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. 617: A bill for an act relating to insurance; authorizing exclusion of certain persons from motor vehicle insurance coverage; prohibiting insurers from refusing to supply requested coverage excluding certain persons; amending Minnesota Statutes 1974, Chapter 65B, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 15, after "to" insert "*damages or*"

And when so amended the bill do pass. Mr. Perpich, G. questioned the reference thereon and, under Rule 35, the bill was 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. 501: A bill for an act relating to employments licensed by the state; architects, engineers and surveyors; raising the minimum public building cost for which services of a licensed architect, engineer or land surveyor are required; amending Minnesota Statutes 1974, Section 326.03, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 3, strike "\$50,000" and insert "\$30,000"

And when so amended the bill do pass. Mr. Perpich, G. questioned the reference thereon and, under Rule 35, the bill was 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. 722: A bill for an act relating to welfare; providing that all public assistance payments be made by the state; providing penalties; appropriating money; amending Minnesota Statutes 1974, Sections 256.01, Subdivision 2; 256.72; 256.73, Subdivisions 2 and 4; 256.77, Subdivisions 2, 3, and 5; 256.80; 256.82; 256.871, Subdivisions 3 and 6; 256.98; 256B.02, Subdivision 3; 256B.07; 256B.10; 256B.11; 256B.12; 256B.19, Subdivision 1; 256B.20; 256D.03, Subdivision 2; 256D.07; 256D.18; 256D.35, Subdivision 4; 256D.36, Subdivision 1; 256D.37, Subdivision 1; 256D.39; 261.063; 393.08, Subdivision 1; repealing Minnesota Statutes 1974, Section 256B.041, Subdivision 5.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 23, strike "such"

Page 2, line 18, strike "such" and insert "*the*"

Page 2, line 23, after "431" strike ", including the" and insert a period

Page 2, strike lines 24 to 28

Page 3, line 10, strike "such" and insert "*any*"

Page 3, line 10, strike "as"

Page 3, line 11, strike "may"

Page 3, line 11, strike "be"

Page 3, line 14, strike "such" and insert "*any*"

Page 4, line 13, strike "by"

Page 4, line 14, strike "county welfare boards"

Page 5, line 13, strike "county" and insert "*local*"

Page 5, line 14, after "committees" insert a comma

Page 5, line 17, strike "*county*" and insert "*local*"

Page 5, line 22, strike the comma

Page 6, line 9, strike "COUNTY" and insert "LOCAL"

Page 6, line 9, strike "county" and insert "*local*"

Page 6, line 13, strike "state agency" and insert "*commissioner*"

Page 6, line 15, strike "such" and insert "*the*"

Page 6, line 16, strike "such" and insert "*the*"

Page 6, line 16, strike "state agency" and insert "*commissioner*"

Page 6, line 25, strike "such"

Page 6, line 25, strike "as will" and insert "*which*"

Page 6, line 28, strike "such" and insert "*the*"

Page 7, line 7, strike "county" and insert "*local*"

Page 7, line 8, strike "*department*" and insert "*commissioner*"

Page 7, line 9, strike "such" and insert "*the*"

Page 7, line 17, strike "such"

Page 7, line 17, strike "as" and insert "*which*"

Page 7, line 18, strike "county" and insert "*local*"

Page 7, line 18, after "agency" insert a comma

Page 7, line 19, strike "*department*" and insert "*commissioner*"

Page 7, line 19, after "*welfare*" insert a comma

Page 7, line 23, strike "county" and insert "*local*"

Page 7, line 27, strike "such" and insert "*the*"

Page 7, line 29, strike "such" and insert "*the*"

Page 8, line 2, strike "county" and insert "*local*"

Page 8, line 3, strike "*department*" and insert "*commissioner*"

Page 8, line 8, strike ", provided that" and insert a period

Page 8, line 11, strike "; provided, that" and insert a period

Page 8, line 18, strike "preceding" and insert "at"

Page 8, line 18, after "the" insert "*time of making*"

Page 9, line 1, strike "such" and insert "*any*"

Page 9, line 1, strike "as"

Page 9, line 2, strike "such" and insert "*a*"

Page 9, line 10, strike "county" and insert "*local*"

Page 9, line 11, strike "such county" and insert "*the local*"

Page 9, line 20, strike "such" and insert "*the*"

Page 9, line 23, strike "such" and insert "*the*"

Page 9, line 24, strike "such" and insert "*the*"

Page 9, line 26, strike "Such" and insert "*The*"

Page 9, line 28, strike "such" and insert "*the*"

Page 9, line 29, strike "such" and insert "*the*"

Page 10, line 7, after "on" strike "such"

Page 10, line 7, after "to" strike "such" and insert "*the*"

Page 10, line 8, strike "such" and insert "*the*"

Page 10, line 29, strike "such" and insert "*the*"

Page 10, line 29, strike "as may be"

Page 10, line 32, strike "county" and insert "*local*"

Page 11, line 2, strike "such" and insert "*the*"

Page 11, line 5, after "appropriated" insert a comma

Page 11, line 10, strike "county" and insert "*local*"

Page 11, line 15, strike "such" and insert "*the*"

Page 11, line 25, strike "such"

Page 12, line 1, strike "county" and insert "*local*"

Page 12, line 2, strike "such" and insert "*the*"

Page 12, line 2, strike "as"

Page 12, line 22, strike "county" and insert "*local*"

Page 13, line 29, strike "county" and insert "*local*"

Page 14, line 10, strike "any county" and insert "*a local*"

Page 14, line 11, strike "such" and insert "*the*"

Page 14, line 13, strike "county" and insert "local"

Page 14, line 15, strike "such"

Page 14, line 16, strike "county" and insert "local"

Page 14, line 19, strike "county" and insert "local"

Page 14, line 20, strike "such" and insert "any"

Page 14, line 20, strike "as"

Page 14, 21, strike "such" and insert "a"

Page 14, line 27, strike "county" and insert "local"

Page 15, line 3, strike "such" and insert "the"

Page 15, line 6, strike "such"

Page 15, line 7, strike "such" and insert "the"

Page 15, line 9, strike "such" and insert "the"

Page 15, line 10, strike "Such" and insert "The"

Page 15, line 12, strike "such" and insert "the"

Page 15, line 13, strike "such" and insert "the"

Page 15, line 14, strike "county" and insert "local"

Page 15, line 23, strike "such"

Page 15, line 24, strike "such" and insert "the"

Page 15, line 25, strike "such" and insert "the"

Page 15, line 28, strike "such"

Page 15, line 29, strike "such" and insert "the"

Page 16, line 12, strike "each" and insert "the appropriate"

Page 16, line 13, strike "county" and insert "local"

Page 16, line 13, strike "of such county"

Page 17, line 16, strike "such" and insert "the"

Page 17, line 23, strike "Such" and insert "The"

Page 18, line 18, strike "such" and insert "the"

Page 18, line 18, strike "as" and insert "prescribed by"

Page 18, line 19, strike "shall prescribe"

Page 18, line 21, strike "such" and insert "the"

Page 18, line 24, strike "such"

Page 19, line 18, strike "such" and insert "a"

Page 19, line 22, strike "such" and insert "the"

Page 21, line 9, strike "such" and insert "any"

Page 21, line 9, strike "as"

Page 21, line 16, strike "such"

Page 23, line 27, strike "other"

Page 23, line 30, strike "such"

Page 24, line 11, strike "such"

Page 24, line 25, strike "such" and insert "*those*"

Page 24, line 26, strike "such as is" and insert "*for the amount*"

Page 24, line 31, strike "such"

Page 24, line 32, strike "such" and insert "*the*"

Page 25, line 2, strike "such" and insert "*the*"

Page 25, line 2, strike "Such" and insert "*The*"

Page 25, line 16, strike "program" and insert "*programs*"

Page 25, line 18, strike "*department*" and insert "*commissioner*"

Page 25, line 24, strike "1977" and insert "1976"

And when so amended the bill do pass and be re-referred to the Committee on Taxes and Tax Laws. Mr. Perpich, G. questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 206: A bill for an act relating to outdoor recreation; establishing an outdoor recreation system; classifying units of the outdoor recreation system and specifying the purposes and administration of each class of units; providing for authorization, acquisition, and establishment of units; requiring master plans for all units; establishing an outdoor recreation advisory committee; requiring a registry of units and reports on existing units and new units; providing for review of present classifications; changing names; amending Minnesota Statutes 1974, Sections 84.029, Subdivision 1; 84.03; 84.033; 97.48, Subdivisions 13, 15 and 25; 97.481; 99.251; 104.37; 138.09; 138.52, Subdivision 1; 138.53, Subdivision 49, and by adding subdivisions; 138.56, Subdivision 1, and by adding subdivisions; 138.585, Subdivision 1, and by adding subdivisions; 138.60, Subdivisions 2 and 3; 161.10; and repealing Minnesota Statutes 1974, Sections 85.013, Subdivisions 2, 3, 4, 5b, 6, 7, 11, 17, 18, 25, 25a, and 27; 85.20, Subdivisions 2, 3, 4, and 5; 85.32; 92.46, Subdivision 2; 138.08; 138.52, Subdivisions 2, 3, 4, and 5; 138.53, Subdivisions 4, 11, 12, 17, 30, and 48; 138.54; 138.55, Subdivisions 18 and 19; 138.57, Subdivisions 6 and 7; 138.60, Subdivision 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 24, strike "12" and insert "11"

- Page 2, line 31, strike "*such*" and insert "*the uses of the*"
- Page 2, line 32, strike "*expressly governed by*" and insert "*in express conflict with*"
- Page 2, line 32, strike "12" and insert "11"
- Page 3, line 10, after "*class*" insert "*of units*"
- Page 3, line 13, strike "*and*"
- Page 3, line 13, after "*trapping,*" insert "*boating, hiking, camping, and engaging in winter sports,*"
- Page 3, line 20, strike "*archeology*" and insert "*archaeology*"
- Page 4, line 7, after "*all*" insert "*natural*"
- Page 4, line 7, after "*parks;*" insert "*recreational state parks;*"
- Page 4, line 8, strike "*state recreation areas;*"
- Page 4, line 20, after "*individual*" insert "*natural*"
- Page 4, line 21, strike "*recreation area*" and insert "*recreational state park*"
- Page 4, line 26, strike "*such*"
- Page 4, line 29, before "STATE" insert "NATURAL"
- Page 4, line 30, after "A" insert "*natural*"
- Page 5, line 1, strike "*heritage*" and insert "*phenomena*"
- Page 5, line 5, after "*a*" insert "*natural*"
- Page 5, line 10, after "*unspoiled*" insert "*or restored*"
- Page 5, line 15, strike "*heritage*" and insert "*phenomena*"
- Page 5, line 18, after "*and*" begin a new paragraph and insert "(3) before "*is*"
- Page 5, line 22, after "(c)" insert "*Natural*"
- Page 5, line 25, after "*features*" insert "*that existed in the area*"
- Page 5, line 26, strike "*presettlement*"
- Page 5, line 26, strike "*area*" and insert "*prior to settlement*"
- Page 6, line 11, strike "STATE RECREATION AREA" and insert "RECREATIONAL STATE PARK"
- Page 6, line 12, strike "*state recreation*" and insert "*recreational state park*"
- Page 6, line 13, strike "*area*"
- Page 6, lines 16 and 17, strike "*state recreation area*" and insert "*recreational state park*"
- Page 6, line 22, strike "*are extensive enough to*"

Page 6, line 27, strike "*state recreation areas*" and insert "*recreational state parks*"

Page 6, line 29, strike "*State recreation areas*" and insert "*Recreational state parks*"

Page 7, line 3, strike "*state recreation areas*" and insert "*recreational state parks*"

Page 7, line 21, strike "*safe*"

Page 7, line 21, strike "*, by*" and insert "*in an*"

Page 7, lines 21 and 22, strike "*modes of transportation*" and insert "*manner*"

Page 7, line 28, strike "*by the appropriate transportation mode*"

Page 7, line 30, strike "*that mode*" and insert "*a particular manner of travel*"

Page 8, line 6, strike "*act*" and insert "*subdivision*"

Page 8, line 11, strike the period and insert "*; and*"

Page 8, after line 11, insert "*(4) Takes into consideration predicted public demand and future use.*"

Page 8, line 18, after "*environment*" insert "*and recognizing other multiple land use activities*"

Page 9, line 26, strike "*native*"

Page 10, line 2, after "*resources*" insert "*, in consultation with qualified persons,*"

Page 11, strike lines 8 and 9

Page 11, line 10, strike "*(2)*"

Page 11, line 12, strike "*; and*" and insert "*or where the evidence of man may be eliminated by restoration.*"

Page 11, strike lines 13 to 15

Page 11, line 24, after "*allowed.*" insert "*No commercial utilization of timber or minerals shall be allowed.*"

Page 11, line 30, strike "*established*" and insert "*administered*"

Page 12, line 1, strike "*such*"

Page 12, line 2, strike "*such*" and insert "*a*"

Page 12, line 2, strike "*as is*"

Page 12, line 8, strike "*nonconsumptive*"

Page 12, line 25, after "*hunting,*" insert "*fishing, and trapping,*"

Page 13, line 15, strike "*shall insure*" and insert "*may provide*"

Page 13, line 21, strike "*for boat and canoe launching on those*" and insert "*to*"



Page 14, lines 4 and 5, strike *“a safe and aesthetically pleasing place to launch watercraft”* and insert *“public access to water”*

Page 14, line 17, strike *“such”* and insert *“the”*

Page 14, line 31, strike *“archeology”* and insert *“archaeology”*

Page 15, line 12, strike *“archeological”* and insert *“archaeological”*

Page 15, line 28, strike *“archaeological”* and insert *“archaeological”*

Page 16, after line 13, insert:

*“(1) Is adjacent to or in near proximity to a trunk or interstate highway;”*

Page 16, line 14, strike *“(1)”* and insert *“(2)”*

Page 16, line 16, strike *“said”* and insert *“the”*

Page 16, strike lines 17 and 18

Page 16, line 19, strike *“Is”* and insert *“May be”*

Page 17, line 2, strike *“officer”* and insert *“agency”*

Page 17, line 19, before *“(3)”* strike *“and”*

Page 17, line 19, strike *“, pursuant to”*

Page 17, strike lines 20 and 21 and insert *“of the unit thus described; and (4) specifying the methods of acquisition and the types of interests in land that may be acquired.”*

Page 17, lines 24 to 27, strike everything after *“acquire”* in line 24 and insert *“the lands, waters, or facilities as authorized.”*

Page 17, line 30, strike *“said”* and insert *“the”*

Page 17, line 32, strike *“by gift, lease, exchange,”*

Page 18, line 1, strike *“easement, condemnation, or purchase,”*

Page 18, line 4, strike *“said”* and insert *“the”*

Page 18, line 6, strike *“such”* and insert *“the”*

Page 18, line 12, strike *“such”* and insert *“the”*

Page 18, line 16, after *“a”* insert *“natural”*

Page 18, line 17, after *“natural area,”* insert *“wilderness area,”*

Page 18, line 20, strike *“state recreation area”* and insert *“recreational state park”*

Page 18, line 24, after *“forest:”* insert *“natural”*

Page 18, lines 24 and 25, strike *“recreation area”* and insert *“recreational state park”*

Page 19, line 4, after *“river:”* insert *“natural”*

Page 19, line 4, after "state" insert "park,"

Page 19, line 4, after "site," insert "scientific and natural area, wilderness area,"

Page 19, line 14, strike "agreement" and insert "agreement"

Page 19, line 17, before "facilities" insert "new"

Page 19, line 18, after "unit" insert ", other than repairs and maintenance,"

Page 19, line 19, strike "shall have" and insert "has"

Page 19, line 20, strike "shall have" and insert "has"

Page 19, line 32, after "present" strike "such" and insert "the"

Page 19, line 32, after "in" strike "such"

Page 20, line 1, strike "in such"

Page 20, line 1, strike "as may be" and insert "that is"

Page 20, line 13, strike "committee" and insert "council"

Page 22, line 18, strike "[86A.12]"

Page 22, line 30, after "1976" insert "and January 1, 1977"

Page 23, line 12, after "1976" insert "and January 1, 1977"

Page 24, line 14, strike "state recreation"

Page 24, line 14, strike "areas"

Page 24, line 15, strike the first comma

Page 24, line 28, strike "state recreation"

Page 24, line 28, strike "areas,"

Page 27, lines 7 and 8, strike "from the game and fish fund,"

Page 27, line 9, strike "of"

Page 27, lines 31 and 32, strike "from the game and fish fund"

Page 29, line 24, strike "Minnesota"

Page 29, after line 31, insert:

"Sec. Minnesota Statutes 1974, Section 104.35, Subdivision 3, is amended to read:

Subd. 3. Following the public hearing, and such additional public hearings as the commissioner shall deem necessary, and following review by the state planning agency as required by section 9, he may by order ~~establish~~ designate 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."

Page 32, after line 18, insert:

“Sec. 29. Minnesota Statutes 1974, Section 138.53, is amended by adding a subdivision to read:

*Subd. 65. Old Fort Snelling historic district is in Hennepin county, and consists of the area described in section 138.73, subdivision 13.”*

Pages 34 and 35, strike all of section 38

Page 36, line 1, strike “85.32;”

Page 36, line 2, strike “and”

Page 36, line 2, after “5” and before “;” insert “, and 6”

Page 36, line 3, strike “and”

Page 36, line 3, after “48” and before “;” insert “, and 61”

Page 36, line 5, after “7;” insert “and”

Page 36, line 5, after “Subdivision 3” insert “are repealed”

Page 36, after line 5, add a new section to read:

“Sec. 42. [APPROPRIATION.] *There is appropriated from the natural resources acceleration account in the general fund to the commissioner of natural resources for the biennium ending June 30, 1977 the sum of \$ . . . . . This amount shall be used for the purposes of preparing recommendations for reclassification of units of the outdoor recreation system and preparing master plans of authorized units.”*

Renumber the sections in sequence

Amend the title as follows:

Line 11, strike “committee” and insert “council”

Line 15, after “names;” insert “appropriating money;”

Line 19, after “99.251;” insert “104.35, Subdivision 3;”

Lines 25 and 26, strike “Subdivisions 2 and 3” and insert “Subdivision 2”

Line 30, strike “85.32;”

Line 32, strike “and”

Line 32, after “5” and before “;” insert “, and 6”

Line 33, strike “and”

Line 33, after “48” and before “;” insert “, and 61”

And when so amended the bill do pass and be re-referred to the Committee on Finance. Mr. Perpich, G. questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 769: A bill for an act relating to education; state colleges; authorizing the state college board to provide certain residence hall grants; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 1, strike "not to exceed 2,200"

Page 2, line 1, after "of" insert "not to exceed"

Page 2, line 3, strike "The grants authorized herein"

Page 2, strike lines 4 to 15 and insert:

"The state college board shall establish the criteria of eligibility according to which these grants shall be awarded. Recipients of these grants shall be selected on the basis of their financial need, the distance of their domiciles from the colleges in which they enroll, and the residence hall vacancy rates at the colleges of enrollment. In no event shall any one state college receive more than 25 percent of the total number of such residence hall grants and the state college board shall give preference to those colleges who increase their residence hall occupancy levels over those of the 1974-75 school year. Residence hall grant moneys received by the state college board shall be disbursed in accordance with section 136.36."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Mr. Perpich, G. questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 460: A bill for an act relating to pollution; prohibiting sale of beverage containers having detachable parts.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 6, strike "beverage" and insert "carbonated or non-carbonated soft drink, beer, other malt beverage, or tea in liquid form and intended for human consumption"

Page 1, after line 9, insert:

"Sec. 2. [PENALTY.] A violation of section 1 is a misdemeanor and each day of violation is a separate offense.

Sec. 3. This act shall take effect on July 1, 1976."

Amend the title as follows:

Page 1, line 3, after "parts" insert "; providing a penalty"

And when so amended the bill do pass. Mr. Perpich, G. questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Arnold from the Committee on Finance, to which was referred

S. F. No. 102: A bill for an act relating to aeronautics; technical services to municipalities; authorizing a reasonable charge by the department for such services; amending Minnesota Statutes 1974, Section 360.015, Subdivision 7.

Reports the same back with the recommendation that the bill do pass. Mr. Perpich, G. questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Arnold from the Committee on Finance, to which was referred

S. F. No. 898: A bill for an act appropriating money to the department of administration for the restoration and rehabilitation of the capitol building.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 6, strike "\$550,000" and insert "\$485,000"

And when so amended the bill do pass. Mr. Perpich, G. questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was re-referred

H. F. No. 138: A bill for an act relating to motor vehicles; establishing the classification of collector's vehicles and providing for the registration and taxation of such vehicles; amending Minnesota Statutes 1974, Section 168.10, Subdivision 1, and by adding subdivisions.

Reports the same back with the recommendation that the bill be amended as follows:

Page 7, line 6, strike "*such as Packards, DeSotos,*"

Page 7, line 7, strike "*Hudsons, Studebakers, Edsels,*"

And when so amended the bill do pass. Mr. Perpich, G. questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 463: A bill for an act relating to highways; county state-aid highway system; allocations; authorizing money credited

to the municipal account to be used, under certain conditions, on other county state-aid highways outside the limits of cities having a population of less than 5,000; amending Minnesota Statutes 1974, Section 162.08, Subdivision 4.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 7, after "or" insert "*after notification by certified mail to all of the governing bodies of the cities within the county having a population of less than 5,000,*"

Page 2, line 8, after "be" insert "*advanced from the municipal account to the county to be*"

Page 2, line 10, after the period insert "*Advances of money in any year from the municipal account to a county to be used on county state-aid highways within the county outside of cities having a population of less than 5,000 shall be repaid to the municipal account by the county from state-aid money accruing to the county within a maximum of five years unless the terms and conditions of repayment are otherwise agreed to by the county and the governing bodies of the cities within the county having a population of less than 5,000.*"

And when so amended the bill do pass. Mr. Perpich, G. questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 481 and 1110 for proper reference, recommends the above House Files be re-referred to their respective Committees as follows:

H. F. No. 1110 to the Committee on Finance.

H. F. No. 481 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.

Mr. Coleman moved the adoption of the foregoing committee report. The motion prevailed. Report adopted.

#### MOTIONS AND RESOLUTIONS

Mr. Merriam moved that the name of Mr. Anderson be added as co-author to S. F. No. 1139. The motion prevailed.

Messrs. Ashbach and Hughes introduced—

Senate Concurrent Resolution No. 6: A Senate concurrent resolution congratulating Robert Heyer on his selection as national teacher of the year.

Referred to the Committee on Rules and Administration.

Mr. Davies moved that H. F. No. 11 be taken from the table.

Mr. Davies moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 11, and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. Arnold moved that the name of Mr. Hanson, R. be added as co-author to S. F. Nos. 1142 and 1143. The motion prevailed.

Mr. Sillers moved that the name of Mr. Milton be added as co-author to S. F. No. 1158. The motion prevailed.

Mr. Chenoweth moved that the report of the Committee on Metropolitan and Urban Affairs reported March 20, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Chenoweth moved that the foregoing report be now adopted. The motion prevailed.

#### CONFIRMATION

Mr. Chenoweth moved that in accordance with the report from the Committee on Metropolitan and Urban Affairs, reported March 20, 1975, the Senate, having advised with, do now consent to and confirm the appointments of:

#### METROPOLITAN COUNCIL

Todd J. Lefko, 1528 Grantham Street, St. Paul, Ramsey County, appointed to the Metropolitan Council, effective January 6, 1975, for a term expiring January 1, 1979.

Gladys S. Brooks, 5056 Garfield Avenue South, Minneapolis, Hennepin County, appointed to the Metropolitan Council, effective January 6, 1975, for a term expiring January 1, 1979.

Robert Short, 8 Merilane Avenue, Edina, Hennepin County, appointed to the Metropolitan Council, effective January 6, 1975, for a term expiring January 1, 1979.

#### CHAIRMAN OF METROPOLITAN WASTE CONTROL COMMISSION

Joseph Strauss, 3701 Lyndale Avenue North, Minneapolis, Hennepin County, appointed effective January 6, 1975, for a term expiring January 1, 1979.

The motion prevailed. So the appointments were confirmed.

Mr. Frederick moved that the name of Mr. Perpich, A. J. be added as co-author to S. F. No. 89. The motion prevailed.

Mr. McCutcheon moved that the name of Mr. Borden be added as co-author to S. F. No. 891. The motion prevailed.

Mr. McCutcheon moved that the name of Mr. Schaaf be added as co-author to S. F. No. 1064. The motion prevailed.

Mr. McCutcheon moved that the name of Mr. Solon be added as co-author to S. F. No. 1163. The motion prevailed.

Mr. Perpich, A. J. moved that S. F. No. 561 be withdrawn from the Committee on Taxes and Tax Laws and re-referred to the Committee on Education. The motion prevailed.

Mr. Coleman moved that S. F. No. 1051 be withdrawn from the Committee on Labor and Commerce and re-referred to the Committee on Judiciary. The motion prevailed.

Mr. Davies moved to take up the Senate Calendar at this time, remaining on the Order of Business of Motions and Resolutions. The motion prevailed.

### THIRD READING OF SENATE BILLS

S. F. No. 194: A bill for an act relating to natural resources; authorizing the commissioner of natural resources to acquire land along canoe and boating routes; amending Minnesota Statutes 1974, Section 85.32, 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 52 and nays 8, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	North	Spear
Arnold	Gearty	Knutson	Olhoft	Stassen
Bang	Hansen, Baldy	Kowalczyk	Olson, A. G.	Stokowski
Blatz	Hansen, Mel	Larson	Olson, H. D.	Stumpf
Brataas	Hanson, R.	Laufenburger	Olson, J. L.	Tennessee
Brown	Hughes	Lewis	O'Neill	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Merriam	Purfeerst	Willet
Coleman	Josefson	Milton	Schaaf	
Conzemius	Keefe, S.	Moe	Schmitz	
Davies	Kirchner	Nelson	Sillers	

Those who voted in the negative were:

Berg	Fitzsimons	Patton	Renneke	Schrom
Bernhagen	Frederick	Perpich, A. J.		

So the bill passed and its title was agreed to.

S. F. No. 312: A bill for an act relating to motor vehicles; providing for bug deflectors, automobile wheel devices, and truck weighing; amending Minnesota Statutes 1974, Sections 169.743; 169.85; 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 58 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	North	Schmitz
Arnold	Dunn	Keefe, S.	Olhoft	Sillers
Bang	Fitzsimons	Kirchner	Olson, A. G.	Spear
Berg	Frederick	Kleinbaum	Olson, H. D.	Stassen
Bernhagen	Gearty	Kowalczyk	Olson, J. L.	Stokowski
Blatz	Hansen, Baldy	Larson	O'Neill	Stumpf
Brataas	Hansen, Mel	Laufenburger	Patton	Tennessee
Brown	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Chenoweth	Hughes	Merriam	Perpich, G.	Wegener
Chmielewski	Humphrey	Milton	Purfeerst	Willet
Coleman	Jensen	Moe	Renneke	
Conzemius	Josefson	Nelson	Schaaf	

Messrs. Knutson, McCutcheon and Schrom voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 242: A bill for an act relating to corrections; defining powers and duties of the commissioner of corrections; amending Minnesota Statutes 1974, Section 241.01, Subdivision 5a, and by adding a subdivision; repealing Minnesota Statutes 1974, Section 241.01, 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 44 and nays 16, as follows:

Those who voted in the affirmative were:

Arnold	Hanson, R.	Laufenburger	Olhoft	Schmitz
Blatz	Hughes	Lewis	Olson, A. G.	Sillers
Borden	Humphrey	McCutcheon	Olson, H. D.	Spear
Chenoweth	Keefe, J.	Merriam	O'Neill	Stassen
Coleman	Keefe, S.	Milton	Patton	Stokowski
Conzemius	Kirchner	Moe	Perpich, A. J.	Stumpf
Davies	Kleinbaum	Nelson	Perpich, G.	Wegener
Gearty	Knutson	North	Renneke	Willet
Hansen, Baldy	Kowalczyk	Ogdahl	Schaaf	

Those who voted in the negative were:

Bang	Brown	Fitzsimons	Jensen	Olson, J. L.
Berg	Chmielewski	Frederick	Josefson	Schrom
Bernhagen	Dunn	Hansen, Mel	Larson	Tennessee
Brataas				

So the bill passed and its title was agreed to.

S. F. No. 249: A bill for an act relating to game and fish; taking fish from dark houses; amending Minnesota Statutes 1974, Section 101.42, 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 45 and nays 16, as follows:

Those who voted in the affirmative were:

Arnold	Conzemius	Humphrey	North	Schrom
Bang	Davies	Josefson	Ogdahl	Sillers
Berg	Dunn	Keefe, J.	Olson, A. G.	Stassen
Bernhagen	Fitzsimons	Knutson	Olson, H. D.	Stokowski
Blatz	Frederick	Laufenburger	Olson, J. L.	Stumpf
Brataas	Gearty	Lewis	O'Neill	Tennessee
Brown	Hansen, Baldy	Milton	Perpich, A. J.	Ueland
Chmielewski	Hanson, R.	Moe	Perpich, G.	Wegener
Coleman	Hughes	Nelson	Schmitz	Willet

Those who voted in the negative were:

Anderson	Jensen	Larson	Olhoft	Renneke
Borden	Keefe, S.	McCutcheon	Patton	Schaaf
Chenoweth	Kleinbaum	Merriam	Purfeerst	Spear
Hansen, Mel				

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS

H. F. No. 272: A bill for an act relating to motor vehicles; definitions; equipment requirements and driving rules for motorcycle operators; amending Minnesota Statutes 1974, Sections 168.011, by adding a subdivision; 169.01, Subdivision 4; 171.01, Subdivision 17; and 169.974, Subdivisions 2, 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 45 and nays 17, as follows:

Those who voted in the affirmative were:

Arnold	Gearty	Kleinbaum	Nelson	Perpich, G.
Berg	Hansen, Mel	Knutson	North	Purfeerst
Bernhagen	Hanson, R.	Kowalczyk	Ogdahl	Schaaf
Brown	Hughes	Larson	Olson, A. G.	Schmitz
Coleman	Humphrey	Laufenburger	Olson, H. D.	Sillers
Davies	Jensen	Lewis	Olson, J. L.	Stassen
Dunn	Keefe, J.	McCutcheon	O'Neill	Tennessee
Fitzsimons	Keefe, S.	Milton	Patton	Wegener
Frederick	Kirchner	Moe	Perpich, A. J.	Willet

Those who voted in the negative were:

Anderson	Brataas	Hansen, Baldy	Olhoft	Spear
Bang	Chenoweth	Josefson	Renneke	Stumpf
Blatz	Chmielewski	Merriam	Schrom	Ueland
Borden	Conzemius			

So the bill passed and its title was agreed to.

H. F. No. 278: A bill for an act relating to pharmacy and drugs; authorizing pharmacists to dispense generically equivalent drugs;

in lieu of prescribed brand name legend drugs unless the prescribing practitioner instructs otherwise; providing for manufacturer disclosure; providing penalties; amending Minnesota Statutes 1974, Sections 151.01, by adding subdivisions; 151.21; 151.38; and Chapter 151, 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 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Schrom
Arnold	Dunn	Kirchner	Ogdahl	Sillers
Bang	Fitzsimons	Kleinbaum	Olhoft	Spear
Berg	Frederick	Knutson	Olson, A. G.	Stassen
Bernhagen	Gearty	Kowalczyk	Olson, H. D.	Stokowski
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stumpf
Borden	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Brataas	Hanson, R.	Lewis	Patton	Ueland
Brown	Hughes	McCutcheon	Perpich, A. J.	Wegener
Chenoweth	Humphrey	Merriam	Perpich, G.	Willet
Chmielewski	Jensen	Milton	Purfeerst	
Coleman	Josefson	Moe	Schaaf	
Conzemius	Keefe, J.	Nelson	Schmitz	

Mr. Renneke voted in the negative.

So the bill passed and its title was agreed to.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that S. F. No. 161, No. 6 on the Calendar, be stricken and placed at the top of General Orders. The motion prevailed.

#### RECESS

Mr. Coleman moved that the Senate do now recess until 11:20 o'clock a.m. The motion prevailed.

The hour of 11:20 o'clock a.m. having arrived, the President called the Senate to order.

Mr. Coleman moved to take up the Calendar of Ordinary Matters at this time, remaining on the Order of Business of Motions and Resolutions. The motion prevailed.

#### CALENDAR OF ORDINARY MATTERS

S. F. No. 876: A bill for an act relating to Lincoln county; ratifying certain salary increases voted to the Lincoln county board of commissioners.

Was read the third time 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	Fitzsimons	Kirchner	Olhoft	Schrom
Arnold	Frederick	Kleinbaum	Olson, A. G.	Sillers
Bang	Gearty	Knutson	Olson, H. D.	Spear
Bernhagen	Hansen, Baldy	Kowalczyk	Olson, J. L.	Stassen
Blatz	Hansen, Mel	Larson	O'Neill	Stokowski
Brataas	Hanson, R.	Laufenburger	Patton	Stumpf
Brown	Hughes	Lewis	Perpich, A. J.	Tennessee
Chenoweth	Humphrey	Merriam	Perpich, G.	Ueland
Coleman	Jensen	Moe	Purfeerst	Wegener
Conzemius	Josefson	Nelson	Renneke	Willet
Davies	Keefe, J.	North	Schaaf	
Dunn	Keefe, S.	Ogdahl	Schmitz	

So the bill passed and its title was agreed to.

#### MOTIONS AND RESOLUTIONS--CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 7:30 o'clock p.m., Monday, March 31, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## TWENTY-SEVENTH DAY

St. Paul, Minnesota, Monday, March 31, 1975

The Senate met at 7:30 o'clock p.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	Dunn	Kirchner	Olson, H. D.	Solon
Arnold	Frederick	Kleinbaum	Olson, J. L.	Spear
Bernhagen	Gearty	Larson	Perpich, A. J.	Stokowski
Borden	Hansen, Baldy	Lewis	Perpich, G.	Stumpf
Brown	Hansen, Mel	McCutcheon	Pillsbury	Tennessee
Chenoweth	Hanson, R.	Merriam	Purfeerst	Ueland
Coleman	Hughes	Milton	Renneke	Wegener
Conzemius	Humphrey	Moe	Schaaf	Willet
Davies	Josefson	North	Schmitz	
Doty	Keefe, S.	Olson, A. G.	Schrom	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rev. Amos C. Brown.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kleinbaum	Olson, A. G.	Solon
Arnold	Dunn	Knutson	Olson, H. D.	Spear
Ashbach	Frederick	Kowalczyk	Olson, J. L.	Stassen
Bang	Gearty	Larson	O'Neill	Stokowski
Berg	Hansen, Baldy	Laufenburger	Perpich, A. J.	Stumpf
Bernhagen	Hansen, Mel	Lewis	Perpich, G.	Tennessee
Blatz	Hanson, R.	McCutcheon	Pillsbury	Ueland
Borden	Hughes	Merriam	Purfeerst	Wegener
Brown	Humphrey	Milton	Renneke	Willet
Chenoweth	Josefson	Moe	Schaaf	
Coleman	Keefe, J.	Nelson	Schmitz	
Conzemius	Keefe, S.	North	Schrom	
Davies	Kirchner	Olhoff	Sillers	

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

### MEMBERS EXCUSED

Mrs. Brataas, Messrs. Chmielewski, Fitzsimons, Jensen, Ogdahl and Patton were excused from this evening's Session.

**REPORTS FILED WITH THE SECRETARY OF THE SENATE**

The following reports were received and filed by the Secretary of the Senate: Boxing Commission, Biennial Report, February 24, 1975; Minnesota State College Board, Biennial Report, 1973-75; Final Report, Select Committee on Minnesota Correctional Institutions, December, 1974; Metropolitan Transit Commission, Bus Service Expansion Program, Progress Report, February, 1975; Metropolitan Transit Commission, Optimum Fixed Guideway Plan for the Twin Cities Area, March, 1975; Metropolitan Transit Commission, Progress Report on Car Pooling, November 15, 1974; Environmental Quality Council Report, Power Plant Siting Activities, January, 1975; Advisory Committee on Workmen's Compensation, Biennial Report, January, 1975; State Planning Agency, Biennial Report, 1974-75; State Planning Agency, Grain Transportation in Minnesota, January, 1975; Department of Personnel, State Employees Insurance Benefit Plan, October 1, 1971-73; Department of Personnel, Report of Pay Range Assignments of Doctors of Medicine; Department of Highways, Biennial Report, 1972-74; Department of Economic Development, Minnesota Zoological Garden, February 1, 1975; Minnesota Peace Officer Training Board, Biennial Report, June 30, 1974; Council on Quality Education, Biennial Report, November 15, 1974; Crime Victims Reparations Board, July 1, 1974 to March 21, 1975; Minnesota-Wisconsin Boundary Area Commission, Biennial Report, 1972-74; Capitol Area Architectural and Planning Commission, February 15, 1975; Minnesota State Board of Medical Examiners, Report on Student Loans; Metropolitan Transit Commission, Transit Revenue Alternatives, December, 1974.

**EXECUTIVE AND OFFICIAL COMMUNICATIONS**

March 28, 1975

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. 28, An act relating to the compensation of victims of motor vehicle accidents; requiring cooperation of a person claiming benefits before and after commencement of suit; requiring bureau notification within a specified time under the assigned claims plan; providing that the safety responsibility law as amended prior to 1974 shall continue to apply to certain persons and activities; directing the commissioner of public safety to continue to disburse certain deposits and to reinstate certain licenses in accordance with the safety responsibility law as amended prior to 1974;

S. F. No. 198, An act authorizing the sale and conveyance of certain surplus public lake access land in Stearns county;

S. F. No. 248, An act relating to towns; hours of annual town meetings;

S. F. No. 304, An act authorizing the sale and conveyance of the elevated water storage tank at the Anoka State Hospital and related easements to the city of Anoka;

S. F. No. 329, An act relating to the city of Wykoff; authorizing the city to issue its general obligation bonds for acquisition and betterment of a fire station and municipal building;

S. F. No. 636, An act relating to motor vehicles; permitting persons 15 years of age to operate a motor vehicle for medical reasons;

Sincerely,  
Wendell R. Anderson, Governor

#### INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time and referred to the committees indicated.

Mr. Nelson introduced—

S. F. No. 1209: A bill for an act relating to the city of Robbinsdale; firemen's service pensions; amending Laws 1969, Chapter 1105, Sections 1, 2, and 3.

Referred to the Committee on Governmental Operations.

Mr. Perpich, A. J. introduced—

S. F. No. 1210: A bill for an act relating to the city of Ely; authorizing the governing body thereof to consolidate the offices of city clerk and city treasurer.

Referred to the Committee on Local Government.

Messrs. Merriam, Bang and Kleinbaum introduced—

S. F. No. 1211: A bill for an act relating to banks; permitting revolving loan accounts.

Referred to the Committee on Labor and Commerce.

Messrs. Chenoweth; Hansen, Mel and Merriam introduced—

S. F. No. 1212: 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.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Bang, Kleinbaum and Blatz introduced—

S. F. No. 1213: A bill for an act relating to professional corporations; allowing doctors and dentists to practice in the same professional corporation; amending Minnesota Statutes 1974, Chapters 147, by adding a section; 150A, by adding a section; and Section 319A.04.

Referred to the Committee on Judiciary.

Messrs. Bang, Coleman and Kleinbaum introduced—

S. F. No. 1214: A bill for an act relating to licensed occupations; providing for licensing and regulation of tax preparers by the commissioner of revenue; amending Minnesota Statutes 1974, Chapter 326, by adding a section.

Referred to the Committee on Labor and Commerce.

Messrs. Hansen, Baldy; Kowalczyk and Schrom introduced—

S. F. No. 1215: A bill for an act relating to intoxicating liquor; filing of wholesale price schedules; amending Minnesota Statutes 1974, Section 340.983.

Referred to the Committee on Labor and Commerce.

Messrs. Chenoweth; Keefe, J. and Keefe, S. introduced—

S. F. No. 1216: A bill for an act relating to public utilities; prohibiting certain discounts and rate reductions based on volume; providing for refund of overcharges if certain rates become effective before approval by the public service commission; removing construction in progress from rate bases; prohibiting approval of rates which make allowances for certain advertising expenses; delaying implementation of certain rate schedules; amending Minnesota Statutes 1974, Sections 216B.07; 216B.16, Subdivisions 2 and 6, and by adding a subdivision; repealing Minnesota Statutes 1974, Section 216B.16, Subdivision 3.

Referred to the Committee on Labor and Commerce.

Messrs. Kleinbaum, Merriam and Schrom introduced—

S. F. No. 1217: A bill for an act relating to education; children attending nonpublic schools; providing auxiliary services, textbooks, instructional materials and equipment.

Referred to the Committee on Education.

Messrs. Frederick, Borden and Stassen introduced—

S. F. No. 1218: A bill for an act relating to taxation; providing a deduction for certain expenses incurred by charitable corpor-



ations; amending Minnesota Statutes 1974, Section 290.09, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Milton and Merriam introduced—

S. F. No. 1219: A bill for an act relating to local government; local improvements; establishing procedures for deferment of special assessments against homesteads of senior citizens; imposing certain duties on county auditors; amending Minnesota Statutes 1974, Sections 429.021, Subdivision 3; 429.061, Subdivision 1; 435.193; and 435.194.

Referred to the Committee on Taxes and Tax Laws.

Messrs. North and Bang introduced—

S. F. No. 1220: A bill for an act relating to highways; directing the department of highways to utilize a certain corridor in Washington county for the construction of interstate highway marked No. I 94.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Gearty and Ogdahl introduced—

S. F. No. 1221: A bill for an act relating to courts; Hennepin county conciliation court; providing for compensation for referees; amending Minnesota Statutes 1974, Section 488A.13, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Gearty and Ogdahl introduced—

S. F. No. 1222: A bill for an act relating to courts; Hennepin county municipal court; providing for assignment of retired judges to hear certain causes; amending Minnesota Statutes 1974, Section 488A.021, by adding a subdivision.

Referred to the Committee on Judiciary.

Messrs. Spear and Keefe, S. introduced—

S. F. No. 1223: A bill for an act relating to public welfare; authorizing grants for programs of child care services; altering allocations of grants; authorizing child care service areas and agencies; amending Minnesota Statutes 1974, Sections 245.83, Subdivisions 2 and 5, and by adding subdivisions; 245.84; 245.85; 245.86; 245.87; and Chapter 245, by adding a section.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Kowalczyk, Ogdahl and Keefe, J. introduced—

S. F. No. 1224: A bill for an act relating to education; establishing a program of instruction in economic education in public schools; appropriating money.

Referred to the Committee on Education.

Mr. Laufenburger introduced—

S. F. No. 1225: A bill for an act relating to crimes; prohibiting peeping in the door or window of any inhabited building or structure with an intent to invade the privacy of the owner or occupant thereof; prescribing penalties; amending Minnesota Statutes 1974, Chapter 609, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Laufenburger, Merriam and Solon introduced—

S. F. No. 1226: A bill for an act relating to insurance; clarifying the application of state law to certain insurance contracts; amending Minnesota Statutes 1974, Chapter 60A, by adding a section.

Referred to the Committee on Labor and Commerce.

Messrs. Ueland, Kleinbaum and Sillers introduced—

S. F. No. 1227: A bill for an act relating to education; foundation aid; increasing foundation aid per pupil; amending Minnesota Statutes 1974, Section 124.212, by adding subdivisions.

Referred to the Committee on Education.

Messrs. Laufenburger; Hansen, Baldy; and Bang introduced—

S. F. No. 1228: A bill for an act relating to insurance; requiring abstracts of annual statements and publication of statistical review of insurance industry; amending Minnesota Statutes 1974, Section 60A.13, Subdivisions 3 and 4.

Referred to the Committee on Labor and Commerce.

Messrs. Laufenburger, Berg and Wegener introduced—

S. F. No. 1229: A bill for an act relating to tort liability; requiring political subdivisions to defend and indemnify appointive and elective officers and employees against tort claims; amending Minnesota Statutes 1974, Sections 466.06; and 466.07, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Brown and Hughes introduced—

S. F. No. 1230: A bill for an act relating to counties; authorizing counties to prohibit the recording of certain instruments of conveyance; prohibiting the transfer of certain land on county records; amending Minnesota Statutes 1974, Chapter 394, by adding a section.

Referred to the Committee on Local Government. Mr. Davies questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Solon introduced—

S. F. No. 1231: A bill for an act relating to intoxicating liquor; authorizing extension of Sunday sales hours; amending Minnesota Statutes 1974, Section 340.14, Subdivision 5.

Referred to the Committee on Labor and Commerce.

Mr. Solon introduced—

S. F. No. 1232: A bill for an act relating to workmen's compensation; providing for compensation for certain suicides.

Referred to the Committee on Labor and Commerce.

Mr. Solon introduced—

S. F. No. 1233: A bill for an act relating to traffic regulation; providing penalties for disobeying safety patrol; amending Minnesota Statutes 1974, Chapter 169, by adding a section.

Referred to the Committee on Transportation and General Legislation.

Mr. Solon introduced—

S. F. No. 1234: A bill for an act relating to education; providing incentive grants for desegregation and assistance for special problems incident to desegregation in elementary and secondary schools; appropriating money.

Referred to the Committee on Education.

Messrs. Laufenburger, Berg and McCutcheon introduced—

S. F. No. 1235: A bill for an act relating to the administration of justice; providing that a defendant who is 18 years or older must show that he is emancipated in fact in order to satisfy the court that he is financially unable to procure counsel and should receive the assistance of court appointed counsel; amending Minnesota Statutes 1974, Section 611.07, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Schaaf, Ashbach and Borden introduced—

S. F. No. 1236: A bill for an act relating to the department of human rights; abolishing the board of human rights and its appeal panels and creating an advisory committee; providing for status letters; eliminating judicial review of determinations of no probable cause; providing for the expedition of certain cases; expanding subpoena powers; expanding the option of private civil actions; appropriating money; amending Minnesota Statutes 1974, Sections 363.04, Subdivisions 4 and 6; 363.05, Subdivision 1; 363.06, Subdivisions 1 and 4; 363.071; 363.11; and 363.14, Subdivision 1; repealing Minnesota Statutes 1974, Sections 363.04, Subdivisions 5, 9 and 10; and 363.06, Subdivision 7.

Referred to the Committee on Judiciary.

Messrs. Ueland, Schrom and Bernhagen introduced—

S. F. No. 1237: A bill for an act relating to real estate; deed tax; providing that counties receive proceeds of deed tax; amending Minnesota Statutes 1974, Sections 287.21, Subdivision 2; 287.28; and 287.29.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Josefson, Moe and Berg introduced—

S. F. No. 1238: A bill for an act relating to Lincoln county; authorizing Lincoln county to perform or contract for the performance of weather modification activities.

Referred to the Committee on Local Government.

Messrs. Kleinbaum, Ueland and McCutcheon introduced—

S. F. No. 1239: A bill for an act relating to health; establishing a state board of hearing aid specialists; providing for licensure of persons who are hearing aid specialists; providing for the regulation of either the dispensing or the fitting of hearing aids to the public; providing penalties.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Stokowski, Ogdahl and Davies introduced—

S. F. No. 1240: A bill for an act relating to Hennepin county; providing for certain changes in the personnel rules; amending Laws 1965, Chapter 855, Section 4, Subdivision 2.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Merriam, Nelson and Lewis introduced—

S. F. No. 1241: 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.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Doty; Perpich, G. and Solon introduced—

S. F. No. 1242: A bill for an act relating to public health; providing for a program for the eradication of tuberculosis; allowing for standard setting and regulations; appropriating funds.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Doty introduced—

S. F. No. 1243: A bill for an act relating to labor and employment; providing for transfer of pension or retirement fund contributions; amending Minnesota Statutes 1974, Section 179.254, Subdivision 2.

Referred to the Committee on Governmental Operations.

Mr. Anderson introduced—

S. F. No. 1244: A bill for an act relating to crime; prohibiting obstruction of legal process; providing penalties; amending Minnesota Statutes 1974, Section 609.50.

Referred to the Committee on Judiciary.

Messrs. Anderson; Keefe, J. and Merriam introduced—

S. F. No. 1245: A bill for an act relating to crime; prohibiting removing, altering or obliterating identifying marks on property; providing penalties; amending Minnesota Statutes 1974, Section 609.655.

Referred to the Committee on Judiciary.

Messrs. Anderson, Knutson and Merriam introduced—

S. F. No. 1246: A bill for an act relating to local government; providing for the distribution of certain aids based on 1975 populations; amending Minnesota Statutes 1974, Section 447A.01, Subdivision 17.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Gearty, Brown and Purfeerst introduced—

S. F. No. 1247: A bill for an act relating to elections; providing for a presidential primary election; regulating the selection of convention delegates.

Referred to the Committee on Transportation and General Legislation.

Messrs. O'Neill, Kleinbaum and Bernhagen introduced—

S. F. No. 1248: A bill for an act relating to education; prohibiting school district participation in certain joint purchasing agreements unless approval is given by the commissioner of education; directing the commissioner to give approval only if financial savings are likely to result; amending Minnesota Statutes 1974, Chapter 123, by adding a section.

Referred to the Committee on Education.

Messrs. Stumpf, Schrom and Larson introduced—

S. F. No. 1249: A bill for an act relating to commerce; removing certain responsibilities for bedding from the department of labor and industry; providing penalties for mislabeling of bedding; amending Minnesota Statutes 1974, sections 325.30; 325.32; repealing Minnesota Statutes 1974, Sections 325.28; and 325.29.

Referred to the Committee on Labor and Commerce.

Messrs. Tennesen and Lewis introduced—

S. F. No. 1250: A bill for an act relating to crimes and criminals; consensual sodomy and fornication; repealing Minnesota Statutes 1974, Sections 609.293, Subdivision 5; and 609.34.

Referred to the Committee on Judiciary.

Mr. Tennesen introduced—

S. F. No. 1251: A bill for an act relating to insurance; regulating acquisition by certain parent corporations of minority interests in certain subsidiary insurance companies; providing certain rights and procedures for dissenting shareholders; amending Minnesota Statutes 1974, Chapter 60D, by adding a section.

Referred to the Committee on Labor and Commerce.

Messrs. Tennesen, Kirchner and North introduced—

S. F. No. 1252: A bill for an act relating to the blind; providing for vending stands and machines to be operated by the blind on property of state governmental subdivisions; amending Minnesota Statutes 1974, Section 248.07, Subdivision 7.

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. Tennesen; Olson, J. L. and Chenoweth introduced—

S. F. No. 1253: A bill for an act relating to public improvements; authorizing issuance of state building bonds for construction and

equipping of a law school building at the university of Minnesota; appropriating money.

Referred to the Committee on Education. Mr. Tennesen questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Knutson and Kirchner introduced—

S. F. No. 1254: A bill for an act relating to crimes; requiring the commissioner of corrections to establish a center for study, assessment and treatment of antisocial sexual behavior or contract for such study, assessment and treatment services; providing for the commitment of certain sex offenders to the commissioner of corrections for treatment or correctional disposition; repealing Minnesota Statutes 1974, Section 246.43.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Knutson, Kowalczyk and O'Neill introduced—

S. F. No. 1255: A bill for an act relating to taxation; providing for a property tax deduction for a solar energy heating or cooling system; amending Minnesota Statutes 1974, section 273.13, by adding a subdivision.

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, herewith returned: S. F. No. 435.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 31, 1975

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 1, 197, 412, 486, 688, 599, 600, 601, 648 and 1049.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 31, 1975

#### FIRST READING OF HOUSE BILLS

The following bills were read the first time and referred to the committees indicated:

H. F. No. 1: A bill for an act relating to employment services; unemployment compensation; defining unemployment and wages; eliminating seasonal employment; eliminating collection of contributions of less than \$1; experience rating; deleting obsolete language; joint account; establishing a weekly maximum for benefits; charging of benefits to an employer not a party to a strike; payment of benefits to an employee who refuses to accept reemployment during a strike; appeals; notice of hearing; increasing fees of appeal tribunal members and of advisory council members; benefits paid through error or fraud; records; amending Minnesota Statutes 1974, Sections 268.04, Subdivisions 10, 12, 23, 25 and 26; 268.06, Subdivisions 1, 6, 21 and 22, and by adding a subdivision; 268.07, Subdivision 2; 268.071, Subdivision 1; 268.08, Subdivisions 1, 3, and 5; 268.09, Subdivision 1; 268.10, Subdivisions 2, 4 and 5; 268.12, Subdivisions 6, 8 and 13; 268.16, Subdivision 1, and by adding a subdivision; 268.18, by adding a subdivision; and repealing Minnesota Statutes 1974, Section 268.07, Subdivision 5.

Referred to the Committee on Labor and Commerce.

H. F. No. 197: A bill for an act relating to public welfare; hospitalization and commitment; providing review for the admission and retention of mental patients in federal hospitals; amending Minnesota Statutes 1974, Section 253A.16, Subdivisions 1, 2, 3, and 4.

Referred to the Committee on Rules and Administration.

H. F. No. 412: A bill for an act relating to the organization and operation of state government; transferring functions of certain state agencies; permitting the creation of two advisory agencies; creating the veterans advisory committee; establishing an expiration date for the Vietnam veterans bonus review board; abolishing various state agencies; amending Minnesota Statutes 1974, Chapter 198, by adding a section; Sections 15.047, Subdivision 1; 124.41; 173.02, Subdivision 4; 173.04, Subdivisions 2 and 3; 197.977; 197.978, by adding a subdivision; 198.001, by adding subdivisions; 198.01; 198.022; 198.03; 198.05; 198.06; 198.16; 198.161; 198.23; 198.261; 198.265; 206.08; 241.045, Subdivision 1; 256.482, Subdivision 5; and 507.09; repealing Minnesota Statutes 1974, Sections 4.20; 4.25; 12.12; 15.046; 29.011; 29.013; 94.36 to 94.40; 115.17; 136B.01; 136B.02; 173.04, Subdivision 1; 176.621; 176.631; 198.001, Subdivision 3; 198.07; 198.071; 198.072; 198.073; 198.08; 198.09; 332.36; and 507.08.

Referred to the Committee on Rules and Administration.

H. F. No. 486: A bill for an act relating to franchises; providing exceptions as to certain motor vehicle and motor fuel franchises; amending Minnesota Statutes 1974, Section 80C.01, Subdivision 4.

Referred to the Committee on Labor and Commerce.

H. F. No. 688: A bill for an act relating to school districts; insurance for school district funds; amending Minnesota Statutes 1974, Section 124.05, Subdivision 2.



Referred to the Committee on Education.

H. F. No. 599: A bill for an act relating to health; practice of healing; increasing the annual registration fee; amending Minnesota Statutes 1974, Section 146.13.

Referred to the Committee on Governmental Operations.

H. F. No. 600: A bill for an act relating to public health; providing for representation of the state examining committee for physical therapists on the advisory committee on allied health manpower credentialing of the state board of health; amending Minnesota Statutes 1974, Section 145.865, Subdivision 1.

Referred to the Committee on Governmental Operations.

H. F. No. 601: 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 1974, Sections 148.65, Subdivision 2; 148.76; and 148.77.

Referred to the Committee on Governmental Operations.

H. F. No. 648: A bill for an act relating to public health; license fees for hospitals and related institutions; exempting the Minnesota veterans home from such fees; amending Minnesota Statutes 1974, Section 144.53.

Referred to the Committee on Governmental Operations.

H. F. No. 1049: A bill for an act relating to highways; duties of the commissioner of highways; providing that the commissioner shall publish a highway map periodically; amending Minnesota Statutes 1974, Section 161.31, Subdivision 1.

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. The motion prevailed.

Mr. Gearty from the Committee on Governmental Operations, to which was re-referred

H. F. No. 114: A bill for an act relating to the operation of state government; providing for the regulation of publications, duplicating services, guidebooks, state vehicles, disposition of surplus state lands; amending Minnesota Statutes 1974, Sections 15.047, Subdivision 1; 16.02, Subdivisions 16 and 24; 16.75, Subdivision 7; 16.80, Subdivision 1; 94.09, Subdivision 3; 94.10, Subdivision 1; and 482.07, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Pages 1 and 2, strike all of Section 1

Page 4, line 23, strike "*departments or agencies in conformance with*" and insert "*the division of criminal apprehension in the department of public safety and the office of the attorney general*"

Page 4, line 24, strike "*chapter 168*"

Page 4, line 25, reinsert the stricken "rules"

Page 4, line 26, strike the new language

Page 4, strike line 27 and that part of line 28 before the period and insert "*promulgated pursuant to this subdivision*"

Page 8, line 30, strike "*two*" and insert "*four*"

Page 8, line 30, strike "*receipt*" and insert "*mailing*"

Renumber the sections

Further amend the title as follows:

Page 1, line 6, strike "15.047"

Page 1, line 7, strike "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 the following appointment as reported in the Journal for March 20, 1975:

#### TAX COURT

John Knapp

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. The motion prevailed.

Mr. Coleman from the Committee on Rules and Administration, to which were re-referred together with committee reports thereon for proper reference under Rule 35:

S. F. Nos. 778, 395, 898, 753, 757, 769, 460, 463, 501, 590, 617, 645, 722, 43, 44, 102, 266 and 336.

Reports the same back with the recommendation that the bills receive the action of the previous referring committees. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was re-referred for proper reference under Rule 35, together with the committee report thereon:

S. F. No. 206: A bill for an act relating to outdoor recreation; establishing an outdoor recreation system; classifying units of the outdoor recreation system and specifying the purposes and administration of each class of units; providing for authorization, acquisition, and establishment of units; requiring master plans for all units; establishing an outdoor recreation advisory committee; requiring a registry of units and reports on existing units and new units; providing for review of present classifications; changing names; amending Minnesota Statutes 1974, Sections 84.029, Subdivision 1; 84.03; 84.033; 97.48, Subdivisions 13, 15 and 25; 97.481; 99.251; 104.37; 138.09; 138.52, Subdivision 1; 138.53, Subdivision 49, and by adding subdivisions; 138.56, Subdivision 1, and by adding subdivisions; 138.585, Subdivision 1, and by adding subdivisions; 138.60, Subdivisions 2 and 3; 161.10; and repealing Minnesota Statutes 1974, Sections 85.013, Subdivisions 2, 3, 4, 5b, 6, 7, 11, 17, 18, 25, 25a, and 27; 85.20, Subdivisions 2, 3, 4, and 5; 85.32; 92.46, Subdivision 2; 138.08; 138.52, Subdivisions 2, 3, 4, and 5; 138.53, Subdivisions 4, 11, 12, 17, 30, and 48; 138.54; 138.55, Subdivisions 18 and 19; 138.57, Subdivisions 6 and 7; 138.60, Subdivision 3.

Reports the same back with the recommendation that the bill as amended by the Committee on Natural Resources and Agriculture and reported in the Journal of March 27, 1975, be adopted and be re-referred to the Committee on Governmental Operations rather than the Committee on Finance. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were re-referred together with Committee Reports thereon for proper reference under Rule 35:

H. F. Nos. 163 and 138

Reports the same back with the recommendation that the bills receive the action of the previous referring committee. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred

H. F. No. 587 for comparison to companion Senate File, 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.
587	442				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 587 be amended as follows:

Page 1, line 19, after "convey" insert "to Mr. and Mrs. Kenneth G. Bergquist"

Further, amend the title as follows:

In line 2, delete "department of administration" and insert "natural resources"

And when so amended, H. F. No. 587 will be identical to S. F. No. 442 and further recommends that H. F. No. 587 be given its second reading and substituted for S. F. No. 442 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendment adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 197 and 1049 for proper reference, recommends the above House Files be re-referred to their respective Committees as follows:

H. F. No. 197 to the Committee on Health, Welfare and Corrections.

H. F. No. 1049 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, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 11, pursuant to the request of the House:

Messrs. Olson, A. G.; Ogdahl and Borden.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 84, pursuant to the request of the House:

Messrs. McCutcheon, Schaaf, Coleman, Nelson and Stassen.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

#### SECOND READING OF SENATE BILLS

S. F. Nos. 778, 395, 898, 753, 757, 460, 463, 501, 590, 617, 645, 43, 44, 102, 266, and 336 were read the second time.

**SECOND READING OF HOUSE BILLS**

H. F. Nos. 163, 138, 114 and 587 were read the second time.

**MOTIONS AND RESOLUTIONS**

Mr. Moe moved that the name of Mr. North be stricken and the name of Mr. Solon be added as co-author to S. F. No. 1167. The motion prevailed.

Mr. Moe moved that the name of Mr. Solon be added as co-author to S. F. No. 989. The motion prevailed.

Mr. Olhofft moved that his name be stricken as co-author to S. F. No. 331. The motion prevailed.

Mr. Merriam moved that the name of Mr. Borden be added as co-author to S. F. No. 1187. The motion prevailed.

**MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Coleman moved that the Senate do now adjourn until 2:00 o'clock p.m., Thursday, April 3, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## TWENTY-EIGHTH DAY

St. Paul, Minnesota, Thursday, April 3, 1975

The Senate met at 2:00 o'clock p.m. and was called to order by the President.

Prayer was offered by the Chaplain, Rev. Robert D. North.

The roll being called, the following Senators answered to their names:

Anderson	Davies	Keefe, S.	North	Schmitz
Arnold	Doty	Kirchner	Olhoff	Schrom
Ashbach	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	Fitzsimons	Knutson	Olson, H. D.	Solon
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Spear
Blatz	Gearty	Larson	O'Neill	Stassen
Borden	Hansen, Mel	Laufenburger	Patton	Stokowski
Brataas	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Brown	Hughes	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Humphrey	Merriam	Pillsbury	Ueland
Chmielewski	Jensen	Milton	Purfeerst	Wegener
Coleman	Josefson	Moe	Renneke	Willet
Cenzemius	Keefe, J.	Nelson	SchAAF	

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

### MEMBERS EXCUSED

Messrs. Bang; Hansen, Baldy and Nelson were excused from the Session of today. Messrs. Frederick and Patton were excused from the Session of today until 3:00 o'clock p.m. Mr. Ogdahl was excused from the Session of today until 3:30 o'clock p.m. Mr. Berg was excused from the Session of today, beginning at 4:00 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

I have the honor to inform you that the following enrolled Acts of the 1975 Session of the State Legislature have been received

from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S. F. No.	H. F. No.	Session Laws Chapter No.	Date Approved 1975	Date Filed 1975
	7	16	March 28	March 28
	418	17	March 28	March 28
28		18	March 28	March 28
198		19	March 28	March 28
248		20	March 28	March 28
304		21	March 28	March 28
329		22	March 28	March 28
636		23	March 28	March 28

Sincerely,  
Joan Anderson Growe  
Secretary of State

#### INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time and referred to the committees indicated.

Mr. Berg introduced—

S. F. No. 1256: A bill for an act relating to public utilities; restricting construction of electric transmission lines to certain areas; amending Minnesota Statutes 1974, Section 216B.24, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Mr. Schaaf introduced—

S. F. No. 1257: A bill for an act relating to state government; personnel files; tests; unclassified service; pre-service trainees; insurance coverage at termination of employment; labor relations; negotiating units; leave allowances; amending Minnesota Statutes 1974, Sections 16.173; 43.09, Subdivisions 2 and 2a; 43.17, Subdivision 4a; 43.21; 43.224; 43.26, Subdivision 1; 62A.17, Subdivisions 2 and 5; 179.71, Subdivision 3; 179.74, Subdivision 4; and Chapter 43, by adding a section.

Referred to the Committee on Governmental Operations.

Mr. Olson, H. D. introduced—

S. F. No. 1258: A bill for an act relating to education; higher education coordinating commission; providing for a post-secondary education project in the Fairmont area; appropriating money.

Referred to the Committee on Education.

Mr. Olson, H. D. introduced—

S. F. No. 1259: A bill for an act relating to appropriations; appropriating money to the Minnesota pollution control agency for resource recovery construction.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Lewis, by request, introduced—

S. F. No. 1260: A bill for an act relating to taxation; providing an income tax deduction for contributions of blood; amending Minnesota Statutes 1974, Section 290.09, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Mr. Perpich, G. introduced—

S. F. No. 1261: A bill for an act relating to St. Louis county; providing an election to determine whether to divide St. Louis county.

Referred to the Committee on Local Government. Mr. Doty questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Chmielewski introduced—

S. F. No. 1262: A bill for an act relating to tax forfeited lands; granting of easements or permits thereon for certain purposes; authorizing easements or permits for recreational trails; amending Minnesota Statutes 1974, Section 282.04, Subdivision 4.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Chmielewski and Willet introduced—

S. F. No. 1263: A bill for an act relating to real estate; instruments of conveyance; recording requirements; providing that instruments of conveyance include name and address of grantee to whom tax statement should be sent; amending Minnesota Statutes 1974, Section 507.092, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. O'Neill, Tennesen and Keefe, J. introduced—

S. F. No. 1264: A bill for an act relating to crime victims reparations; authorizing the crime victims reparations board to limit the fees charged by an attorney representing a claimant before the board; amending Minnesota Statutes 1974, Section 299B.03, Subdivision 1; and Chapter 299B, by adding a section.

Referred to the Committee on Judiciary.



Messrs. Sillers and Moe introduced—

S. F. No. 1265: A bill for an act relating to education; state aid; tax levies; providing a foundation aid formula and levy limitation for school districts; amending Minnesota Statutes 1974, Sections 124.212, by adding subdivisions; and 275.125, Subdivision 3, and by adding a subdivision.

Referred to the Committee on Education.

Mr. Schrom introduced—

S. F. No. 1266: A bill for an act relating to taxation; inheritance taxes; increasing allowable exemptions; amending Minnesota Statutes 1974, Section 291.05.

Referred to the Committee on Taxes and Tax Laws.

Mr. Laufenburger introduced—

S. F. No. 1267: A bill for an act relating to motor vehicles; registration and taxation; authorizing the transfer of number plates issued to a vehicle used in driver education courses in public schools to another vehicle used for the same purposes; amending Minnesota Statutes 1971, Section 168.12, Subdivision 1, as amended.

Referred to the Committee on Transportation and General Legislation.

Mr. Laufenburger introduced—

S. F. No. 1268: A bill for an act relating to taxation; allowing homeowners a solar energy deduction; amending Minnesota Statutes 1974, Section 290.09, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Chenoweth; Hansen, Mel and Stokowski introduced—

S. F. No. 1269: A bill for an act relating to retirement; eligibility for teacher's retirement annuity; amending Minnesota Statutes 1974, Section 354.44, Subdivision 1.

Referred to the Committee on Governmental Operations.

Mr. Berg introduced—

S. F. No. 1270: A bill for an act relating to the city of Glenwood; providing for relocation of certain medical facilities.

Referred to the Committee on Health, Welfare and Corrections. Mr. Berg questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Schaaf, Kowalczyk and Olson, H. D. introduced—

S. F. No. 1271: A bill for an act relating to parks; appropriating money for the development of recreation facilities for the handicapped at Islands of Peace park.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Merriam, Stassen and Stumpf introduced—

S. F. No. 1272: A bill for an act relating to the Minnesota society for the prevention of cruelty; amending Minnesota Statutes 1974, Sections 343.01, Subdivision 1; and 343.12.

Referred to the Committee on Governmental Operations.

Messrs. Keefe, S.; O'Neill and Schaaf introduced—

S. F. No. 1273: A bill for an act relating to fair campaign practices; permitting corporations to conduct non-partisan voter registration campaigns; amending Minnesota Statutes 1974, Section 211.27, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Messrs. Kirchner, Gearty and Stokowski introduced—

S. F. No. 1274: A bill for an act relating to the Hennepin county Park reserve district; authorizing the Hennepin county park reserve district to acquire, establish, operate and maintain trail systems.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Willet introduced—

S. F. No. 1275: A bill for an act relating to Hubbard county; authorizing issuance of additional on-sale intoxicating liquor licenses.

Referred to the Committee on Labor and Commerce.

Messrs. Chenoweth, Ashbach and Kleinbaum introduced—

S. F. No. 1276: A bill for an act relating to liens; changing certain notice requirements; amending Minnesota Statutes 1974, Section 514.011, Subdivisions 1 and 2.

Referred to the Committee on Judiciary.

Messrs. Kleinbaum and North introduced—

S. F. No. 1277: A bill for an act relating to health; state hospitals; establishing new review boards; providing qualifications of

members of review boards; amending Minnesota Statutes 1974, Section 253A.16, Subdivision 1.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Olhoff, Bernhagen and Davies introduced—

S. F. No. 1278: A bill for an act relating to energy; prohibiting certain uses of natural gas; prescribing penalties; amending Minnesota Statutes 1974, Section 116H.12, Subdivision 3.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Conzemius introduced—

S. F. No. 1279: A bill for an act relating to the city of Red Wing; retirement and survivors benefits payable by the Red Wing firemen's relief association.

Referred to the Committee on Governmental Operations.

Mr. Conzemius, by request, introduced—

S. F. No. 1280: A bill for an act relating to municipal planning; authorizing compensation of municipal planning commission members; amending Minnesota Statutes 1974, Section 462.354, Subdivision 1.

Referred to the Committee on Governmental Operations.

Messrs. Anderson, Kirchner and Perpich, G. introduced—

S. F. No. 1281: A bill for an act relating to public health; establishing a dental health education program to be administered by the department of health; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Hughes and Brown introduced—

S. F. No. 1282: A bill for an act relating to Washington county; providing for the filing of surveys with the county surveyor.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Olson, H. D.; Olson, J. L. and Purfeerst introduced—

S. F. No. 1283: A bill for an act relating to the university of Minnesota; appropriating money for corn improvement research by the department of agronomy and plant genetics.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Davies and Keefe, S. introduced—

S. F. No. 1284: A bill for an act relating to public welfare; providing earned income and owned property limits for eligibility for supplemental aid; amending Minnesota Statutes 1974, Section 256D.37.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Hughes, Josefson and Moe introduced—

S. F. No. 1285: A bill for an act relating to education; higher education coordinating commission; work-study program for post-secondary students; defining eligibility and setting guidelines for payments; amending Minnesota Statutes 1974, Sections 136A.231; 136A.232; and 136A.233.

Referred to the Committee on Education.

Messrs. Willet, Arnold and Olson, H. D. introduced—

S. F. No. 1286: A bill for an act relating to pollution; prohibiting littering; prescribing the powers and duties of the commissioner of highways in regard thereto; prescribing penalties; creating a litter control account and authorizing expenditures therefrom; appropriating money; repealing Minnesota Statutes 1974, Section 169.42.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Dunn, Wegener and Renneke introduced—

S. F. No. 1287: A bill for an act relating to natural resources; extending deadlines for preparation of certain water and related land resources plans, regulations, and recommendations; amending Minnesota Statutes 1974, Sections 105.403; 105.41, Subdivisions 1a and 1b; 105.42, Subdivision 1a; and 105.484.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Renneke, Purfeerst and Dunn introduced—

S. F. No. 1288: A bill for an act relating to highway traffic regulations; littering; providing penalties; amending Minnesota Statutes 1974, Section 169.42, Subdivisions 1 and 5.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Perpich, A. J. introduced—

S. F. No. 1289: A bill for an act relating to natural resources; prohibiting motorized vehicles on Twin Cities metropolitan lakes; providing for access acquisition; providing penalties; appropriating money.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Chenoweth questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Laufenburger; Keefe, S. and Kleinbaum introduced—

S. F. No. 1290: A bill for an act relating to licensing and registration of architects, professional engineers and land surveyors; amending Minnesota Statutes 1974, Sections 326.07; 326.09; 326.10; 326.11, Subdivisions 1, 2, and 4; 326.13; and 326.14.

Referred to the Committee on Labor and Commerce.

Messrs. Frederick; Keefe, S. and Mrs. Brataas introduced—

S. F. No. 1291: A bill for an act relating to elections; changing the registration cards; amending Minnesota Statutes 1974, Section 201.071, Subdivision 1.

Referred to the Committee on Transportation and General Legislation.

Messrs. Tennessen, Ogdahl and Doty introduced—

S. F. No. 1292: A bill for an act relating to public welfare; providing for grants of state and local funds to nonprofit legal assistance corporations; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Schmitz introduced—

S. F. No. 1293: A bill for an act relating to Carver county; providing for the filing of surveys with the county surveyor.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Schmitz introduced—

S. F. No. 1294: A bill for an act authorizing the city of Shakopee to issue general obligation revenue bonds for the purpose of financing improvements to, and refunding bonds payable from the revenues of, its light and power system.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Dunn, Stassen and Sillers introduced—

S. F. No. 1295: A bill for an act relating to education; providing the limit on the additional capital expenditure taxing authority; amending Minnesota Statutes 1974, Section 124.04.

Referred to the Committee on Education.

Messrs. Hansen, Baldy; Keefe, S. and Laufenburger introduced—

S. F. No. 1296: A bill for an act relating to insurance; making more certain which group insurance policies and subscriber contracts are required to provide insurance coverage to employees after termination of employment; extending the period for certain notices to terminated employees; requiring certain group insurance policies to provide for optional conversion to an individual policy after group coverage terminates; amending Minnesota Statutes 1974, Sections 62A.16; and 62A.17, Subdivisions 2 and 5, and by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Messrs. Chmielewski; Hanson, R. and Laufenburger introduced—

S. F. No. 1297: A bill for an act relating to highway traffic regulations; lengths of certain vehicles and combinations of vehicles; amending Minnesota Statutes 1974, Section 169.81, Subdivision 3.

Referred to the Committee on Transportation and General Legislation.

Messrs. North, Dunn and Olhoft introduced—

S. F. No. 1298: A bill for an act relating to pollution control; amending Minnesota Statutes 1974, Sections 115.03, Subdivision 2; 115.071, Subdivision 2; 116.07, by adding a subdivision; 648.39, Subdivision 1; and Chapter 116, by adding a section; repealing Minnesota Statutes 1974, Section 115.05, Subdivisions 3, 4, 5, 6, 7, 8, 9, and 10.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Coleman, Anderson and Sillers introduced—

S. F. No. 1299: A bill for an act relating to education; fluctuating school enrollments; providing for study by an advisory commission; appropriating money; repealing Laws 1974, Chapter 355, Section 68, Subdivision 4.

Referred to the Committee on Education.

Messrs. North, Pillsbury and Milton introduced—

S. F. No. 1300: A bill for an act relating to the operation of state government, establishing an office of voluntarism within the office of the governor; coordinating volunteer action throughout the state.

Referred to the Committee on Governmental Operations.

Messrs. Laufenburger and Purfeerst introduced—

S. F. No. 1301: A bill for an act relating to taxation; prescribing a privilege tax rate for the use of public highways by owners and drivers of taxicabs; providing for certain exemptions, refunds and the disposition of the proceeds of the tax rebates to owners and drivers; amending Minnesota Statutes 1974, Sections 296.01, by adding a subdivision; and 296.18, Subdivision 1.

Referred to the Committee on Transportation and General Legislation.

Messrs. Laufenburger, Frederick and Chmielewski introduced—

S. F. No. 1302: A bill for an act relating to veterans; providing a Vietnam veterans bonus to the next of kin of those veterans missing in action; amending Minnesota Statutes 1974, Sections 197.971, Subdivision 2 and by adding subdivisions; 197.972; 197.973; and 197.976, Subdivision 2.

Referred to the Committee on Transportation and General Legislation.

Messrs. Ogdahl; Keefe, S. and Tennessen introduced—

S. F. No. 1303: A bill for an act relating to crimes; prohibiting endurance contests without rest periods; amending Minnesota Statutes 1974, Section 624.66, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Schmitz; Olson, J. L. and Conzemius introduced—

S. F. No. 1304: A bill for an act relating to the state building code; clarifying application of the act by prohibiting municipal building codes regulating farm buildings; amending Minnesota Statutes 1974, Section 16.851.

Referred to the Committee on Governmental Operations.

Mr. Ueland introduced—

S. F. No. 1305: A bill for an act relating to intoxicating liquor; places where sale prohibited; amending Minnesota Statutes 1974, Section 340.14, Subdivision 3.

Referred to the Committee on Labor and Commerce.

Messrs. Merriam; Olson, J. L. and Stumpf introduced—

S. F. No. 1306: A bill for an act relating to health; providing public health measures against rabies; prescribing penalties.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Merriam, Dunn and Solon introduced—

S. F. No. 1307: A bill for an act relating to crime prevention; increasing the compensation for dependents of peace officers killed in the line of duty; amending Minnesota Statutes 1974, Section 352E.04.

Referred to the Committee on Governmental Operations.

Mr. Wegener introduced—

S. F. No. 1308: A bill for an act relating to natural resources; establishing an accelerated program of inventorying, classifying, and designating state waters; prescribing the powers and duties of the commissioner of natural resources and counties in connection therewith; prescribing interim rules and regulations; appropriating money; amending Minnesota Statutes 1974, Chapter 105, by adding a section.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. O'Neill, Moe and Kleinbaum introduced—

S. F. No. 1309: A bill for an act relating to health; providing for stipends to be paid to colleges of osteopathic medicine training Minnesota residents; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Solon; Hanson, R. and Stokowski introduced—

S. F. No. 1310: A bill for an act relating to peace officers; increasing the benefits to a peace officer killed in the line of duty; amending Minnesota Statutes 1974, Section 352E.04.

Referred to the Committee on Governmental Operations.

Mrs. Brataas and Mr. Ashbach introduced—

S. F. No. 1311: A bill for an act relating to taxation; providing a credit for use of waste materials; amending Minnesota Statutes 1974, Section 290.06, by adding a subdivision.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Renneke, Purfeerst and Berg introduced—

S. F. No. 1312: A bill for an act relating to natural resources; clarifying procedures for acquisition of wildlife lands; modifying the definition of beneficial public use; defining certain types of wetlands; requiring a substantial beneficial public use to be served in order to classify waters as public; authorizing compensation for owners of certain agricultural land surrounding or underlying public waters; establishing a procedure to determine public



waters; clarifying the duties of the director of the division of waters, soils, and minerals; modifying the authority of the commissioner of natural resources to waive public hearings; prescribing time limits on decisions by the commissioner of natural resources concerning certain types of permit applications; clarifying the required contents of certain orders issued by the commissioner of natural resources; specifying certain restrictions on drainage; eliminating the duty of the commissioner of natural resources to promulgate certain criteria relating to drainage systems; clarifying the criteria which county boards or district courts must consider concerning drainage systems; modifying the time for appointment and duties of the engineer in public drainage proceedings; expanding the duties of managers of watershed districts; amending Minnesota Statutes 1974, Sections 97.481; 105.37, Subdivisions 5 and 6, and by adding subdivisions; 105.38; 105.39, Subdivision 3; 105.40, Subdivisions 2, 3, and 11; 105.42, Subdivision 1; 105.44, Subdivisions 3 and 4; 105.45; 105.462; 106.021, Subdivisions 2, 4, and 6; 106.031, Subdivision 1; 106.071, Subdivision 1; 106.081, Subdivisions 1, 3, and 4, and by adding a subdivision; 106.091, Subdivisions 1 and 2; 106.101, Subdivisions 4 and 5; 106.111, Subdivision 1; 106.121, Subdivisions 1, 4, and 6; 106.131; 106.201, Subdivisions 1 and 2; 112.43, Subdivision 1; and Chapter 105 by adding sections.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Schaaf introduced—

S. F. No. 1313: A bill for an act relating to family planning services; providing for the establishment of a comprehensive state family planning services plan; appropriating funds.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Humphrey; Keefe, J. and Willet introduced—

S. F. No. 1314: A bill for an act relating to housing; increasing range of eligibility for assistance from housing finance agency; providing for revolving loan funds and direct subsidies; appropriating money; amending Minnesota Statutes 1974, Sections 462A.03, Subdivisions 7, 10, and 13; 462A.05, Subdivisions 2 and 14; 462A.21, by adding subdivisions; and 462A.22, Subdivision 9.

Referred to the Committee on Governmental Operations.

Messrs. Conzemius and Arnold introduced—

S. F. No. 1315: A bill for an act relating to the Leech Lake, White Earth, Mille Lacs, Fond du Lac and Grand Portage reservations of the Minnesota Chippewa tribe; providing for the retrocession to the United States of America of all civil and criminal jurisdiction in that area of Indian country.

Referred to the Committee on Judiciary.

Mr. Borden introduced—

S. F. No. 1316: A bill for an act relating to banks; cash reserves of banks and trust companies; recordkeeping of savings associations; amending Minnesota Statutes 1974, Sections 48.22; and 51A.19, Subdivision 4.

Referred to the Committee on Labor and Commerce.

#### REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exception of reports pertaining to appointments. The motion prevailed.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 701: A bill for an act relating to stand lands; authorizing conveyance of certain parcel of land in Lincoln county.

Reports the same back with the recommendation that the bill be amended as follows:

Amend the title as follows:

Line 2, strike "stand" and insert "state"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendment adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 530: A bill for an act relating to state lands; directing condemnation and conveyance of a certain parcel of school trust fund land in Anoka county to the city of Bethel; 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. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 809: A bill for an act relating to regional development commissioners; authorizing per diem compensation for members; amending Minnesota Statutes 1974, Section 462.388, Subdivision 5.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, strike "*over \$20 for a half day or evening meeting and not*"

Page 1, line 12, strike "*for a full day meeting*"

Page 1, line 13, after "*commission*" insert a comma

Page 1, line 17, after "*day*" insert "*for meetings of the board*"

Page 1, line 18, after the period, insert "*A member of the board of directors who is a member of the commission shall receive only the per diem payable to board members when meetings of the board of directors and the commission are held on the same day.*"

Amend the title as follows:

Page 1, line 2, strike "*commissioners*" and insert "*commissions*"

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. 690: A bill for an act relating to insurance; requiring certain group insurance policies and plans to provide certain benefits for outpatient mental health treatment.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. [62A.151] [BENEFITS FOR AMBULATORY MENTAL HEALTH SERVICES.] Subdivision 1. [APPLICABILITY.] The provisions of this section shall apply to all group policies or subscriber contracts which are issued or renewed within this state 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. All group policies and all group subscriber contracts providing benefits for mental or nervous disorder treatments in a hospital shall also provide coverage, to at least the extent of 90 percent of the first \$600 of the cost of the usual and customary charges incurred over a 12-month period, for mental or nervous disorder consultation, diagnosis and treatment services delivered while the insured person is not a bed patient in a hospital, if such services are furnished by (1) a licensed or accredited hospital, (2) a community mental health center or mental health clinic approved or licensed by the commissioner of public welfare or other authorized state agency, or (3) by a consulting psychologist licensed under the provisions of Minnesota Statutes, Chapters 148.87 to 148.99, or by a psychiatrist licensed under Minnesota Statutes, Chapter 147."

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. 544: A bill for an act relating to fiduciaries; authorizing deposit of certain securities with the federal reserve bank under certain conditions; amending Minnesota Statutes 1974, Chapter 520, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 5, after "*the*" strike "*state department of commerce*" and insert "*commissioner of banks*"

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. 1174: A bill for an act relating to health care; requiring that self insurers offering certain health care plans provide certain benefits for the treatment of alcoholism, chemical dependency and drug addiction; amending Minnesota Statutes 1974, Section 62A.149, by adding a subdivision.

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

S. F. No. 196: 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. Hughes from the Committee on Education, to which was re-referred

H. F. No. 688: A bill for an act relating to school districts; insurance for school district funds; amending Minnesota Statutes 1974, Section 124.05, 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 the following appointment as reported in the Journal for February 13, 1975:

**COMMISSIONER OF THE DEPARTMENT OF PUBLIC WELFARE**

Vera Likins

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. The motion prevailed.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 26: A bill for an act relating to the operation of state government; requiring departments, agencies and institutions of the state to procure products and services from sheltered workshops and work activity programs.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, after "containing" insert "not to exceed 20"

Page 1, line 18, after "services" insert ", which fair market price shall be competitive with readily available alternative suppliers or sources"

Page 2, line 12, strike "relating to" and insert "providing for a procedure by which the commissioner shall determine"

Page 2, line 13, after "delivery" insert "to be complied with by the sheltered workshop and work activity program boards on purchases made under this section"

Page 2, after line 19, insert:

"Sec. 2. This act shall be effective July 1, 1975 and shall expire on June 30, 1977."

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. 478: A bill for an act relating to public welfare; altering conditions for eligibility for aid to families with dependent children; decreasing length of county residency requirement; amending Minnesota Statutes 1974, Sections 256.73, Subdivisions 1, 2 and 4, and by adding subdivisions, and 256.79.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, strike "conducted by a family"

Page 1, strike line 17

Page 1, line 18, strike "family of the child and"

Page 2, line 7, strike "of" and insert "in"

Page 2, line 8, strike "\$10,000" and insert "\$15,000"

Page 2, line 8, strike "; provided that" and insert a period

Page 2, line 10, strike "such" and insert "the"

Page 2, line 14, strike "of a reasonable market value"

Page 2, line 20, strike "a" and insert "one"

Page 2, line 20, after "*vehicle*" and before the comma insert "*having a value of \$3,000 or less*"

Page 2, line 31, restore the stricken language

Page 3, line 8, strike "*may determine*" and insert "*determines*"

Page 3, line 8, after "*that*" insert "*the property produces net income commensurate with its value,*"

Page 3, line 10, strike "*so that*" and insert a comma

Page 3, line 14, after "property" strike the comma and insert a period

Page 3, line 15, strike "provided that"

Page 3, line 18, strike "; provided, that" and insert a period

Page 3, line 31, strike "said" and insert "*the*"

Page 4, line 11, strike "*is residing*" and insert "*resides*"

Page 4, line 11, after "of" insert "*making*"

Page 4, line 11, after "*application*" and before the period insert "*for assistance*"

Page 4, line 11, after the period insert "*The county of financial responsibility shall not change as a result of successive placements in one or more counties pursuant to a plan of treatment for health, rehabilitation, foster care, child care or training; nor as a result of placement in any correctional program.*"

Page 4, line 15, after "*reports*" and before "*requested*" insert "*concerning eligibility or payment*"

Page 4, line 15, strike "*them*" and insert "*him*"

Page 4, line 21, after "*due*" and before "*it*" insert "*and the excess payment is not attributable to an error by the state or local agency,*"

Page 4, line 22, after "*agency*" and before the period insert "*or the state agency or both in proportion to the contribution of each*"

Page 4, line 22, after the period insert "*An action to recover the debt must be commenced within one year of notification to or discovery by the local agency of the excess payment, or within one year of the last date upon which any aid to families with dependent children is paid to the recipient, whichever is sooner.*"

Page 4, strike lines 23-32

Page 5, strike lines 1-22

Renumber subsequent section

Page 5, line 32, strike "one year" and insert "*two months*"

Amend the title as follows:

Page 1, line 7, strike "subdivisions" and insert "a subdivision"

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. 737: A bill for an act relating to the city of Eagan; volunteer firemen's service pensions.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, strike "herafter" and insert "hereafter"

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. 131: A bill for an act relating to retirement; retention of public pension rights by legislators; amending Minnesota Statutes 1974, Section 3.088, 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. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 603: A bill for an act relating to retirement; survivor's benefits for survivors of a certain member of the Backus firemen's relief association.

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. 186: A bill for an act relating to the fire department relief association of the city of Grand Rapids; amending Laws 1971, Chapter 233, 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. Laufenburger from the Committee on Transportation and General Legislation, to which was referred the following appointment as reported in the Journal for March 6, 1975:

**COMMISSIONER OF DEPARTMENT OF VETERANS AFFAIRS**

Russell Green

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. The motion prevailed.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 798: A bill for an act relating to education; higher education coordinating commission; prescribing additional duties for the commission; authorization of reciprocity agreements; authorizing contracts with private colleges; providing for increasing scholarships and grants-in-aid; authorizing revenue bonds for student loans; appropriating money; amending Minnesota Statutes 1974, Sections 136A.04; 136A.05; 136A.08; 136A.101, Subdivision 4; 136A.121, Subdivision 3; 136A.171; 136A.20; and 147.31.

Reports the same back with the recommendation that the bill be amended as follows:

Page 5, line 15, after the period insert "*All provisions in this subdivision pertaining to North Dakota shall also be applied to South Dakota and all authority and conditions granted for higher education reciprocity with North Dakota are also granted for higher education reciprocity with South Dakota.*"

Page 9, line 2, after "resident" insert "*who is not a recipient of a state grant-in-aid*"

Page 10, after line 1, insert the following:

"Sec. 9. Minnesota Statutes 1974, Section 147.30, is amended to read:

147.30 [LOANS TO MEDICAL AND OSTEOPATHY STUDENTS WHO AGREE TO PRACTICE IN RURAL COMMUNITIES.] The state of Minnesota may provide loans to students 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 principal amount of the loan with interest at not more than eight percent per annum the rate applicable to any particular note to be determined by the commission. Interest shall run on the principal balance from the date of the loan until the principal sum is paid said interest to be payable when the principal sum is paid; provided that the obligation to repay the principal and interest on any such loan shall be forgiven if the recipient has practiced medi-



cine or osteopathy for ~~three years~~ a period of eighteen months for each initial or renewal period of the loan 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 principal and interest on any such loan shall be payable according to the terms of the note executed by such recipient. Assistance may be granted in the amount that the commission determines sufficient for the purpose specified in this section not to exceed \$6,000 per recipient per year. Loans shall be renewed on an annual basis contingent on the good standing of the recipient in the program. No individual recipient shall receive loans to exceed \$24,000 in aggregate principal amount. 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."

Renumber the sections accordingly

Amend the title as follows:

Page 1, line 11, after "136A.20;" insert "147.30;"

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. 540: A bill for an act relating to health; community health services; authorizing a state subsidy to local units of government for providing community health services; prescribing the powers of the state board of health; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. [PURPOSE; CITATION.] Subdivision 1. [PURPOSE.] The purpose of this act is to develop and maintain an integrated system of community health services under local administration and direction with a system of state guidelines and standards.

Subd. 2. [CITATION.] Sections 1 to 9 of this act may be cited as the "community health services act".

Sec. 2. [DEFINITIONS.] Subdivision 1. For the purposes of this act, the following terms shall have the meanings here given them.

Subd. 2. "Human services" means those areas of responsibility assigned to a human services board created under Minnesota Statutes, Chapter 402.

Subd. 3. "Health services" means personal health services, institutional health services and community health services.

Subd. 4. "Personal health services" means services provided to individuals by licensed health professionals engaged in private practice.

Subd. 5. "Institutional health services" means services provided in hospitals, nursing homes and other licensed health facilities.

Subd. 6. "Community health services" means services provided through public and private agencies, community nursing services, home health services, disease prevention and control services, family planning services, nutritional services, dental public health services, emergency medical services, health education, and environmental health services.

Subd. 7. "Community nursing services" means public health nursing services which emphasize prevention by providing family centered nursing. Community nursing services include prenatal, well child, crippled child, school health, family planning, and nutritional services, as well as individual and family health appraisal, screening, follow up, and referral for personal health services.

Subd. 8. "Home health services" means home nursing, physical therapy, nutrition, occupational therapy, homemaker, and home health aide services which are provided pursuant to medical direction.

Subd. 9. "Disease prevention and control services" means epidemiology, immunization, case finding and follow up, as well as continuing surveillance, detection, and prevention of communicable disease and chronic diseases. Disease prevention and control services may also include referral for personal health services.

Subd. 10. "Family planning services" means birth control and infertility services which include education, counseling, and medical appraisal.

Subd. 11. "Nutritional services" means activities which provide information about food substances to alleviate dietary deficiencies and resulting health conditions.

Subd. 12. "Dental public health services" means organized community activities which are intended to prevent dental disease and promote dental health. Dental public health services include education about and demonstration of actions which individuals and families can take to prevent dental disease and maintain dental health.

Subd. 13. "Emergency medical services" means services which provide rapid and effective medical treatment to persons beset by a life threatening condition, at the scene of the emergency, enroute to a treatment center, and in the emergency department of a treatment center.

Subd. 14. "Health education" means activities which develop an individual's awareness of and sense of responsibility for his own health, the health of the family, and the health of the community.

Health education includes basic information concerning the availability of health services in the community.

Subd. 15. "Environmental health services" means food protection, hazardous substances and product safety, water supply sanitation, septic tank and soil absorption types of sewage disposal, water pollution control, occupational health and safety, radiation control, air pollution control, noise pollution control, vector control, institutional sanitation, recreational sanitation including swimming pool sanitation and safety, housing conservation and rehabilitation, and general nuisance control.

Subd. 16. "Per capita income" means the average income per person of the population of a particular jurisdiction as computed by the most recent federal decennial census or the annual population estimate prepared by the state demographer in the state planning agency in cooperation with the bureau of the census.

Subd. 17. "Taxable value" means the adjusted assessed valuation of a county which shall be certified annually to the state board by the equalized assessment review committee.

Subd. 18. "Local expenditure" means the total annual expenditures financed from all sources by counties and other local units of government within a county for community health services. The local board created pursuant to section 3 of this act shall annually certify to the state board the total amount of community health services expenditure on forms and in such detail as may be prescribed by the state board.

Subd. 19. "Population" means the total resident population as enumerated during the most recent federal decennial census, or the annual population estimate prepared by the state demographer in the state planning agency in cooperation with the bureau of the census shall be used.

Subd. 20. "Local board" means a local board of health organized by a city of the first class or one or more counties under the provisions of this act.

Subd. 21. "State board" means the state board of health.

Subd. 22. "County board" means a county board of commissioners.

Subd. 23. "City council" means the city council of a city of the first class.

Subd. 24. "Human services board" means a board organized under the provisions of Minnesota Statutes, Chapter 402 or Laws 1974, Chapter 293.

Sec. 3. [LOCAL BOARD; ORGANIZATION; DUTIES.] Subdivision 1. [ORGANIZATION.] A county, a city of the first class, or two or more contiguous counties combined under the provisions of Minnesota Statutes, Section 471.59, may by resolution organize a board of health under the provisions of this section in the following manner:

(a) In a county or counties in which a human services board is operational, the human services board shall assume the duties and responsibilities of a local board under this act.

(b) In the absence of and until the creation of a human services board and in those instances where a county board has been authorized to establish a county welfare board composed solely of county commissioners, the county board or city council may assume the responsibilities of the local board pursuant to this act.

(c) In the absence of and until the creation of a human services board, the county board or city council may assign the responsibilities and duties of this act to itself or the board of health of a city of the first class or a county or group of counties organized under Minnesota Statutes, Sections 145.47 to 145.55, or to the board of health of a county coming within the provisions of Laws 1969, Chapter 235, or Minnesota Statutes, Section 145.01.

(d) In the absence of an existing board of health organized under Minnesota Statutes, Sections 145.47 to 145.55, and in the absence of and until the creation of a human services board, the county board may organize a local board according to the provisions of Minnesota Statutes, Section 145.50, and assign the responsibilities and duties of this act to that local board.

(e) In the absence of and until the creation of either a human services board or a local board, the county board or city council may contract with a non-profit corporation to perform the functions of the local board pursuant to this act.

Subd. 2. The county board or city council shall establish a local community health services advisory committee to advise, consult with, and make recommendations to the local board on matters relating to the development, maintenance, funding, and evaluation of community health services. The membership of the advisory committee shall include at least 9 members and no more than 21 members, all appointed by the county board or city council. The membership of the advisory committee shall be constituted as follows: one-third shall be representatives of local elected officials from the city or county and municipalities of the county, one-third shall be providers of health services, including at least one physician, and one-third shall be consumers. The terms shall be two years and no member shall serve more than three consecutive terms. Continuity of membership shall be assured by having approximately half of the terms expire each year. Members shall be entitled to a per diem payment, travel and other necessary expenses while engaged in their official duties. The advisory committee shall annually elect officers, including a chairman and a vice chairman. The advisory committee shall meet regularly at least six times a year and special meetings may be called by the chairman or a majority of the members.

Subd. 3. [GENERAL DUTIES.] The local board shall have general authority and responsibility for the development and maintenance of an integrated system of community health services.

Subd. 4. [EMPLOYEES.] The local board may employ any administrators, officers, employees, and agents necessary to carry out the provisions of this act. The local board shall implement an administrative structure designed to assure the efficient administration and delivery of community health services in the area served. To the extent that the local board assumes responsibility for community health services presently provided by a county, a city, or the state, preferential consideration shall be given to the employment of any employees displaced. If a displaced employee is employed by a county, or a city of the first class, the employment shall, to the extent possible, be deemed a transfer in grade with all of the benefits enjoyed by the employee while in the service of the county, city or state.

Subd. 5. [POWERS.] The local board shall assume all powers and duties vested in or imposed upon the local health boards defined in Minnesota Statutes, Section 145.01, which shall be transferred to, vested in, and imposed upon the local board from the date designated in the community health services plan. The local board shall also assume all powers and duties vested in or imposed upon the public health nursing and home health services agencies defined in Minnesota Statutes, Sections 145.08 to 145.125 which shall be transferred to, vested in, and imposed upon the local board from the date designated in the community health services plan.

Subd. 6. The local board may 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. The local board may also accept gifts, grants, and subsidies from any lawful source, apply for and accept state and federal funds, request and accept local tax funds, and establish and collect reasonable fees for community health services provided.

Subd. 7. The local board may contract to provide services to or obtain or purchase services from public and private organizations, corporations, primary and secondary schools, or other community agencies to avoid duplication of services, and to improve the quality and effectiveness of community health services. The local board shall coordinate local, state, and federal services and funding for community health services.

Subd. 8. The local board shall coordinate community health services with the delivery of personal health services, institutional health services, and related human services in the community. To ensure responsible medical consultation, the local board shall either employ a licensed public health physician or contract with a licensed local practicing physician.

Subd. 9. The local board shall evaluate the effectiveness and efficiency of community health services systems and programs and prepare the annual community health services plan and budget as provided in section 7.

Subd. 10. The local board shall identify community needs and set priorities for the broad range of community health services. The local board shall seek to ensure that services are accessible

to all persons on the basis of need, and that no individual is denied service because of race, sex, age, disability, religion, national origin, economic status, political persuasion or permanent place of residence.

Subd. 11. The local board shall recommend appropriate local legislation pertaining to community health services to the county board or city council, or to any municipality within its jurisdiction. It shall advise the state board on matters relating to public health which require assistance from the state, or which may be of more than local interest.

Subd. 12. When the local board determines that there is an acute shortage of medical or other health manpower, or that there is a significant problem in providing access to health care in the area, the local board shall address itself to the resolution of those problems. The solution may include provision of assistance to recruit medical or other health personnel to the area, or the development of suitable linkages between area medical and allied health personnel which will make more effective use of existing private, non-profit and community resources.

Subd. 13. The local board shall publish for distribution an annual report of its activities during the preceding year.

Subd. 14. [DUTIES OF COUNTY BOARD.] The county board of a county having a local board organized under this act may, after a public hearing, adopt and enforce reasonable regulations for the implementation and administration of this act. The proposed regulations shall be published at least once in a newspaper of general circulation throughout the county at least 10 days before the public hearing. County regulations shall not supersede or conflict with existing statutes, regulations of the state board or provisions of the charter or ordinances of any city within the county.

Subd. 15. The state board and any county or group of counties organized under the provisions of this act may enter into an agreement as prescribed in Minnesota Statutes, Section 145.55, to perform all or part of the licensing, inspection, and enforcement duties authorized under the provisions of Minnesota Statutes, Sections 144.075 and 144.12, and Chapter 157.

Sec. 4. [ELIGIBILITY; WITHDRAWAL.] Subdivision 1. [ELIGIBILITY OF COUNTIES.] A county or two or more contiguous counties combined under the provisions of Minnesota Statutes, Section 471.59 or Chapter 402, shall be eligible for the community health services subsidy provided in section 8 under the following conditions:

- (a) There is an aggregate population of 30,000 or more persons in the county or multi-county area. When three or more counties combine for the purposes of this act, no minimum population shall be required. When two or more counties combine for the purposes of this act, they shall all be situated within a single economic development region unless waived by the state board with the approval of the regional development commissions directly involved;

(b) There is a local board organized under the provisions of section 3;

(c) There is substantial compliance with the requirements of the state board established under the provisions of section 5;

(d) There are local matching funds provided to help support the community health services as provided in section 8;

(e) The county board votes to participate in the community health services program and the plan developed under the provisions of section 7 is approved by the county board and the state board.

Failure of a city, county or group of counties to elect to come within the provisions of this act shall not affect their eligibility for any other available state subsidy.

Subd. 2. [ELIGIBILITY OF CITIES OF THE FIRST CLASS.] A city of the first class with a city health department organized under the provisions of Minnesota Statutes, Chapter 145, shall be eligible for the community health services subsidy under the provisions of this act if:

(a) There is a local board organized under the provisions of section 3;

(b) There is substantial compliance with the requirements established by the state board under the provisions of section 5;

(c) There are local matching funds provided to help support the community health services as provided in section 8;

(d) The city council votes to participate in the community health services program and the plan developed under the provisions of section 7 is consistent with the plan developed by the county and is approved by the city council and the state board.

The proportionate share of the community health services subsidy for a city of the first class shall be calculated in accordance with a formula set forth in section 8 of this act.

Subd. 2a. Notwithstanding any other provision of this act, any political subdivision or group of political subdivisions located in a county and having an aggregate population of no less than 65,000 persons may join together and form a local board pursuant to this act.

Any such political subdivision or group of political subdivisions shall be eligible for the community health services subsidy if the conditions set forth in section 4, subdivision 1, clauses (b) to (d) are met, and the appropriate governing bodies of each affected political subdivision vote to participate in the community health services act and the plan developed under the provisions of section 7 is approved by each governing body and the state board. The proportionate share of the community health services subsidy of any such political subdivision or group of political subdivisions shall be calculated in accordance with the formula set forth in section 8 of this act.

Subd. 3. [WITHDRAWAL.] Any participating county or city may, by resolution of its governing body, notify the state board of its intention to withdraw from the subsidy program established by this act. Notification shall be given at least one year before the beginning of the fiscal year in which it takes effect, except if a city withdraws to merge its community health services with the services of the county in which it is located. When two or more counties have combined for the purposes of this act, withdrawal may not occur during the first two years following the adoption of the initial agreement to combine. The withdrawal of a county from a group of two or more counties combined for the purposes of this act shall not affect the eligibility of the remaining counties for subsidies for at least one year following the withdrawal.

Sec. 5. [DUTIES OF THE STATE BOARD.] The state board shall:

(a) Provide consultation and technical training to local boards to assist them in the development and provision of services.

(b) Develop guidelines and recommended administrative procedures through a joint planning process with extensive representation from local boards. Adoption of these guidelines by a local board shall not be a prerequisite for approval of the local board's plan by the state board.

(c) Promulgate rules and regulations in accordance with chapter 15 for the purpose of establishing standards for:

(1) Job classifications for key personnel to ensure expertise in administration and planning, in each service program included in the community health services plan;

(2) A uniform reporting system which will permit an assessment of the efficiency and effectiveness of community health service delivery programs; and

(3) A planning process which will ensure that the community health services plan will be developed with full community participation.

(d) Review the community health services plan and any proposed revision in it within 60 days after receiving the plan or revision. The state board may approve the plan as written, reject the plan, or refer the plan back to the applicant with comments and instructions for further consideration.

(e) Provide application forms and instructions for the preparation and submission of applications for the community health services subsidy.

Sec. 6. [COMMUNITY HEALTH SERVICES ADVISORY COMMITTEE.] An advisory committee is established to advise, consult with, and make recommendations to the state board on matters relating to the development, maintenance, funding, and evaluation of community health services. Each local board organized under the provisions of this act or under the provisions of sections 145.47 to 145.55 shall appoint a member to serve on the committee. The terms shall be two years and no member shall serve



more than three consecutive terms. Continuity of membership shall be assured by having approximately half of the terms expire each year. The members shall annually elect officers, including a chairman and a vice chairman. The committee shall meet at least quarterly and special meetings may be called by the chairman or a majority of the members.

Sec. 7. [COMMUNITY HEALTH SERVICES PLAN.] Subdivision 1. [PLAN CONTENT.] The community health services plan shall be a written plan for the development, implementation, coordination, and operation of community health services which meet the priority needs of the community. Financial constraints and differing priorities may result in variations in levels of effort for different services. The plan shall include the following:

(a) Documentation of the process used in attempting to ensure full community participation in the preparation of the plan;

(b) Documentation of the extent to which the local board's planning and community health services delivery systems have been integrated with the delivery of personal health services, institutional health services, and related human services in the community. This documentation shall include an inventory of these existing health related services in the community;

(c) Descriptions of each service program;

(d) The projected amount and sources of funding for carrying out the plan;

(e) A report and evaluation of the preceding year's community health services programs.

Subd. 2. [PLAN SUBMISSION.] The application for a community health services subsidy, the plan, and any proposed revisions to the plan shall be submitted to the state board and the appropriate regional development commission or the metropolitan council. The regional development commission or the metropolitan council shall review the plan to determine conformance with regional plans developed by the health systems agency under the provisions of National Health Planning and Resource Development Act of 1974, and submit their findings and other comments and recommendations to the state board within 40 days after receiving the proposal.

Sec. 8. [COMMUNITY HEALTH SERVICES SUBSIDY.] Subdivision 1. [PAYMENT.] When a city of the first class, a county, or group of counties meet the eligibility requirements prescribed in section 4, the state board shall pay the amount of subsidy to which the city or county is eligible in accordance with applicable rules and regulations from the funds appropriated for the purpose. The state board shall make an advancement of funds on a quarterly basis.

Subd. 2. [FORMULA.] To determine the amount to be paid participating cities and counties, the state board shall apply the following formula using the most current data available:

(a) All participating cities and counties will be ranked in accordance with a formula involving three factors:

- (1) Per capita income;
- (2) Per capita taxable value, and

(3) Per capita local expenditure per 1,000 population for community health services. In each case where a local board has contracted with a city of the first class for the provision of community health services in their jurisdiction, the amount of the city per capita local expenditure per 1,000 population for community health services shall be included in the total county per capita local expenditure.

(b) Each participating city and county is then ranked as follows:

(1) On the basis of per capita income the ranking is from the lowest to the highest;

(2) Per capita taxable value is ranked from lowest to highest;

(3) Per capita expenditure is ranked from highest to lowest.

(c) The ranking given each participating city and county on each of the foregoing three factors is then totaled and the cities and counties ranked in numerical order according to score.

(d) The total score for each participating city and county thus determined is then divided into a median total score. The quotient thus obtained is then multiplied by \$2.25 times the city or county population. The resulting product is the amount of subsidy for which the city or county is eligible under this formula. No city or county shall receive a subsidy of less than \$1.75 per capita or more than \$2.75 per capita.

Subd. 3. [LOCAL MATCH.] The amount of local matching funds required to receive the full subsidy shall be determined by multiplying the city or county population by \$4.50 and subtracting the community health services subsidy allocated under the provisions of this section. The local matching funds may include local tax levys, gifts, fees for services, and revenues from contracts. When the amount of local matching funds is less than specified in section 4, the state formula subsidy shall be reduced proportionally. When a participating city or county fails 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 state board may retain the surplus, subject to disbursement in the following year to the city or county if it can demonstrate a need for and ability to expend the surplus for the purposes of this act.

Subd. 4. Notwithstanding any law to the contrary, when a city or county is unable to meet its local match requirements under this section under existing levy limitations, the city council or county board may exceed the levy limitations only to the extent necessary to provide the amount of local match funds required by this act.

Subd. 5. [ADDITIONAL PAYMENT.] A city of the first class, a county or group of counties with an aggregate population of 50,000 or more persons which meet the eligibility requirements of section 4 shall be entitled to an additional annual subsidy of \$.25 per capita.

Each county which combines with another county or counties for the purposes of this act shall be entitled to an additional annual payment of \$5,000.

Subd. 6. [PLANNING GRANTS.] The state board may provide grants to any city of the first class, county or group of counties electing to come within the provisions of this act for the purpose of planning for the development, implementation, and operation of community health services. No single city or county shall receive more than \$25,000 to conduct the planning. The state board shall specify the terms and conditions of grants.

Sec. 9. [CONTINUING APPROPRIATION.] Funds appropriated to the state board which are unexpended and unencumbered at the end of the fiscal year may be spent for the purposes of this act in the next fiscal year. The state board shall certify the amount it deems useful for the purposes of this act from the funds available. The amount certified is annually appropriated for the purposes of this act. The state board shall notify the committees on finance of the senate and appropriations of the house of representatives of the amount to be certified.

Sec. 10. [APPROPRIATION.] Subdivision 1. The sum of \$7,763,105 is appropriated from the general fund to the state board for the biennium ending June 30, 1977 for the purposes specified in section 8.

Subd. 2. The sum of \$100,000 is appropriated from the general fund to the state board for each year of the biennium ending June 30, 1977 for the purpose of administration of this act."

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

House Concurrent Resolution No. 6: A house concurrent resolution thanking Val Bjornson and designating him State Treasurer Emeritus.

Reports the same back with the recommendation that the resolution be adopted. Report adopted.

Mr. Coleman moved that House Concurrent Resolution No. 6 be laid on the table. The motion prevailed.

Mr. Coleman from the Committee on Rules and Administration, makes the following report: That Rule 62 of the Permanent Rules of the Senate appearing in the Journal of the 19th day be amended as follows:

Strike "2" before "Committee Clerk II" and insert "3"; strike "1" before "@\$25.94" and insert "2"

Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred

H. F. No. 412 for comparison to companion Senate File, 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.
412	272				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 412 be amended as follows:

Page 2, line 26, delete "*shall be*" and restore the stricken language

Page 2, line 27, restore the stricken language and delete "*commissioner of securities*"

Page 2, line 28, restore the stricken language, and delete "*commissioner*"

Page 3, line 3, delete "*assist in preparing*" and insert "*recommend to the commissioner of securities*"

Page 5, line 18, delete "*an*" and insert "*a nonpartisan*"

Page 9, after line 9, insert the following:

"Sec. 9. Minnesota Statutes 1974, Section 124.212, Subdivision 10, is amended to read:

Subd. 10. The equalization aid ~~review committee~~ *and school loan board*, consisting of the commissioner of education, the commissioner of administration, and the commissioner of revenue, is hereby continued and permanently established. The duty of this ~~committee~~ *board* shall be to review the assessed valuation of the districts of the state. When such reviews disclose reasonable evidence that the assessed valuation of any district furnished by any county auditor is not based upon the market value of taxable property in such district, then said ~~committee board~~ shall call upon the department of revenue to ascertain the market value of such property, and adjust such values as required by law to determine the adjusted assessed valuation. The department of revenue shall take such steps as it may consider necessary in the performance of that duty and may incur such expense as is necessary therefor. The commissioner of revenue is authorized to reimburse any county or governmental official for services performed at his request in ascertaining such adjusted valuation. On or before March 15, annually,

the department of revenue shall submit its report on the assessed values established by the previous year's assessment to said ~~committee~~ *board* for approval or rejection and, if approved, such report shall be filed not later than the following July 1 with the commissioner of education and each county auditor for those school districts for which he has the responsibility for determination of mill rates. A copy of the adjusted assessed value so filed shall be forthwith mailed to the clerk of each district involved and to the county assessor or supervisor of assessments of the county or counties in which such district is located."

Page 9, line 13, strike "review committee" and insert "and school loan board"

Page 9, line 21, strike "committee" and insert "board"

Page 9, line 29, strike "committee" and insert "board"

Page 11, delete lines 25 through 28 and insert:

*"terms. Seven of the members of the veterans home board, as designated by the governor, serving at the effective date of this section pursuant to Minnesota Statutes 1974, Section 198.06, shall serve as the members of the advisory committee until their regular terms expire at which time the commissioner shall appoint members consistent with this section. The"*

Page 14, line 3, delete "June" and insert "July"

Page 14, line 31, strike "she" and insert "he"

Page 20, delete lines 7 through 10

Renumber the sections in sequence

Further amend the title as follows:

In line 7, after "board;" insert "combining the equalization aid review committee and the school loan committee into the equalization aid and school loan board;"

In line 10, after "Subdivision 1;" insert "124.212, Subdivision 10;"

And when so amended, H. F. No. 412 will be identical to S. F. No. 272 and further recommends that H. F. No. 412 be given its second reading and substituted for S. F. No. 272 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

## SECOND READING OF SENATE BILLS

S. F. Nos. 701, 809, 690, 544, 1174, 737, 131, 603 and 186 were read the second time.

**SECOND READING OF HOUSE BILLS**

H. F. Nos. 688 and 412 were read the second time.

**MOTIONS AND RESOLUTIONS**

Mr. Olson, A. G. moved that S. F. No. 1177 be withdrawn from the Committee on Local Government and re-referred to the Committee on Natural Resources and Agriculture. The motion prevailed.

Messrs. Chenoweth, Coleman and Ashbach introduced—

Senate Concurrent Resolution No. 7: A senate concurrent resolution urging the President and Congress to abolish governmental regulations, discriminatory practices, and tax policies against recovered or recycled materials on products.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Kleinbaum moved that the name of Mr. Merriam be stricken and the name of Mr. O'Neill be added as co-author to S. F. No. 1217. The motion prevailed.

Mr. Borden moved that the name of Mr. Pillsbury be added as co-author to S. F. No. 743. The motion prevailed.

Mr. Hansen, Mel moved that the name of Mr. Ueland be added as co-author to S. F. No. 61. The motion prevailed.

Mr. Perpich, A. J. moved that the report from the Committee on Taxes and Tax Laws, reported March 31, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Perpich, A. J. moved that the foregoing report be now adopted. The motion prevailed.

**CONFIRMATION**

Mr. Perpich, A. J. moved that in accordance with the report from the Committee on Taxes and Tax Laws, reported March 31, 1975, the Senate, having advised with, do now consent to and confirm the appointment of:

**TAX COURT**

John Knapp, Albany, Stearns County, appointed effective March 1, 1975 for a term expiring March 1, 1981.

The motion prevailed. So the appointment was confirmed.

Mr. Laufenburger moved that the name of Mr. Sillers be added as co-author to S. F. No. 1268. The motion prevailed.

Mr. Coleman moved that House Concurrent Resolution No. 6 be taken from the table. The motion prevailed.

House Concurrent Resolution No. 6: A house concurrent resolution thanking Val Bjornson and designating him State Treasurer Emeritus.

WHEREAS, Val Bjornson has faithfully served the people of Minnesota for twenty-two years as state treasurer; and

WHEREAS, Val Bjornson's creative and imaginative service earned him election seven times by his grateful constituency; and

WHEREAS, Val Bjornson's training with language and experience as a working journalist made him an artist of the English language; and

WHEREAS, Val Bjornson's love of Minnesota's Scandinavian cultural heritage made him a multi-lingual host and friend to foreign visitors and an invaluable transmitter of American and Scandinavian culture; and

WHEREAS, his entire repertory of education, experience and intelligence has made him one of the most skilled and respected figures in Minnesota government and politics for the last thirty years; and

WHEREAS, it is the desire of the legislature to give Val Bjornson a token of esteem and a reminder that the doors of government in Minnesota always are open for him; now, therefore,

BE IT RESOLVED, by the House of Representatives, the Senate concurring, that Val Bjornson be designated State Treasurer Emeritus.

BE IT FURTHER RESOLVED, that the Speaker of the House of Representatives and the President of the Senate present a formal copy of this resolution to Val Bjornson on a suitable occasion.

Mr. Coleman moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Mr. Coleman moved that Rule 62 of the Permanent Rules of the Senate be amended, pursuant to committee report adopted April 3, 1975.

The question being taken on the adoption of the motion,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Brown	Dunn	Jensen	Kowalczyk
Arnold	Chenoweth	Fitzsimons	Josefson	Larson
Ashbach	Chmielewski	Gearty	Keefe, J.	Laufenburger
Bernhagen	Coleman	Hansen, Mel	Keefe, S.	Lewis
Blatz	Conzemius	Hanson, R.	Kirchner	McCutcheon
Borden	Davies	Hughes	Kleinbaum	Merriam
Brataas	Doty	Humphrey	Knutson	Milton

Moe	Olson, J. L.	Purfeerst	Sillers	Stumpf
Nelson	O'Neill	Renneke	Solon	Tennessee
North	Perpich, A. J.	Schaaf	Spear	Ueland
Olhoft	Perpich, G.	Schmitz	Stassen	Wegener
Olson, A. G.	Pillsbury	Schrom	Stokowski	Willet

The motion prevailed. So the rule was amended.

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.

Janice Marie Flint transferred from Committee Clerk I to Committee Clerk II, effective March 22, 1975.

Maury Landsman, Committee Clerk I, effective March 24, 1975.

Rev. Amos C. Brown, Chaplain, effective March 31, 1975.

Mr. Coleman moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

### THIRD READING OF SENATE BILLS

S. F. No. 236: A bill for an act relating to public welfare; permitting county welfare boards to charge fees for social services; amending Minnesota Statutes 1974, Section 393.12.

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 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Kirchner	North	Schmitz
Arnold	Doty	Kleinbaum	Olhoft	Schrom
Ashbach	Dunn	Knutson	Olson, A. G.	Sillers
Berg	Fitzsimons	Kowalczyk	Olson, H. D.	Solon
Bernhagen	Gearty	Larson	Olson, J. L.	Spear
Blatz	Hansen, Mel	Laufenburger	O'Neill	Stassen
Borden	Hanson, R.	Lewis	Perpich, A. J.	Stokowski
Brataas	Hughes	McCutcheon	Perpich, G.	Stumpf
Brown	Humphrey	Merriam	Pillsbury	Tennessee
Chenoweth	Jensen	Milton	Purfeerst	Ueland
Chmielewski	Josefson	Moe	Renneke	Wegener
Coleman	Keefe, S.	Nelson	Schaaf	Willet

So the bill passed and its title was agreed to.

### CALENDAR OF ORDINARY MATTERS

S. F. No. 43: A bill for an act relating to the city of Minneapolis; amending Minnesota Statutes 1974, Section 462.684; repealing Laws 1963, Chapter 405.

Was read the third time 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	Kirchner	Olhoft	Schrom
Arnold	Doty	Kleinbaum	Olson, A. G.	Sillers
Ashbach	Dunn	Knutson	Olson, H. D.	Solon
Berg	Fitzsimons	Kowalczyk	Olson, J. L.	Spear
Blatz	Gearty	Larson	O'Neill	Stassen
Borden	Hansen, Mel	Laufenburger	Perpich, A. J.	Stokowski
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Stumpf
Brown	Hughes	Merriam	Pillsbury	Tennessee
Chenoweth	Humphrey	Milton	Purfeerst	Ueland
Chmielewski	Jensen	Moe	Renneke	Wegener
Coleman	Keefe, J.	Nelson	Schaaf	Willet
Conzemius	Keefe, S.	North	Schmitz	

So the bill passed and its title was agreed to.

S. F. No. 645: A bill for an act relating to the city of Two Harbors; authorizing the issuance by the city of Two Harbors of bonds for the betterment of its municipal electric utility and the pledge of the net revenues of such utility for the payment 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 61 and nays 0, 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.	Stassen
Berg	Gearty	Larson	O'Neill	Stokowski
Blatz	Hansen, Mel	Laufenburger	Perpich, A. J.	Stumpf
Borden	Hanson, R.	Lewis	Perpich, G.	Tennessee
Brataas	Hughes	McCutcheon	Pillsbury	Ueland
Brown	Humphrey	Merriam	Purfeerst	Wegener
Chenoweth	Jensen	Milton	Renneke	Willet
Chmielewski	Josefson	Moe	Schaaf	
Coleman	Keefe, J.	Nelson	Schmitz	
Conzemius	Keefe, S.	North	Schrom	
Davies	Kirchner	Olhoft	Sillers	

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 the following:

S. F. Nos. 499, 396, 523, 409 and 641 and H. F. No. 611, which the committee recommends to pass.

S. F. No. 326, which the committee recommends to pass with the following amendment offered by Mr. Laufenburger:

Page 4, line 10, after "realtors" insert "*or private real estate schools licensed by the state department of education*"

S. F. No. 524, which the committee recommends to pass with the following amendment offered by Mr. Milton:

Page 3, after line 9, insert:

“Sec. 2. Minnesota Statutes 1974, Section 145.64, is amended to read:

145.64 [CONFIDENTIALITY OF RECORDS OF REVIEW ORGANIZATION.] All data and information acquired by a review organization, in the exercise of its duties and functions, shall be held in confidence, shall not be disclosed to anyone except to the extent necessary to carry out one or more of the purposes of the review organization, and shall not be subject to subpoena or discovery. No person described in section 145.63 shall disclose what transpired at a meeting of a review organization except to the extent necessary to carry out one or more of the purposes of a review organization. The proceedings and records of a review organization shall not be subject to discovery or introduction into evidence in any civil action against a professional arising out of the matter or matters which are the subject of consideration by the review organization. Information, documents or records otherwise available from original sources shall not be immune from discovery or use in any civil action merely because they were presented during proceedings of a review organization, nor shall any person who testified before a review organization or who is a member of it be prevented from testifying as to matters within his knowledge, but a witness cannot be asked about his testimony before a review organization or opinions formed by him as a result of its hearings. *The provisions of this section shall not apply to a review organization of the type described in section 145.61, subdivision 5, clause (h).*”

Amend the title as follows:

Page 1, line 3, after the semicolon insert “confidentiality of records;”

Page 1, line 4, strike “Section” and insert “Sections” and after “5” insert “; and 145.64”

S. F. No. 161, which the committee recommends to pass with the following amendment offered by Mr. Stassen:

Page 2, line 1, after “2a” strike “and”

Page 2, line 3, after “pounds” insert “, nor to truck-tractors and road tractors when not drawing a trailer or semi-trailer and (1) operated at a speed of 30 miles per hour or less; or (2) operated at no more than the minimum posted speed on a freeway pursuant to a special written permit from the commissioner of public safety designating specifically the vehicles and portions of highway affected”

S. F. No. 72, which the committee recommends to pass with the following amendment offered by Mr. Doty:

Page 2, after line 5, insert:

*“The petition authorized by this subdivision may also be used to fulfill the requirements of Laws 1975, Chapter 5, Section 19, relative to nominating petitions, provided that the necessary number of signatures for each petition are obtained. If so used, the petition shall clearly indicate that the signatures are to be used for the purpose of fulfilling the requirements of this subdivision and the requirements of Laws 1975, Chapter 5, Section 19.”*

Mr. Tennesen moved to amend S. F. No. 72 as follows:

Strike everything after the enacting clause and insert the following:

“Section 1. Minnesota Statutes 1974, Section 202.05, is amended by adding a subdivision to read:

*Subd. 3. [INDIGENTS; WAIVER OF FEES.] The filing fee required by this section or pursuant to any other law, charter or ordinance shall be waived for any candidate who includes in his affidavit of candidacy a statement that he is an indigent.”*

Further amend the title as follows:

Strike lines 2 through 5 and insert the following:

“relating to elections; waiving filing fees for indigent candidates; amending Minnesota Statutes 1974, Section 202.05, by adding a subdivision.”

The question being taken on the adoption of the Tennesen amendment,

And the roll being called, there were yeas 5 and nays 32, as follows:

Those who voted in the affirmative were:

Borden	Davies	Merriam	O'Neill	Tennesen
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Those who voted in the negative were:

Bernhagen	Frederick	Knutson	Olson, A. G.	Spear
Brataas	Gearty	Lewis	Olson, J. L.	Stumpf
Brown	Hansen, Mel	Milton	Perpich, G.	Ueland
Chmielewski	Hanson, R.	Moe	Pillsbury	Willet
Conzemius	Humphrey	Nelson	Renneke	
Doty	Keefe, S.	North	Schaaf	
Dunn	Kirchner	Olhoft	Schmitz	

The motion did not prevail. So the amendment was not adopted.

S. F. No. 343, which the committee recommends to pass with the following amendment offered by Mr. Milton:

Page 1, lines 14 to 16, reinstate the stricken language

*Page 4, after line 14, insert “Membership may include a representative from any county which purchases substantial services from the community mental health board. Nothing in this act shall prevent a county or community mental health board from purchasing services from an agency outside the boundaries of the Minnesota economic development region.”*

H. F. No. 445, which the committee recommends to pass with the following amendments offered by Messrs. Hansen, Mel and Davies:

Mr. Hansen, Mel moved to amend H. F. No. 445, as amended pursuant to Rule 49, adopted by the Senate March 20, 1975, as follows:

Page 3, line 16, strike "through the intersection" and insert "*as directed by the signal at said intersection*"

Mr. Davies moved to amend H. F. No. 445, as amended pursuant to Rule 49, adopted by the Senate March 20, 1975, as follows:

Page 4, after line 15, insert:

*"Sec. 2. This act is effective January 1, 1976."*

H. F. No. 70, which the committee recommends to pass with the following amendment offered by Mr. Davies:

Page 1, line 12, strike "*all*"

H. F. No. 296, which the committee recommends to pass with the following amendment offered by Mr. North:

Page 1, line 20, strike "*conjunction*" and insert "*conformance*"

Page 1, line 21, before the period insert "*and regulations*"

Page 1, line 21, after the period insert "*Any grants made shall be refunded to the state if the financial assistance needed is received from any other source.*"

Amend the title as follows:

Page 1, line 3, strike "*conjunction*" and insert "*conformance*"

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 11:45 o'clock a.m., Monday, April 7, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## TWENTY-NINTH DAY

St. Paul, Minnesota, Monday, April 7, 1975

The Senate met at 11:45 o'clock a.m. and was called to order by the President.

Prayer was offered by the Chaplain, Gene Mammenga.

The roll being called, the following Senators answered to their names:

Anderson	Conzemius	Josefson	North	Schaaf
Arnold	Davies	Keefe, J.	Ogdahl	Schmitz
Ashbach	Doty	Keefe, S.	Olhoff	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	Fitzsimons	Knutson	Olson, H. D.	Solon
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Spear
Blatz	Gerty	Larson	O'Neill	Stassen
Borden	Hansen, Baldy	Laufenburger	Patton	Stokowski
Brataas	Hansen, Mel	Lewis	Perpich, A. J.	Stumpf
Brown	Hanson, R.	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Hughes	Milton	Pillsbury	Ueland
Chmielewski	Humphrey	Moe	Purfeerst	Wegener
Coleman	Jensen	Nelson	Renneke	Willet

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

### MEMBERS EXCUSED

Messrs. Kirchner and Merriam were excused from the Session of today.

### EXECUTIVE AND OFFICIAL COMMUNICATIONS

March 27, 1975

The Honorable Alec G. Olson  
President of the Senate  
State Capitol

Dear Sir:

On March 24, 1975 the Committee on Committees of the Senate met and by appropriate action made the following appointment:

Pursuant to Executive Order No. 100; Minnesota Justice Information Systems Advisory Council; Mr. William McCutcheon.

Respectfully submitted,

Jack Davies, Chairman  
Committee on Committees

April 7, 1975

The Honorable Alec G. Olson  
President of the Senate  
State Capitol

Dear Sir:

On April 7, 1975 the Committee on Committees of the Senate met and by appropriate action made the following appointments:

Pursuant to Permanent Rules of the Senate:

Rule 75. Special Committee on Ethical Conduct; Messrs. Conzemius, McCutcheon, Knutson and Kirchner.

Respectfully submitted,

Jack Davies, Chairman  
Committee on Committees

April 4, 1975

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. 435, An act relating to telephone companies; charging costs of investigation procedures of the public service commission to telephone companies; removing limitation on application of investigation procedures; amending Minnesota Statutes 1974, Section 237.29, Subdivision 1; repealing Minnesota Statutes 1974, Section 237.32.

Sincerely,  
Wendell R. Anderson, Governor

#### **INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bills were read the first time and referred to the committees indicated.

Messrs. Stokowski and Schaaf introduced—

S. F. No. 1317: A bill for an act relating to the firemen's relief association in the city of Columbia Heights; membership of certain

fire personnel in the public employees police and fire fund; benefits and contributions; amending Laws 1965, Chapter 605, Sections 21, 22, and 25; repealing Laws 1965, Chapter 605, Section 12.

Referred to the Committee on Governmental Operations.

Messrs. Hughes, Ashbach and Borden introduced—

S. F. No. 1318: A bill for an act relating to the operation of state government; requiring budget estimates to be based upon current law; amending Minnesota Statutes 1974, Section 16A.11, Subdivision 3.

Referred to the Committee on Governmental Operations.

Messrs. North, O'Neill and Merriam introduced—

S. F. No. 1319: A bill for an act relating to taxation; providing that state shall reimburse taxing districts for tax reduction granted to class 3cc property and Title II and certain other property; amending Minnesota Statutes 1974, Section 276.04; and Chapter 273, by adding a section.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Moe, Fitzsimons and Borden introduced—

S. F. No. 1320: A bill for an act relating to the university of Minnesota; appropriating money for use in wild rice research.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Willet, Frederick and Chmielewski introduced—

S. F. No. 1321: A bill for an act relating to tax forfeited land; authorizing the county board to sell certain land to veterans for the purpose of homesteading; amending Minnesota Statutes 1974, Sections 282.031; 282.032; 282.033; and 282.037.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Hughes; Olson, J. L. and Anderson introduced—

S. F. No. 1322: A bill for an act relating to education; higher education coordinating commission; providing for scholarships and grants-in-aid for optometry students; appropriating funds.

Referred to the Committee on Education.

Messrs. Olson, A. G.; Conzemius and Bang introduced—

S. F. No. 1323: A bill for an act relating to labor; providing for the determination of prevailing wage rates for state financed projects and highway construction; providing penalties; amending Min-

nesota Statutes 1974, Sections 177.41; 177.42, Subdivision 2; 177.43, Subdivisions 4 and 5; and 177.44, Subdivisions 4 and 6.

Referred to the Committee on Labor and Commerce.

Messrs. Hansen, Baldy; Bang and Kleinbaum introduced—

S. F. No. 1324: A bill for an act relating to commerce; providing for the exclusion of origination and commitment fees in computing usury rate; amending Minnesota Statutes 1974, Section 334.01, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Mr. Arnold introduced—

S. F. No. 1325: A bill for an act relating to human rights; specifying medical standards for employment and bona fide occupational qualifications; amending Minnesota Statutes 1974, Section 363.03 Subdivision 1.

Referred to the Committee on Judiciary.

Mr. Arnold introduced—

S. F. No. 1326: A bill for an act relating to Itasca county; authorizing issuance of additional on-sale intoxicating liquor licenses.

Referred to the Committee on Labor and Commerce.

Messrs. Willet, Ashbach and Purfeerst introduced—

S. F. No. 1327: A bill for an act relating to aeronautics; providing for airport zoning regulation by municipalities and joint airport zoning boards; amending Minnesota Statutes 1974, Sections 360.063, Subdivisions 1, 3, and 5, and by adding a subdivision; 360.067, Subdivision 4; 360.069; and 360.071, Subdivision 2; repealing Minnesota Statutes 1974, Section 360.063, Subdivision 2.

Referred to the Committee on Transportation and General Legislation.

Mr. Schaaf introduced—

S. F. No. 1328: A bill for an act relating to adoption; providing that courts may allow certain rights to natural grandparents of adopted children; amending Minnesota Statutes 1974, Section 259.29.

Referred to the Committee on Judiciary.

Mr. Schaaf introduced—

S. F. No. 1329: A bill for an act relating to elections; date and



terms of office of board members in independent school districts; amending Minnesota Statutes 1974, Sections 123.32, Subdivisions 1 and 4; 123.33, Subdivision 4; and 123.34, Subdivision 1.

Referred to the Committee on Education.

Mr. Schaaf introduced—

S. F. No. 1330: A bill for an act relating to public health; prohibiting pay toilets and urinals in public places; providing a penalty; amending Minnesota Statutes 1974, Chapter 145, by adding a section.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. North, Kowalczyk and Merriam introduced—

S. F. No. 1331: A bill for an act relating to the regulation of finance charges; territorial application; amending Minnesota Statutes 1974, Chapter 334, by adding sections.

Referred to the Committee on Labor and Commerce.

Mr. McCutcheon introduced—

S. F. No. 1332: A bill for an act relating to retirement; authorizing, under specified conditions and circumstances, a participant in the Minnesota state retirement system to withdraw employer and employee contributions therefrom and transfer such contributions to the highway patrolmen's retirement fund.

Referred to the Committee on Governmental Operations.

Messrs. McCutcheon and Spear introduced—

S. F. No. 1333: A bill for an act relating to public welfare; providing for chemical dependency services for native Americans; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Mr. McCutcheon introduced—

S. F. No. 1334: A bill for an act relating to private detectives and protective agents; providing for licensing requirements; specifying the qualifications of employees; permitting transportation of firearms; amending Minnesota Statutes 1974, Sections 326.333; 326.336, Subdivision 1; and 326.337, Subdivision 4.

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. McCutcheon and Purfeerst introduced—

S. F. No. 1335: A bill for an act relating to peace officers; providing for training and licensing; renaming the peace officer training board and giving the board additional responsibilities; amending Minnesota Statutes 1974, Sections 626.841; 626.843, Subdivisions 1 and 2; 626.845; 626.846; 626.847; 626.848; 626.85, Subdivision 1; 626.851, Subdivision 2; 626.854; Chapter 626, by adding a section; repealing Minnesota Statutes 1974, Section 626.844.

Referred to the Committee on Judiciary.

Mr. Willet introduced—

S. F. No. 1336: A bill for an act relating to the operation of state government; authorizing the commissioner of administration to establish on a demonstration basis a regional service center comprising selected state agencies and to enter into a lease for purposes of acquiring suitable space for the center.

Referred to the Committee on Governmental Operations.

Mr. Ueland, Mrs. Brataas and Mr. Patton introduced—

S. F. No. 1337: A bill for an act creating a legislative commission to study the possibility of establishing a state department of vocational rehabilitation; appropriating money therefor.

Referred to the Committee on Labor and Commerce. Mr. Hughes questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Frederick introduced—

S. F. No. 1338: A bill for an act relating to the sale of state owned lands to the city of Owatonna; providing for valuation at current fair market value; amending Laws 1965, Chapter 216, Sections 2, as amended; and 3, Subdivision 1, as amended.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Wegener introduced—

S. F. No. 1339: A bill for an act relating to appropriations; appropriating funds for development of a comprehensive plan for the development of irrigation and specialty crops.

Referred to the Committee on Natural Resources and Agriculture.

Mrs. Brataas and Messrs. Jensen and Blatz introduced—

S. F. No. 1340: A bill for an act relating to taxation; providing

an exemption from the sales tax for bingo cards; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Mr. Olson, J. L., by request, introduced—

S. F. No. 1341: A bill for an act relating to coroners; the appointment thereof; eliminating the alternative office of medical examiner in certain counties; amending Minnesota Statutes 1974, Section 390.005, Subdivision 3; repealing Minnesota Statutes 1974, Sections 390.31 to 390.35.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. North, Kowalcyk and Tennesen introduced—

S. F. No. 1342: A bill for an act relating to corrections; the establishment of private industry on grounds of correctional institutions; amending Minnesota Statutes 1974, Section 243.88, Subdivisions 1 and 2.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Olson, H. D. introduced—

S. F. No. 1343: A bill for an act relating to agriculture; regulating wholesale produce dealers by requiring licensing, bonding, and assurance of financial responsibility; removing requirement of publication of information concerning commercial feed, fertilizer, and soil conditioners; removing restrictions on sale of chemically treated grain; removing restrictions on unofficial grain inspection certificates; providing a penalty; amending Minnesota Statutes 1974, Sections 27.001; 27.01, Subdivisions 2, 5, and 8; 27.03; 27.04; 27.06; 27.19; and Chapter 27, by adding sections; repealing Minnesota Statutes 1974, Sections 17.41; 17.42; 17.43; 17.44; 17.724; 17B.19; and 25.45.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Jensen, Laufenburger and Ueland introduced—

S. F. No. 1344: A bill for an act relating to environmental protection; establishing the Minnesota environmental protection program; providing for the financing thereof through the authorization of environmental license plates for motor vehicles and the imposition of fees therefor; and appropriating money.

Referred to the Committee on Natural Resources and Agriculture.

Mr. McCutcheon introduced—

S. F. No. 1345: A bill for an act relating to taxation; providing an income tax credit for energy conserving improvements to resi-

dential property; amending Minnesota Statutes 1974, Section 290.06, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Mr. McCutcheon introduced—

S. F. No. 1346: A bill for an act relating to alcoholic beverages; on-sale closing hours; amending Minnesota Statutes 1974, Sections 340.034, Subdivision 1; and 340.14, Subdivision 1.

Referred to the Committee on Labor and Commerce.

Messrs. Doty, Kirchner and North introduced—

S. F. No. 1347: A bill for an act relating to public transit; providing for public transportation improvements throughout the state and public transit demonstration projects as provided for in Laws 1974, Chapter 534; appropriating money.

Referred to the Committee on Transportation and General Legislation.

Messrs. Doty, Nelson and Anderson introduced—

S. F. No. 1348: A bill for an act relating to education; providing for nonvoting student members on the state board of education; amending Minnesota Statutes 1974, Section 121.02, by adding a subdivision.

Referred to the Committee on Education.

Messrs. Davies and Keefe, S. introduced—

S. F. No. 1349: A bill for an act relating to public welfare; providing for disregard of certain pension payment increases in calculating eligibility for supplemental aid; amending Minnesota Statutes 1974, Section 256D.38.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Kleinbaum, Larson and Solon introduced—

S. F. No. 1350: A bill for an act relating to intoxicating liquor; suspension or revocation of licenses to sell; amending Minnesota Statutes 1974, Section 340.135.

Referred to the Committee on Labor and Commerce.

Messrs. Spear; Keefe, J. and Merriam introduced—

S. F. No. 1351: A bill for an act relating to wild animals; restrictions on trapping or taking thereof; providing a penalty.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Keefe, S.; Josefson and Olhoft introduced—

S. F. No. 1352: A bill for an act relating to highway traffic regulations; lights on vehicles; providing for flashing white lights on emergency vehicles; amending Minnesota Statutes 1974, Section 169.55, Subdivision 1.

Referred to the Committee on Transportation and General Legislation.

Messrs. Keefe, S.; Hansen, Mel and Olson, A. G. introduced—

S. F. No. 1353: A bill for an act relating to elections; providing certain precinct caucus requirements; amending Minnesota Statutes 1974, Sections 202.22, Subdivisions 1 and 3; 202.23, Subdivision 2; and 202.26, Subdivision 2.

Referred to the Committee on Transportation and General Legislation.

Messrs. Keefe, S.; Hansen, Mel and Kleinbaum introduced—

S. F. No. 1354: A bill for an act relating to taxation; providing for the distribution to cities of certain gross earnings tax revenues; appropriating money.

Referred to the Committee on Taxes and Tax Laws.

Mr. Perpich, A. J. introduced—

S. F. No. 1355: A bill for an act relating to Cook county; creating an upper northeast recreational authority and establishing its duties and powers; providing for funding; appropriating money.

Referred to the Committee on Local Government.

Messrs. Humphrey, Ogdahl and Borden introduced—

S. F. No. 1356: A bill for an act relating to the operation of shade tree disease control programs by local governments; providing funds for the control of shade tree disease; establishing a grant-in-aid program under the department of agriculture; appropriating money; amending Minnesota Statutes 1974, Sections 18.022, by adding a subdivision; 18.023, Subdivisions 1, 3, and 4, and by adding a subdivision.

Referred to the Committee on Local Government.

Messrs. Ashbach, Ogdahl and Chenoweth introduced—

S. F. No. 1357: A bill for an act relating to retirement; purchase of prior service credit by certain members of the public employes retirement association.

Referred to the Committee on Governmental Operations.

Messrs. Stokowski, Ogdahl and McCutcheon introduced—

S. F. No. 1358: A bill for an act relating to retirement; authorizing additional contributions by designated officials; amending Minnesota Statutes 1974, Chapter 352D, by adding sections.

Referred to the Committee on Governmental Operations.

Messrs. Moe, Berg and Chmielewski introduced—

S. F. No. 1359: A bill for an act relating to highway traffic regulations; weight limitations on certain vehicles; amending Minnesota Statutes 1974, Sections 169.83, Subdivisions 1, 2 and 3; 169.85; and 169.86, Subdivision 5, and by adding a subdivision; repealing Minnesota Statutes 1974, Section 169.831.

Referred to the Committee on Transportation and General Legislation.

Messrs. Hanson, R.; Willet and Wegener introduced—

S. F. No. 1360: A bill for an act relating to pollution; pollution control agency; providing for more than one standard; amending Minnesota Statutes 1974, Section 116.07, Subdivision 2.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Perpich, A. J. introduced—

S. F. No. 1361: A bill for an act relating to taxation; exempting any 1974 federal income tax rebate from state income taxation.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Doty; Keefe, J. and Tennesen introduced—

S. F. No. 1362: A bill for an act relating to landlords and tenants; retaliatory evictions; amending Minnesota Statutes 1974, Section 566.03.

Referred to the Committee on Judiciary.

Messrs. Olson, H. D.; Knutson and Chmielewski introduced—

S. F. No. 1363: A bill for an act relating to intoxicating and non-intoxicating liquor; age for licensing, sale, purchase, consumption, possession and furnishing; amending Minnesota Statutes 1974, Sections 340.02, Subdivision 8; 340.035, Subdivision 1; 340.119, Subdivision 2; 340.13, Subdivision 12; 340.14, Subdivision 2; 340.355; 340.403, Subdivision 3; 340.73, Subdivision 1; 340.731; 340.78; 340.79; 340.80; and 340.81.

Referred to the Committee on Judiciary. Mr. Hansen, Baldy questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Tennessen and Borden introduced—

S. F. No. 1364: A bill for an act relating to condominiums; providing for registration and disclosure prior to sale; providing penalties; amending Minnesota Statutes 1974, Section 83.26, Subdivision 1; and repealing Minnesota Statutes 1974, Chapter 515.

Referred to the Committee on Labor and Commerce.

Messrs. Schmitz, Bernhagen and Konzemius introduced—

S. F. No. 1365: A bill for an act relating to taxation; authorizing noncontiguous land classified for agricultural uses to be granted homestead status for taxation purposes; amending Minnesota Statutes 1974, Section 273.13, Subdivision 6.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Olhoft, Kowalczyk and Borden introduced—

S. F. No. 1366: A bill for an act relating to commerce; consumer fraud; providing an exclusion for mass media; amending Minnesota Statutes 1974, Sections 325.774, Subdivision 1; and 325.79, Subdivision 3.

Referred to the Committee on Labor and Commerce.

Mrs. Brataas and Messrs. Chmielewski and Hansen, Mel introduced—

S. F. No. 1367: A bill for an act relating to taxation; providing a general income tax credit; amending Minnesota Statutes 1974, Section 290.06, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Mrs. Brataas and Messrs. Gearty and Blatz introduced—

S. F. No. 1368: A bill for an act relating to taxation; exempting any 1974 federal income tax rebate from state income taxation.

Referred to the Committee on Taxes and Tax Laws.

Mrs. Brataas and Messrs. Willet and Frederick introduced—

S. F. No. 1369: A bill for an act relating to taxation; providing an income tax credit for certain home maintenance expenditures; appropriating money; amending Minnesota Statutes 1974, Chapter 290, by adding sections.

Referred to the Committee on Taxes and Tax Laws.

Mr. Chmielewski introduced—

S. F. No. 1370: A bill for an act relating to the town of Herman-

town; permitting the town of Hermantown to levy a special assessment on property not located within the town using water from the town waterworks.

Referred to the Committee on Local Government.

Messrs. Blatz, Bang and Kirchner introduced—

S. F. No. 1371: A bill for an act relating to elections; permitting electronic voting systems for absentee voters; amending Minnesota Statutes 1974, Section 206.07, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Messrs. Blatz, Bang and Kirchner introduced—

S. F. No. 1372: A bill for an act relating to the city of Bloomington; authorizing the city council to grant certain powers and duties to the commission on human relations, director, and department of civil rights and to subject certain areas of city government to the civil rights ordinance.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Nelson, North and Ashbach introduced—

S. F. No. 1373: A bill for an act relating to state government; providing for the establishment of a statewide forms management program within the department of administration designed to obtain and maintain a simplification and reduction in forms used within state agencies.

Referred to the Committee on Governmental Operations.

Mr. Chmielewski introduced—

S. F. No. 1374: A bill for an act relating to taxation; sales and use tax; exemptions; exempting the gross receipts from the operation of bingo games conducted by veteran organizations; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Mr. Chmielewski introduced—

S. F. No. 1375: A bill for an act relating to counties; county sheriffs; fees for boarding prisoners in county jails; amending Minnesota Statutes 1974, Sections 387.20, Subdivisions 5 and 6; and 641.12; repealing Minnesota Statutes 1974, Sections 641.11, and 641.13.

Referred to the Committee on Local Government.



Messrs. Brown and Stassen introduced—

S. F. No. 1376: A bill for an act relating to labor; public employees labor relations act; establishing special arbitration procedures for teachers; limiting financial awards to teachers; amending Minnesota Statutes 1974, Chapter 179, by adding a section.

Referred to the Committee on Labor and Commerce.

Messrs. Pillsbury and Frederick introduced—

S. F. No. 1377: A bill for an act relating to taxation; affording alternative relief from the assessment of homestead property.

Referred to the Committee on Taxes and Tax Laws.

Mr. McCutcheon introduced—

S. F. No. 1378: A bill for an act relating to licensing; state licensing of appraisers and planners; amending Minnesota Statutes 1974, Sections 326.02, Subdivisions 1, 5 and by adding subdivisions; 326.03, Subdivision 1; 326.04; 326.05; 326.07; 326.08, Subdivision 2; 326.09; 326.10, Subdivisions 1, 2 and 7; 326.11, Subdivision 1; 326.12; 326.13; and 326.14.

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. Perpich, A. J.; Arnold and Perpich, G. introduced—

S. F. No. 1379: A bill for an act relating to economic development; participation in federal programs by the area redevelopment agency; appropriating money; amending Minnesota Statutes 1974, Section 472.13, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Messrs. Perpich, A. J. and Perpich, G. introduced—

S. F. No. 1380: A bill for an act relating to public utilities; requiring municipalities furnishing gas and electric service to furnish safe, adequate, efficient and reasonable service; providing for reasonable notice of discontinuance of public utility services; amending Minnesota Statutes 1974, Section 216B.04.

Referred to the Committee on Labor and Commerce.

Mr. Olhoft introduced—

S. F. No. 1381: A bill for an act relating to appropriations; appropriating money to the Minnesota pollution control agency for carrying out the provisions of Minnesota Statutes, Chapter 116F.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Olhoft introduced—

S. F. No. 1382: A bill for an act relating to crimes and criminals; sale or exhibition to minors of indecent materials; providing penalties.

Referred to the Committee on Judiciary.

Mr. Chenoweth, for the Committee on Metropolitan and Urban Affairs, introduced—

S. F. No. 1383: A bill for an act relating to metropolitan government; regulating solid waste; amending Laws 1975, Chapter 13, Sections 1, by adding subdivisions; 11, Subdivision 1; 42, Subdivision 1; 139; 140, Subdivision 1; 141; 142; 143; and 144; and by adding sections; repealing Laws 1975, Chapter 13, Section 140, Subdivision 2.

Under the rules of the Senate, laid over one day.

#### 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. 228 and 613.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned April 3, 1975

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED, by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 226: A bill for an act relating to employment services; unemployment compensation; administrative expense; amending Minnesota Statutes 1974, Section 268.05, Subdivision 5.

S. F. No. 226 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned April 3, 1975

Mr. Coleman moved that S. F. No. 226 be laid on the table. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 278.

H. F. No. 278: A bill for an act relating to pharmacy and drugs; authorizing pharmacists to dispense generically equivalent drugs in lieu of prescribed brand name legend drugs unless the prescribing practitioner instructs otherwise; providing penalties; amending Minnesota Statutes 1974, Sections 151.01, by adding subdivisions; 151.21; 151.38; and Chapter 151, by adding a section.

And the House respectfully requests that a Conference Committee of five members be appointed thereon:

Carlson, L.; Faricy; Casserly; Sieben, M., and McCauley have been appointed as such committee on the part of the House.

House File No. 278 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 3, 1975

Mr. Milton moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 278, 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. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 153, 229, 231, 306, 669 and 740.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted April 3, 1975

#### FIRST READING OF HOUSE BILLS

The following bills were read the first time and referred to the committees indicated.

H. F. No. 153: A bill for an act relating to elections; prohibiting interference with candidacy; permitting public officials time off to attend meetings of their public offices; prohibiting retaliatory action by employers; amending Minnesota Statutes 1974, Section 211.10.

Referred to the Committee on Rules and Administration.

H. F. No. 229: A bill for an act relating to taxes on or measured by net income; appropriating money; amending Minnesota Statutes 1974, Chapter 290, by adding a section; Sections 290.01, Subdivisions 8, 20, 21, and 22; and by adding subdivisions; 290.02; 290.06, Subdivisions 2c and 11; 290.0601, Subdivisions 6 and 9; 290.061; 290.086, Subdivision 7; 290.09, Subdivisions 4 and 15;

290.16, by adding a subdivision; 290.21, Subdivision 4; 290.26; 290.50, Subdivisions 1, 2, 3 and 5; 290.92, Subdivisions 6 and 19; 290.931, Subdivision 1; 290.933, Subdivision 1; 290.972, Subdivision 2; 290.983, Subdivision 1; 290.985; repealing Minnesota Statutes 1974, Sections 290.072; 290.08, Subdivisions 9, 10, 11, 15, 16, 17, 18 and 22; 290.0801; and 290.931, Subdivision 2.

Referred to the Committee on Rules and Administration.

H. F. No. 231: A bill for an act relating to motor vehicles; authorizing the issuance of special license plates to physically handicapped persons; amending Minnesota Statutes 1974, Section 168.021.

Referred to the Committee on Finance.

H. F. No. 306: A bill for an act relating to children; requiring reports of maltreatment of minors to be filed by certain individuals; authorizing reports to be filed by citizens under certain circumstances; prescribing penalties for failing to report or falsifying reports; amending Minnesota Statutes 1974, Chapters 626, by adding a section; repealing Minnesota Statutes 1974, Section 626.554.

Referred to the Committee on Health, Welfare and Corrections.

H. F. No. 669: A bill for an act relating to taxation; assessment and collection of personal property taxes on mobile homes; amending Minnesota Statutes 1974, Section 273.13, Subdivision 3; and Chapter 274, by adding a section.

Referred to the Committee on Taxes and Tax Laws.

H. F. No. 740: A bill for an act appropriating money to the department of administration for the restoration and rehabilitation of the capitol building.

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 on S. F. Nos. 829, 431 and 275 and reports pertaining to appointments. The motion prevailed.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 699: 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; providing a better procedure for abandonment of ditches in urban areas; providing for the termination of activities of conservancy districts; amending Minnesota Statutes 1974, Sections 106.011, Subdivisions 1, 4, 16 and 17; 106.015, Subdivision 5; 106.021, Subdivision 1; 106.031, Subdivision 1; 106.041; 106.091, Subdivision 1; 106.101, Subdivision 1; 106.121, Subdivision 8; 106.131; 106.141, Subdivision 2; 106.161; 106.171, Subdivisions 1 and 2; 106.191, Subdivision 3; 106.211; 106.221, Subdivision 1; 106.231, Subdivision 1; 106.251; 106.281; 106.291; 106.301; 106.321; 106.331; 106.401; 106.431, Subdivision 2; 106.471, Subdivisions 1, 2, 3, 4 and 7; 106.501, Subdivisions 1 and 2; 106.511; 106.521; 106.531; 106.551; 106.561, Subdivisions 1 and 2; 106.601; 106.631, Subdivision 5; 106.651; 106.661; and 112.76; repealing Minnesota Statutes 1974, Sections 106.011, Subdivisions 5, 6, 7, 8 and 9; 106.015, Subdivisions 3 and 4; 106.021, Subdivision 5; 106.231, Subdivision 7; 111.01 to 111.42.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 27, after "*undertaken*" insert "*pursuant to section 106.021, subdivision 3,*"

Page 7, line 30, after "106.021," insert "*subdivision 6,*"

Page 19, line 23, after "*outlet*" insert "*subject to permits for changes in the course, current or cross section of public waters as provided in Minnesota Statutes, Section 105.42*"

Page 28, line 18, strike "*order*" and insert "*findings of the drainage authority required in clause (b) of this subdivision*"

Page 33, line 25, strike "Statute" and insert "Statutes"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1088: A bill for an act relating to natural resources; authorizing the establishment of additional state trails; amending Minnesota Statutes 1974, Section 85.015, Subdivision 13.

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

S. F. No. 829: A bill for an act relating to state colleges; permitting the state college board to designate certain colleges as state universities.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 6, strike "may" and insert "shall"

Page 1, line 7, strike "one or more of"

Page 1, line 7, strike "designated under" and insert "as defined in"

Page 1, line 8, strike "a"

Page 1, line 8, strike "university" and insert "universities."

Page 1, strike line 9

Page 1, line 10, strike "college" and insert "The colleges"

Page 1, line 10, after "shall" insert ", as a system,"

Page 1, line 10, strike "masters" and insert "graduate"

Page 1, line 11, after "and" insert "/or"

Page 1, line 20, strike "a" and insert "the"

Page 1, line 21, strike "college" and insert "colleges"

Page 1, line 21, strike "a"

Page 1, line 21, strike "university" and insert "universities"

Page 2, line 1, strike "and college"

Page 2, after line 1, insert:

"Subd. 4. The state college board shall obtain the concurrence of each institution in designating the name of that institution and may use either, or both, the state and community names in the name of each institution."

Page 2, line 2, strike "a" and insert "the"

Page 2, line 3, strike "college" and insert "colleges"

Page 2, line 3, strike "a"

Page 2, line 3, strike "university" and insert "universities"

Page 2, line 9, strike "and college"

Page 2, line 9, after "board" insert ", and change the name of the individual colleges to the names designated pursuant to section 1, subdivision 4"

Page 2, after line 9 insert:

"Sec. 3. Minnesota Statutes 1974, Section 136.01 is amended to read:

136.01 [DESIGNATION.] The following educational institutions in this state have been designated as state colleges: Winona State College, Mankato State College, St. Cloud State College, Moorhead State College, Bemidji State College, and Southwest State College and Metropolitan State College are designated state universities."

Underline all new language in the bill.

Amend the title as follows:

Page 1, line 2, strike "permitting" and insert "requiring"

Page 1, line 4, after "universities" insert "; amending Minnesota Statutes 1974, Section 136.01"

And when so amended the bill do pass. Mr. Gearty questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Hughes from the Committee on Education, to which was referred the following appointment as reported in the Journal for March 3, 1975:

#### STATE BOARD OF COMMUNITY COLLEGES

Mrs. Toyse A. Kyle

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. The motion prevailed.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 127: A bill for an act relating to game and fish; authorizing the commissioner of natural resources to issue special permits for fishing contests; amending Minnesota Statutes 1974, Section 98.48, 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 1974, Section 101.42, is amended by adding a subdivision to read:

*Subd. 21. Except as may be authorized by commissioner's order, it is unlawful for any person to conduct a fishing contest on any waters of this state without a permit issued pursuant to this subdivision by the commissioner of natural resources. The commissioner, by order promulgated pursuant to section 97.53, shall establish such limitations on fishing contests as he deems desirable for the preservation, protection, and propagation of fish and fish habitat. Any permit which the commissioner may issue pursuant to the limitations so established shall be issued without fee. The commissioner must either grant or deny the permit within 14 days, excluding holidays, after receipt of the permit application or the application is deemed granted.*

*Sec. 2. This act is effective January 1, 1976. However, before the effective date the commissioner may promulgate the order specified in section 1, which order may not become effective before the effective date of this act."*

Amend the title as follows:

Line 3, after "resources" insert "to establish limitations on fishing contests and"

Line 5, strike "98.48" and insert "101.42"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 66: A bill for an act relating to game and fish; providing permanent permits for certain handicapped hunters; amending Minnesota Statutes 1974, Section 98.48, Subdivision 12.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, after "vehicle," insert "*which permits shall include the privilege of transporting uncased but unloaded firearms,*"

Page 1, line 18, strike everything after "subdivision."

Page 1, strike lines 19 and 20

Amend the title as follows:

Line 2, strike "providing"

Line 3, strike "permanent permits for" and insert "authorizing"

Line 4, after "hunters" insert "to transport uncased but unloaded firearms"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 869: A bill for an act relating to St. Louis county; providing for the disposition of the proceeds from the sale or rental of tax forfeited lands or from the sale of any products therefrom.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 17, strike "or to" and insert ". Prior to the distribution of any of the above receipts or funds from the sale of tax forfeited lands a ten percent reservation shall be withheld; the reserve not to exceed \$200,000. This reserve shall be used only when expenses exceed receipts. When receipts again exceed expenses the reserve fund shall be replenished as the ten percent contribution will provide. Funds from the balance remaining may"

Page 2, line 22, strike "corporations" and insert "organizations"



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. 759: A bill for an act relating to welfare; requiring the commissioner of public welfare to negotiate an agreement transferring the Lake Owasso Children's Home from the state to Ramsey county; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 15, insert:

"The agreement shall also provide that all employees of the Lake Owasso Children's Home shall continue as employees of the home without loss in benefits, salaries, or rights."

Page 1, line 16, strike "\$ . . . . ." and insert "\$454,775"

Page 1, after line 20, insert:

"Sec. 3. Minnesota Statutes 1974, Section 252.025, Subdivision 3, is repealed."

Further, amend the title as follows:

Page 1, line 5, after "money" and before the period insert " ; repealing Minnesota Statutes 1974, Section 252.025, Subdivision 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. 635: A bill for an act relating to pharmacy; prescription drugs; prohibiting unfair price discrimination; amending Minnesota Statutes 1974, Section 151.061, 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. 431: A bill for an act relating to public health; establishing the office of director of health care delivery services for migrating Indians.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Mr. Gearty questioned the reference thereon and, under Rule 35, the bill was 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. 700: A bill for an act relating to health; providing for the establishment and operation of clinics for migrant workers; appropriating money; amending Minnesota Statutes 1974, Chapter 144, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 3, strike "\$ . . . . . ." and insert "\$269,138"

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. 37: A bill for an act relating to education; establishing and prescribing duties for the Minnesota commission for children, youth and families; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, strike "COMMISSION" and insert "COUNCIL"

Page 1, line 13, after "established" insert "as an advisory agency to the legislature"

Page 1, line 13, strike "commission for children, youth and families" and insert "council for the family"

Page 1, line 14, strike "30" and insert "19"

Page 1, line 14, after "members" insert "whose membership shall be so comprised as to reasonably reflect the population distribution of the state as it relates to the sexes"

Page 1, line 14, strike "Ten" and insert "Five"

Page 1, line 15, strike ", and 10" and insert "including members of two-parent and single-parent families. Four members"

Page 1, line 16, after "from" insert "a representative cross-section of the various types of"

Page 2, line 7, strike everything after the first "the" and insert "council."

Page 2, strike lines 8 and 9 and insert "The council"

Page 2, line 10, strike "voting" and insert "legislator"

Page 2, line 12, strike "Each member of the" and insert "The members of the legislature on the council shall serve at the pleasure of the committee on committees or the speaker, as appropriate. The non-legislator voting members of the council may be removed at any time by the governor (1) for cause after notice and hearing or (2) after missing three consecutive sched-

uled meetings. The chairman of the council shall inform the governor of a member missing the three consecutive meetings. After the second consecutive missed meeting and before the next meeting, the secretary of the council shall notify the member in writing that he may be removed if he misses the next meeting”

Page 2, strike lines 13 to 16

Page 2, line 17, strike “governor”

Page 2, line 18, strike “The senate and”

Page 2, strike lines 19 to 23

Page 2, line 24, strike “The commission”

Page 2, strike lines 25 to 29

Page 2, line 30, strike “recommendation of the executive director,”

Page 2, line 30, strike “commission” and insert “council”

Page 2, line 31, strike “shall approve employment of” and insert “may employ employees of the legislature, an executive director and”

Page 2, line 32, strike “the commission deems”

Page 2, line 32, strike everything after the period and insert “The council shall use the available facilities and personnel of the legislature unless the council determines a special need exists for the use of other personnel or facilities”

Page 3, strike lines 1 to 5

Page 3, line 6, strike “15A.211”

Page 3, line 9, strike “commission” and insert “council”

Page 3, line 10, strike “commission” and insert “council”

Page 3, line 11, strike “commission” and insert “council”

Page 3, strike lines 18 and 19 and insert “council may appoint advisory”

Page 3, line 20, strike “councils and”

Page 3, line 20, strike “give detailed attention” and insert “advise the council on specific problems and concerns relating”

Page 3, line 21, strike “The”

Page 3, strike lines 22 to 24

Page 3, line 25, strike “commission” and insert “council”

Page 3, line 26, after “following” insert “advisory”

Page 3, line 27, strike “the governor,”

Page 3, line 27, strike “, state”

Page 3, line 28, strike "agencies, and the public"

Page 3, line 29, after "nuclear" insert "or immediate"

Page 4, line 16, strike "commission" and insert "council"

Page 4, line 17, strike "at least once every three months" and insert "as often as necessary"

Page 4, line 19, strike "Commission" and insert "Council"

Page 4, line 19, after "members" insert "who are not public employees"

Page 4, strike lines 20 to 23 and insert "receive \$25 per day spent on council activities. Public employees and legislators on the council shall not be entitled to the per diem but they shall suffer no loss in compensation from the state or a political subdivision resulting from their service on the council. All members shall be entitled to expenses in the same manner and amount as provided for state employees unless such expenses are reimbursed from another source."

Page 4, line 25, strike "commission" and insert "council"

Page 4, line 25, strike "children, youth and families" and insert "the family"

Page 4, line 26, strike "\$150,000" and insert "\$75,000"

Page 4, line 29, strike "16.17" and insert "16A.28"

Page 4, after line 32, insert:

"Sec. 10. This act shall be effective July 1, 1975, and shall expire June 30, 1980."

Amend the title as follows:

Page 1, line 2, after "to" insert "family development and"

Page 1, line 3, strike "Minnesota commission" and insert "council for the family"

Page 1, line 4, strike "for children, youth and families"

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. 320: A bill for an act relating to taxation and natural resources; changing the percentage of unrefunded gasoline excise taxes attributable to snowmobile operation; amending Minnesota Statutes 1974, Section 296.16, Subdivision 1; and 296.421, Subdivision 7.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 20, strike "that"

Page 2, line 6, strike "that"

Page 2, after line 11, insert:

"Sec. 2. Minnesota Statutes 1974, Section 296.421, Subdivision 6, is amended to read:

Subd. 6. [DISTRIBUTION OF UNREFUNDED TAX FOR SNOWMOBILE PURPOSES.] The amount of tax paid on gasoline used for snowmobile purposes as computed in subdivision 7 shall be paid into the state treasury and credited to the general fund. There is hereby appropriated from the general fund to the commissioner of natural resources for the biennium ending June 30, ~~1975~~ 1977, the sum of ~~\$1,045,000~~ \$2,090,000 for the following purposes:

(a) ~~\$200,000~~ \$650,000 shall be paid in grants in aid to local units of government for purposes of enforcement of laws relating to snowmobiles and for the construction of snowmobile trails.

(b) ~~\$627,000~~ \$790,000 shall be allocated by the department for the provision and maintenance of snowmobile trails and trails to be used exclusively for non-motorized recreation.

(c) ~~\$200,000~~ \$650,000 shall be allocated by the department for the provision of access to snowmobile trails and the provision of snowmobile areas in those parts of the state where trails prove unfeasible to provide.

The commissioner of natural resources shall exercise care and discretion in establishing snowmobile trails to the end that the trails will be distributed equitably throughout the state for the recreational use of the people and the preservation of natural wild areas."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, strike "and natural resources"

Page 1, line 3, strike "changing" and insert "increasing"

Page 1, line 6, after "296.421," strike "Subdivision" and insert "Subdivisions 6 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. 816: A bill for an act relating to towns; requiring towns to file financial reports with the state auditor; amending Minnesota Statutes 1974, Section 366.22.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, strike "town" and insert "annual"

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. 582: A bill for an act relating to towns; authorizing towns to acquire land for park and recreation purposes; amending Minnesota Statutes 1974, Section 368.01, Subdivision 24.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, after "land" insert "within the town"

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. 1039: A bill for an act relating to plats and surveys in Olmsted county; providing for approval by the county surveyor and providing for a fee.

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. 1038: A bill for an act relating to Olmsted county; providing for the filing of surveys with the county surveyor.

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. 871: A bill for an act relating to St. Louis County; providing for the donation of Mesabi nursing home to range hospital corporation, a nonprofit corporation.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 7, strike "the Mesabi home,"

Page 1, line 9, before "more" insert "the Mesabi home which is"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 275: A bill for an act relating to commerce; creating a commission on small business; describing its duties; appropriating funds for its operation.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, after "farms" insert "and small cooperatives"

Page 2, line 3, after "farms" insert ", manufacturers, wholesalers, retailers, tourism and service businesses"

Page 2, delete line 7 and insert "commissioner of the department of economic development."

Page 2, line 23, after "planning," insert "education"

Page 3, line 2, strike "STATE PLANNING AGENCY" and insert "DEPARTMENT OF ECONOMIC DEVELOPMENT"

Page 3, line 3, delete "state planning agency" and insert "department of economic development"

Page 3, delete lines 5 through 7

Page 3, line 11, delete "state planning agency" and insert "department of economic development"

Page 3, line 12, after "of" strike "\$ . . . ." and insert "\$60,000"

Page 3, after line 13, insert:

"Sec. 10. [EFFECTIVE DATE.] This act shall become effective on the day following its final enactment."

Renumber the sections in sequence

And when so amended the bill do pass and be re-referred to the Committee on Finance. Mr. Gearty questioned the reference thereon and, under Rule 35, the bill was 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. 659: A bill for an act relating to economic development; authorizing planning grants by the department of economic development; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 5, insert:

"Section 1. [DEFINITIONS.] (a) For purposes of sections 1 to 3, "eligible community, area or neighborhood" shall mean those with high concentrations of poverty and physical deterioration, indices of which may include:

(1) median family income substantially below that of the general community;

(2) high levels of unemployment or underemployment;

(3) high levels of dependency, as measured by numbers of families receiving public assistance or food stamps, numbers of families headed by a single parent, or numbers of elderly couples or widowed individuals;

(4) high percentages of substandard housing or old housing stock or absence of new construction;

(5) low or declining tax base, loss of commercial and industrial jobs, or the absence of economic expansion or socially destructive expansion;

(b) "Appreciable impact" shall mean arresting tendencies toward dependency, chronic unemployment and community deterioration.

(c) "Community development corporation" shall mean a non-public corporation representative of and responsive to the residents of the community, area or neighborhood served. The community development corporation shall have a broad base of support in the community, a board of directors of which a majority must be low-income residents, and must have either a direct community membership structure or a membership structure drawn from constituent community organizations."

Page 1, line 7, strike "a" and insert "an eligible"

Page 1, line 8, strike "having a high concentration of low income"

Page 1, strike lines 9, 10, and 11

Page 1, line 12, strike "neighborhood served by the organization"

Page 1, line 15, insert a comma after "Establish"

Page 1, line 15, strike "and"

Page 1, line 15, after "fund" insert "and operate"

Page 1, line 20, after "a" insert "comprehensive"

Page 2, line 5, after "section." strike "A" and insert "Grants will be awarded on a one year renewable basis."

Page 2, strike line 6

Page 2, line 7, strike "or \$60,000 in any one year."

Page 2, line 11, after "In" insert "awarding and"

Page 2, line 11, strike "the applications" and insert "economic development grants"

Page 2, line 24, after "by" insert "the employees and"

Page 2, line 28, after the semicolon strike "and"

Page 2, line 31, strike the period and insert "; and"



Page 2, after line 31, insert:

“(e) Such projects and plans are not duplicative or inconsistent with existing projects or plans of local, regional or state planning authorities.”

Page 3, line 1, strike “\$600,000” and insert “\$700,000”

Renumber the sections.

Amend the title as follows:

Page 1, line 3, strike “planning” and insert “economic development”

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. 881: A bill for an act relating to commerce; providing disclosure obligations in personal solicitation of sales; providing penalties.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, strike “that” and insert “the same”

Page 2, line 12, after “sell” insert “, and that an attempt will be made to sell the identified goods or services”

Page 2, line 15, strike “and a photograph of the seller”

Page 2, line 18, after the period insert “Non-profit organizations and their uncompensated agents are exempt from the requirement of showing identification cards.”

Page 2, line 19, strike “FOR VIOLATION” and insert “; REMEDIES”

Page 2, line 21, after “penalties” insert “and remedies”

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. 153 for proper reference, recommends the above House File be re-referred to its respective Committee as follows:

H. F. No. 153 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. 699, 1088, 127, 66, 869, 635, 320, 816, 582, 1039, 1038, 871 and 881 were read the second time.

**MOTIONS AND RESOLUTIONS**

Mr. Josefson moved that S. F. No. 461 be withdrawn from the Committee on Finance and re-referred to the Committee on Governmental Operations. The motion prevailed.

Mr. Spear moved that the name of Mrs. Brataas be added as co-author to S. F. No. 1223. The motion prevailed.

Mr. Tennessen moved that the name of Mr. Ogdahl be added as co-author to S. F. No. 1364. The motion prevailed.

Mr. Hansen, Baldy moved that the report from the Committee on Labor and Commerce, reported March 27, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Hansen, Baldy moved that the foregoing report be now adopted. The motion prevailed.

**CONFIRMATION**

Mr. Hansen, Baldy moved that in accordance with the report from the Committee on Labor and Commerce, reported March 27, 1975, the Senate, having advised with, do now consent to and confirm the appointment of:

**OCCUPATIONAL SAFETY AND HEALTH REVIEW BOARD**

Kenneth Sovereign, 4415 Olson Lake Trail North, North St. Paul, Ramsey County, appointed effective February 26, 1975, for a term expiring August 29, 1975.

The motion prevailed. So the appointment was confirmed.

Mr. Hansen, Baldy moved that the report from the Committee on Labor and Commerce, reported March 27, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Hansen, Baldy moved that the foregoing report be now adopted. The motion prevailed.

**CONFIRMATION**

Mr. Hansen, Baldy moved that in accordance with the report from the Committee on Labor and Commerce, reported March 27, 1975, the Senate, having advised with, do now consent to and confirm the appointment of:

**DIRECTOR OF THE DIVISION OF CONSUMER SERVICES,  
DEPARTMENT OF COMMERCE**

Sherry Chenoweth, 1126 Ivy Street, St. Paul, Ramsey County, appointed effective January 6, 1975, for a term expiring January 1, 1979.

The question being taken on the adoption of the motion,

And the roll being called, there were yeas 51 and nays 5, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Larson	Olson, J. L.	Spear
Arnold	Dunn	Laufenburger	O'Neill	Stassen
Ashbach	Fitzsimons	Lewis	Patton	Stokowski
Bernhagen	Gearty	McCutcheon	Perpich, A. J.	Stumpf
Blatz	Hansen, Baldy	Milton	Perpich, G.	Tennessee
Borden	Hughes	Moe	Pillsbury	Wegener
Brataas	Humphrey	Nelson	Purfeerst	Willet
Chmielewski	Keefe, J.	North	Renneke	
Coleman	Kleinbaum	Ogdahl	Schaaf	
Conzemius	Knutson	Olhoff	Schmitz	
Davies	Kowalczyk	Olson, A. G.	Solon	

Those who voted in the negative were:

Bang	Frederick	Jensen	Josefson	Schrom
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The motion prevailed. So the appointment was confirmed.

**MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Laufenburger moved that the report from the Committee on Transportation and General Legislation, reported April 3, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Laufenburger moved that the foregoing report be now adopted. The motion prevailed.

**CONFIRMATION**

Mr. Laufenburger moved that in accordance with the report from the Committee on Transportation and General Legislation, reported April 3, 1975, the Senate, having advised with, do now consent to and confirm the appointment of:

**COMMISSIONER OF DEPARTMENT OF VETERANS AFFAIRS**

Russell Green, 3957 - 25th Avenue South, Minneapolis, Hennepin County, effective March 3, 1975, for a term expiring January 1, 1979.

The motion prevailed. So the appointment was confirmed.

**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 immediately after the Calendar of Ordinary Matters. The motion prevailed. So the rules were suspended.

Mr. Coleman introduced—

Senate Resolution No. 20: A Senate resolution relating to expenses of Senate interns.

BE IT RESOLVED, by the Senate, that for the 1975 session of the 69th Legislature, each member of the Senate is entitled to be reimbursed for the cost of meals and transportation furnished by him to any volunteer interns assisting with his work, up to a maximum of \$10 during each week the Legislature is in session.

Requests for reimbursement shall be submitted to the Secretary of the Senate monthly on forms provided for this purpose and shall include a certification by the member that the amounts for which reimbursement is sought have been paid to his interns.

The Secretary of the Senate shall prepare and issue warrants for payment of intern expenses from the Senate Legislative Expense Fund.

Mr. Coleman moved the adoption of the foregoing resolution.

The question being taken on the adoption of the resolution,

And the roll being called, there were yeas 47 and nays 17, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Lewis	O'Neill	Spear
Arnold	Fitzsimons	McCutcheon	Patton	Stassen
Bang	Gearty	Milton	Perpich, A. J.	Stokowski
Brataas	Hanson, R.	Moe	Perpich, G.	Stumpf
Brown	Hughes	Nelson	Pillsbury	Tennessee
Chenoweth	Humphrey	North	Purfeerst	Wegener
Chmielewski	Keefe, J.	Ogdahl	Schaaf	Willet
Coleman	Keefe, S.	Olhoff	Schmitz	
Conzemius	Kleinbaum	Olson, A. G.	Sillers	
Davies	Laufenburger	Olson, H. D.	Solon	

Those who voted in the negative were:

Ashbach	Dunn	Jensen	Kowalczyk	Renneke
Berg	Frederick	Josefson	Larson	Schrom
Bernhagen	Hansen, Baldy	Knutson	Olson, J. L.	Ueland
Blatz	Hansen, Mel			

The motion prevailed. So the resolution was adopted.

### THIRD READING OF SENATE BILLS

S. F. No. 161: A bill for an act relating to highway traffic regulations; required equipment on certain vehicles; amending Minnesota Statutes 1974, Section 169.733.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 31 and nays 33, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kleinbaum	Perpich, G.	Stumpf
Arnold	Doty	Laufenburger	Purfeerst	Tennessen
Borden	Gearty	Lewis	Schaaf	Willet
Brown	Hansen, Baldy	Ogdahl	Schmitz	
Chenoweth	Hansen, Mel	Olson, A. G.	Solon	
Chmielewski	Hughes	Olson, H. D.	Spear	
Conzemius	Keefe, S.	Perpich, A. J.	Stassen	

Those who voted in the negative were:

Ashbach	Dunn	Knutson	North	Schrom
Bang	Fitzsimons	Kowalczyk	Olhoft	Sillers
Berg	Frederick	Larson	Olson, J. L.	Stokowski
Bernhagen	Hanson, R.	McCutcheon	O'Neill	Ueland
Blatz	Humphrey	Milton	Patton	Wegener
Brataas	Josefson	Moe	Pillsbury	
Coleman	Keefe, J.	Nelson	Renneke	

So the bill failed to pass.

S. F. No. 326: A bill for an act relating to real estate brokers and salespersons; providing licensure exemption for sellers of franchises; increasing education requirements; providing for reciprocity for licensees from other jurisdictions; modifying trust account requirements; amending Minnesota Statutes 1974, Sections 82.18; 82.19, Subdivision 3; 82.22, Subdivision 6, and by adding a subdivision; and 82.24, 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 1, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	Ogdahl	Schmitz
Arnold	Davies	Keefe, S.	Olhoft	Schrom
Ashbach	Doty	Kleinbaum	Olson, A. G.	Sillers
Bang	Dunn	Knutson	Olson, H. D.	Solon
Berg	Fitzsimons	Kowalczyk	Olson, J. L.	Spear
Bernhagen	Frederick	Larson	O'Neill	Stassen
Blatz	Gearty	Laufenburger	Patton	Stokowski
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Stumpf
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Tennessen
Brown	Hughes	Milton	Pillsbury	Ueland
Chenoweth	Humphrey	Moe	Purfeerst	Wegener
Chmielewski	Jensen	Nelson	Renneke	Willet
Coleman	Josefson	North	Schaaf	

Mr. Hansen, Baldy voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 343: A bill for an act relating to the department of public welfare; requiring the boundaries of community mental health boards to be consistent with the boundaries of the economic development regions; changing the composition of community mental health boards; amending Minnesota Statutes 1974, Sections 245.62; 245.63; and 245.66.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 40 and nays 22, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Knutson	Ogdahl	Schmitz
Arnold	Conzemius	Kowalczyk	Olhoft	Sillers
Ashbach	Gearty	Larson	O'Neill	Solon
Bang	Hansen, Mel	Laufenburger	Patton	Spear
Blatz	Hughes	Lewis	Perpich, G.	Stassen
Borden	Humphrey	Milton	Pillsbury	Stokowski
Brataas	Keefe, S.	Nelson	Purfeerst	Stumpf
Chmielewski	Kleinbaum	North	Schaaf	Ueland

Those who voted in the negative were:

Berg	Dunn	Jensen	Olson, J. L.	Wegener
Bernhagen	Fitzsimons	Josefson	Perpich, A. J.	Willet
Brown	Frederick	Keefe, J.	Renneke	
Davies	Hansen, Baldy	Moe	Schrom	
Doty	Hanson, R.	Olson, H. D.	Tennessee	

So the bill passed and its title was agreed to.

S. F. No. 524: A bill for an act relating to health; amending the definition of review organization; confidentiality of records; amending Minnesota Statutes 1974, Sections 145.61, Subdivision 5; and 145.64.

Was read the third time 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	Conzemius	Josefson	North	Schaaf
Arnold	Davies	Keefe, J.	Ogdahl	Schmitz
Ashbach	Doty	Keefe, S.	Olhoft	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	Fitzsimons	Knutson	Olson, H. D.	Solon
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Spear
Blatz	Gearty	Larson	O'Neill	Stassen
Borden	Hansen, Baldy	Laufenburger	Patton	Stokowski
Brataas	Hansen, Mel	Lewis	Perpich, A. J.	Stumpf
Brown	Hanson, R.	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Hughes	Milton	Pillsbury	Ueland
Chmielewski	Humphrey	Moe	Purfeerst	Wegener
Coleman	Jensen	Nelson	Renneke	Willet

So the bill passed and its title was agreed to.

S. F. No. 72: A bill for an act relating to elections; permitting the use of a petition in lieu of filing fees; amending Laws 1975, Chapter 5, Section 15, 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 47 and nays 17, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Jensen	Olhoff	Spear
Arnold	Doty	Keefe, J.	Olson, A. G.	Stassen
Bang	Dunn	Keefe, S.	Olson, H. D.	Stokowski
Blatz	Frederick	Kleinbaum	Olson, J. L.	Stumpf
Borden	Gearty	Lewis	Patton	Tennessee
Brown	Hansen, Baldy	McCutcheon	Perpich, A. J.	Ueland
Chenoweth	Hansen, Mel	Milton	Perpich, G.	Willet
Chmielewski	Hanson, R.	Moe	Purfeerst	
Coleman	Hughes	Nelson	Schaaf	
Conzemius	Humphrey	North	Schmitz	

Those who voted in the negative were:

Berg	Josefson	Laufenburger	Pillsbury	Sillers
Bernhagen	Knutson	Ogdahl	Renneke	Solon
Brataas	Kowalczyk	O'Neill	Schrom	Wegener
Fitzsimons	Larson			

So the bill passed and its title was agreed to.

S. F. No. 499: A bill for an act relating to insurance; authorizing an insurer to refuse to renew an automobile insurance policy under certain circumstances; amending Minnesota Statutes 1974, Section 65B.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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	North	Schaaf
Arnold	Davies	Keefe, J.	Ogdahl	Schmitz
Ashbach	Doty	Keefe, S.	Olhoff	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	Fitzsimons	Knutson	Olson, H. D.	Solon
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Spear
Blatz	Gearty	Larson	O'Neill	Stassen
Borden	Hansen, Baldy	Laufenburger	Patton	Stokowski
Brataas	Hansen, Mel	Lewis	Perpich, A. J.	Stumpf
Brown	Hanson, R.	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Hughes	Milton	Pillsbury	Ueland
Chmielewski	Humphrey	Moe	Purfeerst	Wegener
Coleman	Jensen	Nelson	Renneke	Willet

So the bill passed and its title was agreed to.

S. F. No. 396: A bill for an act relating to certain nonprofit corporations; permitting expense reimbursement to child caring agencies for services related to adoptions; amending Minnesota Statutes 1974, Section 317.65, 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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	North	Schaaf
Arnold	Davies	Keefe, J.	Ogdahl	Schmitz
Ashbach	Doty	Keefe, S.	Olhoft	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	Fitzsimons	Knutson	Olson, H. D.	Solon
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Spear
Blatz	Gearty	Larson	O'Neill	Stassen
Borden	Hansen, Baldy	Laufenburger	Patton	Stokowski
Brataas	Hansen, Mel	Lewis	Perpich, A. J.	Stumpf
Brown	Hanson, R.	McCutcheon	Perpich, G.	Tennessen
Chenoweth	Hughes	Milton	Pillsbury	Ueland
Chmielewski	Humphrey	Moe	Purfeerst	Wegener
Coleman	Jensen	Nelson	Renneke	Willet

So the bill passed and its title was agreed to.

S. F. No. 523: A bill for an act relating to the joint exercise of powers between governmental units; providing for the inclusion of instrumentalities of governmental units; providing for the negotiation of the costs of services or functions as part of the agreement; amending Minnesota Statutes 1974, Section 471.59, Subdivisions 1 and 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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	North	Schaaf
Arnold	Davies	Keefe, J.	Ogdahl	Schmitz
Ashbach	Doty	Keefe, S.	Olhoft	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	Fitzsimons	Knutson	Olson, H. D.	Solon
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Spear
Blatz	Gearty	Larson	O'Neill	Stassen
Borden	Hansen, Baldy	Laufenburger	Patton	Stokowski
Brataas	Hansen, Mel	Lewis	Perpich, A. J.	Stumpf
Brown	Hanson, R.	McCutcheon	Perpich, G.	Tennessen
Chenoweth	Hughes	Milton	Pillsbury	Ueland
Chmielewski	Humphrey	Moe	Purfeerst	Wegener
Coleman	Jensen	Nelson	Renneke	Willet

So the bill passed and its title was agreed to.

S. F. No. 409: A bill for an act relating to health; requiring coverage of emotionally handicapped children in health benefit plans; amending Minnesota Statutes 1974, Chapter 62A, by adding a section.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,



And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	North	Schaaf
Arnold	Davies	Keefe, J.	Ogdahl	Schmitz
Ashbach	Doty	Keefe, S.	Olhoft	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	Fitzsimons	Knutson	Olson, H. D.	Solon
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Spear
Blatz	Gearty	Larson	O'Neill	Stassen
Borden	Hansen, Baldy	Laufenburger	Patton	Stokowski
Brataas	Hansen, Mel	Lewis	Perpich, A. J.	Stumpf
Brown	Hanson, R.	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Hughes	Milton	Pillsbury	Ueland
Chmielewski	Humphrey	Moe	Purfeerst	Wegener
Coleman	Jensen	Nelson	Renneke	Willet

So the bill passed and its title was agreed to.

S. F. No. 641: A bill for an act relating to motor vehicles; exempting certain vehicles from registration, taxation and licensing requirements; amending Minnesota Statutes 1974, Section 168.012, Subdivision 1, and by adding subdivisions; repealing Minnesota Statutes 1974, Section 168.012, Subdivisions 1a, and 1b.

Was read the third time 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	Conzemius	Josefson	North	Schaaf
Arnold	Davies	Keefe, J.	Ogdahl	Schmitz
Ashbach	Doty	Keefe, S.	Olhoft	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	Fitzsimons	Knutson	Olson, H. D.	Solon
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Spear
Blatz	Gearty	Larson	O'Neill	Stassen
Borden	Hansen, Baldy	Laufenburger	Patton	Stokowski
Brataas	Hansen, Mel	Lewis	Perpich, A. J.	Stumpf
Brown	Hanson, R.	McCutcheon	Perpich, G.	Ueland
Chenoweth	Hughes	Milton	Pillsbury	Wegener
Chmielewski	Humphrey	Moe	Purfeerst	Willet
Coleman	Jensen	Nelson	Renneke	

Mr. Tennessee voted in the negative.

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS

H. F. No. 611: A bill for an act relating to cities; powers of statutory cities; enabling cities to provide decorations; amending Minnesota Statutes 1974, Section 412.221, 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	Conzemius	Josefson	North	Schaaf
Arnold	Davies	Keefe, J.	Ogdahl	Schmitz
Ashbach	Doty	Keefe, S.	Olhoft	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	Fitzsimons	Knutson	Olson, H. D.	Solon
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Spear
Blatz	Gearty	Larson	O'Neill	Stassen
Borden	Hansen, Baldy	Laufenburger	Patton	Stokowski
Brataas	Hansen, Mel	Lewis	Perpich, A. J.	Stumpf
Brown	Hanson, R.	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Hughes	Milton	Pillsbury	Ueland
Chmielewski	Humphrey	Moe	Purfeerst	Wegener
Coleman	Jensen	Nelson	Renneke	Willet

So the bill passed and its title was agreed to.

H. F. No. 445: A bill for an act relating to highway traffic regulations; authorizing left turns at certain intersections on red or stop signals; amending Minnesota Statutes 1974, Section 169.06, 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 17, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	O'Neill	Spear
Arnold	Dunn	Kleinbaum	Patton	Stassen
Ashbach	Fitzsimons	Laufenburger	Perpich, A. J.	Stokowski
Bang	Frederick	Lewis	Perpich, G.	Stumpf
Bernhagen	Gearty	McCutcheon	Pillsbury	Tennessee
Blatz	Hansen, Mel	Milton	Purfeerst	Ueland
Brataas	Hanson, R.	Nelson	Renneke	Wegener
Brown	Jensen	North	Schaaf	Willet
Chmielewski	Josefson	Olhoft	Schmitz	
Coleman	Keefe, J.	Olson, H. D.	Solon	

Those who voted in the negative were:

Berg	Doty	Knutson	Moe	Olson, J. L.
Borden	Hansen, Baldy	Kowalczyk	Ogdahl	Schrom
Chenoweth	Hughes	Larson	Olson, A. G.	Sillers
Conzemius	Humphrey			

So the bill passed and its title was agreed to.

H. F. No. 70: A bill for an act relating to insurance; regulating the student discount on automobile insurance; amending Minnesota Statutes 1974, Chapter 65B, by adding a section.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	North	Schaaf
Arnold	Davies	Keefe, J.	Ogdahl	Schmitz
Ashbach	Doty	Keefe, S.	Olhoft	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	Fitzsimons	Knutson	Olson, H. D.	Solon
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Spear
Blatz	Gearty	Larson	O'Neill	Stassen
Borden	Hansen, Baldy	Laufenburger	Patton	Stokowski
Brataas	Hansen, Mel	Lewis	Perpich, A. J.	Stumpf
Brown	Hanson, R.	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Hughes	Milton	Pillsbury	Ueland
Chmielewski	Humphrey	Moe	Purfeerst	Wegener
Coleman	Jensen	Nelson	Renneke	Willet

So the bill passed and its title was agreed to.

H. F. No. 296: A bill for an act relating to the executive council; empowering it to grant assistance in conjunction with federal disaster relief programs; amending Minnesota Statutes 1974, Section 9.061, 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:

Anderson	Davies	Keefe, J.	Ogdahl	Schmitz
Arnold	Doty	Keefe, S.	Olhoft	Schrom
Ashbach	Dunn	Kleinbaum	Olson, A. G.	Sillers
Bang	Fitzsimons	Knutson	Olson, H. D.	Solon
Berg	Frederick	Kowalczyk	Olson, J. L.	Spear
Bernhagen	Gearty	Larson	O'Neill	Stassen
Blatz	Hansen, Baldy	Laufenburger	Patton	Stokowski
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Stumpf
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Tennessee
Brown	Hughes	Milton	Pillsbury	Ueland
Chenoweth	Humphrey	Moe	Purfeerst	Wegener
Coleman	Jensen	Nelson	Renneke	Willet
Conzemius	Josefson	North	Schaaf	

So the bill passed and its title was agreed to.

#### CALENDAR OF ORDINARY MATTERS

S. F. No. 778: A bill for an act relating to the city of Medford; authorizing the issuance of certain general obligation bonds in excess of the debt limit of the city.

Was read the third time 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.	Olhoft	Sillers
Arnold	Doty	Keefe, S.	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, J. L.	Spear
Berg	Fitzsimons	Knutson	O'Neill	Stassen
Bernhagen	Frederick	Kowalczyk	Patton	Stokowski
Blatz	Gearty	Larson	Perpich, A. J.	Stumpf
Borden	Hansen, Baldy	Laufenburger	Perpich, G.	Tennessen
Brataas	Hansen, Mel	Lewis	Pillsbury	Ueland
Brown	Hanson, R.	Milton	Purfeerst	Wegener
Chenoweth	Hughes	Moe	Renneke	Willet
Chmielewski	Humphrey	Nelson	Schaaf	
Coleman	Jensen	North	Schmitz	
Conzemius	Josefson	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 701: A bill for an act relating to state lands; authorizing conveyance of certain parcel of land in Lincoln 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 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Olhoft	Sillers
Ashbach	Doty	Keefe, S.	Olson, A. G.	Solon
Bang	Dunn	Kleinbaum	Olson, J. L.	Spear
Berg	Fitzsimons	Knutson	O'Neill	Stassen
Bernhagen	Frederick	Kowalczyk	Patton	Stokowski
Blatz	Gearty	Larson	Perpich, A. J.	Stumpf
Borden	Hansen, Baldy	Laufenburger	Perpich, G.	Tennessen
Brataas	Hansen, Mel	Lewis	Pillsbury	Ueland
Brown	Hanson, R.	Milton	Purfeerst	Willet
Chenoweth	Hughes	Moe	Renneke	
Chmielewski	Humphrey	Nelson	Schaaf	
Coleman	Jensen	North	Schmitz	
Conzemius	Josefson	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 737: A bill for an act relating to the city of Eagan; volunteer 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 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Borden	Davies	Hansen, Mel	Keefe, S.
Arnold	Brataas	Doty	Hanson, R.	Kleinbaum
Ashbach	Brown	Dunn	Hughes	Knutson
Bang	Chenoweth	Fitzsimons	Humphrey	Kowalczyk
Berg	Chmielewski	Frederick	Jensen	Larson
Bernhagen	Coleman	Gearty	Josefson	Laufenburger
Blatz	Conzemius	Hansen, Baldy	Keefe, J.	Milton

Moe	Olson, A. G.	Pillsbury	Schrom	Stokowski
Nelson	O'Neill	Purfeerst	Sillers	Stumpf
North	Patton	Renneke	Solon	Tennessee
Ogdahl	Perpich, A. J.	Schaaf	Spear	Ueland
Olhoff	Perpich, G.	Schmitz	Stassen	Wegener

So the bill passed and its title was agreed to.

S. F. No. 131: A bill for an act relating to retirement; retention of public pension rights by legislators; amending Minnesota Statutes 1974, Section 3.088, 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:

Arnold	Davies	Keefe, J.	Olhoff	Sillers
Ashbach	Doty	Keefe, S.	Olson, A. G.	Solon
Bang	Dunn	Kleinbaum	Olson, J. L.	Spear
Berg	Fitzsimons	Knutson	O'Neill	Stassen
Bernhagen	Frederick	Kowalczyk	Patton	Stokowski
Blatz	Gearty	Larson	Perpich, A. J.	Stumpf
Borden	Hansen, Baldy	Laufenburger	Perpich, G.	Tennessee
Brataas	Hansen, Mel	Lewis	Pillsbury	Ueland
Brown	Hanson, R.	Milton	Purfeerst	Wegener
Chenoweth	Hughes	Moe	Renneke	Willet
Chmielewski	Humphrey	Nelson	Schaaf	
Coleman	Jensen	North	Schmitz	
Conzemius	Josefson	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 603: A bill for an act relating to retirement; survivor's benefits for survivors of a certain member of the Backus firemen's relief association.

Was read the third time 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	Conzemius	Josefson	Olhoff	Sillers
Arnold	Davies	Keefe, J.	Olson, A. G.	Solon
Ashbach	Doty	Keefe, S.	Olson, J. L.	Spear
Bang	Dunn	Kleinbaum	O'Neill	Stassen
Berg	Fitzsimons	Knutson	Patton	Stokowski
Bernhagen	Frederick	Kowalczyk	Perpich, A. J.	Stumpf
Blatz	Gearty	Larson	Perpich, G.	Tennessee
Borden	Hansen, Baldy	Laufenburger	Pillsbury	Ueland
Brataas	Hansen, Mel	Lewis	Purfeerst	Wegener
Brown	Hanson, R.	Moe	Renneke	Willet
Chenoweth	Hughes	Nelson	Schaaf	
Chmielewski	Humphrey	North	Schmitz	
Coleman	Jensen	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 186: A bill for an act relating to the fire department relief association of the city of Grand Rapids; amending Laws 1971 Chapter 233, 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 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Olhoft	Solon
Arnold	Davies	Keefe, J.	Olson, A. G.	Spear
Ashbach	Doty	Keefe, S.	Olson, J. L.	Stassen
Bang	Dunn	Kleinbaum	O'Neill	Stokowski
Berg	Fitzsimons	Knutson	Patton	Stumpf
Bernhagen	Frederick	Kowalczyk	Perpich, A. J.	Tennessee
Blatz	Gearty	Larson	Perpich, G.	Ueland
Borden	Hansen, Baldy	Laufenburger	Pillsbury	Wegener
Brataas	Hansen, Mel	Lewis	Purfeerst	Willet
Brown	Hanson, R.	Moe	Renneke	
Chenoweth	Hughes	Nelson	Schaaf	
Chmielewski	Humphrey	North	Schmitz	
Coleman	Jensen	Ogdahl	Sillers	

So the bill passed and its title was agreed to.

H. F. No. 163: A bill for an act relating to pedestrian malls; modifying the composition of an advisory board; amending Minnesota Statutes 1974, Section 430.101, 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	Davies	Keefe, J.	Olson, A. G.	Solon
Arnold	Doty	Keefe, S.	Olson, H. D.	Spear
Bang	Dunn	Kleinbaum	Olson, J. L.	Stassen
Berg	Fitzsimons	Knutson	O'Neill	Stokowski
Bernhagen	Frederick	Kowalczyk	Patton	Stumpf
Blatz	Gearty	Larson	Perpich, A. J.	Tennessee
Borden	Hansen, Baldy	Laufenburger	Perpich, G.	Ueland
Brataas	Hansen, Mel	Lewis	Pillsbury	Wegener
Brown	Hanson, R.	Moe	Purfeerst	Willet
Chenoweth	Hughes	Nelson	Renneke	
Chmielewski	Humphrey	North	Schmitz	
Coleman	Jensen	Ogdahl	Schrom	
Conzemius	Josefson	Olhoft	Sillers	

So the bill passed and its title was agreed to.

#### MEMORIAL SERVICE

Pursuant to rules suspension passed under Motions and Resolu-

tions, the Senate proceeded with a Memorial Service for deceased Senators:

The Honorable Claude H. Allen  
The Honorable Homer J. Covert  
The Honorable Joseph J. Daun  
The Honorable C. Elmer Johnson  
The Honorable Franklin P. Kroehler  
The Honorable Francis E. LaBrosse  
The Honorable Glenn D. McCarty  
The Honorable Erling Swenson  
The Honorable Thomas P. Welch

### A MEMORIAL PRAYER

Senate of the State of Minnesota

April 7, 1975

Offered by Gene Mammenga

**Heavenly Father:**

This nation was created and endures as a result of the contributions of many men and women. Those who wrote the U. S. Constitution and molded the government in its formative years were men who believed that public service was a distinguished and proper calling. They willingly devoted a substantial portion of their lives to the public good. The nation benefited even as their own fortunes and personal careers often suffered.

This concept of public service has sustained the nation and this state. As men and women have in their careers lived out the parable of the talents and used Your gifts in such a way as to aid the general public, this state has prospered.

This Minnesota legislature has itself become the envy of sister states not because of its form or structure, its size or the compensation of its members. Minnesota government is what it is because of the quality of character of the men and women who have served in these halls. We are all grateful for their service and it is appropriate that we set aside a portion of this day to honor their memories.

As today's senators struggle with contemporary controversies, they gather strength from the past performances of this body. For every time one of the men whom we honor today faced the tough issues and dealt with them on the basis of conscience, it made it easier for today's senators to meet their responsibilities. Appropriate examples have been established.

Lord, recognizing that the past is prologue we thank You for giving us the kind of men who have established a tradition of excellence. Let the best of their lives live on as experiences and as inspiration from which today's senators may draw strength for in that way, Lord, the lives of these men are truly immortal. Amen.

#### **MOTIONS AND RESOLUTIONS—CONTINUED**

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. The motion prevailed.

Mr. Coleman moved that the Senate do now adjourn until 9:30 o'clock a.m., Thursday, April 10, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate



**THIRTIETH DAY**

**St. Paul, Minnesota, Wednesday, April 9, 1975**

The House of Representatives met on Wednesday, April 9, 1975, which was the Thirtieth Legislative Day of the Sixty-Ninth Session of the Minnesota State Legislature. The Senate did not meet on this date.

**THIRTY-FIRST DAY**

St. Paul, Minnesota, Thursday, April 10, 1975

The Senate met at 9:30 o'clock a.m., and was called to order by the President.

**CALL OF THE SENATE**

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Anderson	Conzemius	Kirchner	Olson, J. L.	Stumpf
Arnold	Davies	Kleinbaum	O'Neill	Tennessee
Ashbach	Doty	Kowalczyk	Patton	Ueland
Berg	Gearty	Larson	Perpich, A. J.	Wegener
Bernhagen	Hansen, Baldy	McCutcheon	Perpich, G.	Willet
Borden	Hanson, R.	Moe	Pillsbury	
Brataas	Hughes	Ogdahl	Purfeerst	
Chmielewski	Humphrey	Olson, A. G.	Schmitz	
Coleman	Keefe, S.	Olson, H. D.	Spear	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rev. Amos C. Brown.

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	Ogdahl	Schmitz
Bang	Fitzsimons	Kleinbaum	Olhofft	Schrom
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
Brataas	Hanson, R.	Lewis	Patton	Stumpf
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Tennessee
Chmielewski	Humphrey	Merriam	Perpich, G.	Ueland
Coleman	Jensen	Milton	Pillsbury	Wegener
Conzemius	Josefson	Moe	Purfeerst	Willet

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

**MEMBERS EXCUSED**

Messrs. Brown, Jensen and Sillers were excused from the Session of today. Mr. Perpich, G. was excused from the Session of

today, from 10:30 o'clock a.m. until 1:30 o'clock p.m. Mr. Milton was excused from the Session of today from 2:00 o'clock p.m. until 3:00 o'clock p.m. Mr. Olson, J. L. was excused from the Session of today beginning at 5:05 o'clock p.m.

**EXECUTIVE AND OFFICIAL COMMUNICATIONS**

April 7, 1975

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. 613, An act relating to the city of Austin; authorizing the city of Austin to establish and maintain a downtown mall.

Sincerely,  
Wendell R. Anderson, Governor

April 8, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

The following appointment to the Minnesota Higher Education Facilities Authority is hereby respectfully submitted to the Senate for confirmation as required by law:

Robert Bonine, 2376 Pagel Road, Mendota Heights, Dakota County, effective January 1, 1975, for a term expiring January 1, 1981.

Sincerely,  
Wendell R. Anderson, Governor

Referred to the Committee on Education.

The Honorable Martin O. Sabo  
Speaker of the House of Representatives

The Honorable Alec G. Olson  
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1975 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S. F. No.	H. F. No.	Session Laws Chapter No.	Date Approved 1975	Date Filed 1975
	139	24	April 4	April 4
435		25	April 4	April 4

Sincerely,  
Joan Anderson Growe  
Secretary of State

The Honorable Martin O. Sabo  
Speaker of the House of Representatives

The Honorable Alec G. Olson  
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1975 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S. F. No.	H. F. No.	Session Laws Chapter No.	Date Approved 1975	Date Filed 1975
613		26	April 7	April 7

Sincerely,  
Joan Anderson Growe  
Secretary of State

#### INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time and referred to the committees indicated.

Mr. O'Neill introduced—

S. F. No. 1384: A bill for an act relating to retirement; salary assumptions for actuarial purposes; amending Minnesota Statutes 1974, Section 356.21, Subdivision 5.

Referred to the Committee on Governmental Operations.

Mr. Ueland introduced—

S. F. No. 1385: A bill for an act relating to appropriations; appropriating money to the state planning agency to aid in financing the restoration of water quality in Crystal Lake.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Tennessen; Keefe, J. and Spear introduced—

S. F. No. 1386: A bill for an act relating to courts; juvenile court records; establishing a procedure for expunging the records; providing a penalty; amending Minnesota Statutes 1974, Chapter 260, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Spear, Ogdahl and Keefe, S. introduced—

S. F. No. 1387: A bill for an act relating to dissolution of marriage; annulment and separate maintenance and disposition of

property; amending Minnesota Statutes 1974, Sections 518.58; 518.61; 518.64; 518.65; and Chapter 518, by adding a section; repealing Minnesota Statutes 1974, Sections 518.59 and 518.63.

Referred to the Committee on Judiciary.

Mr. Kowalczyk introduced—

S. F. No. 1388: A bill for an act relating to public health; requiring school nurses to take throat cultures and test for infection; amending Minnesota Statutes 1974, Section 145.085, Subdivision 1.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Hughes, O'Neill and Humphrey introduced—

S. F. No. 1389: A bill for an act relating to education; state aids; levies and levy limitations; granting additional pupil unit weighting for handicapped pupils and pupils from families receiving aid to dependent children; increasing foundation aids; providing aid to school districts to offset costs of desegregation, tax revenue losses and declining enrollment; allowing additional capital outlay levy; allowing cities of the first class an additional levy; amending Minnesota Statutes 1974, Sections 124.04; 124.17, Subdivision 1; 124.212, by adding subdivisions; 124.215, by adding subdivisions; 124.32, Subdivision 2; and 275.125, Subdivision 3.

Referred to the Committee on Education.

Messrs. Doty, Keefe, J. and Tennesen introduced—

S. F. No. 1390: A bill for an act relating to landlords and tenants; providing additional remedies for landlords and tenants; providing penalties; amending Minnesota Statutes 1974, Sections 487.17; 488A.01, Subdivision 5; 488A.18, Subdivision 6; Chapter 504, by adding sections; Chapter 566, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Pillsbury, Hughes and Keefe, J. introduced—

S. F. No. 1391: A bill for an act relating to water and related land resources management; amending Minnesota Statutes 1974, Section 378.31, Subdivision 2, and by adding a subdivision; repealing Laws 1945, Chapter 163.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Pillsbury and Ashbach introduced—

S. F. No. 1392: A bill for an act relating to taxation; tax upon open spaces, agricultural and timber lands; repealing Minnesota Statutes 1974, Sections 273.111 and 273.112.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Anderson and Arnold introduced—

S. F. No. 1393: A bill for an act relating to natural resources; creating the natural resource land fund and authorizing the issuance of state bonds to provide money for appropriation from the fund for acquisition of public lands and interests in land needed for natural resource programs; appropriating money from the fund for this purpose; appropriating money from the general fund for payment of bonds.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Arnold introduced—

S. F. No. 1394: A bill for an act relating to military affairs; allowing an employee who wishes to be a member of a color guard or an honor guard at a military funeral time off from his employment.

Referred to the Committee on Transportation and General Legislation.

Mr. Arnold introduced—

S. F. No. 1395: A bill for an act relating to elections; prohibiting interference with candidacy; permitting public officials time off to attend meetings of their public offices; prohibiting retaliatory action by employers; amending Minnesota Statutes 1974, Section 211.10.

Referred to the Committee on Transportation and General Legislation.

Mr. Solon introduced—

S. F. No. 1396: A bill for an act relating to taxation; providing for classification of watercraft used for rental dwellings as class 3 property; amending Minnesota Statutes 1974, Section 273.13, Subdivision 4.

Referred to the Committee on Taxes and Tax Laws.

Messrs. McCutcheon and Gearty introduced—

S. F. No. 1397: A bill for an act relating to state government; providing for compensation for classified and unclassified state employees; appropriating money.

Referred to the Committee on Governmental Operations.

Messrs. Schrom, Larson and Hansen, Baldy introduced—

S. F. No. 1398: A bill for an act relating to taxation; defining "common carrier" for certain purposes in connection with the

sales and use tax; amending Minnesota Statutes 1974, Section 297A.01, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Mr. Borden introduced—

S. F. No. 1399: A bill for an act relating to the department of public safety; highway patrol; communications officers.

Referred to the Committee on Transportation and General Legislation.

Mr. Borden introduced—

S. F. No. 1400: A bill for an act relating to Aitkin county; authorizing issuance of additional on-sale intoxicating liquor licenses.

Referred to the Committee on Labor and Commerce.

Mr. Borden introduced—

S. F. No. 1401: A bill for an act relating to retirement; authorizing optional early retirement for constitutional officers or commissioners; amending Minnesota Statutes 1974, Sections 352C.03, by adding a subdivision; and 352C.04, by adding a subdivision.

Referred to the Committee on Governmental Operations.

Mr. Borden introduced—

S. F. No. 1402: A bill for an act relating to the highway patrolmen's retirement association; disability benefits; providing that disability benefits shall not be reduced by amounts received or receivable under workmen's compensation laws; amending Minnesota Statutes 1974, Section 352B.10.

Referred to the Committee on Governmental Operations.

Messrs. Gearty and Ogdahl introduced—

S. F. No. 1403: A bill for an act relating to the district court; increasing the compensation for retired judges hearing cases; amending Minnesota Statutes 1974, Section 484.62.

Referred to the Committee on Judiciary.

Mrs. Brataas and Messrs. Laufenburger and Frederick introduced—

S. F. No. 1404: A bill for an act relating to unemployment compensation; excluding from benefits those persons employed by a municipality for a school year; amending Minnesota Statutes 1974, Section 268.08, Subdivision 5.

Referred to the Committee on Labor and Commerce.

Messrs. Bang and Ogdahl introduced—

S. F. No. 1405: A bill for an act relating to the city of Edina; establishing terms for certain municipal offices.

Referred to the Committee on Metropolitan and Urban Affairs.

Mrs. Brataas and Messrs. Frederick and Lewis introduced—

S. F. No. 1406: A bill for an act relating to education; increasing foundation aid; amending Minnesota Statutes 1974, Section 124.212, Subdivisions 1, 6a, and 7a.

Referred to the Committee on Education.

Messrs. Bang, Laufenburger and Keefe, S. introduced—

S. F. No. 1407: A bill for an act relating to elections; preventing absentee voters from voting twice in an election; amending Minnesota Statutes 1974, Chapter 207, by adding a section.

Referred to the Committee on Transportation and General Legislation.

Messrs. Arnold and Perpich, A. J. introduced—

S. F. No. 1408: A bill for an act relating to labor; occupational safety and health; defining terms; requiring minimum posting time of citations; enforcement; notice to employee representative; providing a minimum penalty in a specified instance; amending Minnesota Statutes 1974, Sections 182.651, Subdivision 12; 182.66, Subdivision 2; 182.661, Subdivisions 1 and 3; and 182.666, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Messrs. Willet, Moe and Solon introduced—

S. F. No. 1409: A bill for an act relating to appropriations; appropriating money to the commissioner of public welfare for the purpose of making grants for daytime activity centers for handicapped persons.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Davies, Coleman and Ogdahl introduced—

S. F. No. 1410: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 12; removing references to legislative days.

Referred to the Committee on Judiciary.



Messrs. Hansen, Baldy; Olson, J. L. and Laufenburger introduced—

S. F. No. 1411: A bill for an act relating to education; agreements when school district has insufficient funds to pay orders; increasing the maximum permissible interest rate to eight percent per year; amending Minnesota Statutes 1974, Section 124.06.

Referred to the Committee on Education.

Messrs. Hansen, Baldy; Larson and Schrom introduced—

S. F. No. 1412: A bill for an act relating to workmen's compensation; authorizing coverage for owners of family farms and family farm corporations and for certain members of their families; amending Minnesota Statutes 1974, Sections 176.011, Subdivision 11a; 176.012; and 176.051.

Referred to the Committee on Labor and Commerce.

Messrs. Willet, Sillers and Anderson introduced—

S. F. No. 1413: A bill for an act relating to crimes and criminals; providing penalties for certain acts relating to livestock; amending Minnesota Statutes 1974, Chapter 609, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Lewis, Ashbach and Moe introduced—

S. F. No. 1414: A bill for an act relating to education; school districts; data processing services; authorizing joint boards to hold title to property.

Referred to the Committee on Education.

Messrs. Olhoff; Olson, J. L. and Moe introduced—

S. F. No. 1415: A bill for an act relating to public welfare; authorizing an experimental program for the cost of home care of mentally retarded children; appropriating money; amending Minnesota Statutes 1974, Section 252.27, by adding a subdivision.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Knutson, Doty and Kowalczyk introduced—

S. F. No. 1416: A bill for an act relating to taxation; providing a deduction for prosthetic appliances used by permanently handicapped people; amending Minnesota Statutes 1974, Section 290.01, Subdivision 20.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Keefe, S.; Borden and North introduced—

S. F. No. 1417: A bill for an act relating to taxation; distributing

certain gross earnings taxes to local governments; appropriating money; amending Minnesota Statutes 1974, Section 294.26; and Chapter 477A, by adding a section.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Hughes; Keefe, J. and Lewis introduced—

S. F. No. 1418: A bill for an act relating to restaurants; requiring restaurants to provide both butter and oleomargarine for customer's use; amending Minnesota Statutes 1974, Section 33.09.

Referred to the Committee on Labor and Commerce.

Messrs. Hughes, O'Neill and Anderson introduced—

S. F. No. 1419: A bill for an act relating to education; school districts; setting a ceiling on tuition payments paid by one district to another; providing state aid; amending Minnesota Statutes 1974, Section 124.18, by adding a subdivision.

Referred to the Committee on Education.

Messrs. Chenoweth, Coleman and Stumpf introduced—

S. F. No. 1420: A bill for an act relating to the city of St. Paul; providing for two additional commissioners for the St. Paul housing and redevelopment authority; requiring representation of low and moderate income areas; amending Laws 1963, Chapter 514, Section 1.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. McCutcheon, Coleman and Chenoweth introduced—

S. F. No. 1421: A bill for an act authorizing the city of Saint Paul to rezone lots or tracts of land in certain circumstances without the consent of landowners in the immediate vicinity.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. North, McCutcheon and Chenoweth introduced—

S. F. No. 1422: A bill for an act relating to local government; authorizing political subdivisions to impose charges for emergency or paramedic ambulance services; amending Minnesota Statutes 1974, Section 471.476, Subdivision 2.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Stumpf, O'Neill and McCutcheon introduced—

S. F. No. 1423: A bill for an act relating to the city of St. Paul; authorizing restoration of sick leave in certain circumstances.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. McCutcheon, O'Neill and Stumpf introduced—

S. F. No. 1424: A bill for an act relating to retirement; financing teachers retirement in Independent School District No. 625; amending Laws 1965, Chapter 705, Section 1, Subdivision 4.

Referred to the Committee on Governmental Operations.

Messrs. North, O'Neill and Chenoweth introduced—

S. F. No. 1425: A bill for an act relating to the city of Saint Paul; authorizing the city to directly negotiate and enter into contracts for solid waste collection and disposal; exempting such contracts from the Minnesota antitrust law of 1971.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Laufenburger, Stassen and Purfeerst introduced—

S. F. No. 1426: A bill for an act relating to highways; municipal state-aid street system; payment of contract price; amending Minnesota Statutes 1974, Section 162.10.

Referred to the Committee on Transportation and General Legislation.

Mr. Anderson introduced—

S. F. No. 1427: A bill for an act relating to highway traffic regulations; driving under the influence of drugs or alcoholic beverages; prohibiting driving under the influence of a controlled substance; providing penalties; amending Minnesota Statutes 1974, Section 169.121, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Stumpf, Coleman and O'Neill introduced—

S. F. No. 1428: A bill for an act relating to the capitol area architectural and planning commission; authorizing the city of St. Paul to expend moneys held by it in accordance with the city capital improvement budget; amending Minnesota Statutes 1974, Section 15.50, Subdivision 3.

Referred to the Committee on Governmental Operations.

Messrs. Coleman, O'Neill and Chenoweth introduced—

S. F. No. 1429: A bill for an act relating to the city of Saint Paul; compensation of elected officers; amending Laws 1973, Chapter 691, Section 4, Subdivision 3.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Hughes introduced—

S. F. No. 1430: A bill for an act relating to taxation; providing a homestead property tax freeze for retired persons 62, 63 and 64 years old; amending Minnesota Statutes 1974, Section 273.011, Subdivision 2.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Anderson, Ashbach and Doty introduced—

S. F. No. 1431: A bill for an act relating to education; learning disabled and mildly retarded children; establishing a pilot program for in-service training of teachers; appropriating money.

Referred to the Committee on Education.

Mr. Hughes introduced—

S. F. No. 1432: A bill for an act relating to education; higher education coordinating commission; providing procedure for registration and approval of private post-secondary institutions.

Referred to the Committee on Education.

Messrs. Chmielewski, Solon and Doty introduced—

S. F. No. 1433: A bill for an act relating to appropriations; appropriating funds for an emergency communications demonstration project.

Referred to the Committee on Transportation and General Legislation.

Messrs. Fitzsimons, Moe and Olson, A. G. introduced—

S. F. No. 1434: A bill for an act relating to counties; providing for formation of water and sewer districts; amending Minnesota Statutes 1974, Sections 116A.01, Subdivisions 1a and 4; 116A.02, Subdivision 3, and by adding a subdivision; 116A.12, Subdivision 8; 116A.20, Subdivisions 1, 2 and 5, and by adding a subdivision; and 116A.24, Subdivisions 1 and 2.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. McCutcheon, Chenoweth and North introduced—

S. F. No. 1435: A bill for an act relating to cities; providing that cities may create departments of health and appoint directors and health officers; amending Minnesota Statutes 1974, Section 145.01.

Referred to Committee on Health, Welfare and Corrections.

Messrs. Hughes, Sillers and Moe introduced—

S. F. No. 1436: A bill for an act relating to education; state

colleges; authorizing the state college board to enter into reciprocity agreements with foreign institutions; amending Minnesota Statutes 1974, Section 136.111, Subdivisions 1 and 2.

Referred to the Committee on Education.

Messrs. Hansen, Baldy; Olson, J. L. and Laufenburger introduced—

S. F. No. 1437: A bill for an act creating a legislative commission to study the Minnesota usury law; appropriating money therefor.

Referred to the Committee on Labor and Commerce.

Mr. Wegener introduced—

S. F. No. 1438: A bill for an act relating to agriculture; potato grading; application; repealing Minnesota Statutes 1974, Section 30.101.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Wegener introduced—

S. F. No. 1439: A bill for an act relating to agriculture; dividing the state into two regions for purposes of the potato industry promotion act; reducing the number of regions; amending Minnesota Statutes 1974, Section 30.464, Subdivision 1.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Laufenburger introduced—

S. F. No. 1440: A bill for an act relating to municipalities; local improvements; removing requirement that deferred assessment be recorded with the register of deeds; amending Minnesota Statutes 1974, Section 435.194.

Referred to the Committee on Taxes and Tax Laws.

Mr. Laufenburger introduced—

S. F. No. 1441: A bill for an act relating to real estate; changing recording functions of the register of deeds; amending Minnesota Statutes 1974, Section 386.19.

Referred to the Committee on Judiciary.

Mr. Laufenburger introduced—

S. F. No. 1442: A bill for an act relating to real estate; changing certain procedure involving mortgage discharges and release

of attachment; amending Minnesota Statutes 1974, Sections 507.40 and 570.11.

Referred to the Committee on Judiciary.

Mr. Laufenburger introduced—

S. F. No. 1443: A bill for an act relating to real estate; liens; eliminating the required margin notation by register of deeds; amending Minnesota Statutes 1974, Section 514.12, Subdivision 3.

Referred to the Committee on Judiciary.

Mr. Chenoweth introduced—

S. F. No. 1444: A bill for an act relating to metropolitan government; prohibiting membership in more than one commission.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Perpich, G. introduced—

S. F. No. 1445: A bill for an act relating to the city of Buhl; police retirement and survivor benefits.

Referred to the Committee on Governmental Operations.

Mr. Frederick, Mrs. Brataas and Mr. Laufenburger introduced—

S. F. No. 1446: A bill for an act relating to Dodge and Olmsted counties; authorizing a judge of the county court district of Dodge-Olmsted to take a leave of absence for purposes of study and research.

Referred to the Committee on Judiciary.

Messrs. Hughes, Dunn and Schmitz introduced—

S. F. No. 1447: A bill for an act relating to municipal development districts; clarifying certain provisions; including industrial parks within development districts; providing for the publication of notice; eliminating the requirement that all tax increments be pledged to the issuance of bonds; amending Minnesota Statutes 1974, Sections 472A.01; 472A.02, Subdivision 3, and by adding a subdivision; 472A.03; 472A.04; 472A.06; 472A.07, Subdivisions 2 and 3; 472A.08; and 472A.09.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Moe, Olson, J. L. and Keefe, S. introduced—

S. F. No. 1448: A bill for an act relating to public welfare; authorizing the commissioner of administration to make grants for

local match increases to fund costs for Minnesota community action agencies of new and innovative programs; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Mrs. Brataas and Messrs. Hughes and Frederick introduced—

S. F. No. 1449: A bill for an act proposing an amendment to the Minnesota Constitution by adding an article providing for initiative and referendum.

Referred to the Committee on Judiciary.

Mr. Laufenburger introduced—

S. F. No. 1450: A bill for an act relating to crimes; permitting a person convicted of a misdemeanor to request a court to set aside his conviction when one year has lapsed since he has served his sentence; amending Minnesota Statutes 1974, Section 609.166.

Referred to the Committee on Judiciary.

Mr. Fitzsimons introduced—

S. F. No. 1451: A bill for an act relating to the counties of Pennington and Marshall and their respective interests in a certain nursing home; repealing Laws 1965, Chapter 406.

Referred to the Committee on Local Government.

Messrs. Chmielewski, Solon and Doty introduced—

S. F. No. 1452: A bill for an act relating to public safety; authorizing a study of fire department broadcasting needs and an emergency communications demonstration project; appropriating money.

Referred to the Committee on Transportation and General Legislation.

Messrs. Dunn, Borden and O'Neill introduced—

S. F. No. 1453: A bill for an act relating to real estate; providing for deed tax to be apportioned between the state general fund and county revenue fund; amending Minnesota Statutes 1974, Sections 287.21, Subdivision 2; and 287.29, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Dunn; Olson, A. G. and Larson introduced—

S. F. No. 1454: A bill for an act relating to real estate; providing for county treasurer to certify taxes prior to certification by county

auditor; amending Minnesota Statutes 1974, Chapter 272, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Dunn; Olson, A. G. and Larson introduced—

S. F. No. 1455: A bill for an act relating to counties; eliminating minimum salaries for certain county officers; amending Minnesota Statutes 1974, Sections 273.061, Subdivision 6; 384.151, Subdivisions 1 and 3; 385.373, Subdivisions 1 and 3; 386.015, Subdivisions 1, 2, and 4; 387.20, Subdivisions 1, 2, and 4; 388.18, Subdivisions 1, 2, and 4.

Referred to the Committee on Local Government.

Mr. Wegener introduced—

S. F. No. 1456: A bill for an act relating to soil and water conservation; providing for the operation of the soil and water conservation commission; amending Minnesota Statutes 1974, Sections 40.03, Subdivisions 1 and 4; and 40.06, Subdivision 2.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Hansen, Baldy introduced—

S. F. No. 1457: A bill for an act relating to the city of Mapleview; authorizing the city of Mapleview to borrow \$15,000.

Referred to the Committee on Local Government.

Messrs. Wegener; Hanson, R. and Conzemius introduced—

S. F. No. 1458: A bill for an act relating to agriculture; dairy promotion act; eliminating the bloc voting provision for referendums on final promotion orders; amending Minnesota Statutes 1974, Section 32B.04, Subdivision 4.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Stumpf, Coleman and McCutcheon introduced—

S. F. No. 1459: A bill for an act relating to the city of Saint Paul; providing for and authorizing said city to issue its general obligation bonds for housing and rehabilitation loan and grant programs; amending Laws 1974, Chapter 351, Section 4.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. North, Chenoweth and McCutcheon introduced—

S. F. No. 1460: A bill for an act relating to the city of St. Paul; authorizing planting, care, maintenance, spraying, trimming, pro-



tection, replanting, and removal of trees in the city of St. Paul; providing for a special tax levy exempt from all limitations of municipal tax levies.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. McCutcheon, Coleman and North introduced—

S. F. No. 1461: A bill for an act relating to the city of Saint Paul; establishing the city's tax levy limits as that levy limit established by general and special state law; repealing Laws 1971, Chapter 762.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. O'Neill, North and Stumpf introduced—

S. F. No. 1462: A bill for an act relating to the city of St. Paul; providing for the abolition of the power of the city to levy and raise taxes for the payment of severance pay obligations of the board of education of said city; amending certain provisions pertaining to the method of computing severance pay for city of St. Paul employees; increasing the mill rate levy for payment of severance pay obligations of the city; providing for death benefits to be paid to surviving spouse of city employee; amending Laws 1959, Chapter 690, Sections 2, as amended, and 3, as amended, and by adding a section; repealing Laws 1967, Chapter 529.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Chenoweth, O'Neill and North introduced—

S. F. No. 1463: A bill for an act relating to the city of St. Paul; providing for and authorizing issuance of general obligation bonds for capital improvement budget purposes; amending Laws 1971, Chapter 773, Section 1, as amended, and Section 3.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Hughes, Sillers and Humphrey introduced—

S. F. No. 1464: A bill for an act relating to retirement; permitting early retirement of certain teachers and authorizing contracts for part-time services.

Referred to the Committee on Education.

Messrs. Olson, A. G.; Conzemius and Ashbach introduced—

S. F. No. 1465: A bill for an act relating to the Minnesota Statutes; providing for publication thereof; amending Minnesota Statutes 1974, Sections 648.31, Subdivisions 1 and 3; and 648.45, Subdivision 4.

Referred to the Committee on Judiciary.

Mr. Arnold introduced—

S. F. No. 1466: A bill for an act relating to intoxicating liquor; removing the general limitation on the number of county on-sale licenses; amending Minnesota Statutes 1974, Section 340.11, Subdivision 10.

Referred to the Committee on Labor and Commerce.

Messrs. Dunn, Moe and Renneke introduced—

S. F. No. 1467: A bill for an act relating to the annexation and detachment of property from municipalities; the consolidation of municipalities; and the power and duties of the Minnesota municipal commission; validating orders of the Minnesota municipal commission adopted pursuant to joint resolution.

Referred to the Committee on Governmental Operations.

Messrs. Hansen, Mel and Brown introduced—

S. F. No. 1468: A bill for an act relating to conduct of public officers, including campaigns for offices in cities of the first class and counties containing cities of the first class; providing penalties; amending Minnesota Statutes 1974, Sections 210.20; 211.06; and 211.20, Subdivision 3.

Referred to the Committee on Transportation and General Legislation.

Messrs. Hansen, Mel and Brown introduced—

S. F. No. 1469: A bill for an act relating to elections; nominations at primary elections; eliminating filing by petition; requiring rotation of names; amending Minnesota Statutes 1974, Sections 202.08, Subdivision 3; 202.15; 203.34, Subdivision 1; and 203.37; repealing Minnesota Statutes 1974, Sections 202.03, Subdivision 4; 202.08, Subdivision 4; 202.09 to 202.13; 202.14, Subdivision 4; 202.16; 203.33, Subdivisions 2 and 3; and 203.48.

Referred to the Committee on Transportation and General Legislation.

Messrs. Spear and Keefe, S. introduced—

S. F. No. 1470: A bill for an act relating to drivers licenses; authorizing the issuance of nonqualification certificates to persons under the age of sixteen years; amending Minnesota Statutes 1974, Section 171.07, Subdivision 3.

Referred to the Committee on Transportation and General Legislation.

Messrs. Anderson, Sillers and McCutcheon introduced—

S. F. No. 1471: A bill for an act relating to taxation; increasing

market value of homestead eligible for lower rate of assessment; amending Minnesota Statutes 1974, Section 273.13, Subdivisions 6 and 7; and Chapter 273 by adding a section.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Anderson, Sillers and Humphrey introduced—

S. F. No. 1472: A bill for an act relating to education; school districts; powers and duties; requiring a public hearing before closing a schoolhouse; amending Minnesota Statutes 1974, Section 123.36, by adding a subdivision.

Referred to the Committee on Education.

Mr. Perpich, A. J. introduced—

S. F. No. 1473: A bill for an act relating to education; appropriating money to the department of administration for the construction of the fine arts portion of the Vermilion range cultural center in Ely.

Referred to the Committee on Education.

Mr. Perpich, A. J. introduced—

S. F. No. 1474: A bill for an act relating to appropriations; appropriating money to the department of education for the operation of the environmental learning center at Isabella.

Referred to the Committee on Education.

Messrs. Olson, H. D.; Fitzsimons and Milton introduced—

S. F. No. 1475: A bill for an act relating to the soil and water conservation commission; providing for the membership of the commission; amending Minnesota Statutes 1974, Section 40.03, Subdivision 1.

Referred to the Committee on Governmental Operations.

#### 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. 264, 669 and 702.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned April 7, 1975

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 8 and 371.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned April 9, 1975

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 84, and repassed said bill in accordance with the report of the Committee, so adopted.

H. F. No. 84: A bill for an act relating to public employment; providing for the exercise of veteran's preference in public appointments or promotions; restricting discretion in the selection of state civil service employees; amending Minnesota Statutes 1974, Sections 43.18; 43.30; 44.14; 197.46; 197.481, Subdivision 1; and Chapter 197, by adding a section; repealing Minnesota Statutes 1974, Section 197.45.

H. F. No. 84 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted April 7, 1975

#### CONFERENCE COMMITTEE REPORT ON H. F. NO. 84

A bill for an act relating to public employment; providing for the exercise of veteran's preference in public appointments or promotions; restricting discretion in the selection of state civil service employees; amending Minnesota Statutes 1974, Sections 43.18; 43.30; 44.14; 197.46; 197.481, Subdivision 1; and Chapter 197, by adding a section; repealing Minnesota Statutes 1974, Section 197.45.

April 2, 1975

The Honorable Martin O. Sabo  
Speaker of the House of Representatives

The Honorable Alec G. Olson  
President of the Senate

We, the undersigned conferees for H. F. No. 84, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 84 be further amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Section 43.18, is amended to read:

43.18 [VACANCIES.] Subdivision 1. [NOTICE.] Appointing officers shall give written notice to the commissioner of personnel of their intention to establish new positions and of the existence of any vacancy to be filled in any office or employment in the classified service, and, within a reasonable time after the receipt of this notice, the commissioner shall certify, from the list of

eligibles, appropriate for the grade and class in which the position is classified, the first three names on such list together with any additional names of persons having an examination rating within three points of the person on the list with the highest examination rating, except as provided in section 43.23. In the case of an eligible list for initial entry into the state service, the commissioner, however, shall certify the first ten names on such list in the manner as provided in this section.

*Subd. 2. [PROMOTIONS.] In the case of positions to be filled by examinations other than open competitive examinations, the commissioner shall certify, from the list of eligibles, appropriate for the grade and class in which the position is classified, the first three names on such list together with any additional names of persons having an examination rating within three points of the person on the list with the highest examination rating, except as provided in sections 43.23 and 43.19, subdivision 1*

*Subd. 3. [ORIGINAL ENTRY.] In the case of positions to be filled by open competitive examination, the commissioner shall certify the first ten names on the list. Appointments from the list shall only be made from the first ten available eligibles. The commissioner shall promulgate rules so that a determination of unavailability by an appointing authority will be based on a statement of unavailability from the eligible or lack of response by the eligible to notification by certified mail of the open position. Before requesting a recertification based on unavailability or rejection of an eligible, the appointing authority shall demonstrate the unavailability of an eligible or shall provide reasons for requesting the removal of an eligible's name from the certification.*

*Subd. 2 4. [APPOINTMENT; PROBATION.] The appointing officer shall appoint on probation, with sole reference to merit and fitness, one of the said candidates, whose name is certified in the manner above set forth, to fill such vacancy, except as provided in section 43.23. The provisions of this section shall not apply when the office or employment is among those listed in section 43.20, for which competitive examinations are not required.*

Sec. 2. Minnesota Statutes 1974, Section 43.30, is amended to read:

43.30 [VETERANS PREFERENCE.] Notwithstanding sections ~~197.45 to 197.48~~, The provisions of this section shall govern the granting of veterans' preference for the state civil service.

~~In all examinations under this chapter A veterans' preference shall be given available pursuant to this section to every person who has been honorably discharged or separated under honorable conditions from any branch of the armed forces of the United States (1) ; (a) after having served on active duty for other than training purposes 181 consecutive days or (2) (b) by reason of disability incurred while serving on active duty, and who is a citizen of the United States ; and persons who served in the active military service of any government allied with the United States in World War I or World War II, and have been honorably discharged therefrom, and who are citizens of the United States and~~

were citizens at the time of entrance into active service . And the A veteran thus preferred shall not be disqualified from holding any position in the classified service on account of his age or by reason of any physical disability provided such age or physical disability does not render him incompetent to perform the duties of the position.

Recognizing that training and experience in the services of the government and loyalty and sacrifice for the government are qualifications of merit which cannot be readily discovered by examination; there shall be added to the examination rating of a disabled veteran , *if he so elects*, a credit of ten points ; and in open competitive examination only if such augmented rating gives to such disabled *if the veteran obtained a passing grade without the addition of the credit points*; and such *if the disabled veteran is able to perform the duties of the position sought with reasonable efficiency*, his name shall be placed at the head of the eligible list for such position *on the list of eligibles with the names of other eligible persons. The name of a veteran with such augmented rating shall be entered ahead of a nonveteran when their ratings are the same .*

There shall be added to the examination rating of all other veterans *a nondisabled veteran, if he so elects*, a credit of five points ; and *if such augmented rating gives to such if the veteran obtained a passing grade and if such veteran is able to perform the duties of the position with reasonable efficiency*, his name shall be placed on the list of eligibles with the names of other eligible persons *without the addition of the credit points*. The name of a veteran with such augmented rating shall be entered ahead of a non-veteran when their ratings are the same.

*A governmental agency, when notifying an applicant that he has passed an examination, shall notify the veteran of his specific score and shall also notify the applicant that he may elect to use a veteran's preference to augment his passing rating.*

*A veteran's preference under this section may only be used in the state civil service and political subdivisions of the state in the securing of positions to be filled by open competitive examinations and may not be used for the filling of promotional positions. An open competitive examination is an examination open to current employees and nonemployees of the state or political subdivision. A veteran's preference under this section may not be used by any veteran who is receiving or who is eligible to receive a monthly veteran's pension benefit based exclusively on length of military service.*

*Notwithstanding the foregoing restrictions on use, in any governmental agency giving an examination, where an applicant for a promotional position is a disabled veteran who has passed the promotional examination for his first promotion after entering that position, he may elect to have a credit of five points added to that examination rating. The decision to make such election may be made either before or after the examination. This promotional preference may only be successfully used one time and only in the*

*securing of the first promotional position after securing public employment.*

Such A preference given by this section is hereby extended to the wid~~ews~~ surviving spouses of deceased veterans and to the spouse of a disabled veteran, who because of such ~~the~~ disability is unable to qualify.

The fact that an applicant has claimed a veterans preference shall not be made known to the examiners and . The preference credit shall be added to the examination rating by the commiss~~ioner~~ , and the records shall show the examination rating and the preference credit.

A disabled veteran is one who is rated ~~or certified~~ has a compensable service connected disability as disabled adjudicated by the United States Veterans Administration, or by the retirement boards of the several branches of the armed forces, and which disability is existing at the time preference is claimed. For purposes of the preference to be used by a disabled veteran in securing a promotional position, the term "disabled veteran" means a person who, at the time of election to use his promotional preference, is entitled to disability compensation under laws administered by the Veterans Administration for a permanent service connected disability rated at 50 percent or more.

In the event of the rejection by the appointing officer of the person so preferred when certified ~~for promotion or~~ to fill a vacancy or a new position, the appointing officer shall forthwith file in writing with the commissioner the reasons for such rejection and shall furnish to the rejected veteran a copy thereof.

Sec. 3. Minnesota Statutes 1974, Section 44.14, is amended to read:

44.14 [VETERANS PREFERENCE.] This chapter does not exclude or modify the application of sections 197.45 and section 197.46 ; known as the veterans preference law and section 4 of this act .

Sec. 4. Minnesota Statutes 1974, Chapter 197, is amended by adding a section to read:

[197.455] [STATE LAW APPLICABLE.] *The provisions of Minnesota Statutes, Section 43.30 granting preference to veterans in the state civil service shall also govern preference of a veteran under the civil service laws, charter provisions, ordinances, rules or regulations of a county, city, town, school district, or other municipality or political subdivision of this state, except that a notice of rejection stating the reasons for rejection of a qualified veteran shall be filed with the appropriate local personnel officer. Any provision in a law, charter, ordinance, rule or regulation contrary to the applicable provisions of section 43.30 is void to the extent of such inconsistency. Sections 197.46 to 197.48 shall not apply to state civil service.*

Sec. 5. Minnesota Statutes 1974, Section 197.46, is amended to read:

**197.46 [VETERANS PREFERENCE ACT; REMOVAL FORBIDDEN; RIGHT OF MANDAMUS.]** Any person whose rights may be in any way prejudiced contrary to any of the provisions of this section, shall be entitled to a writ of mandamus to remedy the wrong. No person holding a position by appointment or employment in the state of Minnesota or in the several counties, cities, towns, school districts and all other political subdivisions or agencies thereof in the state, who is an honorably discharged a veteran separated from the military service under honorable conditions, shall be removed from such position or employment except for incompetency or misconduct shown after a hearing, upon due notice, upon stated charges, in writing.

Any veteran who has been notified of the intent to discharge him from an appointed position or employment pursuant to this section shall be notified in writing of such intent to discharge and of his right to request a hearing within 60 days of receipt of the notice of intent to discharge. The failure of a veteran to request a hearing within the provided 60-day period shall constitute a waiver of his right to a hearing. Such failure shall also waive all other available legal remedies for reinstatement.

Request for a hearing concerning such a discharge shall be made in writing and submitted by mail or personal service to the employment office of the concerned employer or other appropriate office or person.

In all governmental subdivisions having an established civil service board or commission, or merit system authority, such hearing for removal or discharge shall be held before such civil service board or commission or merit system authority. Where no such civil service board or commission or merit system authority exists, such hearing shall be held by a board of three persons appointed as follows: one by the governmental subdivision, one by the veteran, and the third by the two so selected. In the event the two persons so selected do not appoint the third person within ten days after the appointment of the last of the two, then the judge of the district court of the county wherein the proceeding is pending, or if there be more than one judge in said county then any judge in chambers, shall have jurisdiction to appoint, and upon application of either or both of the two so selected shall appoint, the third person to the board and the person so appointed by the judge with the two first selected shall constitute the board. The veteran may appeal from the decision of the board upon the charges to the district court by causing written notice of appeal, stating the grounds thereof, to be served upon the governmental subdivision or officer making the charges within 15 days after notice of the decision and by filing the original notice of appeal with proof of service thereof in the office of the clerk of the district court within ten days after service thereof. Nothing in sections 197.45 and section 197.46 or section 4 of this act shall be construed to apply to the position of private secretary, teacher, superintendent of schools, or one chief deputy of any elected official or head of a department, or to any person holding a strictly confidential relation to the appointing officer. The burden of establishing such



relationship shall be upon the appointing officer in all proceedings and actions relating thereto.

All officers, boards, commissions, and employees shall conform to, comply with, and aid in all proper ways in carrying into effect the provisions of ~~sections 197.45 and section 197.46 and section 4 of this act notwithstanding any laws, charter provisions, ordinances or rules to the contrary~~ . Any wilful violation of such sections by officers, officials, or employees is a misdemeanor.

Sec. 6. Minnesota Statutes 1974, Section 197.481, Subdivision 1, is amended to read:

197.481 [ENFORCEMENT.] Subdivision 1. [PETITION.] A veteran who has been denied rights by the state or any political subdivision, municipality, or other public agency of the state under sections 43.30, ~~197.45~~, 197.46, ~~197.47~~, and 197.48 or *section 4 of this act* may petition the commissioner of veterans affairs for an order directing the agency to grant the veteran such relief the commissioner finds justified by said statutes.

The petition shall contain:

(1) The name, address and acknowledged signature of the veteran.

(2) The names and addresses of all agencies and persons that will be directly affected if the petition is granted.

(3) A concise statement of the facts giving rise to the veteran's rights and a concise statement showing the manner in which rights were denied.

(4) A statement of the relief requested.

Sec. 7. *Minnesota Statutes 1974, Sections 197.45 and 197.47, are repealed.*

Sec. 8. *This act is effective the day following its final enactment.*"

Further, amend the title as follows:

Page 1, line 9, delete "Section" and insert "Sections"

Page 1, line 9, after "197.45" insert "and 197.47"

We request adoption of this report and repassage of the bill.

House Conferees: (Signed) Linda L. Berglin, Al Patton, William H. Schreiber, John D. Tomlinson, John T. Clawson.

Senate Conferees: (Signed) William McCutcheon, David D. Schaaf, Nicholas D. Coleman, Rolf Nelson, J. Robert Stassen.

Mr. McCutcheon moved that the foregoing recommendations and Conference Committee Report on H. F. No. 84 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H. F. No. 84: A bill for an act relating to public employment;

providing for the exercise of veteran's preference in public appointments or promotions; restricting discretion in the selection of state civil service employees; amending Minnesota Statutes 1974, Sections 43.18; 43.30; 44.14; 197.46; 197.481, Subdivision 1; and Chapter 197, by adding a section; repealing Minnesota Statutes 1974, Sections 197.45 and 197.47.

Was read the third time, as amended by the Conference Committee, and placed on its repassage.

The question being taken on the repassage of the bill, as amended by the Conference Committee,

And the roll being called, there were yeas 44 and nays 15, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Kleinbaum	North	Schmitz
Arnold	Hansen, Baldy	Knutson	Ogdahl	Solon
Bang	Hansen, Mel	Kowalczyk	Olhoft	Spear
Brataas	Hanson, R.	Laufenburger	Olson, A. G.	Stassen
Coleman	Hughes	Lewis	O'Neill	Stokowski
Conzemius	Humphrey	McCutcheon	Perpich, A. J.	Stumpf
Davies	Keefe, J.	Milton	Perpich, G.	Tennessee
Doty	Keefe, S.	Moe	Pillsbury	Wegener
Dunn	Kirchner	Nelson	Purfeerst	

Those who voted in the negative were:

Berg	Fitzsimons	Josefson	Olson, J. L.	Schrom
Bernhagen	Frederick	Larson	Patton	Ueland
Chmielewski	Jensen	Olson, H. D.	Renneke	Willet

So the bill, as amended by the Conference Committee, 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. 194: A bill for an act relating to natural resources; authorizing the commissioner of natural resources to acquire land along canoe and boating routes; amending Minnesota Statutes 1974, Section 85.32, Subdivisions 2 and 3.

Senate File No. 194 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 9, 1975

Mr. Coleman moved that S. F. No. 194 be laid on the table. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 46, 47, 155, 207, 936, 254, 416, 519, 530, 580, 588, 590, 643, 771, 774, 562, 779, 939, 944 and 1008.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 7, 1975

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 127, 146, 177, 232, 986, 66, 308, 523, 532, 597, 73, 80, 319, 346, 511, 69, 176, 209, 264, 618 and 980.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 9, 1975

#### FIRST READING OF HOUSE BILLS

The following bills were read the first time and referred to the committees indicated.

H. F. No. 46: A bill for an act relating to the firemen's relief association of the city of Tyler; computation of years of service for volunteer firemen.

Referred to the Committee on Governmental Operations.

H. F. No. 47: A bill for an act relating to the city of Mound; firemen's service pensions; amending Laws 1973, Chapter 175, Section 1.

Referred to the Committee on Governmental Operations.

H. F. No. 155: A bill for an act relating to the city of Minnetonka; volunteer firemen's pensions.

Referred to the Committee on Governmental Operations.

H. F. No. 207: A bill for an act relating to the city of St. Cloud; payment of retirement benefits in certain instance by firemen's relief association.

Referred to the Committee on Governmental Operations.

H. F. No. 936: A bill for an act directing the revisor of statutes to change certain terminology in Minnesota Statutes.

Referred to the Committee on Judiciary.

H. F. No. 254: A bill for an act relating to the city of Roseville;

firemen's relief association service pensions; amending Laws 1973, Chapter 464, Section 2.

Referred to the Committee on Governmental Operations.

H. F. No. 416: A bill for an act relating to the city of Robbinsdale; firemen's service pensions; amending Laws 1969, Chapter 1105, Sections 1, 2, and 3.

Referred to the Committee on Governmental Operations.

H. F. No. 519: A bill for an act relating to the city of Edina; firemen's retirement, disability, and survivors benefits; amending Laws 1965, Chapter 592, Sections 1, Subdivision 1, as amended; and 3, and 4, as added.

Referred to the Committee on Governmental Operations.

H. F. No. 530: A bill for an act relating to retirement; redefining membership and allowing the purchase of prior service credit by members of the Bloomington police relief association.

Referred to the Committee on Governmental Operations.

H. F. No. 580: A bill for an act relating to retirement; firemen's relief benefits in the city of Owatonna; amending Laws 1971, Chapter 200, Section 1, as amended.

Referred to the Committee on Governmental Operations.

H. F. No. 588: A bill for an act relating to the city of Butterfield firemen's relief association; authorizing payment of certain disability benefits to certain members.

Referred to the Committee on Governmental Operations.

H. F. No. 590: A bill for an act relating to retirement; police pensions in the city of Eveleth; amending Laws 1965, Chapter 636, as amended, by adding a section.

Referred to the Committee on Governmental Operations.

H. F. No. 643: A bill for an act relating to the city of Brooklyn Park; firemen's relief association benefits.

Referred to the Committee on Governmental Operations.

H. F. No. 771: A bill for an act relating to the city of Albert Lea; placing the chief of police under the public employees police and fire fund.

Referred to the Committee on Governmental Operations.

H. F. No. 774: A bill for an act relating to the city of Minneapolis; retirement for city officials and employees; retirement allowance, deferred compensation, combined service annuity, disability

allowances; amending Minnesota Statutes 1974, Sections 422A.16, Subdivision 8, and by adding a subdivision; 422A.18, Subdivision 3; and 422A.25; repealing Minnesota Statutes 1974, Section 422A.18, Subdivision 6.

Referred to the Committee on Governmental Operations.

H. F. No. 562: A bill for an act relating to school districts; lowering the age of retired employees for whom a school board may purchase medical insurance; amending Minnesota Statutes 1974, Section 123.72.

Referred to the Committee on Education.

H. F. No. 779: A bill for an act relating to retirement; including employees of the metropolitan inter-county council in membership in the public employees retirement association; amending Minnesota Statutes 1974, Chapter 353, by adding a section.

Referred to the Committee on Governmental Operations.

H. F. No. 939: A bill for an act relating to retirement; increasing firemen's service pensions payable to members of the Lake Johanna Volunteer Firemen's Benefit Association.

Referred to the Committee on Governmental Operations.

H. F. No. 944: A bill for an act relating to the city of Lakeville; authorizing an increase in firemen's relief association lump sum service pensions.

Referred to the Committee on Governmental Operations.

H. F. No. 1008: A bill for an act relating to retirement; investment and redemption of shares in the supplemental retirement fund by Hennepin county employees; amending Laws 1969, Chapter 950, Sections 3 and 4.

Referred to the Committee on Governmental Operations.

H. F. No. 127: A bill for an act relating to juries; affording witnesses at grand jury hearings the right to counsel.

Referred to the Committee on Rules and Administration.

H. F. No. 146: A bill for an act relating to commerce; requiring that tents and sleeping bags be flame resistant; providing a penalty.

Referred to the Committee on Labor and Commerce.

H. F. No. 177: A bill for an act relating to public health; prohibiting pay toilets and urinals in public places; providing a penalty; amending Minnesota Statutes 1974, Chapter 145, by adding a section.

Referred to the Committee on Health, Welfare and Corrections.

H. F. No. 232: A bill for an act relating to commerce; removing certain responsibilities for bedding from the department of labor and industry; providing penalties for mislabeling of bedding; amending Minnesota Statutes 1974, Sections 325.30; 325.32; repealing Minnesota Statutes 1974, Sections 325.28; and 325.29.

Referred to the Committee on Labor and Commerce.

H. F. No. 986: A bill for an act relating to crime victims reparations; authorizing the crime victims reparations board to limit the fees charged by an attorney representing a claimant before the board; amending Minnesota Statutes 1974, Section 299B.03, Subdivision 1; and Chapter 299B, by adding a section.

Referred to the Committee on Judiciary.

H. F. No. 66: A bill for an act authorizing the Minnesota higher education facilities authority to construct and finance health care facilities; changing its name and increasing its membership; amending Minnesota Statutes 1974, Sections 136A.25; 136A.26; 136A.27; 136A.28; 136A.29, Subdivisions 1, 6, 9, 10, 14, 21, and 22; 136A.36; and 136A.41.

Referred to the Committee on Health, Welfare and Corrections.

H. F. No. 308: A bill for an act relating to health; defining and authorizing regulation of mass gatherings by the state board of health; amending Minnesota Statutes 1974, Section 144.12.

Referred to the Committee on Rules and Administration.

H. F. No. 523: A bill for an act relating to public lands; authorizing the state and counties to exchange land; amending Minnesota Statutes 1974, Sections 373.01, Subdivision 1; 94.342, Subdivision 3; and 94.343, Subdivisions 1 and 3.

Referred to the Committee on Natural Resources and Agriculture.

H. F. No. 532: A bill for an act relating to public health; Minnesota board of nursing; nursing schools; providing for registering, licensing and disciplining registered and practical nurses; unauthorized practice of nursing; amending Minnesota Statutes 1974, Sections 148.181, Subdivisions 1 and 2; 148.191; 148.211, Subdivisions 1 and 3; 148.231, Subdivisions 1 and 2; 148.251; 148.261; 148.271; 148.281, Subdivision 1; 148.286, Subdivisions 1 and 3; 148.29, Subdivision 2; 148.291, Subdivisions 1 and 4; 148.292; 148.293, Subdivision 1; 148.294, Subdivisions 1 and 2; 148.296, Subdivision 1; 148.297; Chapter 148, by adding sections; repealing Minnesota Statutes 1974, Sections 148.282; and 148.291, Subdivision 5.

Referred to the Committee on Health, Welfare and Corrections.

H. F. No. 597: A bill for an act relating to the Minnesota society for the prevention of cruelty; eliminating jurisdiction of

society over matters of cruelty to children; amending Minnesota Statutes 1974, Sections 343.01, Subdivision 1; 343.04; 343.05; 343.06; 343.07; 343.08; 343.10; 343.11; and 343.12.

Referred to the Committee on Governmental Operations.

H. F. No. 73: A bill for an act relating to elections; prohibiting and regulating certain activities on the day of an election; amending Minnesota Statutes 1974, Section 204.15.

Referred to the Committee on Rules and Administration.

H. F. No. 80: A bill for an act relating to education; authorizing certain governing student associations of institutions of higher learning to expend money for the purpose of funding a legal counseling and services program.

Referred to the Committee on Rules and Administration.

H. F. No. 319: A bill for an act relating to health; providing for location and zoning regulation of residences for mentally retarded and physically handicapped persons; amending Minnesota Statutes 1974, Sections 252.28, by adding a subdivision; and 462.357, by adding subdivisions.

Referred to the Committee on Rules and Administration.

H. F. No. 346: 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 1974, Sections 60B.17, by adding a subdivision; 60B.25; 60B.30, by adding a subdivision; and 60B.46, Subdivision 1.

Referred to the Committee on Rules and Administration.

H. F. No. 511: A bill for an act relating to commerce; interest rates on money; continuing the exemption of certain loans from maximum interest rates; amending Minnesota Statutes 1974, Section 334.01, Subdivision 2; repealing Laws 1974, Chapter 238, Section 2.

Referred to the Committee on Labor and Commerce.

H. F. No. 69: A bill for an act relating to athletics; providing for equal opportunity for members of both sexes to participate in athletics; amending Minnesota Statutes 1974, Chapter 126, by adding a section; repealing Laws 1974, Chapter 355, Section 68, Subdivision 4.

Referred to the Committee on Judiciary.

H. F. No. 176: A bill for an act relating to intoxicating liquor; issuance of licenses by cities; amending Minnesota Statutes 1974,

Sections 340.11, Subdivisions 7a and 18; and by adding a subdivision; 340.13, Subdivision 4; and 340.353, Subdivision 5; repealing Minnesota Statutes 1974, Section 340.11, Subdivisions 6 and 7.

Referred to the Committee on Rules and Administration.

H. F. No. 209: A bill for an act relating to adoptions; annulment of decree after discovery of defect; repealing Minnesota Statutes 1974, Section 259.30.

Referred to the Committee on Judiciary.

H. F. No. 264: A bill for an act relating to regional development commissioners; authorizing per diem compensation for members; amending Minnesota Statutes 1974, Section 462.388, Subdivision 5.

Referred to the Committee on Rules and Administration.

H. F. No. 618: A bill for an act relating to securities; providing for the inclusion of commodity contracts in the definition of a security; providing an exemption from registration requirements for commodity contracts; amending Minnesota Statutes 1974, Sections 80A.14 and 80A.15, Subdivision 1.

Referred to the Committee on Labor and Commerce.

H. F. No. 980: A bill for an act relating to taxation; providing for taxation of certain types of air commerce; amending Minnesota Statutes 1974, Sections 270.071, Subdivision 6; and 270.072, Subdivisions 2 and 3.

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. The motion prevailed.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 46: A bill for an act relating to courts; jurisdictional amount in conciliation court actions; amending Minnesota Statutes 1974, Sections 487.30; 491.03, Subdivision 4; and 491.04, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, strike lines 4 and 5

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. 87: A bill for an act relating to highway traffic regulations; evidence of speed of a motor vehicle through radar or other speedalyzer devices; standards required for admission as evidence; amending Minnesota Statutes 1974, Section 169.14, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 21, after "*an*" insert "*accurate and reliable*"

Page 1, line 21, insert a comma after "*mechanism*"

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. 677: A bill for an act relating to small business; authorizing the commissioners of administration and economic development to set aside certain state procurement from normal bidding procedures, for the exclusive use of small business concerns owned and operated by the socially and economically disadvantaged.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Governmental Operations. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was re-referred

H. F. No. 923: A bill for an act relating to energy; postponing the deadline for promulgation of energy conserving building design and construction standards by the commissioner of administration; amending Minnesota Statutes 1974, Section 116H.12, Subdivision 4.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, strike "*July*" and insert "*August*"

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. 1141: A bill for an act relating to bicentennial projects; authorizing governmental units to furnish services, property and money in connection with bicentennial projects; validating prior expenditures.

Reports the same back with the recommendation that the bill to pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

H. F. No. 249: A bill for an act relating to eminent domain; appraisal fees in acquisition by direct purchase; filing of final certificate; amending Minnesota Statutes 1974, Sections 117.205; and 117.232, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike all of section 1

Page 1, line 23, after "*entitled to*" insert "*reimbursement for*"

Page 2, after line 6, insert:

*"The provisions of this section shall not apply to acquisitions for utility purposes made by public service corporations and electric cooperative associations."*

Renumber the sections in sequence

Amend the title as follows:

Page 1, lines 3 and 4, strike "filing of final certificate;"

Page 1, line 5, strike "Sections 117.205; and" and insert "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. 782: A bill for an act relating to courts; providing compensation and mileage allowance for jurors; amending Minnesota Statutes 1974, Section 357.26, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, strike "\$18" and insert "\$15"

Page 1, strike lines 11 and 12

Page 1, line 13, strike "attendance,"

Page 1, line 14, strike "the" and insert "a"

Page 1, line 14, strike "15" and insert "*not less than 13*"

Page 1, line 14, after "cents" insert "*and not to exceed the maximum rate provided in section 43.328*"

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. 662: A bill for an act relating to domestic relations; contracts and conveyances between husband and wife; amending Minnesota Statutes 1974, Sections 500.19, by adding a subdivision; and 519.06.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, strike "*Either husband or wife may create a joint tenancy*"

Page 1, strike lines 11 and 12, and insert "*Any spouse who is a sole owner of real property may create a joint tenancy in that property with the other spouse by conveying the property to*"

Page 1, lines 21 through 23, reinstate the stricken language

Page 2, lines 1 through 5, reinstate the stricken language

Page 2, line 5, after the reinstated word "other" insert "*, except as provided in section 1 of this act*"

Page 2, lines 5 through 8, strike the new language

Page 2, line 12, strike the new language

Page 2, strike lines 13 and 14

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Konzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 307: A bill for an act relating to the practice of podiatry; allowing the board of podiatry examiners and registration to create certain registration standards by rule and regulation; amending Minnesota Statutes 1974, Section 153.04.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 17, strike "first grade"

Page 1, line 19, after "board" insert "*and*"

Page 1, line 20, strike "four years course of at least eight" and insert "32"

Page 1, line 21, strike "each" and insert "*of course work*"

Page 1, line 22, strike "; and," and insert a period

Page 1, line 22, after "qualified," insert "*the applicant shall be*"

Page 2, line 4, strike "such" and insert "*the*"

Page 2, line 5, strike "at a meeting of the board called" and insert a period

Page 2, line 6, strike "for the examination of applicants, upon"

Page 2, line 7, strike "such"

Page 2, line 7, strike “, but” and insert “*may be required. No more than*”

Page 2, line 8, strike “such”

Page 2, line 8, strike “exhaust his privilege” and insert “*be permitted*”

Page 2, line 8, strike “his” and insert “an”

Page 2, line 25, strike the period and insert “*on or before*”

Page 2, line 25, strike “*shall be the date*” and insert a period

Page 2, line 26, strike “*for renewal of registration 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. 906: A bill for an act relating to plats and surveys; filing and certification thereof; providing an increase in the filing fees charged by the register of deeds; amending Minnesota Statutes 1974, Section 505.08, 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. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1007: A bill for an act relating to public contracts; providing an exception to the prohibition against interest of public officers in certain governmental units; amending Minnesota Statutes 1974, Section 471.88, Subdivision 5.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 18, insert:

“*Sec. 2. This act is effective on the day following 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. 1168: A bill for an act relating to certain political subdivisions; authorizing the governing bodies of cities and counties to advance expense money; amending Minnesota Statutes 1974, Section 471.96, Subdivision 1; and Chapter 471, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, after line 23, insert:

*“Sec. 3. This act is effective on the day following 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. 888: A bill for an act relating to counties; publication of financial statements; extending the time for publication and removing the requirement to publish certain detailed accounts; amending Minnesota Statutes 1974, Section 375.17.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, lines 17 through 19, restore the stricken language.

Page 2, line 4, after the period, insert the following: *“The county board may also refrain from publishing an itemized account of amounts paid out, to whom and for what purpose to the extent that the published proceedings of the county board contain such information, provided that a schedule of major disbursements showing amounts paid out, to whom and for what purpose be made a part of, and published with, the financial statement as defined and prescribed by the state auditor.”*

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. 889: A bill for an act relating to real estate; removing specific charge for copies of instrument filed with registrar; amending Minnesota Statutes 1974, Section 508.38.

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 the following appointment as reported in the Journal for March 6, 1975:

#### **STATE BOARD OF ELECTRICITY**

**Darwin Draisey**

Reports the same back with the recommendation that the appointment be confirmed.

Mr. Hansen, Baldy moved that the foregoing committee report be laid on the table. The motion prevailed.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1015: A bill for an act relating to commerce; providing qualifications for legal newspapers; amending Minnesota Statutes 1974, Section 331.02, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 20, strike "*three months*" and insert "*one year*"

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. 903: A bill for an act relating to counties; providing for the filling of vacancies in the office of county commissioner; amending Minnesota Statutes 1974, Sections 375.03 and 375.10.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, strike lines 5 through 32 and insert:

"Sec. 2. Minnesota Statutes 1974, Chapter 375, is amended by adding a section to read:

[375.101] [VACANCY IN OFFICE OF COUNTY COMMISSIONER.] *Subdivision 1. A vacancy in the office of county commissioner shall be filled at a special election to be held not less than 30 nor more than 60 days after the vacancy occurs. The special primary or special election may be held on the same day as a regular primary or regular election, provided that the special election shall be held not less than 14 days after the special primary election. The person elected at the special election shall take office immediately after receipt of the certificate of election and upon filing the bond and oath of office and shall serve the remainder of the unexpired term. If the county has been reapportioned since the commencement of the term of the vacant office, the election shall be based on the district as reapportioned.*

*Subd. 2. If the vacancy occurs less than 30 days before the general election preceding the end of the term, the vacancy shall be filled by the person elected at that election for the ensuing term who shall take office immediately after receiving the certificate of election and upon filing the bond and oath of office."*

Page 3, strike lines 1 through 15

Page 3, line 16, strike "4" and insert "3"

Page 3, after line 18, insert:

"Sec. 3. [REPEAL.] *Minnesota Statutes 1974, Section 375.10, is repealed.*"

Renumber the sections in sequence

Page 3, line 25, after "*subdivision*" strike "3" and insert "1"

Amend the title as follows:

Page 1, line 4, strike "Sections" and insert "Chapter 375, by adding a section; Section"

Page 1, line 5, strike "and" and insert "; repealing Minnesota Statutes 1974, 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. 1133: A bill for an act relating to commerce; requiring repair orders and invoices for repairs; regulating estimates; providing penalties.

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. "Repairs" means repairs, alterations, maintenance, and the installation of any item, where the total cost is more than \$25 and less than \$2,000. Repairs do not include health care services to persons or animals.

Subd. 2. "Shop" means individuals, corporations, partnerships, and any other form of business organization which derives income, in whole or part, by engaging in the repair business.

Subd. 3. "Estimate" means any offer by the shop, either written or verbal, to make agreed upon repairs for a stated price, provided that if the shop has given a customer a repair order, the agreed upon repairs consist of the work described on the repair order.

Subd. 4. "Binding estimate" means any estimate which has been agreed to by both the shop and the customer.

Subd. 5. "Customer" means a customer and the agents of a customer.

Sec. 2. [REPAIR ORDER; INVOICE.] Subdivision 1. Whenever a shop proposes to make repairs for a customer the shop shall furnish, prior to commencement of repairs, a copy of a written repair order to the customer describing the repairs to be made. The repair order shall be signed by the shop, and upon notification of his right to a repair order the customer may waive this right.

Subd. 2. The repair order may be specific or general. The shop may list on the repair order the specific parts and the specific labor that it will supply or the shop may describe on the repair order the general condition that it will repair.

(a) If the repair order lists specific parts and labor to be supplied, the shop is authorized to supply and charge only for those parts and labor listed in the repair order. The shop shall not be authorized and shall not charge for parts or labor not already listed on the repair order unless the customer authorizes the additional parts or labor not already listed on the repair order. The customer may authorize additional parts or labor orally or in writing.

(b) If the repair order describes the general condition that will be repaired, the shop shall be authorized to perform and charge for all parts and labor the shop deems necessary to repair the condition described on the repair order. The shop shall not be authorized and shall not charge for parts or labor supplied to repair any condition other than that described on the repair order unless the customer authorizes the additional repairs not already described on the repair order. The customer may authorize additional repairs orally or in writing.

Subd. 3. A shop is not required to give an estimate to any customer or prospective customer. Any shop that does not wish to give an estimate shall so inform the customer at the time an estimate is requested. If a repair order is furnished there shall be a conspicuous written statement on it stating whether an estimate has been given the customer and, if so, the amount of the estimate.

Subd. 4. A shop shall state on its repair order its charge to the customer, or the basis upon which it will be calculated, for an estimate, diagnostic service, work preliminary to a diagnosis, reassembly of the unrepaired item, service call, or release of the item in the event it is not repaired.

Subd. 5. Upon completion of all repairs, each shop shall provide each customer with a copy of a dated invoice for the work done. The information which is required to be on the invoice may be placed on the face of the repair order, which then may be used as an invoice. The invoice shall contain the following information except when a general work order has been provided pursuant to section 2, subdivision 2:

(a) A description of all service work done and parts supplied, including all warranty work;

(b) The estimated price, if any was given;

(c) A detailed itemization of the charges for parts, labor, incidentals, the making of an estimate, the release of the item, service call charge, and any other charges imposed upon the customer; and

(d) A statement specifying which parts, if any, are used, rebuilt, or reconditioned if that information is known by the shop.

Sec. 3. [COSTS AND ESTIMATES.] Subdivision 1. The repair order may be silent as to the price of repairs described on the repair order.



Subd. 2. The shop may add conditions to its estimate if those conditions are disclosed to the customer at the time the estimate is given and are in the same form as the estimate and if those conditions affect neither the amount of work authorized nor the cost of doing the agreed upon repairs.

Subd. 3. When a shop gives a customer an estimate and the customer accepts the estimate and any conditions imposed by the shop, the estimate shall be binding upon the parties, and the shop shall not charge more than the amount of the binding estimate for performing the agreed upon work.

Subd. 4. A shop shall inform the customer of the period of time for which an estimate is binding upon the shop. If no period of time is stated by the shop an estimate shall be presumed to be binding upon the shop for 21 days.

Subd. 5. A shop may make a reasonable charge for an estimate, diagnostic service, work preliminary to a diagnosis, reassembly of an unrepaired item, service call, or release of an item in the event it is not repaired. Such a charge, or the basis upon which it will be calculated, shall be disclosed to the customer prior to the performance of any act which would impose a charge upon the customer. The disclosure shall clearly state whether the charge is included in the shop's estimate and whether the charge will be credited toward the total cost of the repairs.

Subd. 6. Repairs which the shop estimated to cost less than \$25, yet exceed that amount, fall within the scope of sections 1 to 7.

Sec. 4. [SERVICE CALL CHARGES.] When a shop makes repairs to, or picks up or delivers an item at a place other than its own premises it shall inform the customer, at the time of the customer's inquiry for service, of any service call charge. The service call charge shall be stated in absolute terms, not on an hourly, mileage, or other basis. The service call charge may be imposed in addition to any other charges assessed the customer, but it shall be separately stated. If the customer is furnished a repair order or written estimate, the service call charge shall be indicated thereon.

Sec. 5. [REQUIRED SHOP PRACTICES.] Subdivision 1. At the time the customer authorizes the repairs he may request that replaced parts be returned to him. If such a request is made, the shop shall return the replaced parts to the customer, except for parts that the shop is required to return to the manufacturer or distributor under a warranty or exchange arrangement if the customer is shown the replaced parts. The customer shall remove the replaced parts from the shop premises within a reasonable time from the date the repaired item is returned to the customer.

Subd. 2. Every shop shall maintain repair records which shall include all repair orders, estimates, and invoices, and the names of all customers for whom repair services have been performed. These records shall be available for reasonable inspection and copying by law enforcement officials and shall be retained for at

least two years. A customer has the right to a copy of documents maintained by the shop reflecting any transaction to which he was a party.

Subd. 3. Each shop shall conspicuously display a sign that states the following:

"If a customer of this shop is given an estimate, the shop cannot lawfully charge a greater amount for performing the agreed upon work. Customers are entitled to see or accept return of replaced parts if a request is made at the time work is authorized."

Sec. 6. [PROHIBITED ACTS.] No shop shall:

- (a) Charge or recover for unauthorized repairs;
- (b) Charge or recover for an amount exceeding a binding estimate;
- (c) Fail to return to any customer, upon demand, the customer's goods because of the customer's nonpayment of the proportion of the bill which represents:
  - (1) Repairs which were performed but unauthorized, or
  - (2) Repair charges which exceed a binding estimate for such repairs;
- (d) Perform repair work without notifying the customer of his right to a repair order;
- (e) Fail to disclose to a customer its charge for an estimate, diagnostic service, work preliminary to a diagnosis, reassembly fee, service call charge or for the release of an item in the event it is not repaired;
- (f) Fail to comply with any conditions that the customer imposes on repair work, provided that the shop was informed of such conditions before commencement of the repairs.

Sec. 7. [REMEDIES; PENALTIES.] Subdivision 1. When a shop refuses return of a customer's goods, despite the customer's fulfillment of all conditions agreed upon with the shop as well as the customer's offer to pay either the amount of a binding estimate or the cost of authorized work, the customer, without making any additional payment, is entitled to the return of his goods or consequential damages, reasonable attorneys' fees as determined by the court, and punitive damages not to exceed three times the total charges for the repairs. Acceptance by the shop of the amount offered by the customer shall not be an admission that the amount offered is the true and correct amount owing and payable.

Subd. 2. When a shop refuses return of a customer's replaced parts despite a timely request, the shop shall be liable for the reasonable value of those parts.

Subd. 3. When a shop fails to disclose its charges for an estimate, diagnostic service, work preliminary to a diagnosis, reas-

sembly fee, service call, or release of an unrepaired item, there shall be a rebuttable presumption that the charge is for unauthorized work.

Subd. 4. Any violation of sections 1 to 7 shall be deemed a violation of section 325.79.

Subd. 5. The remedies of this section are to be construed as cumulative in addition to those provided by the common law and other statutes of this state.

Sec. 8. [PREEMPTION BY STATE.] The provisions of sections 1 to 7 shall supercede local ordinances regulating repairs to the extent that the ordinances are inconsistent with sections 1 to 7.

Sec. 9. [TITLE.] Sections 1 to 9 may be cited as the truth in repairs act.

Sec. 10. [EFFECTIVE DATE.] This act is effective on January 1, 1976."

And when so amended the bill do pass and be re-referred to the Committee on Judiciary. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 543: A bill for an act relating to public local grain warehouses; authorizing the public service commission to prescribe storage rates and other charges assessed by public local grain warehousemen; prescribing the form of storage receipts; amending Minnesota Statutes 1974, Sections 232.06, Subdivisions 1, 4 and 5; and 232.07.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, strike lines 8 and 9

Page 2, line 10, strike "and"

Page 2, line 10, after "storing" insert "and redelivering"

Page 2, strike lines 11 through 14

Page 2, line 15, strike "Approved tariffs"

Page 2, line 16, before the period insert "and filed with the Minnesota public service commission"

Page 3, line 5, strike "approved by" and insert "filed with"

Page 3, line 14, strike "stated lawful"

Page 5, after line 29, insert:

"Sec. 5. This act shall expire on June 30, 1978.

Sec. 6. This act is effective on July 1, 1975."

Further amend the title as follows:

Strike line 3

Line 4, strike "prescribe" and insert "providing for the filing and posting of"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 917: A bill for an act relating to waters and watercraft safety; authorizing counties to expend moneys received from watercraft license fees for watercraft and swimming safety instructions; amending Minnesota Statutes 1974, Section 361.27, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 7, insert:

"Section 1. Minnesota Statutes 1974, Section 361.09, Subdivision 2, is amended to read:

Subd. 2. No person shall be towed, or shall operate a watercraft towing a person on water skis, aqua-plane, surfboard, saucer or other device on any waters of this state at any time from one hour and a half after sunset to sunrise of the day following."

Renumber the sections in sequence

Amend the title as follows:

Line 2 after "safety;" insert "modifying the hours of operation of a watercraft towing a person;"

Line 6, strike "Section" and insert "Sections 361.09, Subdivision 2; 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 re-referred

H. F. No. 130: A bill for an act relating to the city of Minneapolis; authorizing the city council to grant certain powers and duties to the commission on human relations, director, and department of civil rights and to subject certain areas of city government to the civil rights ordinance; repealing Laws 1967, Chapter 743.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, before "The" insert "In addition to all other powers conferred by statute or charter,"

Page 1, line 18, after "board" insert a period and delete the remainder of lines 18 and 19

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. 588: A bill for an act relating to the Rice creek watershed district; providing for the establishment of a district water maintenance and repair fund; authorizing a tax levy for water maintenance and repair 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. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1102: A bill for an act relating to the Seaway Port Authority of Duluth; permitting the authority to buy, lease or otherwise contract for vessels.

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. 1029: A bill for an act relating to Hennepin county; hospital and medical care for poor persons funding; amending Laws 1963, Chapter 738, Section 3, Subdivision 3; repealing Laws 1963, Chapter 738, Section 6.

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. 587: A bill for an act relating to the Rice creek watershed district; authorizing an ad valorem tax for certain purposes.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, strike "1971" and insert "1974"

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. 640: A bill for an act relating to the city of Minneapolis; authorizing housing finance program; providing for the issuance of limited general obligation bonds.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 11, after "program" insert "and to provide for the administrative costs of the program"

Page 3, line 24, strike "governing body" and insert "city council"

Page 3, line 28, after "Sec. 4." insert "Subdivision 1."

Page 4, after line 5, insert:

"Subd. 2. The city council shall not amend the regulations adopted by ordinance and in effect at the time any bonds or obligations authorized by this act are issued, to the detriment of the holder of such bonds or obligations."

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. 1046: A bill for an act authorizing the city of Duluth to negotiate contracts for maintenance of city parks and public works under terms and conditions as will promote the employment of needy elderly citizens; limiting the amount of total annual compensation for individuals under such contracts.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, strike "for" and insert "in"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 804: A bill for an act relating to land use planning; establishing a land use planning assistance program of grants for local government units to be administered by the state planning agency; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. [GRANTS; LAND USE PLANNING.] Subdivision 1. In order to improve the land use decision-making capability of local government, the state planning agency shall make grants to the metropolitan council pursuant to section 5, and to towns, counties and municipalities. The state planning agency shall give priority when granting funds to those areas that show a special need according to the provisions of clauses (a) and (b). The grants may be used to employ staff or contract with other units of government or qualified consultants for the following purposes:

(a) To prepare and implement plans which are required for certain areas by law or by designation as a critical area under Minnesota Statutes, Chapter 116G.

(b) To prepare and implement plans which the unit of government is authorized by law to undertake for the management of problems resulting from (1) rapid population or economic growth or decline; (2) potential development in environmentally sensitive areas including but not limited to flood plains, wild and scenic rivers, and shorelands; and (3) the addition or elimination of a major state or federal facility;

(c) To assist neighborhood organizations in cities of the first class to do land use and related planning by making grants to the municipality;

(d) To analyze and prepare plans to preserve and protect agricultural land as defined in Minnesota Statutes 1974, Section 500.24.

Subd. 2. Grants shall not exceed 90 percent of the cost of the land use planning program, except that grants made within a designated critical area may be up to 100 percent of the cost of the planning program.

Subd. 3. For the purpose of this act municipality has the definition stated in Minnesota Statutes 1974, Section 462.352, Subdivision 2.

Sec. 2. [ADMINISTRATION.] The state planning agency shall determine priorities pursuant to section 1, and shall promulgate rules for the submittal and review of applications hereunder in accordance with the provisions of Minnesota Statutes, Chapter 15.

Sec. 3. [ELIGIBILITY.] Eligibility of grants is limited to units of government authorized by law to plan or adopt and enforce land use controls.

Sec. 4. [REGIONAL DEVELOPMENT COMMISSION REVIEW.] An application for grants from this program shall be submitted to the appropriate regional development commission for review pursuant to Minnesota Statutes 1974, Section 462.391, Subdivision 3, prior to the submittal to the state planning agency. The regional development commission shall complete its review within 45 days after receipt of the application. If an application is not reviewed within the requisite time limit or if an extension of time is not agreed to by the affected parties, the application shall be deemed approved. Until units of local government in the metropolitan area as defined by Minnesota Statutes, Section 473.02 are required by law to prepare and adopt comprehensive plans or portions thereof, the review required by this section shall be made by the metropolitan council for units of local government in the metropolitan area.

Sec. 5. [MANDATORY TRANSFER OF FUNDS.] If part or all of the units of government within the metropolitan area as defined by Minnesota Statutes, Section 473.02 are required by law to prepare and adopt comprehensive plans or specified por-

tions thereof, 50 percent of the funds appropriated for the purposes of section 1, clauses (b), (c) and (d), less the amount previously granted to units of government within the metropolitan area, shall be transferred to the metropolitan council on the effective date of such a law. Funds so transferred are reappropriated to the metropolitan council and shall be used for making grants to units of government within the metropolitan area for the preparation and adoption of comprehensive plans and controls required by law. Not more than five percent of the transferred funds shall be available to the metropolitan council for grant administration.

Sec. 6. [APPROPRIATION.] There is appropriated from the general fund \$2,500,000 to the state planning agency for the purposes of this act, of which \$300,000 shall be used for designated critical areas, and not more than five percent of which shall be available to the state planning agency for administering this act. Fifty percent of the money appropriated for purposes other than section 1, clause (a), shall be granted to local governments outside the metropolitan area as defined in Minnesota Statutes, Section 473.02. The appropriation shall not cancel, but shall be available until expended.

Sec. 7. [EFFECTIVE DATE.] This act shall be effective July 1, 1975."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 649: A bill for an act relating to agriculture; collective bargaining; agricultural marketing and bargaining associations; amending Minnesota Statutes 1974, Chapter 17, by adding a section; and Section 17.694, Subdivision 5, and by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 17, strike "*No party other than the*"

Page 1, strike line 18

Page 1, line 19, strike "*under this chapter.*"

Page 1, line 21, strike "*from*"

Page 1, line 22, after "*15.0424*" strike the comma and insert "*and*"

Page 1, line 23, strike "*and 15.0431*"

Pages 2 and 3, strike section 3 and insert:

"Sec. 3. Minnesota Statutes 1974, Section 17.697, Subdivision 1, is amended to read:



17.697 [BARGAINING DEFINED; NOTICE OF COMMENCEMENT OF NEGOTIATIONS; MEDIATION PROCEDURE.] Subdivision 1. As used in sections 17.691 to 17.701, "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

*(e) check off procedures pursuant to assessments levied by the association, not to exceed one-half of one percent of the gross value of the producers annual production contract are collected by handlers from proceeds to producers within the bargaining unit and paid to the association."*

Further amend the title as follows:

Strike line 5 and insert "Sections"

Line 7, before the period, insert "; and 17.697, Subdivision 1"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 868: A bill for an act relating to motor vehicles; providing for activities in connection with motor vehicle and other waste; amending Minnesota Statutes 1974, Sections 168B.02, by adding a subdivision; 168B.09, Subdivision 1; 168B.10, Subdivision 1; and Chapter 168B, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, after "solid" strike "waste" and insert "and liquid wastes"

Page 1, line 14, after "oil" insert "but exclusive of scrap metal"

Page 1, line 20, after "the" strike "collection, storage and transportation of abandoned"

Page 1, strike lines 21 through 23 and insert "inventory of abandoned motor vehicles and abandoned scrap metal and, if no bids are received, may utilize its own equipment and personnel for the collection, storage and transportation of abandoned motor vehicles and abandoned scrap metal; provided, however, that unit of government may utilize its own equipment and personnel for the collection and storage of not more than five abandoned motor

*vehicles without advertising for or receiving bids in any 120 day period."*

Page 2, line 2, strike "FOR DISPOSAL"

Page 2, line 4, strike "disposal"

Page 2, line 5, strike "for other services"

Page 2, line 10, strike "disposal"

Page 2, line 13, before "The" insert "*Except as otherwise provided in section 168B.09,*"

Page 2, line 14, strike "disposal"

Page 2, lines 14 and 15, strike the new language

Page 2, line 21, strike "disposal"

Page 2, lines 24 through 28, reinstate the stricken language.

Page 2, line 32, strike "and"

Page 3, line 1, strike "establish control"

Page 3, line 1, after "for" insert "*the control of*"

Page 3, line 2, after "vehicles" insert a comma

Page 3, line 6, after the period add "*Expenses incurred by the agency in administering chapter 168B and in performing its functions pursuant to section 4 shall be payable from the appropriations made to the agency for automobile recycling, provided that no more than seven percent of such appropriations shall be so expended. The remainder of such appropriations shall be available to be expended on reimbursement contracts made pursuant to section 3.*"

Amend the title as follows:

Line 2, after "vehicles;" insert "defining motor vehicle wastes;"

Line 2, strike "providing for" and insert "authorizing governmental units to conduct certain"

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. 1035: A bill for an act relating to railroad safety; appropriating money to the department of public service for the purpose of enforcing certain railroad track safety standards.

Reports the same back with the recommendation that the bill 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. 764: A bill for an act relating to the city of Crystal;

providing for the filing of candidates for primary elections; amending Laws 1971, Chapter 213, 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. 393: A bill for an act relating to the metropolitan airports commission; exercise of powers; tax levy; amending Minnesota Statutes 1974, Section 360.109, Subdivision 5.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 6, strike "Minnesota Statutes 1974, Section 360.109" and insert "Laws 1975, Chapter 13, Section 103"

Page 2, line 1, delete "1973" and insert "1974"

Page 2, lines 1 and 2, delete "360.114, as amended" and insert "116"

Further amend the title as follows:

Page 1, line 3, after "amending" strike "Minnesota" and insert "Laws"

Page 1, line 4, strike "Statutes 1974, Section 360.109" and insert "1975, Chapter 13, Section 103"

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. 605: A bill for an act relating to licensing boards; re-defining health related licensing board and non-health related licensing board; providing certain uniform requirements; transferring jurisdiction over and functions of certain agencies and boards; appropriating money; amending Minnesota Statutes 1974, Sections 125.183, Subdivisions 1 and 3; 125.184, Subdivision 1; 125.185, Subdivision 6; 147.01; 144.952, Subdivision 2; 148.03; 148.04; 148.07, Subdivision 3; 148.181; 148.191, Subdivision 1; 148.29, Subdivisions 2 and 3; 148.52; 148.54; 148.60; 148.68; 148.69; 148.90, Subdivisions 2 and 3; 150A.02, Subdivision 1; 150A.03, Subdivisions 1 and 3; 151.03; 151.06, Subdivision 1; 151.07; 153.01, Subdivision 3; 153.02; 153.03; 153.04; 153.13; 153.14; 153.15; 154.22; 154.23; 155.05; 155.06, Subdivisions 1 and 2; 156.01, Subdivisions 1 and 3; 214.01, Subdivisions 2 and 3; 214.04; 238.04, Subdivision 5; 270.41; 270.42; 270.43; 270.45; 326.04; 326.07; 326.09; 326.17; 326.18; 326.241, Subdivisions 1 and 3; 326.33, Subdivisions 1 and 5; 326.334, Subdivision 7; 326.37; 326.38; 326.39; 326.40; 326.41; 326.42; 326.43; 326.44; 326.541; 326.542; 326.543; 326.544; 326.545; 326.546; 326.57; 326.58; 326.59; 326.60;

326.61, Subdivision 3; 326.62; 326.63; 326.64; 326.66; 341.01; 341.02; 386.63, Subdivisions 1 and 4; Chapters 148, by adding a section; and 214, by adding sections; and repealing Minnesota Statutes 1974, Sections 125.183, Subdivision 2; 148.90, Subdivision 4; 150A.02, Subdivision 2; and 341.14.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 1, strike "19" and insert "17"

Page 2, line 4, strike "The"

Page 2, strike lines 5 to 11

Page 2, line 12, strike "term expires." and insert:

*"Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51."*

Page 2, line 13, strike the new language

Page 2, strike lines 14 to 23

Page 3, line 9, strike "six" and insert "four"

Page 3, strike lines 20 to 27

Page 5, line 6, strike "The governor shall appoint six members of"

Page 5, strike lines 7 to 14

Page 5, line 15, strike "member whose term expires." and insert:

*"Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51."*

Page 5, line 27, strike "eight" and insert "four"

Page 7, line 18, strike "The"

Page 7, strike lines 19 to 28

Page 8, line 16, strike "The"

Page 8, strike lines 17 to 32 and insert:

*"Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51."*

Page 9, strike lines 1 to 6 and insert:

"Sec. 7. Minnesota Statutes 1974, Section 147.05, is amended to read:

147.05 [SUPPLIES; SECRETARY, EXECUTIVE SECRETARY, 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 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 15.02, 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 commissioner of finance on the state treasurer on the funds appropriated to said board.~~"

Page 9, strike lines 23 to 32

Page 10, strike lines 1 to 5

Page 10, line 6, strike the new language and insert:

*"Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51."*

Page 10, line 18, strike "state"

Pages 10 and 11, strike all of section 9

Page 11, line 13, after "148.181," insert "Subdivision 1,"

Page 11, line 32, strike "The"

Page 12, strike lines 1 to 7

Page 12, line 8, strike the new language and insert:

*"Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51."*

Page 12, after line 15, insert:

"Sec. 11. Minnesota Statutes 1974, Section 148.181, Subdivision 2, is amended to read:"

Page 12, strike lines 28 to 32

Page 13, strike lines 1 to 7

Page 13, line 13, strike "secretary" and insert "secretary-treasurer"

Page 13, line 13, strike "(who shall also be the treasurer)"

Page 13, line 26, strike "Minnesota"

Page 14, line 9, strike "The governor shall appoint"

Page 14, strike lines 10 to 25 and insert:

*"Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51."*

Page 15, line 3, strike "by it in the state treasury to the credit of" and insert "in"

Page 15, line 5, after "board" insert "of nursing"

Page 15, line 8, strike "state"

Page 15, line 12, strike "The"

Page 15, strike lines 13 to 29

Page 15, line 30, strike "terms."

Page 15, line 32, after the stricken period, insert:

*"Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51."*

Page 16, line 3, strike "state"

Page 16, after line 9, insert:

"Sec. 18. Minnesota Statutes 1974, Section 148.55, is amended to read:

148.55 [COMPENSATION OF BOARD MEMBERS; ATTORNEY; ASSISTANTS; RECORDS.] ~~Each member shall receive from the funds of the state board of optometry \$35 a day for actual services and necessary travel and expense allowance not to exceed 24 days in any calendar year. For administrative and clerical services the secretary shall receive such compensation as the board may deem just and proper. The board may employ an attorney or other necessary assistants to aid in the enforcement of the provisions of sections 148.52 to 148.62, the attendant expense to be met from the funds of the board. The secretary shall keep a record of all proceedings, including therein the name of every applicant for examination or registration, which record shall be open for inspection.~~

Page 16, line 19, strike "state"

Pages 16 to 20, strike all of sections 18 and 19

Page 20, after line 2, insert:

"Sec. 20. Minnesota Statutes 1974, Section 148.67, is amended to read:

**148.67 [EXAMINING COMMITTEE.]** ~~There is hereby created a state examining committee for physical therapists to assist The state board of medical examiners shall appoint an examining committee~~ in carrying out the provisions of this law, regarding the qualifications and examination of physical therapists. The examining committee shall consist of five members, citizens and residents of the state of Minnesota, composed of three physical therapists, one licensed and registered doctor of medicine in the general practice of medicine, and one professor or associate or assistant professor from a course in physical therapy accredited by the state board of medical examiners.

Sec. 21. Minnesota Statutes 1974, Section 148.70, is amended to read:

**148.70 [APPLICANTS, QUALIFICATIONS.]** It shall be the duty of the state board of medical examiners ~~with the advice and assistance of the state examining committee~~ to pass upon the qualifications of applicants for registration, provide for and conduct all examinations, determine the applicants who successfully pass examination, and duly register such applicants. A person who desires to be registered as a physical therapist and who

(a) is at least 18 years old;

(b) is of good moral character;

(c) has obtained a high school education or its equivalent as determined by the board, and

(d) has been graduated by a school of physical therapy approved by the board for training physical therapists, may make application on a form furnished by the board, for examination for registration as a physical therapist as defined in sections 148.65 to 148.78. In determining whether or not such approval shall be given, the board may take into consideration the approval or non-approval of such schools by the appropriate council of the American Medical Association or of the Canadian Medical Association, if any, at the time of his graduation, or if graduated prior to 1936, the school or course was approved by the American Physical Therapy Association at the time of his graduation. Such examination shall embrace the following subjects: the applied sciences of anatomy, neuroanatomy, kinesiology, physiology, pathology, psychology, physics, physical therapy, as defined in sections 148.65 to 148.78, applied to medicine, neurology, orthopedics, pediatrics, psychiatry, surgery; medical ethics; and technical procedures in the practice of physical therapy as defined in sections 148.65 to 148.78, and such other subjects as the board may determine to be necessary. At the time of making such application, the applicant shall pay to the board \$15, no portion of which shall be returned."

Page 20, line 6, strike the period and insert a semicolon

Page 20, strike lines 7 to 16

Page 20, line 20, strike "Shall"

Page 20, line 22, after "Designate" strike "its" and insert "the"

Page 20, line 22, after "officers" and before the comma insert "of the board"

Page 20, after line 28, insert:

*"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; or (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 20, line 31, strike "the governor shall appoint"

Page 21, line 11, strike the new language

Page 21, strike lines 12 to 28 and insert:

*"Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51."*

Page 21, after line 28, insert:

"Sec. 24. Minnesota Statutes 1974, Section 148.95, Subdivision 1, is amended to read:

148.95 [SUSPENSION AND REVOCATION.] Subdivision 1. The license of any consulting psychologist or psychologist may be suspended or revoked by the board upon proof that he has been guilty of unprofessional conduct as defined by the rules established by the board or has violated the code of ethics adopted by the board.

(1) No license shall be suspended or revoked or reprimand issued until after a hearing before the board. A notice of at least 30 days shall be served upon the licensee charged, either personally or by registered mail, stating the time and place of the hearing and setting forth the ground or grounds constituting the charges against him. The licensee is entitled to be heard in his defense and by counsel and may produce testimony and may testify in his own behalf. A record of the hearing shall be taken and presented. The hearing may be adjourned as necessary. If the licensee fails or refuses to appear, the board may proceed to hear and determine the charges in his absence. If he pleads guilty, or if upon hearing the charges, six members of the board find them to be true, the board may enter an order suspending or revoking the license or reprimanding him, as the case may be. The board shall record its findings and orders in writing.

(2) The board, through its chairman or vice chairman, may compel the attendance of witnesses and the production of physical evidence before it from witnesses upon whom process is served anywhere within the state as in civil cases in the district court by



subpoena issued over the signature of the chairman or vice chairman and the seal of the board. Upon request by an accused licensee and statement under oath that the testimony or evidence is reasonably necessary to his defense, the subpoena shall be served out of the district courts in this state and returned as a return in such case is made.

(3) For reasons it deems sufficient and upon a vote of five six of its members, the board may restore a license which has been revoked, reduce a period of suspension or withdraw a reprimand."

Page 21, line 32, strike "state"

Page 22, line 10, strike the new language

Page 22, strike lines 11 to 16

Page 22, line 17, strike the new language and insert:

*"Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51."*

Page 22, line 25, strike "five" and insert "nine consecutive"

Page 22, line 26, strike "The governor shall appoint"

Page 22, strike lines 27 to 29

Page 23, line 19, strike the new language

Page 23, strike lines 20 to 27

Page 23, line 31, strike "state"

Page 24, line 10, strike "state"

Page 24, after line 11, insert:

"Sec. 27. Minnesota Statutes 1974, 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 department of personnel. 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 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."~~

Page 24, line 14, strike "The president and secretary-treasurer of the"

Page 24, strike lines 15 to 17

Page 24, line 26, strike everything after the period

Page 24, strike lines 27 to 29

Page 25, line 5, strike the new language

Page 25, strike lines 6 to 13

Page 25, line 14, strike "unexpired term." and insert:

*"Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51."*

Page 25, line 17, strike everything after the period

Page 25, strike line 18

Page 25, line 19, strike "office."

Page 25, line 21, strike the new language

Page 25, strike lines 22 to 29

Page 25, line 32, strike "state"

Page 28, strike lines 16 to 19

Page 28, lines 22 to 25, reinsert the stricken language and strike the new language

Page 28, line 26, reinsert the stricken "podiatrists of good standing in their profession"

Page 28, lines 30 and 31, strike the new language

Page 28, line 32, after the period insert:

*"Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51."*

Page 29, line 8, strike "by its secretary"

Page 29, line 8, strike "state treasury and credited"

Page 29, line 9, strike "to the"

Page 33, line 14, strike "board, to be known as the"

Page 33, line 14, after "examiners" strike the comma

Page 33, strike lines 30 to 32

Page 34, strike lines 1 to 14 and insert:

*"Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51."*

Page 35, line 1, strike "state"

Page 35, line 2, strike "give a bond in the sum"

Page 35, strike lines 3 and 4

Page 35, line 5, strike "duties and"

Page 35, line 7, strike "duly"

Page 35, line 11, strike "a"

Page 35, line 12, strike "of \$35 per day"

Page 35, line 12, strike "of actual service" and insert "*spent on board activities*"

Page 35, line 14, strike ", in discharge of their duties as such"

Page 35, strike lines 15 to 22

Page 35, line 23, strike "by the member."

Page 36, line 2, strike "The governor shall appoint"

Page 36, strike lines 3 to 9

Page 36, line 10, strike "*term expires .*" and insert:

*"Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51."*

Page 36, line 19, strike "The governor may"

Page 36, strike lines 20 to 28

Page 36, line 29, strike the new language

Page 36, line 31, strike "duly"

Page 37, line 20, strike "Necessary expenses"

Page 37, strike lines 21 and 22

Page 37, line 23, strike "help shall be fixed by the board."

Page 37, line 24, strike "The"

Page 37, strike lines 25 to 27

Page 37, line 28, strike "the amount of \$10,000."

Page 37, line 30, after "\$9,000" strike the comma and insert a period

Page 37, strike lines 31 and 32

Page 38, line 5, strike "at the state capitol or at"

Page 38, strike line 6

Page 38, line 9, strike everything after "board"

Page 38, line 10, strike everything before the period

Page 38, line 11, strike "at"

Page 38, line 12, strike "least two-thirds of the" and insert "three"

Page 38, after line 14, insert:

"Sec. 43. Minnesota Statutes 1974, Section 155.08, is amended to read:

155.08 [COMPENSATION OF BOARD MEMBERS.] Each member of the board except the secretary-treasurer shall receive the sum of \$35 *be compensated* for each day employed in the actual discharge of his official duties *spent on board activities and any necessary expenses incurred incidental thereto*. Such days employed are not to exceed 100 days in any one year except that in the months when state board examinations are given this limitation will not apply. ~~Compensation and expenses of and for the board shall be paid out of the funds of the board deposited in the state treasury and not otherwise.~~"

Page 39, line 1, strike the new language

Page 39, strike lines 2 to 19 and insert:

*"Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51."*

Page 39, line 23, strike ", vice president, secretary, treasurer,"

Page 40, line 7, strike everything after the period

Page 40, strike lines 8 to 10

Page 40, line 15, strike "the board of"

Page 40, strike line 16

Page 40, line 17, strike "146.03,"

Page 40, line 18, strike "Minnesota"

Page 40, line 19, strike "state"

Page 40, line 23, strike "state"

Page 40, line 24, strike everything after the comma

Page 40, line 25, strike "therapists established pursuant to section 148.66,"

Page 40, line 25, strike "state"

Page 40, line 27, strike "state"

Page 40, line 28, reinsert the stricken language except for the stricken word "state"

Page 40, line 29, reinsert the stricken "registration established pursuant to section 153.02,"

Page 40, line 30, strike "state"

Page 40, line 31, strike "state"

Page 41, line 7, strike "state"

Page 41, line 8, strike "state"

Page 41, line 10, strike "state"

Page 41, line 11, strike "state"

Page 41, line 12, reinsert the stricken "the"

Page 41, line 12, reinsert the stricken "board"

Page 41, lines 13 and 14, reinsert the stricken language

Page 41, line 14, strike "state"

Page 41, line 15, strike "and"

Page 41, line 15, strike "Minnesota"

Page 41, line 16, after "386.63" insert a comma

Page 41, line 16, strike "state"

Page 41, line 25, reinsert the stricken "administration"

Page 41, line 25, strike "health with respect to the"

Page 41, strike line 26

Page 41, line 27, strike "and industry"

Page 41, line 30, strike "commerce with respect to all other non-health related" and insert "revenue with respect to the board of assessors,"

Page 41, line 31, strike "boards"

Page 41, line 31, strike "at a central location"

Page 42, line 9, after the stricken period insert "*The commissioner of health with respect to the health related licensing boards and the commissioner of commerce with respect to the remaining non-health related licensing boards shall provide the above facilities and services at a central location for the health related and remaining non-health related licensing boards.*"

Page 42, line 16, after "of the" insert "appropriate"

Page 42, line 16, after "department" strike "of" and insert "as specified in subdivision 1"

Page 42, strike lines 17 to 19

Page 42, line 20, strike "to the other non-health related boards"

Page 42, line 23, after "of the" insert "appropriate"

Page 42, line 23, after "department" strike "of"

Page 42, line 23, strike "health,"

Page 42, strike line 24

Page 42, line 25, strike the new language

Page 42, line 30, strike "November"

Page 42, line 31, strike "15" and insert "October 1"

Page 43, line 6, after "approximate" insert "total"

Page 43, line 7, after "by" insert "all"

Page 43, line 19, strike "October 1" and insert "June 30"

Page 44, line 4, after "board" insert "or who were denied licensing or registration"

Page 44, line 5, before "and with" insert "or denial thereof"

Page 44, line 16, after "summary" insert "by category"

Page 44, line 23, strike "January" and insert "December"

Page 44, line 23, strike "odd" and insert "even"

Page 45, after line 2, insert:

"Sec. 51. Minnesota Statutes 1974, Chapter 214, is amended by adding a section to read:

[214.09] [MEMBERSHIP; COMPENSATION; REMOVAL; VACANCIES.] *Subdivision 1. [GENERAL.] The following standard provisions shall apply to the health related and non-health related licensing boards and to agencies created after July 1, 1975 in the executive branch, other than departments, whose primary functions include licensing, registration or certification of persons in specified professions or occupations.*

*Subd. 2. [MEMBERSHIP TERMS.] The terms of the member shall be four years with the terms ending on the first Monday in January. The appointing authority shall appoint as nearly as possible one-fourth of the members to terms expiring each year. If the number of members is not evenly divisible by four, the greater number of members, as necessary, shall be appointed to terms expiring in the year of commencement of the governor's term and the year or years immediately thereafter. If the membership is composed of categories of members from occupations, industries, political subdivisions, the public or other groupings of persons, and if the categories have two or more members each, the governor shall appoint as nearly as possible one-fourth of the members in each category at each appointment date. Members may serve until their successors are appointed and qualify. If the governor fails to appoint a successor by July 1 of the year in which the term expires the term of the member for whom a successor has not been appointed shall extend until the first Monday in January four years after the scheduled end of the original term.*

*Subd. 3. [COMPENSATION.] Members of the boards shall be compensated at the rate of \$35 per day spent on board activities plus expenses in the same manner and amount as received by state employees. Members who are state employees or employees of the political subdivisions of the state shall not receive the \$35 per day, but they shall suffer no loss in compensation from the state or a*

*political subdivision as a result of their service on the board. Members who are state employees or employees of the political subdivisions of the state may receive the expenses provided for in this subdivision unless such expenses are reimbursed by another source.*

*Subd. 4. [REMOVAL; VACANCIES.] A member may be removed by the appointing authority at any time (1) for cause after notice and hearing, (2) if the board fails to prepare and submit the report required by section 49, or (3) after missing three consecutive meetings. The chairman of the board shall inform the governor of a member missing the three consecutive meetings. After the second consecutive missed meeting and before the next meeting, the secretary of the board shall notify the member in writing that he may be removed if he misses the next meeting. In the case of a vacancy on the board, the governor shall appoint a person to fill the vacancy for the remainder of the unexpired term."*

Page 45, strike lines 3 to 8

Page 45, line 11, strike "board to be known"

Page 45, line 12, strike "as a state"

Page 45, line 12, strike ", hereinafter called "the"

Page 45, line 13, strike "board" "

Page 45, line 13, strike "Such" and insert "The"

Page 46, line 23, strike the new language and insert:

*"Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51."*

Page 46, strike lines 24 to 32

Page 47, strike lines 1 to 7

Page 47, strike lines 8 to 15

Page 47, line 23, strike "and credited to" and insert "for deposit in"

Page 47, line 26, strike "state"

Page 47, line 31, strike "state"

Page 48, line 30, strike "The"

Page 48, strike lines 31 and 32

Page 49, strike lines 1 to 18 and insert:

*"Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51."*

Page 49, line 28, strike "and" and insert a comma

Page 49, line 29, strike "secretary-treasurer" and insert "secretary and a treasurer"

Page 49, after line 31, insert:

"Sec. 57. Minnesota Statutes 1974, Section 326.08, Subdivision 2, is amended to read:

Subd. 2. Any member of the board, the executive secretary of the board, or the attorney for the board may be authorized by the board to attend any architectural, engineering, or land surveying conference or meeting held outside of this state, the major purpose of which is the consideration of problems directly associated with the registration of architects, professional engineers, or land surveyors. ~~In addition to any subsistence and travel allowance prescribed by law for travel outside of the state, a member of the board who attends such an architectural, engineering, or land surveying conference or meeting pursuant to authorization by the board shall receive \$35 for each day or portion thereof he attends the conference or meeting or travels to or from the conference or meeting."~~

Page 50, line 13, after "the" insert "executive"

Page 50, line 14, strike "secretary-treasurer" and insert "secretary"

Page 50, line 15, strike "January" and insert "July"

Page 50, line 15, after "each" insert "even-numbered"

Page 50, line 27, strike "board of"

Page 50, line 28, strike "examiners, to be know as the state"

Page 50, line 28, after "accountancy" strike the comma

Page 51, line 3, strike "*The governor shall appoint four*"

Page 51, strike lines 4 to 29 and insert:

*"Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51."*

Page 52, line 18, strike "state"

Page 53, after line 20, insert:

"Sec. 61. Minnesota Statutes 1974, Section 326.22, Subdivision 3, is amended to read:

Subd. 3. [EXPENSES OF ADMINISTRATION.] The board shall pay all ordinary and necessary expenses ~~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."~~

Page 53, line 24, strike "state"



Page 54, strike lines 3 to 18 and insert:

*“Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51.”*

Page 54, line 21, strike “Each member of”

Page 54, strike lines 22 to 28

Page 54, line 29, strike “appeals, or license proceedings.”

Page 54, line 31, strike “in the state treasury”

Page 55, line 4, strike “*of the state treasury*”

Page 55, line 6, strike “state”

Page 55, line 9, strike “*state*”

Page 55, line 10, strike “*of the*”

Page 55, line 11, strike “*state treasury*”

Page 55, line 12, strike “state”

Page 55, line 13, strike “*of the state treasury*”

Page 55, line 25, reinsert the stricken “two” and strike “*four*”

Page 55, line 26, strike the new language and insert:

*“Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51.”*

Page 55, strike lines 27 to 32

Page 56, strike lines 1 to 9

Page 56, strike lines 18 to 27

Page 56, line 31, strike “in the state treasury”

Page 57, line 5, reinsert the stricken language and strike the new language

Page 57, line 6, strike “*labor and industry*”

Page 57, line 15, strike the new language

Page 57, strike lines 16 to 21 and insert “*Violation of the rules shall be a misdemeanor.*”

Page 57, line 22, reinsert the stricken language and strike the new language

Pages 57 to 62, strike all of sections 64 through 70

Page 62, lines 13 to 22, reinsert the stricken language

Page 62, line 23, reinsert the stricken “Laws 1973, Chapter 638.”

Page 62, line 23, after the reinserted period, insert:

*"Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51."*

Page 62, lines 29 and 30, reinsert the stricken "The board of seven shall have at least two employees as members."

Page 62, line 32, reinsert the stricken language

Page 63, lines 1 to 8, reinsert the stricken language

Page 63, line 9, reinsert the stricken "reasonable times."

Page 63, line 14, reinsert the stricken "The secretary, in addition to such per diem and"

Page 63, line 15, reinsert the stricken language

Page 63, line 16, reinsert the stricken "(3)" and strike "(1)"

Page 63, line 16, reinsert the stricken "board" and strike "chairman of the commerce commission"

Page 63, line 17, strike the new language

Page 63, line 18, reinsert the stricken language

Page 63, line 19, reinstate the stricken language except for the stricken word "to"

Page 63, line 19, after the stricken word "to" insert "may"

Page 63, line 20, reinsert the stricken language

Page 63, line 21, reinsert the stricken "service"

Page 63, line 21, strike the new language

Page 63, strike lines 22 and 23

Page 63, line 25, reinstate the stricken "(4)" and strike "(2)"

Page 63, line 25, reinsert the stricken "secretary" and strike "chairman or his designee"

Page 63, line 29, reinsert the stricken "secretary" and strike the new language

Page 63, line 32, reinsert the stricken "board"

Page 64, line 1, strike the new language

Page 64, line 6, reinsert the stricken "board" and strike the new language

Page 64, line 7, reinsert the stricken "board" and strike the new language

Page 64, line 8, strike "designee"

Page 64, line 11, strike "19" and insert "18"

Pages 64 to 73, strike all of sections 73 to 85

Page 73, line 19, strike "commissioners" and insert "members"

Page 73, line 21, strike “, who shall”

Page 73, strike lines 22 to 24

Page 73, strike all of line 25 except the period

Page 73, after line 25, insert:

*“Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51.”*

Page 73, line 28, strike “GOVERNOR TO APPOINT” and insert “LIMITATIONS”

Page 73, line 28, strike “The governor shall”

Page 73, line 29, strike “appoint as members of this commission”

Page 74, line 4, strike the new language

Page 74, strike lines 5 to 18

Page 74, line 19, strike “governor for the unexpired portion of the term.”

Page 74, line 20, strike “commissioner” and insert “member”

Page 74, line 27, strike “a board to be known”

Page 74, line 28, strike everything before “whose” and insert *“an abstractors board of examiners”*

Page 75, line 8, strike the new language

Page 75, strike lines 9 to 16

Page 75, line 17, strike “officers”

Page 75, line 24, strike the period and the new language

Page 75, strike lines 25 to 32

Page 76, strike lines 1 to 4

Page 76, after line 4, insert:

*“Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51.”*

Page 76, after line 12, insert:

“Sec. 74. Minnesota Statutes 1974, Section 115.74, is amended to read:

115.74 [BOARD OF CERTIFICATION.] Subdivision 1. The board of certification shall be composed of six members. The governor shall appoint four members as follows: A currently employed water supply system operator holding a valid certificate issued by the secretary; a currently employed wastewater treatment facility operator holding a valid certificate issued by the director; a university or college faculty member whose major field is related to water supply or wastewater collection and treatment; and a representative

of the league of Minnesota municipalities. The remainder of the board shall be composed of the following persons: A representative of the state department of health who is either the director of the division of environmental health or a qualified member of his staff; the director of the Minnesota pollution control agency or a qualified member of his staff. In the case of the first board, the appointments of a water supply system operator and a wastewater treatment facility operator shall be made from currently employed operators holding valid certificates under the voluntary certification program administered by the state department of health and the Minnesota pollution control agency.

~~Subd. 2. Each member of the board, with the exception of the ex officio members from the state department of health and the Minnesota pollution control agency, shall be appointed for a three year term, except that in the case of the initial appointments the representative of the league of Minnesota municipalities shall be appointed for one year, both operators for two years, and the faculty member for three years. The ex officio members shall serve for indefinite terms. Vacancies shall be filled by appointment pursuant to subdivision 1 of this section and shall be for the unexpired term. Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 49 to 51.~~

~~Subd. 3. Members of the first board, at the call of the governor, shall organize and elect from their number a chairman and a vice chairman. The ex officio members shall not serve as chairman but shall otherwise have the same rights and duties as the other members, including, but not limited to, the right to vote. Thereafter, annually When new members are appointed to the board a chairman shall be elected at the next board meeting. The state department of health representative or other representative designated by the board shall serve as secretary of the board, except that the secretary shall be responsible for maintaining records relating to certification of water supply system operators and the Minnesota pollution control agency shall be responsible for maintaining records relating to certification of wastewater treatment facility operators.~~

~~Subd. 4. The board shall cause at least one examination to be held each year for the purpose of examining candidates for certification at a time and place designated by the board. Those applicants whose competency is acceptable to the board shall be recommended to the secretary or the director for certification. Additional meetings may be called by the chairman as may be necessary to carry out the provisions of sections 115.71 to 115.82. Four members shall constitute a quorum.~~

~~Subd. 5. The members of the board shall serve without compensation except for their actual and necessary expenses incurred while discharging their official duties. The cost of such expense reimbursements shall be shared equally by the department of health and the Minnesota pollution control agency."~~

Page 76, line 15, strike "42" and insert "46"

Page 76, line 15, strike "43" and insert "47"

Page 76, line 16, strike everything before the period and insert: *"the first Monday in January in the year next following the scheduled end of their terms. Thereafter, the successors to these members shall be appointed to and shall serve for terms consistent with the provisions of this act"*

Page 76, line 16, strike everything after the period

Page 76, strike lines 17 to 32

Page 77, strike lines 1 to 26

Page 77, after line 26, insert:

"Sec. 76. Minnesota Statutes 1974, Chapter 15, is amended by adding a section to read:

[15.013] [LICENSING BOARD MEMBERS, COMPENSATION, TERMS, REMOVAL, REPORTS.] *Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements for those agencies in the executive branch other than departments having licensing, certification and registration functions shall be as provided in sections 49 to 51 of this act."*

Page 77, line 28, after "2;" insert "148.181, Subdivision 3; 148.07, Subdivision 3; 148.201; 148.296, Subdivision 2; 148.68; 148.69;"

Page 77, line 28, strike "Subdivision 4" and insert "Subdivisions 4 and 5"

Page 77, line 29, strike "and" and insert "151.08; 153.12; 341.03;"

Page 77, line 29, after "341.14" insert "; and 386.63, Subdivision 5"

Renumber the sections in sequence

Strike the title and insert:

"A bill for an act relating to licensing boards and agencies; redefining health related licensing board and non-health related licensing board; providing certain uniform provisions and requirements; appropriating money; amending Minnesota Statutes 1974, Sections 115.74; 125.183, Subdivisions 1 and 3; 125.184, Subdivision 1; 125.185, Subdivision 6; 144.952, Subdivision 2; 147.01; 147.05; 148.03; 148.04; 148.181, Subdivisions 1 and 2; 148.191, Subdivision 1; 148.29, Subdivisions 2 and 3; 148.52; 148.54; 148.55; 148.60; 148.67; 148.70; 148.90, Subdivisions 2 and 3; 148.95, Subdivision 1; 150A.02, Subdivision 1; 150A.03, Subdivisions 1, 2 and 3; 151.03; 151.06, Subdivision 1; 151.07; 153.02; 153.03; 153.04; 153.13; 153.14; 153.15; 154.22; 154.23; 155.05; 155.06, Subdivisions 1 and 2; 155.08; 156.01, Subdivisions 1 and 3; 214.01, Subdivisions 2 and 3; 214.04; 270.41; 270.42; 270.45; 326.04; 326.07; 326.08, Subdivision 2; 326.09; 326.17; 326.18; 326.22, Subdivision 3; 326.-

241, Subdivisions 1 and 3; 326.33, Subdivision 1; 326.334, Subdivision 7; 326.37; 326.541; 326.542; 326.66; 341.01; 341.02; 386.63, Subdivisions 1 and 4; Chapters 148, by adding a section; 214, by adding sections; and 15, by adding a section; repealing Minnesota Statutes 1974, Sections 125.183, Subdivision 2; 148.07, Subdivision 3; 148.181, Subdivision 3; 148.201; 148.296, Subdivision 2; 148.68; 148.69; 148.90, Subdivisions 4 and 5; 150A.02, Subdivision 2; 151.08; 153.12; 341.03; 341.14; and 386.63, Subdivision 5."

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. 944: A bill for an act relating to taxation; providing for redemption of forfeited property under certain conditions.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, strike "taxes, including"

Page 2, line 3, strike " "Accelerated redemption period" and insert " "Special state redemption fund"

Page 2, line 5, strike "person" and insert "corporation"

Page 2, line 7, after "exceed" insert "\$1,000,000, and represent at least"

Page 2, line 15, strike "accelerated redemption period" and insert "special state redemption fund"

Page 2, line 16, strike "a notice" and insert "notices"

Page 2, line 17, after "the" insert "commissioner of finance and the"

Page 2, line 22, strike "three months" and insert "two years"

Page 2, line 28, after "deliver" strike "such" and insert "the"

Page 2, line 28, after "notice" insert "directed to the person or persons under whose name or control the property is assessed"

Page 3, line 5, after "corporation," insert "the notice may be served upon an officer of such corporation"

Page 3, line 6, after "if" strike "the" and insert "an"

Page 3, line 16, strike ", and" and insert a period

Page 3, line 27, strike "at least" and insert "within"

Page 3, line 27, after "days" insert "after the date of the notice."

Page 3, strike line 28

Page 4, line 13, strike "accelerated redemption period" and insert "special state redemption fund"

Page 4, after line 21, insert:

"Sec. 4. Upon certification by the county auditor that the provisions of section 2 have been complied with, the auditor may apply to the commissioner of finance for payment from the special state redemption fund of an amount equal to the special assessments on special state redemption fund property which have been levied but are unpaid for the previous taxable year. If the commissioner is satisfied that the provisions of section 2 have been complied with and that the application for payment is correct, he shall pay to the county auditor the amount requested.

Sec. 5. Except as otherwise expressly provided in this act, the provisions of Minnesota Statutes 1974 relating to delinquent real estate taxes, tax judgment sales, redemption, and tax-forfeited land sales shall apply to special state redemption fund property. However, upon the sale or redemption of any special state redemption fund property, a sum sufficient to repay the special state redemption fund the amount paid to the county auditor, together with ten percent interest per year on that amount, shall be paid to the commissioner of finance and credited to the special state redemption fund prior to any other apportionment of the proceeds as may otherwise be provided by law.

Sec. 6. There is hereby annually appropriated from the general fund of the state treasury to the commissioner of finance an amount sufficient to make the payments provided for in section 4."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, after "conditions" insert "; creating a special state redemption fund; appropriating money"

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. 820: A bill for an act relating to education; powers of trustees of incorporated colleges; amending Minnesota Statutes 1974, Section 121.18.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 6, strike "Section 121.18" and insert "Chapter 136A"

Page 1, line 7, after "amended" insert "by adding a section"

Page 1, line 8, strike "121.18" and insert "[136A.23]"

Page 1, line 9, underline "The trustees of any"

Page 1, underline the language in lines 10 through 18

Page 1, line 18, after "the" insert "*commission, and shall annually report such information as the commission deems necessary.*"

Page 1, line 18, delete "commissioner" and the stricken comma and delete lines 19 through 22

Page 1, after line 22, insert:

*"Sec. 2. Minnesota Statutes 1974, Section 121.18, is repealed."*

ReNUMBER the remaining section

Further amend the title as follows:

Page 1, line 3, after the semicolon insert "changing the duty of incorporated colleges or seminaries to report to the commissioner of education to a duty to report to the higher education coordinating commission;"

Page 1, line 4, after the comma insert "Chapter 136A, by adding a section; repealing Minnesota Statutes 1974,"

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. 596: A bill for an act relating to teachers; appointing two vocational teachers to the teacher standards and certification commission; providing for an executive director of the professional teaching practices commission; certification criteria for vocational education teachers; budget of professional teaching practices commission; appropriating money; amending Minnesota Statutes 1974, Sections 125.183, Subdivisions 1 and 3; 125.184, Subdivision 2; and 125.185, Subdivisions 4, 6 and 8.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 14, reinsert the stricken language and strike "may"

Page 3, line 32, underline "Minnesota Statutes 1974, Section 125.185,"

Page 4, line 1, underline "Subdivision 8, is"

Page 4, line 1, strike "amended to read:" and insert "*repealed.*"

Page 4, strike lines 2 to 6 and insert:

*"Sec. 7. [APPROPRIATION.] There is appropriated from the general fund of the state treasury to the teacher standards and certification commission the sum of \$100,000 for the biennium ending June 30, 1977 for the purposes of this act."*

Further, amend the title as follows:

Page 1, line 5, strike "professional teaching" and insert "teacher standards and certification"

Page 1, line 6, strike "practices"

Page 1, line 6, strike "certification criteria for"



Page 1, line 7, strike "vocational education teachers;"

Page 1, line 8, strike "professional teaching practices" and insert "teacher standards and certification"

Page 1, line 12, strike ", 6"

Page 1, line 12, strike "8." and insert "6; repealing Minnesota Statutes 1974, Section 125.185, Subdivision 8."

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 re-referred

H. F. No. 281: A bill for an act relating to teachers; availability of teacher evaluations and files; amending Minnesota Statutes 1974, Section 125.12, Subdivision 6.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, after line 13, insert:

"Sec. 2. Minnesota Statutes 1974, Section 125.17, Subdivision 12, is amended to read:

Subd. 12. [RECORDS RELATING TO INDIVIDUAL TEACHER, ACCESS.] All evaluations and files generated within a school district relating to each individual teacher shall be available ~~during regular school business hours~~ to each individual teacher upon his written request. *Effective January 1, 1976, all evaluations and files, wherever generated, relating to each individual teacher shall be available to each individual teacher upon his written request.* The teacher shall have the right to reproduce any of the contents of the files at the teacher's expense and to submit for inclusion in the file written information in response to any material contained therein; provided, however, a school district may destroy such files as provided by law."

Further amend the title as follows:

Page 1, line 4, strike "Section" and insert "Sections"

Page 1, line 4, after "6" insert "; and 125.17, Subdivision 12"

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. 629: A bill for an act relating to education; providing for the transportation of handicapped persons to licensed daytime activity centers attended by these persons; appropriating money; amending Minnesota Statutes 1974, Section 123.39, by adding a subdivision.

Reports the same back with the recommendation that the bill 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. 177: A bill for an act relating to public health; health care facilities; certificates of need; amending Minnesota Statutes 1974, Sections 145.72, Subdivisions 2 and 3; 145.76; 145.78; 145.82; Chapter 145, by adding sections; and repealing Minnesota Statutes 1974, Section 145.81.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 24, after "facility," and before "which" insert "*involving an expenditure*"

Page 1, line 24, after "which" insert "*under generally accepted accounting principles, is not properly chargeable as an expense of operation and maintenance and which*"

Page 2, line 4, after the stricken comma and before the semicolon insert "*and requires a capital expenditure in excess of \$50,000*"

Page 2, line 5, after "facility" and before the period insert "*and requires a capital expenditure in excess of \$50,000*"

Page 2, after line 5, insert:

*"Construction or modification" also means the purchase or acquisition of diagnostic or therapeutic equipment by a doctor, a group of doctors, or a professional corporation of doctors organized pursuant to Minnesota Statutes, Chapter 319A, which*

*(1) requires a capital expenditure in excess of \$100,000 for any one item of equipment or*

*(2) requires a total capital expenditure in excess of \$200,000 for two or more items of equipment.*

Sec. 3. Minnesota Statutes 1974, Chapter 145, is amended by adding a section to read:

[145.751] *The areawide comprehensive health planning agency shall study existing facilities and services in its area and its population and geographical characteristics in order to establish guidelines for the determination of the needs of the area for new facilities and services and for the recommendations of the closing of those which are unnecessary or duplicative. When evaluating proposals and determining its recommendation, the areawide comprehensive health planning agency shall require that all health care facilities share, to the extent feasible, the use of costly technical equipment and services. It shall review any request for special units or equipment costing over \$200,000 in the light of existing facilities in the area as a whole. The facility requesting the equipment must make and show to the agency an analysis of the effect*

*on the agency's rates and debt financing programs that it is anticipated the acquisition would have over the next three years."*

Page 2, line 21, strike "*department*" and restore the stricken language

Page 2, line 25, strike "*department*" and insert "*state board*"

Page 2, line 29, strike "*department*" and insert "*state board*"

Page 2, line 32, strike "*department*" and insert "*state board*"

Page 3, line 17, strike "*department*" and restore the stricken language

Page 4, line 8, strike "*department*" and restore the stricken language

Page 4, line 10, strike "*department*" and restore the stricken language

Page 4, after line 14, insert:

"Sec. 6. Minnesota Statutes 1974, Section 145.80, is amended to read:

145.80 [EXPIRATION OF CERTIFICATE.] A certificate of need shall expire if the construction or modification is not commenced within one year following the issuance of the certificate.

*No certificate of need shall be renewed automatically after expiring before the commencement of the construction or modification. Upon expiration of the certificate, the facility shall present an updated proposal and the agency shall redetermine its recommendation."*

Page 4, line 17, strike "*department*" and insert "*state board*"

Page 4, line 20, strike "*department*" and insert "*state board*"

Page 4, line 22, strike "*department*" and insert "*state board*"

Page 4, line 30, strike "*department*" and insert "*state board*"

Page 5, line 8, strike "\$100,000"

Page 5, line 8, strike "*limitation*" and insert "*limitations*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, strike "health care facilities;" and insert "changing requirements and procedures for obtaining"

Page 1, line 3, after "need" and before the semicolon insert "for health care facilities"

Page 1, line 5, after "145.78;" insert "145.80;"

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. 92: A bill for an act relating to public welfare; medical assistance for the needy; establishing a department lien on certain causes of action accruing to the needy; authorizing the assignment of insurance proceeds and the subrogation to the department of the rights of any recipient of medical assistance having private health care coverage; amending Minnesota Statutes 1974, Chapter 256B, 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:

"Section 1. Minnesota Statutes 1974, Chapter 62A, is amended by adding a section to read:

[62A.045] [PAYMENTS TO WELFARE RECIPIENTS.] *No policy of accident and sickness insurance issued or renewed after August 1, 1975, shall contain any provision denying or reducing benefits because services are rendered to an insured or dependent who is eligible for or receiving medical assistance pursuant to chapter 256B.*

Sec. 2. Minnesota Statutes 1974, Chapter 62C, is amended by adding a section to read:

[62C.141] [PAYMENTS TO WELFARE RECIPIENTS.] *After August 1, 1975, no service plan corporation shall deliver, issue for delivery, or renew any subscriber's contract which contains any provision denying or reducing benefits because services are rendered to a subscriber or dependent who is eligible for or receiving medical assistance pursuant to chapter 256B.*

Sec. 3. Minnesota Statutes 1974, Chapter 64A, is amended by adding a section to read:

[64A.221] [PAYMENT TO WELFARE RECIPIENTS.] *After August 1, 1975, no association authorized to do business in this state which provides or pays for any health care benefits shall issue any certificate which contains any provision denying or reducing benefits because services are rendered to a certificate holder or beneficiary who is eligible for or receiving medical assistance pursuant to chapter 256B.*

Sec. 4. Minnesota Statutes 1974, Section 64A.23, is amended to read:

64A.23 [BENEFITS NOT ATTACHABLE.] *Except as provided in chapter 256B, the money or other benefits, charity, relief, or aid to be paid, provided, or rendered by any association authorized to do business under this chapter shall, neither before nor after being paid, be liable to attachment, garnishment, or other process and shall not be seized, taken, appropriated, or applied by any legal or equitable process or operation of laws to pay any debt or liability of a certificate holder or of any beneficiary named in a certificate, or of any person who may have any right thereunder.*

Sec. 5. Minnesota Statutes 1974, Section 393.10, Subdivision 2, is amended to read:

Subd. 2. [PUBLIC WELFARE; MEDICAL ASSISTANCE LIEN.] ~~Such~~ *The county board or county welfare board may perfect and enforce its lien by following the procedures set forth in sections 514.69, 514.70 and 514.71, except that it shall have 180 days from the date when the last item of medical, surgical or hospital care was furnished in which to file its lien. 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.*

Sec. 6. Minnesota Statutes 1974, Chapter 256B, is amended by adding a section to read:

[256B.042] [THIRD PARTY LIABILITY.] *Subdivision 1. When the state agency provides, pays for or becomes liable for medical care, it shall have a lien for the cost of the care upon any and all causes of action which accrue to the person to whom the care was furnished, or to his legal representatives, as a result of the injuries which necessitated the medical care.*

*Subd. 2. The state agency may perfect and enforce its lien by following the procedures set forth in sections 514.69, 514.70 and 514.71, except that it shall have one year from the date when the last item of medical care was furnished in which to file its verified lien statement, and the statement shall be filed with the appropriate clerk of court in the county of financial responsibility. The verified lien statement shall contain the following: the name and address of the person to whom medical care was furnished, the date of injury, the name and address of the vendor or vendors furnishing medical care, the dates of the service, the amount claimed to be due for the care, and, to the best of the state agency's knowledge, the names and addresses of all persons, firms or corporations claimed to be liable for damages arising from the injuries. This section shall not affect the priority of any attorney's lien.*

Sec. 7. Minnesota Statutes 1974, Chapter 256B, is amended by adding a section to read:

[256B.37] [PRIVATE INSURANCE POLICIES.] *Subdivision 1. Upon furnishing medical assistance to any person having private health care coverage, the state agency shall be subrogated, to the extent of the cost of medical care furnished, to any rights the person may have under the terms of any private health care coverage. The right of subrogation does not attach to benefits paid or provided under private health care coverage prior to the receipt of written notice of the exercise of subrogation rights by the carrier issuing the health care coverage.*

*Subd. 2. To recover under this section, the attorney general, or the appropriate county attorney, acting upon direction from the attorney general, may institute or join a civil action against the carrier of the private health care coverage.*

Sec. 8. Minnesota Statutes 1974, Chapter 256B, is amended by adding a section to read:

[256B.39] [AVOIDANCE OF DUPLICATE PAYMENTS.] *Billing statements forwarded to recipients of medical assistance by vendors seeking payment for medical care rendered shall clearly state that reimbursement from the state agency is contemplated.*

Sec. 9. Minnesota Statutes 1974, Section 256B.02, is amended by adding a subdivision to read:

*Subd. 9. "Private health care coverage" means any plan regulated by chapters 62A, 62C or 64A. Private health care coverage also includes any self-insurance plan providing health care benefits.*

Sec. 10. Minnesota Statutes 1974, Section 256B.06, Subdivision 1, is amended to read:

256B.06 [ELIGIBILITY REQUIREMENTS.] Subdivision 1. Medical assistance may be paid for any person:

(1) Who is eligible for or receiving public assistance under the aid to families with dependent children program; or

(2) Who is eligible for or receiving supplemental security income for the aged, blind and disabled; or

(3) Who except for the amount of income or resources would qualify for supplemental security income for the aged, blind and disabled, or aid to families with dependent children and is in need of medical assistance; or

(4) Who is under 21 years of age and in need of medical care that neither he nor his relatives responsible under sections 256B.01 to 256B.26 are financially able to provide; or

(5) Who is residing in a hospital for treatment of mental disease or tuberculosis and is 65 years of age or older and without means sufficient to pay the per capita hospital charge; and

(6) Who resides in Minnesota, or, if absent from the state, is deemed to be a resident of Minnesota in accordance with the regulations of the state agency; and

(7) Who alone, or together with his spouse, does not have equity in real property in excess of \$15,000; and

(8) Who, if single, does not have more than \$750 in cash or liquid assets or, if married, whose cash or liquid assets do not exceed \$1,000 plus \$150 for each additional legal dependent; and

(9) Who has or anticipates receiving an annual income not in excess of \$2,600 for a single person, or \$3,250 for two family members (man and wife, parent and child, or two siblings), plus \$625 for each additional legal dependent, or who has income in excess of these maxima and in the month of application (or during the three months prior to the month of application) incurs expenses for medical care that total more than one-half of the annual excess income in accordance with the regulations of the state agency. In such excess income cases, eligibility shall be limited to a period of six months beginning with the first of the month in which these medical obligations are first incurred.

Who has continuing monthly expenses for medical care that are more than the amount of his excess income, computed on a monthly basis, in which case-eligibility may be established before the total income obligation referred to in the preceding paragraph is incurred, and medical assistance payments may be made to cover the monthly unmet medical need. In licensed nursing home and state hospital cases, both excess income and income over and above that required for justified needs are to be applied to the cost of institutional care; and

(10) Who has applied or agrees to apply all proceeds received or receivable by him or his spouse from ~~health and accident insurance policies~~ *private health care coverage* ~~on~~ to the costs of medical care for himself, his spouse, and children. *The state agency may require from any applicant or recipient of medical assistance the assignment of any rights accruing under private health care coverage. Any rights or amounts so assigned shall be applied against the cost of medical care paid for under this chapter. Any assignment shall not be effective as to benefits paid or provided under private health care coverage prior to receipt of the assignment by the person or organization providing the benefits.*"

Amend the title as follows:

Page 1, line 2, strike "medical assistance for"

Page 1, line 3, strike "the needy;"

Page 1, line 3, strike "department"

Page 1, line 4, strike "the needy" and insert "recipients of medical assistance"

Page 1, line 6, strike "department" and insert "commissioner of public welfare"

Page 1, line 9, strike "Chapter" and insert "Chapters 62A, by adding a section; 62C, by adding a section; 64A, by adding a section;"

Page 1, line 10, before the period, insert "; and Sections 64A.23; 256B.02, by adding a subdivision; 256B.06, Subdivision 1; and 393.10, Subdivision 2"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 451: A bill for an act relating to natural resources; raising limitations on values of timber which may be sold by informal sale; altering certain sale procedures; amending Minnesota Statutes 1974, Sections 90.101; and 90.191, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1974, Section 90.02, is amended to read:

90.02 [CITATION, STATEMENT OF POLICY.] This chapter may be cited as the state timber act.

*It is the intent and desire of the Minnesota legislature to provide equal opportunity for all segments of our society to participate in the sale process; and attempt to prevent the purchase or acquisition of excessive volumes of the state's timber resources by any one individual or corporation.*

*The department of natural resources is directed to enact regulations to reach this objective; including provision for sale of all timber species by both the informal and the auction sale method; and maintaining reasonable proportions of volume in each method of sale.*

Sec. 2. Minnesota Statutes 1974, Section 90.101, is amended to read:

90.101 [TIMBER SOLD AT PUBLIC AUCTION, MAXIMUM LOTS OF \$7,500.] Subdivision 1. The commissioner may sell the timber on any tract of state land in lots not exceeding \$15,000 \$7,500 in appraised value and may determine the number of sections or fractional sections of land to be covered by any one permit issued to the purchaser of timber on state lands, or in any one contract or other instrument relating thereto. No timber shall be sold, except to the highest bidder at public auction, and the minimum price shall be the appraised value as fixed by the report of the state appraiser. All sales shall be held in the county in which the tract is located and no sale shall be held in more than one location on any one day.

Subd. 2. At least 30 days before the date of sale the commissioner shall compile a list containing a description of each tract of land upon which any timber to be offered is situated and a statement of the quantity of timber and of the appraised price of each kind of timber thereon as shown by the report of the state appraiser. The commissioner may also list the quantity of timber of doubtful market value and the appraised price of each kind of such timber located in other timber types within the sale area that may be cut at the discretion of the purchaser. Optional timber will not be considered a part of the sale contract until the permit holder has advised the commissioner of his intent to cut such timber. No description shall be added after the list is posted as herein provided and no timber shall be sold from land not described therein. Copies of the list shall be furnished to all interested applicants. A copy of the list shall be conspicuously posted in the office of the commissioner and in the office of the auditor of the county in which the lands are situated at least 30 days prior to the date of sale, and extra copies of the list shall be furnished to the county auditor for distribution to applicants. The commissioner shall cause ~~the list~~ a notice to be published for three consecutive weeks in a legal newspaper in the county where the land is situated. *The notice shall state the time and place of the sale and the location*



at which further information regarding the sale may be obtained. He may give such other published or posted notice as he deems proper to reach prospective bidders.

~~Subd. 3. There can be a maximum of three such sales as authorized by this section in any one year in any one county.~~

Sec. 3. Minnesota Statutes 1974, Section 90.151, Subdivision 1, is amended to read:

90.151 [PERMITS TO CUT AND REMOVE TIMBER SOLD AT PUBLIC AUCTION.] Subdivision 1. Following receipt of the down payment for state timber sold at public auction, the commissioner shall issue a numbered permit to the purchaser, in a form approved by the attorney general, by the terms of which he shall be authorized to enter upon the land, and to cut and remove the timber therein described, according to the provisions of this chapter. The permit shall be correctly dated and executed by the commissioner or his agent and signed by the purchaser. The permit shall ~~cover one or more logging seasons expire no later than two years after the date of sale~~ as the commissioner shall specify, and the timber shall be cut within the time specified therein. All cut timber, equipment, and buildings not removed from the land within 90 days after expiration of the permit shall become the property of the state. The commissioner may grant an additional period of time not to exceed 120 days for the removal of cut timber, equipment, and buildings upon receipt of such request by the permit holder for good and sufficient reasons. No permit shall be issued to any person other than the purchaser in whose name the bid was made.

Sec. 4. Minnesota Statutes 1974, Section 90.151, Subdivision 13, is amended to read:

Subd. 13. The commissioner may grant extensions of timber permits and contracts, whether issued before or after July 1, 1967, for such periods as the commissioner deems advisable, ~~not to exceed three years from date of issuance, but otherwise and shall be~~ subject to all the provisions of chapter 90. The commissioner shall include in each extension a condition that the purchaser shall pay to the state interest at the rate of six percent of the unpaid purchase price for each year of such extension or portion thereof to the date of the seasonal scale report of products cut as computed on the sale price of the timber cut, or if not cut, upon the official estimate thereof; however, the purchaser is not required to pay interest totaling \$1 or less.

Sec. 5. Minnesota Statutes 1974, Section 90.191, Subdivision 1, is amended to read:

90.191 [INFORMAL SALES OF STATE TIMBER.] Subdivision 1. The commissioner may sell the timber on any tract of state land in lots not exceeding ~~\$500~~ \$1,500 in appraised value, without formalities but for not less than the full appraised value thereof, to any individual. No sale shall be made under this section to any person holding two permits issued hereunder which are still in effect.

*Before issuing a permit or contract under this section the purchaser shall file an affidavit with the commissioner stating under oath, that if the permit is issued the purchaser will not hold more than two permits which are in effect.*

Sec. 6. Minnesota Statutes 1974, Chapter 90, is amended by adding a section to read:

[90.172] [ANNUAL REPORT.] *The commissioner shall file an annual report on or before September 30 of each year with the legislative reference library providing detailed information on all auctions and informal sales made in the previous fiscal year. The report shall include but not be limited to the names and addresses of all purchasers, volumes of timber purchased, species, appraised value and sale price. The commissioner shall make copies of the report available to the public upon request.*

Sec. 7. [EFFECTIVE DATE.] *This act is effective the day following its final enactment."*

Further amend the title as follows:

Page 1, line 4, after "sale;" insert "reducing the value of timber which may be sold at auction;"

Page 1, line 5 after "1974," insert "Chapter 90, by adding a section;"

Page 1, line 5 after "Sections" insert "90.02;"

Page 1, line 5 after ";" insert "90.151, Subdivisions 1 and 13;"

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. 1299: A bill for an act relating to education; fluctuating school enrollments; providing for study by an advisory commission; appropriating money; repealing Laws 1974, Chapter 355, Section 68, 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. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1206: A bill for an act relating to state parks; exempting senior citizens from payment of certain fees; amending Minnesota Statutes 1974, Section 85.05, Subdivision 1.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was re-referred

H. F. No. 641: A bill for an act relating to state lands; authorizing the conveyance of certain state conservation area lands in Roseau County to Nordland Free Lutheran church; amending Laws 1974, Chapter 141, 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. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 997: 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.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 806: A bill for an act relating to control of noxious weeds; authorizing towns to control noxious weed growth on state lands; providing reimbursement of certain expenses incurred to control weeds on state lands.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, after "weeds" insert "as defined in Minnesota Statutes 1974, Section 18.171, Subdivision 5,"

Page 1, line 12, after "the" insert "noxious"

Page 1, line 12, strike "30" and insert "20"

Page 1, line 13, after "the" insert "noxious"

Page 1, line 15, after "control" insert "noxious"

Page 1, line 16, strike "upon demand"

Page 1, line 17, after "land" strike "for" and insert "upon documented proof of"

Page 1, line 19, after the period, insert: "Each request for reimbursement shall first be approved by the department of agriculture."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1030: A bill for an act relating to pollution control; authorizing a county solid waste grants-in-aid program; appropriating money; amending Minnesota Statutes 1974, Sections 116.06,

Subdivision 1; and 400.03, Subdivision 1; and Chapter 116, by adding sections.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1142: A bill for an act relating to state parks; prohibiting littering; providing a penalty; amending Minnesota Statutes 1974, Section 85.20, by adding a subdivision.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1099: A bill for an act relating to counties; publicly owned and tax forfeited lands; providing payments in lieu of taxes to counties in which such lands are located; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 13, strike "of each year on which they are based" and insert ", 1975 and December 31, 1976"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 783: A bill for an act relating to agriculture; providing for a state farm census; appropriating money; amending Minnesota Statutes 1974, Section 17.03, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, lines 3 through 9, strike the new language

Page 2, line 12, strike "\$99,800" and insert "\$29,800"

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 were referred the following appointments as reported in the Journal for January 16, 1975:

#### EDUCATION COMMISSION

Howard Casmey  
Richard Hawk  
Ruth Myers  
Dr. Karl Grittner

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. The motion prevailed.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 671: A bill for an act relating to Voyageurs National Park; establishing and empowering an advisory committee thereon.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 6, strike "The governor shall appoint" and insert "There is created"

Page 1, after line 8, insert "Nine members appointed by the governor to include:"

Page 1, line 9, strike the semicolon and insert a comma

Page 1, line 10, strike the semicolon and insert a comma

Page 1, line 11, after "large" insert "from outside Koochiching and St. Louis counties"

Page 1, line 12, after "senate" insert "appointed by the committee on committees"

Page 1, line 13, after "representatives" insert "appointed by the speaker"

Page 1, line 15, after "chairman" insert "and the committee may elect such other officers as it deems necessary"

Page 1, line 19, after "Members" and before "shall" insert ", other than legislative members,"

Page 1, lines 19 and 20, strike "serve without compensation but" and insert "receive \$35 per diem for attendance at committee meetings and"

Page 2, line 3, strike "all"

Page 2, line 6, after "federal" insert "and state"

Page 2, after line 15, insert:

"Subd. 3. Such moneys as may be appropriated to provide the payments as prescribed by this act shall be appropriated to the commissioner of administration."

Amend the title as follows:

Page 1, line 3, strike "an advisory" and insert "a citizen's"

And when so amended the bill do pass and be re-referred to the Committee on Governmental Operations. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1101: A bill for an act relating to acquisition of land for natural resources purposes; specifying procedure to be followed.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 10, strike "appraisal" and insert "series of appraisals"

Page 2, after line 10, insert:

"Sec. 2. [85.021] [ACQUISITION OF LAND, MINNESOTA VALLEY TRAIL.] Subdivision 1. [ACQUISITION OF ENTIRE TRACT.] Whenever the commissioner of administration determines that it is necessary to acquire any interest in a part of a tract or parcel of real estate for purposes of the Minnesota valley trail, he may acquire in fee the whole or any additional parts of the tract or parcel that he deems to be in the best interests of the state.

Subd. 2. [CONVEYANCE OF EXCESS.] Within one year after acquiring excess real estate pursuant to subdivision 1, the commissioner of administration shall notify the governor that the excess real estate is available for sale. The commissioner shall then publish notice of sale for three successive weeks in a newspaper of general circulation in the territory from which bids are likely to be received. After receipt of sealed bids, and upon recommendation of the commissioner of administration, the governor shall convey the excess real estate by quitclaim deed in a form approved by the attorney general in the name of the state to the highest responsible bidder. The deed may contain restrictive clauses limiting the use of the real estate in the interest of preserving the integrity of the trail when the commissioner finds that the restrictions are reasonably necessary.

Subd. 3. [LEASING.] The commissioner may lease for the term between the acquisition and sale thereof and for a fair rental rate and upon terms and conditions that he deems proper, any excess real estate acquired under the provisions of this section and any real estate acquired in fee for natural resources purposes and not presently needed therefor. All rents received from the leases shall be paid into the state treasury."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 916: 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; amending Minnesota Statutes 1974, Section 138.025, by adding subdivisions.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1974, Section 138.025, Subdivision 1, is amended to read:

138.025 [TRANSFER OF CONTROL OF CERTAIN HISTORIC SITES.] Subdivision 1. [AUTHORITY.] The authority of the ~~department commissioner~~ of natural resources ~~and its division of parks and recreation~~, or any successor thereto, to administer and control the historic sites enumerated in this section is withdrawn, and is hereby conferred upon the Minnesota historical society. The society shall exercise the general administration and control of such sites, preserve their historic features, conduct archaeological investigations, establish necessary interpretive centers, and perform such additional duties and services at such sites as may be deemed necessary and beneficial to such sites. *The commissioner of natural resources shall continue to administer and control the state parks enumerated in this section excepting the portions thereof designated as historic sites, the administration and control of which is by this section vested in the Minnesota historical society. The Minnesota historical society may contract with existing state departments and agencies for such materials and services, including utility services, as may be necessary for the administration and maintenance of the sites listed in this section.*

Sec. 2. Minnesota Statutes 1974, Section 138.025, is amended by adding a subdivision to read:

*Subd. 9. [SPLIT ROCK LIGHTHOUSE STATE PARK.] In accordance with the terms and provisions of this section, the Minnesota historical society shall administer and control the historic site within the Split Rock Lighthouse state park in Lake county and described as follows:*

*That part of Government lot 3, Section 33, and Government lot 1, Section 32, Township 55 North, Range 8 West, fourth principal meridian, Lake county, comprising the historic Split Rock Light House tract as originally conveyed to the state of Minnesota by the federal government and containing 7.6 acres more or less.*

Sec. 3. Minnesota Statutes 1974, Section 138.025, is amended by adding a subdivision to read:

*Subd. 10. [BIRCH COULEE BATTLEFIELD STATE HISTORIC SITE.] In accordance with the terms and provisions of this section and the laws relating to Birch Coulee state park, the Minnesota historical society shall administer and control the historic site comprising the Birch Coulee state park in Renville county and described as follows:*

*The NE<sup>1</sup>/<sub>4</sub> of the SE<sup>1</sup>/<sub>4</sub>, Section 19, and the NW<sup>1</sup>/<sub>4</sub> of the SW<sup>1</sup>/<sub>4</sub>, Section 20, Township 113, North, Range 34 West, fifth principal meridian, Renville county, Minnesota and containing 80 acres.*

*Birch Coulee state park is renamed Birch Coulee battlefield state historic site.*

Sec. 4. Minnesota Statutes 1974, Section 138.025, is amended by adding a subdivision to read:

*Subd. 11. [FORT SNELLING OFFICERS' ROW.] The commissioner of natural resources may contract with the Minnesota historical society for the purpose of preserving the historic homes along Taylor avenue, Fort Snelling, known as "Officers' Row" and the annex building, buildings numbered 151 to 161.*

*The Minnesota historical society may contract with state departments, agencies, public and private organizations and individuals for occupancy of the "Officers' Row" homes, provided the occupancy conforms to rules and regulations set down by the Minnesota historical society.*

*It is in the public interest of the people of Minnesota to further the preservation of this historic area.*

Sec. 5. Minnesota Statutes 1974, Section 138.53, Subdivision 50, is amended to read:

*Subd. 50. Birch Coulee, owned by the state, is in Renville county and is located within the boundaries of Birch Coulee State Park battlefield state historic site.*

*Sec. 6. [APPROPRIATION.] The sum of \$260,000 is appropriated from the general fund to the Minnesota state historical society for the biennium ending June 30, 1977 to carry out the purposes of this act.*

*Sec. 7. [REPEALER.] Minnesota Statutes 1974, Sections 85.012, Subdivision 7, and 138.025, Subdivisions 7 and 8 are repealed."*

Amend the title as follows:

Line 6, after "1974," strike "Section" and insert "Sections"

Line 6, after "138.025," insert "Subdivision 1, and"

Line 7, after "subdivisions" insert "; and 138.53, Subdivision 50; repealing Minnesota Statutes 1974, Sections 85.012, Subdivision 7; and 138.025, Subdivisions 7 and 8"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 559: A bill for an act relating to public health; providing state aid for purification of municipal water supplies; authorizing the issuance of general obligation bonds of the state for the acquisition and betterment of water purification systems; appropriating money; amending Minnesota Statutes 1974, Sections 116.16, Subdivisions 1 and 2; and 116.18 by adding subdivisions.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:



“Section 1. [PURPOSE.] The legislature determines that an emergency situation may exist pertaining to the drinking water of communities using Lake Superior as a source, and in order to protect the health, safety and welfare of residents of the state from the pollution which has been found to occur in Lake Superior as a result of the discharge of taconite tailings under permits granted by the state, it is necessary for the state to provide financial assistance to municipalities using Lake Superior as a source of water supply, for the purpose of enabling them to acquire and construct water purification systems.

Sec. 2. In accord with the above determination the Minnesota state board of health is directed to establish a grant program for the construction of water filtration and purification systems for those communities using Lake Superior as a drinking water source. This program shall include the disbursement of funds hereinafter described for the construction of such facilities, the creation of guidelines designed to assure that such funds will be disbursed in accord with the purposes of this act, the continued surveillance of the effectiveness of constructed facilities in cooperation with other related state agencies, and such other duties of administration as may be necessary to accomplish the purposes of this act.

Sec. 3. A Lake Superior water filtration and purification fund is created as a separate bookkeeping account in the general books of account of the state, to record receipts of the proceeds of moneys appropriated to the fund and disbursements of money appropriated from the fund to municipalities for the acquisition and betterment of public land, buildings, and improvements of a capital nature needed for the prevention, control and abatement of water pollution in accordance with the declaration of purpose contained in section 1 of this act. It is determined that state financial assistance for the construction of water filtration and purification facilities as may be needed to fulfill purposes of this act is a public purpose and a proper function of state government.

Sec. 4. Definitions for the purposes of Sections 1 to 6 of this act are as follows:

- (1) “Agency” means the Minnesota state board of health.
- (2) “Municipality” means any city or any other governmental subdivision having the power or duty to provide drinking water to cities of this state and using Lake Superior as the source of such drinking water.
- (3) “Eligible cost” as defined by this act shall include all costs incurred by a municipality including acquisition of necessary real and personal property, engineering, system cleaning, construction, alteration, improvements, inspection, supervision of construction and all other costs related to the construction and establishment of a permanent water filtration or purification system. Such costs shall be eligible even if incurred prior to the effective date of this act.
- (4) “Municipal water purification system” shall include all properties, real or personal, determined by a municipality and the

state to be necessary for the elimination of polluting or potentially injurious substances from water used for municipal water supply purposes.

Sec. 5. The sum of \$2,500,000 is appropriated from the state treasury general fund to the fund created in section 3 of this act to be granted and disbursed to municipalities in accordance with the purposes of this act. Grants shall be made in accordance with the guidelines created under authority of section 2 of this act and shall not exceed 33 percent of the eligible project cost as hereinbefore defined.

Sec. 6. Any recipient of financial assistance shall either pursue its remedies under the permits granted to the discharges or shall subrogate to the state those remedies for purposes of obtaining reimbursement of the state funds expended for the purposes of this act. The board of health shall at the time of any disbursement of funds under this act enter into necessary agreements for such reimbursement.

Sec. 7. This act is effective upon final enactment."

Amend the title as follows:

Line 3, after the semicolon insert "appropriating money."

Strike lines 4 through 9

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 Finance, to which was referred

H. F. No. 1110: A bill for an act relating to the operation of state government for the fiscal year ending June 30, 1975; appropriating money therefor.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike line 15

Page 1, line 16, strike "(c)" and insert "(b)"

Page 2, line 5, strike "105,980" and insert "87,000"

Page 2, line 19, strike "478,372" and insert "388,372"

Page 3, line 1, strike "108" and insert "116"

Page 3, after line 5, insert a line to read

"weigh scale labor 22,000"

Page 3, line 6, strike "This sum is" and insert "These sums are"

Page 3, after line 7, insert

"Subd. 15. To the office of public defender, civil legal assistance to Minnesota prisoners 16,832

Subd. 16. Supreme and district court judges retirement payments 200,000”

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. 719: A bill for an act relating to state government; creating a department of transportation; prescribing its duties and responsibilities; transferring the functions of some state departments; appropriating money; repealing Minnesota Statutes 1974, Sections 4.20; 161.03; and 360.014.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

“Section 1. [DEPARTMENT OF TRANSPORTATION; POLICY.] *In order to provide an adequate, economical, safe, efficient and convenient transportation system, including aeronautics, highways, ports, public transit conveyances, railroads and pipelines, for the general welfare of all the citizens of Minnesota, the state department of transportation is created. The department shall be the principal agency of the state for development, implementation, administration, consolidation, and coordination of state transportation policies, plans and programs.*

Sec. 2. [COMMISSIONER OF TRANSPORTATION; POWERS; DUTIES.] *Subdivision 1. [APPOINTMENT.] The department is under the supervision and control of the commissioner of transportation, who shall be appointed by the governor with the advice and consent of the senate, for a four year term which shall coincide with the term of the governor and until his successor is appointed and qualified. The governor may remove the commissioner at his pleasure.*

*Subd. 2. [UNCLASSIFIED POSITIONS.] The commissioner may establish four positions in the unclassified service. Such positions shall be limited to the deputy and assistant commissioner or director levels.*

*Subd. 3. [DEPARTMENTAL ORGANIZATION.] The commissioner shall organize the department, giving full consideration to all modes of transportation, and employ such employees as he deems necessary to discharge the functions of the department and may delegate to them any of his duties and responsibilities under such conditions as he may prescribe. In the initial organization of the department the commissioner shall designate an organizational steering committee consisting of representatives from the departments of administration, aeronautics, highways, public service and the state planning agency to assist him in the initial organization of the department.*

*Subd. 4. [APPEARANCES IN PUBLIC TRANSPORTATION MATTERS.] The commissioner may appear as a party on behalf of the public in any proceeding or matter before the public service com-*

*mission, the interstate commerce commission, the civil aeronautics board or any other agency or instrumentality of government which regulates public services and rates to be charged concerning transportation and other matters related to the powers and responsibilities of the commissioner as defined in this act.*

*Subd. 5. [COOPERATION.] To facilitate the development of a unified and coordinated intrastate and interstate transportation system:*

*(a) The commissioner shall maintain close liaison, coordination and cooperation with the private sectors of transportation, the upper great lakes seaway development commission corporation, and any multi-state organization involved in transportation issues affecting the state;*

*(b) The commissioner shall participate in the planning, regulation and development of the port authorities of the state; and*

*(c) The commissioner or his designee shall be a nonvoting, ex officio member of the metropolitan airports commission, as organized and established under Laws 1975, Chapter 13, Sections 94 to 125.*

*Sec. 3. [DEPARTMENT OF TRANSPORTATION; DUTIES.] Subdivision 1. [DUTIES.] The department shall:*

*(a) In cooperation with the metropolitan council, regional development commissions and local units of government, develop, revise, and monitor a state comprehensive multi-modal transportation plan giving full consideration to all relevant factors, including existing and planned transportation systems, transportation safety, existing and planned land use, transportation funding and the social, economic and environmental effects of these factors;*

*(b) Develop transportation priorities consistent with state goals, objectives and policies and in full consideration of policy plans described in subdivision 2;*

*(c) Program authorized capital improvement and other authorized transportation expenditures, based upon priorities established in subdivision 1(b);*

*(d) Construct and maintain transportation facilities as authorized;*

*(e) Cooperate with, and provide technical and financial assistance to, the metropolitan council and regional development commissions in the regional transportation planning process;*

*(f) Provide planning and technical assistance upon the request of any political subdivision or other governmental agency in accordance with mutually agreed upon terms and conditions; and*

*(g) Report to the governor and the legislature on January 1, 1977, with recommendations concerning the advisability of a state financial aid program designed to preserve railroad service. If a state financial aid program is recommended, an implementation process shall be included.*

*Subd. 2. [REGIONAL TRANSPORTATION PLANNING.] In cooperation with the department and local units of government, regional development commissions and the metropolitan council shall develop regional long-range comprehensive transportation policy plans.*

*Subd. 3. [ECONOMIC, SOCIAL, AND ENVIRONMENTAL EFFECTS.] The department shall, in the performance of its responsibilities, consider the social, economic and environmental effects resulting from existing and proposed transportation facilities and make continuing efforts to mitigate any adverse effects. The department shall utilize a systematic, interdisciplinary approach which shall insure the integrated use of the natural, social and physical sciences and the environmental design arts in plans and decisions which may affect the environment.*

*Subd. 4. [SALARIES AND EXPENSES.] The department shall pay salaries and expenses only from such moneys as are permitted by law. The funds provided in Minnesota Statutes, Sections 360.011 to 360.076 and 360.301 to 360.91 shall be expended by the commissioner of transportation in accordance with the purposes prescribed in those sections. The funds appropriated pursuant to the authority of any constitutional article shall be expended in conformity with the purposes and uses authorized thereby.*

**Sec. 4. [FEDERAL ASSISTANCE; APPLICATION; DISBURSEMENT.] Subdivision 1. [APPROVAL OF APPLICATION.]** *Any regional development commission, metropolitan council, public transit commission, airport commission, port authority or other political subdivision of the state, submitting an application for financial assistance for transportation planning, capital expenditures, or operations to any federal transportation agency, shall first submit the application to the commissioner for review and comment, to assure conformity with state policies, plans and programs.*

*Subd. 2. [DESIGNATED AGENT.] A regional development commission, metropolitan council, public transit commission, airport commission, port authority, or any other political subdivision of the state may designate the commissioner as its agent to receive and disburse the funds as described in subdivision 1 by entering into an agreement with the commissioner prescribing the terms and conditions of the receipt and expenditure of the funds in accordance with federal laws and regulations and applicable state laws.*

*Subd. 3. The provisions of this section shall not be construed as altering or amending in any way the provisions of Minnesota Statutes, Sections 360.016, 360.0161 or 161.36.*

**Sec. 5. [POLLUTION CONTROL AGENCY; REGULATIONS AND STANDARDS.] Subdivision 1. [NOTIFICATION BY POLLUTION CONTROL AGENCY.]** *The director of the pollution control agency shall inform the commissioner of all activities of the pollution control agency which relate to the adoption, revision or rescission of any standards or regulations concerning transportation, pursuant to Minnesota Statutes, Section 116.07. Upon notification the commissioner shall participate in those activities. Participation may include, but is not limited to, access to all pertinent information collected or compiled by the pollution control agency and the provision to the pollution control agency of information and expert opinions concerning the ability of affected modes of transportation to accomplish the desired objectives and the impact that alternative methods of attaining those objectives would have on present or planned transportation systems in the state.*

**Subd. 2. [COMMISSIONER TO SUBMIT REVIEW OF PROPOSED RULES.]** *Prior to public hearings on any transportation rule proposed by the pollution control agency, the commissioner shall submit a written review of those rules, including an analysis of their impact upon the state's transportation systems, and may propose alternative regulations or standards. This report shall be made part of the record of the hearing.*

**Subd. 3. [REPORT BY POLLUTION CONTROL AGENCY.]** *Upon the adoption, revision or repeal of a transportation rule the director of the pollution control agency shall publish a written report of the manner in which the adopted rule reflects consideration of the factors required by Minnesota Statutes, Section 116.07, Subdivision 6, and the specific issues raised in the commissioner's report.*

**Sec. 6. [TRANSFER OF POWERS.] Subdivision 1. [DEPARTMENT OF HIGHWAYS.]** *All powers, duties and functions now vested in or imposed upon the commissioner of highways or the department of highways by Minnesota Statutes, Chapters 160, 161, 162, 163, 164, 165, 167, 169, 173, and Laws 1975, Chapter 13, Sections 52 to 75 and any other laws relating to the duties and powers of the commissioner of highways are transferred to, vested in, and imposed upon the commissioner of transportation. The position of the commissioner of highways and the department of highways as heretofore constituted are abolished.*

*All the powers and duties now vested in or imposed upon the commissioner of highways as a member of a board or a commission are transferred to, vested in, and imposed upon the commissioner of transportation.*

**Subd. 2. [DEPARTMENT OF AERONAUTICS.]** *All powers, duties, and functions now vested in or imposed upon the commissioner of aeronautics or the department of aeronautics by Minnesota Statutes, Sections 360.011 to 360.076 and 360.301 to 360.73 and 360.81 to 360.91 and any other laws relating to the duties and powers of the commissioner of aeronautics are transferred to, vested in, and imposed upon the commissioner of transportation. The position of the commissioner of aeronautics and the department of aeronautics as heretofore constituted are abolished.*

*All powers and duties now vested in or imposed upon the commissioner of aeronautics as a member of a board or a commission are transferred to, vested in, and imposed upon the commissioner of transportation.*

**Subd. 3. [DEPARTMENT OF PUBLIC SERVICE.]** *All powers, duties and functions now vested in or imposed upon the department of public service, the public service commission or the director of the department of public service by Minnesota Statutes, Sections 216A.10 to 216A.13 are transferred to, vested in, and imposed upon the commissioner of transportation.*

**Subd. 4. [STATE PUBLIC TRANSIT FINANCIAL ASSISTANCE.]** *All duties and responsibilities assigned to the state planning agency under Laws 1974, Chapter 534, are transferred to the department of transportation.*

*Subd. 5. [TRANSFER APPROVAL OF COMMISSIONER OF ADMINISTRATION.] Any and all transfers of department of public service personnel, records and funds to the department of transportation, pursuant to the provisions of this act, shall be subject to the approval of the commissioner of administration.*

*Subd. 6. [EFFECT OF TRANSFERS TO THE DEPARTMENT OF TRANSPORTATION.] (a) The department of transportation shall be deemed a continuation of the former department or agency as to matters within the jurisdiction of the former department or agency, which are assigned or transferred to the department by this act, with the same force and effect as though the functions, powers and duties had not been assigned or transferred, and shall not be held to constitute a new authority for the purpose of succession to all rights, powers, duties and obligations of the former department or agency, as constituted at the time of the assignment or transfer.*

*(b) Any proceeding, court action, prosecution, or other business or matter undertaken or commenced prior to, and pending at the time of, the passage of this act by a department or agency, whose functions, powers and duties are transferred to the department of transportation by this act, may be conducted and completed by the department of transportation in the same manner, under the same terms and conditions, and with the same effect as though it were undertaken or commenced and conducted or completed by the former department or agency prior to the transfer.*

*(c) Except as otherwise provided in this act, the head of a department or agency whose functions, powers and duties are transferred to the department of transportation by this act shall transfer all contracts, books, maps, plans, papers, records, and property of every description within his jurisdiction or control to the commissioner of transportation. The commissioner shall receive from the public service department all documents, records and papers necessary to perform his duties. The interdepartmental task force of transportation shall also be governed by this provision.*

*(d) All unexpended funds appropriated to any department, or agency for the purposes of any of its functions, powers, or duties which are transferred by this act to the department of transportation are hereby transferred to the department of transportation. When the functions, powers and duties that are affected by this act are the responsibility of the department of transportation and another department or agency, the commissioner of administration shall allocate any unexpended appropriation to the department or agency between the department of transportation and the other departments or agencies affected.*

*(e) Except as otherwise provided in this act, all persons employed in the classified service by a department or agency to perform any of the functions, powers or duties, which are transferred by this act to the department of transportation, are transferred to the department. The positions of all persons who are employed in the unclassified service by a department or agency to perform any of the functions, powers or duties, which are transferred by this act to the department,*

are abolished. Any person in the unclassified civil service whose employment position is abolished by this act and who is not appointed to an unclassified position authorized by this act may be otherwise continued in the unclassified service in the department of transportation, but for a period not to exceed 12 months from the date on which the department commences operation. Any unclassified position created for such purpose shall not be included in those authorized by section 2, subdivision 2, or section 8 of this act.

Sec. 7. [REVISOR OF STATUTES; TERMINOLOGY CHANGES.] *In the next and subsequent editions of Minnesota Statutes, the revisor of statutes shall make the necessary changes in terminology to record the functions, powers and duties which are transferred by this act from a department or agency to the department of transportation.*

Sec. 8. Minnesota Statutes 1974, Section 43.09, Subdivision 2a. is amended to read:

Subd. 2a. [ADDITIONAL UNCLASSIFIED POSITIONS.] Notwithstanding any other law to the contrary, the personnel board, upon the request of the governor, is hereby authorized to establish permanent unclassified positions, or to unclassify previously classified positions, provided that:

(1) Positions so established involve only deputy or assistant heads of departments or agencies, or director level positions which are not specifically established by law, and who are appointed by and report directly to a head of a department or agency who is required by law to be appointed by the governor, or by a gubernatorially appointed board; as well as one position for a personal secretary of any head of a department or agency listed in clause (3).

(2) Classified incumbents of such positions, if any, are not removed from that position for a period of one year except under applicable provisions of rules and laws governing classified state employees.

(3) If an employee in the classified civil service accepts a newly created unclassified position, he shall retain an inactive civil service status and, upon his request, the commissioner of personnel shall reappoint him to his previous classified position, or to a comparable position.

(4) Positions so established are limited in number to six in the departments of administration, corrections, finance, ~~highways~~, natural resources, public safety, public welfare, and revenue; to five in the departments of commerce, education, health, labor and industry, and personnel; to four in the departments of agriculture, economic development, *transportation*, and employment services; to three in the ~~departments~~ *department of aeronautics*, public service, and the planning agency, and pollution control agency; and to two in the departments of human rights and veterans affairs. Departments or agencies not enumerated in this clause shall not be authorized to establish additional unclassified positions under the provisions of this subdivision.

(5) Funds are available.



Sec. 9. Minnesota Statutes 1974, Section 360.017, Subdivision 1, is amended to read:

360.017 [STATE AIRPORTS FUND.] Subdivision 1. [CREATION.] There is hereby created a fund to be known as the state airports fund. Such fund shall consist of all moneys appropriated to it, or directed to be paid into it, by the legislature. The state airports fund shall be paid out on authorization of the commissioner and shall be used to acquire, construct, improve, maintain, and operate airports and other air navigation facilities and to assist municipalities in the acquisition, construction, improvement, and maintenance of airports and other air navigation facilities. *The state airports fund shall also be used to pay salaries and expenses in the department of transportation related to aeronautic planning, administration and operation.*

Sec. 10. [APPROPRIATION.] *There is hereby appropriated \$150,000 from the general fund to the commissioner of transportation to be available to him upon appointment to organize the department and to initiate the study as defined in section 3, subdivision 1(g). This appropriation shall not cancel at the end of the fiscal year but is reappropriated for the next fiscal year.*

Sec. 11. [REPEAL.] *Minnesota Statutes 1974, Sections 4.20; 161.02; 161.03; and 360.014 are repealed.*

Sec. 12. [EFFECTIVE DATE.] *This act is effective upon the appointment of the commissioner. Former departments or agencies shall continue to exercise their functions, powers and duties which are transferred by this act until the commissioner notifies the commissioner of administration that the department of transportation is ready to commence operation.*

Further amend the title as follows:

Page 1, line 6, after "money;" insert "amending Minnesota Statutes 1974, Sections 43.09, Subdivision 2a; and 360.017, Subdivision 1;"

Page 1, line 7, after "4.20;" insert "161.02;"

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. 625: A bill for an act relating to crimes; regulating the transfer, possession, and use of pistols; requiring licenses to sell pistols; requiring permits to acquire and carry pistols; prohibiting the sale or transfer to or carrying by certain persons of pistols; prescribing penalties.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, strike "16" and insert "15"

Page 1, line 12, strike "16" and insert "15"

Page 1, line 13, strike "Nothing herein" and insert "It is not the intent of the legislature"

Page 1, line 14, strike "shall be construed"

Page 1, line 16, strike "nor" and insert ", or"

Page 1, line 18, before the period, insert ", or to confiscate or otherwise restrict the use of pistols by law-abiding citizens"

Page 1, line 20, strike "16" and insert "15"

Page 1, line 22, strike "originally"

Page 2, line 1, after "inches" insert "in the case of a shotgun or having a barrel of a length less than 16 inches in the case of a rifle"

Page 4, line 28, after the period, insert "At the time of application, the commissioner shall provide the applicant with a dated receipt for the application."

Page 5, line 4, before the period, insert "and the specific reason for the disapproval"

Page 5, line 28, after "rights" insert "or the sentence has expired, whichever occurs first,"

Page 6, line 14, strike "or marijuana" and insert "other than conviction for possession of a small amount of marijuana, as defined in section 152.01, subdivision 16"

Page 6, line 21, after "he" strike the remainder of the line and insert "has not abused a controlled substance or marijuana during the previous two years;"

Page 6, line 22, strike "disability;"

Page 6, line 23, strike "is an alcoholic or habitual drunkard,"

Page 6, line 24, strike "or who"

Page 6, line 31, strike "is no" and insert "has not abused alcohol during the previous two years. A person who issues a certificate pursuant to this subdivision in good faith shall not be liable for damages in an action arising out of the issuance."

Page 6, strike line 32

Page 7, line 1, strike "or with reason to know"

Page 7, line 20, after the period, insert "At the time of application, the local police authority shall provide the applicant with a dated receipt for the application."

Page 8, line 11, after the period, insert "The local police authority shall provide an applicant with written notification of a denial and the specific reason for the denial."

Page 11, line 5, after the period, insert "A person who has been issued a permit and who engages in activities other than those for which the permit has been issued, is guilty of a misdemeanor."

Page 11, line 16, after the period, insert "The local police authority shall provide an applicant with written notification of a denial and the specific reason for the denial."

Page 11, line 18, after the period, insert "The permit shall specify the activities for which it shall be valid."

Page 12, line 28, after the period, insert "If a vehicle does not have an enclosed area other than the driver or passenger area, the pistol may be carried in the driver or passenger area as long as the pistol is unloaded and contained in a closed and fastened case, gunbox, or securely tied package."

Page 12, line 32, strike the headnote and insert "[NO LIMIT ON NUMBER OF PISTOLS.]"

Page 13, line 23, after "pistols" insert "or replicas thereof"

Page 14, line 3, strike "he knows or has reason to know"

Page 14, line 4, after "defaced" insert "with intent to prevent identification or tracing of the pistol"

Pages 14 and 15, strike section 15

Renumber the sections in sequence

Page 15, line 2, strike "15" and insert "14"

Page 15, line 3, strike "not"

Page 15, line 3, strike "more restrictive"

Page 15, line 4, after "of" insert "the transfer, carrying, or possession of" and after "pistols" strike the remainder of the line

Page 15, line 5, strike "power in this regard"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Pursuant to Rule 60, a roll call was taken on the motion of Mr. Jensen to further amend S. F. No. 625 as follows:

Strike everything after the enacting clause and insert:

"Section 1. [CITATION.] Sections 1 to 18 may be cited as the Minnesota handgun regulation act.

Sec. 2. [PURPOSE; DECLARATION OF POLICY.] It is the purpose of sections 1 to 18 to regulate the possession, sale, purchase and transfer of handguns. Nothing in sections 1 to 18 shall be construed to regulate shotguns, rifles and other longguns of the type commonly used for hunting and not defined as handguns nor to place the cost of administration upon those citizens who wish to lawfully possess or carry handguns.

Sec. 3. [DEFINITIONS.] Subdivision 1. As used in sections 1 to 18 the terms defined in this section have the meanings given them.

Subd. 2. "Handgun" includes a weapon originally designed to

be fired by the use of a single hand and with an overall length less than 26 inches, or with a barrel or barrels less than 18 inches in length (a) from which may be fired or ejected one or more solid projectiles by means of a cartridge or shell or by the action of an explosive or the igniting of flammable or explosive substances; or (b) for which the propelling force is a spring, elastic band, carbon dioxide, air or other gas, or vapor. "Handgun" does not include children's pop-guns or toys.

Subd. 3. "Commissioner" means the commissioner of public safety.

Subd. 4. "Transferor" means a person who sells, gives, furnishes, loans, assigns or transfers, whether or not for a consideration, a handgun or the frame or receiver of a handgun to another.

Subd. 5. "Transferee" means a person to whom a handgun or the frame or receiver of a handgun is sold, given, furnished, loaned, assigned or transferred, whether or not for a consideration.

Subd. 6. "Transfer" means a sale, gift, loan, assignment, or other furnishing, whether or not for a consideration, of a handgun or the frame or receiver of a handgun to another.

Sec. 4. [CERTAIN PERSONS NOT TO HAVE HANDGUNS.]  
Subdivision 1. No person who has been convicted of a gross misdemeanor or a felony within the preceding ten years, or who has been adjudicated mentally ill, mentally deficient, or an inebriate person as provided in Minnesota Statutes, Chapter 253A, and not restored to full legal capacity, shall carry, hold, possess, or own a handgun.

Subd. 2. A person who knowingly or with reason to know transfers a handgun to a person named in this section is guilty of a gross misdemeanor.

Subd. 3. A person named in this section who carries, holds, possesses or becomes a transferee or owner of a handgun is guilty of a gross misdemeanor.

Sec. 5. [CARRYING HANDGUNS WITHOUT PERMIT PROHIBITED; PENALTY.] A person who carries, holds or possesses a handgun in a motor vehicle or snowmobile, or on or about his clothes or person, or otherwise has in his possession or control a handgun in a city or a town having the power of a statutory city without first obtaining a permit to carry the handgun is guilty of a gross misdemeanor. Failure to have the permit in possession when carrying a handgun is a misdemeanor.

Sec. 6. [EXCEPTIONS TO PERMIT REQUIREMENTS]  
A permit as required by section 5 is not required of a person:

(a) To keep or carry a handgun about his place of business, dwelling house, premises, or on land possessed by him;

(b) To transport a handgun from a place of purchase to his dwelling house or place of business, or from his dwelling house or place of business to and from a place where repairing is done, to have the handgun repaired;

(c) To transport a handgun from his dwelling house to his place of business;

(d) To transport a handgun while traveling to or from hunting, fishing, a target range or an authorized place for the purpose of practice, match, target, trap or skeet shooting, or shooting exhibitions.

A permit as required by section 5 is not required of a person who is a law enforcement officer with authority to make arrests other than citizens arrests.

**Sec. 7. [TRANSPORTATION OF HANDGUNS; PENALTY FOR VIOLATION.]** A handgun while being transported pursuant to section 6 shall be unloaded and contained in a closed and fastened case, gun box or securely tied package and, if transported in a motor vehicle, locked in the trunk of the vehicle or, if the motor vehicle is not equipped with a trunk, in some other area of the vehicle not normally occupied by the driver or passengers. If the handgun is transported in a snowmobile or boat, it shall be unloaded. A violation of this section is a misdemeanor.

**Sec. 8. [PERMIT APPLICATIONS.]** Subdivision 1. An application for a permit to carry a handgun shall be made to the chief of police of the municipality in which the applicant resides if the municipality has an organized full-time police department or if the municipality has no organized full-time police department to the sheriff of the county in which the applicant resides. If the applicant is not a resident of the state of Minnesota he shall apply to the commissioner. Applications shall not be public records within the meaning of Minnesota Statutes, Section 15.17.

Subd. 2. Applications shall be in the form prescribed by the commissioner containing the name, residence, place of business, age, date of birth, occupation, sex and physical description including distinguishing physical characteristics, if any, of the applicant and whether or not the applicant is disqualified for a permit by section 4. The application shall be signed by the applicant under oath.

Subd. 3. The chief of police or sheriff shall obtain the fingerprints of the applicant and shall have them compared with available records of fingerprints.

Subd. 4. The permit shall be granted unless the applicant is not entitled to carry, hold, possess, or own a handgun as provided in section 4. Permits shall be granted or denied not less than 60 days from the date of receipt of the application. Failure of the chief of police or county sheriff to deny the application or issue a permit within 60 days of the date of application shall be deemed to be a grant thereof. The permits shall be issued free of charge.

Subd. 5. Permits issued pursuant to this section shall be valid until the holder of the permit becomes disqualified under section 4, subdivision 1.

Subd. 6. A permit shall be void at the time that the holder

becomes prohibited from possessing a handgun under section 4, in which event the holder shall return the permit within five days to the commissioner who shall then advise the office that granted the permit. Failure of the holder to return the permit to the commissioner within the five days is a gross misdemeanor.

Subd. 7. The permit shall be in the form prescribed by the commissioner and shall be issued in triplicate. The issuing officer shall forward the original copy to the commissioner, the second copy to the applicant and he shall retain the third copy.

Sec. 9. [TRANSFER OF HANDGUNS.] A person who transfers a handgun to a person who either does not present evidence of his identity or is not personally known to the transferor is guilty of a misdemeanor.

Sec. 10. [PERMIT VALID FOR ANY HANDGUN.] A person having a permit may carry any handgun in any city or town having the powers of a statutory city subject to any ordinances of said city or town.

Sec. 11. [FALSE REPRESENTATIONS IN APPLICATIONS OR IN PURCHASES.] A person who gives or causes to be given false information or signs a fictitious name or address in applying for a permit to carry a handgun is guilty of a gross misdemeanor.

Sec. 12. [REVOCAION.] A person may apply to the commissioner for the revocation of a permit issued pursuant to sections 1 to 18 to another person or the commissioner may revoke a permit on his own initiative if a permit holder becomes disqualified under section 4, subdivision 1. A permit shall be revoked by the commissioner after written notice to the holder, a hearing and a finding that the holder no longer qualifies.

Sec. 13. [HEARING UPON DENIAL.] A person aggrieved by the denial of a permit to carry a handgun may 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. The request for a hearing shall be made in writing within 30 days of the denial of the application. The applicant shall serve a copy of his request for a hearing upon the chief of police or sheriff to whom the application was made and upon the commissioner. The hearing shall be held within 30 days of the receipt of the application for the hearing.

Sec. 14. [ALTERING SERIAL NUMBER OF HANDGUN; SALE; PENALTY.] Subdivision 1. A person who intentionally alters, changes, removes, disfigures, obliterates, or defaces the name of the maker, model, manufacturer's serial number, or other mark of identification of a handgun is guilty of a gross misdemeanor.

Subd. 2. A person who possesses a handgun with a serial number which has been altered, changed, disfigured or defaced is guilty of a gross misdemeanor.

Sec. 15. [FORFEITURE OF HANDGUNS.] Handguns carried within a municipality without a permit except as provided in section 6 shall be confiscated and after conviction the handguns

are declared to be nuisances and forfeited to the state. Forfeited handguns may be sold, destroyed or otherwise lawfully disposed of when they are no longer needed for evidentiary purposes and after they have been inventoried and their disposition witnessed and recorded by the head of the agency having possession or his representative designated for this purpose. If the handguns are found to be the property of an innocent owner prior to their disposition, they shall be returned to him when no longer needed for evidentiary purposes. A person aggrieved by the operation of this section may, no later than 30 days after the forfeiture of a handgun, 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 handgun was originally forfeited. He shall immediately notify the custodian of the handgun of the request for hearing. No handgun 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.

Sec. 16. [CONVICTION OF ALIENS.] Whenever a person not a citizen of the United States is convicted under a provision of sections 1 to 18, the clerk of the court in which the conviction is secured shall certify the fact of the conviction to the proper officer of the United States government having supervision of the deportation of aliens.

Sec. 17. [LOCAL REGULATION.] Sections 1 to 15 shall not be construed to prohibit more restrictive municipal or county regulation of handguns or to restrict existing police power in this regard.

Sec. 18. [ADDITIONAL SENTENCE FOR ARMED CRIMINALS.] Subdivision 1. Notwithstanding the provisions of any other law, a person who commits or attempts to commit a crime of violence or who is a fugitive from justice, when armed with or having in his possession any handgun, as defined in section 2, whether or not capable of being discharged, may, in addition to the punishment provided for the crime, be punished on a first conviction by imprisonment for not less than three nor more than ten years; upon a second conviction by imprisonment for not less than four nor more than 15 years; upon a third conviction by imprisonment for not less than five nor more than 20 years; and upon a fourth or subsequent conviction, by imprisonment for not less than ten years nor more than for life.

Subd. 2. For purposes of determining the number of convictions under this section, a prior conviction includes a conviction:

- (a) in this state;
- (b) in another state for a crime which would have been a crime of violence if committed in this state; or
- (c) in a federal court.

Sec. 19. [EFFECTIVE DATE.] This act is effective October 1, 1975."

Amend the title by striking it in its entirety and inserting:

“A bill for an act relating to crimes and criminals; regulating the transfer, possession and use of handguns; requiring permits to carry handguns; prohibiting the sale or transfer to or carrying by certain persons of handguns; prescribing penalties; increasing penalties for crimes of violence involving handguns.”

There were yeas 6 and nays 9 as follows:

Those who voted in the affirmative were:

Messrs. Blatz; Jensen; Keefe, J.; Knutson; Pillsbury and Sillers.

Those who voted in the negative were:

Messrs. Davies, Anderson, Doty, Humphrey, McCutcheon, Merriam, Schaaf, Spear and Tennesen.

The Jensen amendment was not adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 60: A bill for an act relating to health care; providing for payment of certain catastrophic health care expenses; regulating certain insurers and health care insurance plans; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

“Section 1. [CITATION.] Sections 1 to 14 may be cited as the Minnesota comprehensive health insurance act of 1975, with sections 3 to 7 being the minimum standards act, and sections 8 to 14 being the health insurance availability act.

Sec. 2. [DEFINITIONS.] Subdivision 1. For the purpose of this act the following terms and phrases shall have the meaning given to them.

Subd. 2. “Employer” means any person, partnership, association, trust, estate or corporation, which employs 15 or more individuals who are residents of the state of Minnesota.

Subd. 3. “Health maintenance organization” means a non-profit corporation organized under Minnesota Statutes, Chapter 317, controlled and operated as provided in Minnesota Statutes, Chapter 62D.

Subd. 4. “Qualified plan” means those health benefit plans which have been certified by the commission as providing the minimum benefits required by section 6. Qualified plans may be number 1, number 2, or number 3 coverage plans as provided in section 6.

Subd. 5. “Qualified medicare supplement plan” means those health benefit plans which provide for the payment of health



services or the provision of services by insurers or health maintenance organizations which have been certified by the commission as providing the minimum benefits required by section 7.

Subd. 6. "Commission" means the health security advisory commission created by this act.

Subd. 7. "Dependent" means a spouse or unmarried child under the age of 18 years or a dependent child who is a student under the age of 25 and financially dependent upon the parent.

Subd. 8. "Employee" means any person who has entered into the employment of or works under contract or service or apprenticeship with any employer. "Employee" shall not include a person who has been employed for less than 30 days for his present employer, nor one who is employed less than an average of 30 hours per week.

Subd. 9. "Plan of health coverage" means any plan or combination of plans of coverage, including combinations of individual health insurance policies, group health insurance policies, coverage under a non-profit health service plan, or coverage under a health maintenance organization subscriber contract.

Subd. 10. "Insurer" means those companies operating pursuant to Minnesota Statutes, Chapter 62A and Chapter 62C and offering or selling policies of accident and health insurance. "Insurer" does not include health maintenance organizations.

Subd. 11. "Accident and health insurance policy" or "policy" means insurance or nonprofit health service plan contracts providing benefits for hospital and medical costs.

Subd. 12. "Health benefits" means benefits offered to employees on an indemnity or prepaid basis which pay the costs of medical, surgical and hospital care.

Subd. 13. "Eligible person" means an individual who is a resident of Minnesota and meets the enrollment requirements of section 13.

Subd. 14. "Minnesota comprehensive health association" or "association" means the association created by section 9 which consists of all insurers licensed to sell policies of accident and health insurance in this state.

Subd. 15. "Medicare" means part A and part B of the United States Social Security Act, Title XVIII, as amended, 42 U.S.C. Sections 1394, et seq.

Subd. 16. "Medicare supplement plan" means any plan of insurance protection providing benefits for the costs of medical, surgical and hospital care which is marketed as providing benefits which complement or supplement those benefits provided by Medicare.

Subd. 17. "Fund plan premium" means the standard premium established by the commission which shall be charged for membership in the comprehensive health insurance plan. The premium for a qualified plan shall be the average of rates charged by the five insurers with the largest number of individuals in a qualified individual plan of insurance in

force in Minnesota. The premium for a qualified medicare supplement plan shall be the average of rates charged by the five insurers with the largest number of individuals enrolled in a qualified medicare supplement plan.

Subd. 18. "Writing carrier" means the carrier selected by the commission to administer the comprehensive health insurance plan.

Subd. 19. "Comprehensive health fund" or "fund" means the money contributed by eligible persons, their employers, the state, and members of the association as provided herein.

Subd. 20. "Fraternal beneficiary association" or "fraternal" means a corporation, society, order, or voluntary association without capital stock which provided health and accident insurance in accordance with Minnesota Statutes, Chapter 64A.

Subd. 21. "Comprehensive health insurance plan" or "plan" means policies of insurance offered by the commission through the writing carrier providing benefits which are not less than those required for a qualified plan and a qualified medicare supplement plan.

Sec. 3. [DUTIES OF THE EMPLOYER.] Subdivision 1. Each employer who provides or makes available to his employees a plan of health coverage, may offer and make available to his employees a plan or combination of plans which have been certified by the health security advisory commission as a qualified plan or a qualified Medicare Supplement Plan. If the plan of health coverage does not meet the requirements of section 6 for a number three coverage plan, the employer shall make available a supplemental plan of health benefits which, when combined with the existing plan of health benefits, constitutes a number three coverage plan. The plan or combinations of plans may be financed from funds contributed solely by the employer or solely by the employees or any combination thereof. The plans may consist of group policies or individual policies or any combination thereof.

Subd. 2. In the event that an employer fails to offer a qualified plan of health benefits to his employees, none of the employer's costs for health benefits shall qualify as an income tax deduction pursuant to Minnesota Statutes, Section 290.09, Subdivision 2, Clause (a) (1).

Subd. 3. [DUAL CHOICE.] An employer who employs in this state, on the average during a calendar quarter, 100 employees or more, other than seasonal employees as defined in section 268.07, subdivision 5, and who offers a health benefits plan for employees, shall include in the health benefits plan for the calendar year beginning after that quarter, an option to obtain health benefits through membership in a health maintenance organization certified under chapter 62D, if there is a certified health maintenance organization serving the area in which at least 25 of the employees reside and if a certified health maintenance organization is not fully enrolled it shall grant membership to the employees.

Subd. 4. An employer who employs in this state, on the average during a calendar quarter, 100 employees or more, other than seasonal employees as defined in section 268.07, subdivision 5,

and who during that quarter offers employees, under a health benefits plan, a membership in a health maintenance organization certified under chapter 62D, shall offer employees for the calendar year beginning after that quarter, an option to obtain health coverage through a policy of accident and health insurance of the type described in chapter 62A, or through a nonprofit health service plan regulated under chapter 62C.

Subd. 5. No employer is required by this section to contribute more per employee toward the cost of providing health benefits pursuant to this section than he contributes under an employee benefit program in operation on the effective date of this section, although administrative costs and other incidental expenses or increased costs which may result from the addition of the health maintenance organization option are not considered an increased contribution subject to the provisions of this subdivision. The increased costs, if any, in the benefits in the health maintenance organization, other than administrative and other costs not subject to these provisions may be passed on and borne by the benefited employees in the form of an enrollee's contribution toward coverage. The employer may use payroll deduction to collect this contribution from the employees for the health maintenance organization.

Subd. 6. For the purposes of this section, an employer has no obligation to seek out a certified health maintenance organization in order to offer such a benefit to employees. The employer's obligation arises upon a proper presentation for inclusion in the employer's benefit plan by a certified health maintenance organization. A proper presentation, as that term is used herein, means an offer to enroll an employer's employees made by a certified health maintenance organization to an employer subject to this act at least 90 days prior to the renewal date of the employer's existing health benefits plan, which presentation must include evidence of the health maintenance organization's certification under chapter 62D, copies of the health maintenance contract offered by the health maintenance organization and samples of the evidences of coverage to be issued to prospective enrollees, a description of the benefits, limitations and exclusions, a description of the marketing approach that will be used by the health maintenance organization and a quotation of the rates or various rating plans available to the employer and his employees.

Subd. 7. An employer is obligated to offer the options referred to in subdivisions 1 and 2 of this section if the employer is otherwise qualified and if the health maintenance organization insurance company or nonprofit health service plan corporation has made a proper presentation, as described in subdivision 4, above; provided, however, that the employer may satisfy his obligation by selecting a different certified health maintenance organization, insurance company or nonprofit health service plan corporation than the one that has made the proper presentation under this section, and if the certified health maintenance organization chosen by the employer is willing to enroll the employer's employees but is presently not accepting additional enrollment, the employer may wait for a period of six months without offering

the health maintenance organization of its choice to begin enrollment. If the health maintenance organization chosen by the employer is not able to enroll the employees after the six month period referred to herein, the certified health maintenance organization which made a proper presentation to the employer, or the certified health maintenance organization chosen by the employer from among those who have made proper presentations to the employer may enroll the employees without further delay.

Subd. 8. An employer whose health benefits expenditures are in the form of a contribution to and sharing the management of a multi-employer plan will not be required to satisfy the conditions of this section with respect to those employees who are covered by the multi-employer plan and will be required to meet the requirements of this section for his other employees only if there are 100 such other employees who meet the qualifications of subdivision 1. For the purpose of this section, a "multi-employer plan" means a plan of group insurance or group subscriber contracts providing coverage for hospital and medical benefits or a health care plan established through a health maintenance organization, and

(a) to which more than one employer is required to contribute;

(b) which is maintained pursuant to one or more collective bargaining agreements between an employee organization and one or more employer; and

(c) under which benefits are payable with respect to each participant except to the extent that benefits accrued as a result of service with the employer before the employer was required to contribute to the plan.

Subd. 9. If a multi-employer plan covers 100 people or more it must offer an option to the people covered in the plan as is required for employers under the provisions of subdivisions 1 and 2 of this section. Such alternative plan need only be offered if the multi-employer plan has received a proper proposal as described in subdivision 4, the multi-employer plan is not obligated to increase its contribution to the cost of benefits as provided for employers in subdivision 3, and is subject to the exceptions provided for employers in subdivision 5.

Subd. 10. An employer with at least 100 employees who offers a health benefits plan directly, as opposed to those offered through multi-employer plans, which is the subject of a collective bargaining agreement, will not be required to offer an alternative option to those employees who are covered by the collective bargaining agreement unless the offering of such an option has been submitted to bargaining and, as to those employees subject to the collective bargaining agreement, an agreement is reached through collective bargaining to offer the alternative option. The parties may also bargain for the benefits and other features to be included in the alternative plan, provided these benefits and other features at least meet the requirements of the law governing such a plan. Upon receiving a proper presentation as described in sub-

division 4, the employer must propose the question of adding the alternative option for bargaining, either immediately, if there is a contract reopener provision to allow such a consideration, or at the negotiations preceding the expiration of the collective bargaining agreement, whichever would occur first. Upon agreement to include the alternative option, or after an agreement is reached which has rejected such an alternative, the employer must offer an alternative option to its other employees. The exact provisions of this option need not be the same as those in a similar alternative offered through a collective bargaining agreement.

Subd. 11. An employer who is otherwise qualified and whose health benefits plan is paid for directly, or is self-insured, as opposed to purchasing coverage through an insurance company, a nonprofit health service plan corporation or a health maintenance organization is deemed to have a health benefits plan under this section and is required to provide the health maintenance organization option as provided in this section.

Subd. 12. This section is self-executing and shall take effect October 1, 1975, for all health benefits plans subject for renewal on or after that date, provided the advance notice of the certified health maintenance organization's proposal has been given as required in subdivision 4, which therefore, must be given on or before July 1, 1975 for the October 1, 1975 effective date.

Sec. 4. [DUTIES OF INSURERS.] Subdivision 1. [INDIVIDUAL POLICIES.] Each insurer and each fraternal issuing individual policies of accident and health insurance in Minnesota shall file with the commissioner of insurance an individual policy which meets the minimum standards of a qualified plan. Each insurer and each fraternal shall offer to all individual applicants for accident and health insurance the three types of qualified plans.

Subd. 2. [MEDICARE SUPPLEMENT PLAN.] Each insurer and each fraternal issuing medicare supplement plans in this state shall file with the commissioner of insurance a medicare supplement policy which meets the minimum standards of a qualified medicare supplement plan. Each insurer and each fraternal issuing medicare supplement plans shall offer to all applicants for medicare supplement plans a qualified medicare supplement plan.

Subd. 3. Each insurer and each fraternal issuing policies of group accident and health insurance in this state shall file with the commissioner of insurance a group policy which provides for each member of the group the minimum benefits of a qualified plan. Each insurer and each fraternal issuing policies of group accident and health insurance in this state shall offer to all applicants for group accident and health insurance the three types of qualified plans.

Subd. 4. Each insurer and fraternal shall include in every policy of insurance covering hospital and medical services coverage of catastrophic medical costs, unless the applicant for a new or renewal policy declines the coverage in writing. The coverage shall provide that when a covered individual incurs out-of-pocket expenses of \$5,000 or more within a calendar year for services covered in section 6, subdivision 2, benefits shall be payable, subject

to any copayment or deductible authorized by the commission, up to a maximum life-time limit of \$250,000.

Subd. 5. [EFFECT OF NON-COMPLIANCE.] No policy of accident and health insurance may be issued in this state 180 days after the effective date of this act by an insurer or a fraternal who has not complied with the requirements of this section.

Sec. 5. [CERTIFICATION OF QUALIFIED PLANS.] Upon application by an insurer, fraternal, or employer for certification of a plan of health coverage as a qualified plan or a qualified medicare supplement plan for the purposes of this act, the commissioner shall make a determination within 90 days as to whether the plan is qualified. All plans of health coverage offered for sale shall be labelled as "qualified" or "non-qualified" on the front of the policy or evidence of insurance. All qualified plans shall indicate whether they are number one, two, or three coverage plans.

Sec. 6. [MINIMUM BENEFITS OF A QUALIFIED PLAN.] Subdivision 1. A plan of health care may be certified as a number three coverage qualified plan if it meets the requirements established by the laws of this state, and meets or exceeds the following minimum standards:

(a) The plan must meet the requirements established by the laws of this state; and

(b) During the period from January 1, 1976 through December 31, 1977, any plan or combination of plans which provide benefits which are approximately equal in actuarial value to the benefits described in subdivision 2 shall be a qualified plan for the purpose of this act.

(c) During the period from January 1, 1978 through December 31, 1978, any plan or combination of plans which provide benefits which are approximately equal in actuarial value to the benefits described in subdivisions 2 and 3 shall be a qualified plan for the purposes of this act.

(d) Beginning on January 1, 1979, and continuing thereafter, any plan or combination of plans which provide benefits which are approximately equal in actuarial value to the benefits described in subdivisions 2, 3, and 4 shall be a qualified plan for the purpose of this act.

Subd. 2. [MINIMUM BENEFITS.]

(a) Effective January 1, 1976, the minimum benefits for a covered individual shall, subject to the other provisions of this section, be equal to at least 100 percent of the covered expenses in excess of an annual deductible which does not exceed \$150 per person. The coverage may be subject to a maximum lifetime benefit of not less than \$100,000. Covered expenses shall be the usual and customary charges for the following services and articles when prescribed by a physician:

(1) Hospital services;

(2) Professional services for the diagnosis or treatment of in-

juries, illnesses, or conditions, other than outpatient mental or dental, which are rendered by a physician or at his direction;

(3) The first twenty professional services for the diagnosis or treatment of one or more mental conditions rendered during the year by one or more physicians or at their direction;

(4) Drugs requiring a physician's prescription;

(5) Services of a skilled nursing facility for not more than 120 days in a year;

(6) Service of a home health agency up to a maximum of 180 visits per year;

(7) Use of radium or other radioactive materials;

(8) Oxygen;

(9) Anesthetics;

(10) Prostheses;

(11) Rental of durable medical equipment;

(12) Diagnostic X-rays and laboratory tests;

(13) Oral surgery for partially or completely unerupted impacted teeth, a tooth root without the extraction of the entire tooth, or the gums and tissues of the mouth when not performed in connection with the extraction or repair of teeth; and

(14) Services of a physical therapist.

(b) Charges for the services and articles specified in this subdivision do not include the following:

(1) Any charge for any care for any injury or disease either (i) arising out of and in the course of employment and subject to a workmen's compensation or similar law, or (ii) for which benefits are payable without regard to fault under coverage statutorily required to be contained in any motor vehicle, or other liability insurance policy or equivalent self-insurance;

(2) Any charge for treatment for cosmetic purposes other than surgery for the repair of an injury;

(3) Any charge for travel (other than travel by ambulance to the nearest health care institution qualified to treat the illness or injury);

(4) Any charge for confinement in a private room to the extent it is in excess of the institution's charge for its most common semi-private room;

(5) Any charge by health care institutions to the extent that it is determined that the charge exceeds the rates approved by the regulatory agency dealing with that institution;

(6) Any charge for services or articles rendered or prescribed by a physician, dentist, or other health care personnel that exceeds the prevailing charge in the locality where the service is provided; or

(7) Any charge for services or articles the provision of which is not within the scope of authorized practice of the institution or individual rendering the services or articles.

Subd. 3. Effective January 1, 1978, the minimum benefits for a covered individual shall include, in addition to those benefits specified in subdivision 2, the following:

(a) Maximum Lifetime Benefit of \$250,000;

(b) A limitation on total annual out-of-pocket expenses of \$4,000 for services covered under section 6, subdivisions 1 and 2; and

(c) Well baby care.

Subd. 4. Effective January 1, 1979, the minimum benefits for a covered individual shall include, in addition to those benefits specified in subdivisions 2 and 3, the following:

(a) Physicians' services for routine check-ups and annual physicals when prescribed by a physician;

(b) Multiphasic screening and other diagnostic testing; and

(c) A limitation on total annual out-of-pocket expenses of \$3,000 for services covered under section 6.

Subd. 5. A plan of health coverage shall be certified as a number two qualified plan if it meets the requirements established by the laws of this state and provides for payment of 80 percent of the expenses covered in subdivision 2 in excess of a deductible which does not exceed \$150 per person. The coverage may be subject to a maximum lifetime benefit of \$100,000.

Subd. 6. A plan of health coverage shall be certified as number one qualified plan if it meets the requirements established by the laws of this state and provides for payment of 60 percent of the expenses covered in subdivision 2 in excess of a deductible which does not exceed \$150 per person. The coverage may be subject to a maximum lifetime benefit of \$100,000.

Subd. 7. A health maintenance organization which provides the services required by chapter 62D shall be deemed to be providing a qualified plan.

Sec. 7. [QUALIFIED MEDICARE SUPPLEMENT PLAN.] Any plan which provides benefits to persons over the age of 65 years may be certified as a "qualified medicare supplement plan" if the plan is designed to supplement medicare and provides at least the following coverages:

(1) The full cost of the hospital deductible and co-payment requirements of part A of medicare;

(2) The full cost of the physician deductible and co-payment requirements of part B of medicare;

(3) Payments of amounts equivalent to parts A and B of medicare for services rendered outside the United States;



(4) Hospital outpatient treatment for accidents and medical emergencies to the extent not covered in clauses (1), (2) or (3) above; and

(5) X-ray and other diagnostic tests in a hospital outpatient department and in a doctor's office, to the extent not covered in clauses (1), (2) or (3) above.

**Sec. 8. [MINNESOTA HEALTH SECURITY ADVISORY COMMISSION; ORGANIZATION, POWERS.]** Subdivision 1. [CREATION OF COMMISSION.] The Minnesota health security advisory commission is hereby established and shall consist of nine members appointed by the governor with the approval of the senate. The commission shall consist of the following:

(a) One member who is an executive officer of a hospital or group of hospitals or of an organization in which membership primarily consists of hospitals;

(b) One member who is a licensed medical doctor;

(c) One member who is an executive officer of a company offering group health insurance under Minnesota Statutes, Chapter 62A;

(d) One member who is an executive officer of a non-profit health service plan corporation providing health care on a provision of service basis organized pursuant to Minnesota Statutes, Chapter 62C;

(e) One member who is an executive officer of a health maintenance organization operating under chapter 62D;

(f) One member who is a fellow in the society of actuaries;

(g) Three members who are representatives of the general public as consumers of health care services as defined in Minnesota Statutes, Section 145.72, Subdivision 6.

**Subd. 2. [TERM OF OFFICE.]** The members of the commission shall be appointed by the governor with the consent of the senate for a term of three years, except as provided in this section, and shall hold office until reappointment or until the appointment and qualification of their successors. Of the members initially appointed by the governor, three shall hold office for three years, three shall hold office for two years, and three shall hold office for a term of one year. In making the first appointments to these offices, the governor shall designate the term to which each member is to be appointed. Vacancies shall be filled by appointment by the governor for the unexpired term.

**Subd. 3. [MAKEUP OF COMMISSION.]** The governor shall designate one member of the commission as the chairman of the commission. The commission, at its first meeting after appointment and annually thereafter at its first meeting of each year, shall elect from its members a vice chairman and any other officers as it may deem necessary. The commission shall appoint an executive secretary who shall serve in the unclassified civil service and shall hold office at the pleasure of the commission. The executive secretary shall perform the duties prescribed by the commission,

and organize, coordinate, supervise, and direct the operations and affairs of the commission. He shall submit reports on his activities to the commission, and prepare other supplemental and special reports as the commission may from time to time request or which he may deem necessary to adequately inform the members of the commission concerning his activities and experience in the implementation of this act. The executive secretary shall receive, in addition to his salary, actual and necessary travel expenses incurred in the discharge of his duties.

Subd. 4. [POWERS AND DUTIES.] The commission may:

(a) Formulate general policies to advance the purposes of the health insurance availability act of 1975 and direct the executive secretary in his execution of the policies. The commission may also adopt, promulgate, repeal, and amend rules and regulations to carry out the provisions of this act pursuant to Minnesota Statutes, Chapter 15;

(b) Supervise the creation of the Minnesota comprehensive health association within the limits described in section 9;

(c) Select the writing carrier and contract with it to offer the comprehensive health insurance plan;

(d) Appoint committees;

(e) Contract with the commissioner of insurance for any professional and business services, and staff members as it deems necessary to carry out the provisions of this act;

(f) Contract with the federal government or any other unit of government to ensure coordination of the plan with other governmental assistance programs;

(g) Contract with the commissioner of insurance for the use of necessary equipment and supplies;

(h) Undertake directly, or through contracts with other persons, studies and demonstration programs to develop awareness of the benefits of the health insurance availability act of 1975 so that the residents of this state may best avail themselves of the health care provided herein; and

(i) Advise the commissioner of insurance as to the implementation of Sections 3 to 7.

Subd. 5. The commission shall transfer its powers and duties to the commissioner of insurance no later than January 1, 1978. It shall continue in existence to advise the commissioner of insurance as to the continued implementation of this act.

Sec. 9. [COMPREHENSIVE HEALTH ASSOCIATION.] Subdivision 1. [CREATION.] There is established a comprehensive health association with membership consisting of all insurers licensed to do business in this state.

Subd. 2. [MANDATORY MEMBERSHIP.] All insurers shall maintain membership in the association as a condition of doing

business in this state. The association shall submit by-laws and operating rules to the commission for approval.

Subd. 3. [CONTRACT OF REINSURANCE.] All members shall, as a condition of doing business in this state and in consideration of their mutual promises, enter into a contract of reinsurance between each member and the association according to terms specified in section 12. The contract of reinsurance shall be executed on or before January 1, 1976, for a period of one year and renewed annually thereafter. A company which ceases to do business within the state shall remain liable under the contract for the reinsurance contracted for during that calendar year.

Sec. 10. [COMPREHENSIVE HEALTH FUND.] Subdivision 1. [CREATION.] There is established under the jurisdiction of the commission a comprehensive health fund, hereinafter referred to as "fund". This fund shall provide necessary money for the payment of claims and administrative costs of the comprehensive health insurance plan. This fund shall consist of contributions from the state, the Minnesota comprehensive health association, and enrolled eligible persons.

Subd. 2. [CONTRIBUTION OF FUND PLAN PREMIUM BY ELIGIBLE PERSONS.] Upon certification as an eligible person pursuant to section 13 of this act, an eligible person may enroll himself and his dependents as insureds under the comprehensive health insurance plan by payment of the fund plan premium for himself and his dependents.

Subd. 3. [PREMIUM ELEMENTS.] Not less than 90 percent of the fund plan premium shall be used to pay claims, and not more than 10 percent shall be used for the payment of the writing carrier's administration expenses.

Subd. 4. [REINSURANCE PARTICIPATION BY THE ASSOCIATION.] Each member of the association shall reinsure the costs of the comprehensive health insurance plan pursuant to the terms of the individual reinsurance contracts executed by the association with each member according to section 9. Deviations in the claim experience of the plan within a five percent variation from the actuarially determined expected claim cost level included in the premium will be the liability of the association members. Association members shall share in the excess costs or returns of the plan in an amount equal to the ratio of the member's total accident and health premium received from Minnesota residents as divided into the total accident and health insurance premium received by all association members from Minnesota residents. The reinsurance contract shall provide for a retroactive determination of each member's claim liability or payment due within 30 days after each renewal date of the reinsurance contract. Failure by a member to tender to the association the assessed reinsurance claim within 30 days of notification by the association shall be grounds for termination of the member's membership which must be maintained as a condition of doing business in this state.

Subd. 5. [CONTRIBUTION BY EMPLOYER.] Any employer

which has in its employ one or more eligible persons enrolled in the comprehensive health insurance plan may make all or any portion of the premium payment to the plan directly to the writing carrier.

Subd. 6. [INSURANCE BY THE STATE.] Deviations in the overall cost level of the plan in excess of five percent variation from the actuarially determined expected claim cost shall be paid by or credited to the state.

Sec. 11. [MINIMUM BENEFITS OF THE COMPREHENSIVE HEALTH INSURANCE PLAN.] The comprehensive health insurance plan shall offer a policy which provides at least the benefits of a qualified plan and a policy which provides at least the benefits of a qualified medicare supplement plan. No pre-existing conditions, limitations, or exclusions based upon age, sex, occupation or health may be used to limit the benefits under the comprehensive health insurance plan.

Sec. 12. [ADMINISTRATION OF THE PLAN.] Subdivision 1. Any member of the association may submit to the commission the policies which it proposes to serve as the comprehensive health insurance plan. The time and manner of this submission shall be prescribed by the commission.

Subd. 2. [SELECTION OF A PLAN.] Upon approval by the commissioner of insurance of the policy forms submitted pursuant to Minnesota Statutes, Section 62A.10, the commission shall select policies submitted by a member of the association to be the comprehensive health insurance plan. This selection shall be based upon criteria including the member's proven ability to handle large group health insurance cases, efficient claim paying capacity, and the guaranteed estimate of total charges for administering the plan. If substantial savings in the cost of the plan would result, the commission may select separate writing carriers for the qualified plan and the qualified medicare supplement plan.

Subd. 3. [FUNCTION OF WRITING CARRIER.] The member selected pursuant to subdivision 2 shall, for the purposes of sections 8 to 14 be referred to as the "writing carrier". The writing carrier shall perform all administrative and claims payment functions required by this section. The writing carrier shall provide the function under this section for a period of three years, unless prior to the expiration the writing carrier submits a request to terminate. The writing carrier must provide the commission 90 days' notice of such a request. Six months prior to the expiration of the three year period, the commission shall invite submissions of policy forms from members of the association, including the writing carrier. The commission shall follow the provisions of subdivision 2 in selecting a writing carrier for the next three year period.

Subd. 4. The writing carrier shall provide all eligible persons enrolled in the plan an individual certificate, setting forth a

statement as to the insurance protection to which he is entitled and to whom payable.

Subd. 5. [REQUIRED REPORTS.] The writing carrier shall submit to the commission on a monthly basis a report on the operation of the plan. Specific information to be contained in this report shall be determined by the commission prior to the effective date of the plan.

Subd. 6. [PAYMENT OF CLAIMS.] All claim payments will be paid with drafts drawn on the fund established by the provisions of this act, and shall indicate

(1) that the claim was paid by the fund; and

(2) the procedure to be followed in the event of a dispute over the amount of payment.

Subd. 7. [REIMBURSEMENT OF WRITING CARRIER.] The writing carrier shall be reimbursed from the fund for its actual direct and indirect expenses which do not exceed its estimated expenses when it submitted its proposal to the commission. Direct and indirect expenses shall include, but not be limited to, a pro rata reimbursement for that portion of the writing carrier's administrative, printing, claims administration, management and building overhead which is assignable to the maintenance and administration of the plan. The commission shall approve cost accounting methods to substantiate the writing carrier's cost reports, consistent with generally accepted accounting principles. Direct and indirect expenses shall not include costs directly related to the original submission of policy forms prior to selection as writing carrier, and costs for solicitation of eligible persons other than administrative enrollment procedures.

Subd. 8. [WRITING CARRIER AS AGENT OF COMMISSION.] The writing carrier shall at all times when carrying out its duties under this act be considered an agent of the commission with civil liability subject to the provisions of Minnesota Statutes, Section 3.751.

Subd. 9. [PREMIUM TAX.] Premiums received by the writing carrier for the fund plan are specifically exempted from the provisions of Minnesota Statutes, Section 60A.15.

Subd. 10. [LITIGATION OF DISPUTED CLAIM.] The executive secretary of the commission shall be deemed the agent of the commission for purposes of receiving service of process in civil actions against the commission or the writing carrier.

Sec. 13. [ENROLLMENT BY AN ELIGIBLE PERSON.] Subdivision 1. The comprehensive health insurance plan shall be open for enrollment by eligible persons during the first twelve months following the effective date of this act, and thereafter twice a year for two week periods established by the commission. An eligible person may enroll by submission of a certificate of eligibility to the commission. The certificate shall provide the following:

(a) Name, address, age, and length of time at residence of the applicant;

(b) Name, address, and age of spouse and children if any, if they are to be insured; or

(c) Evidence of rejection, or a requirement of restrictive riders, or a pre-existing conditions limitation on a qualified plan, the effect of which is to substantially reduce coverage from that received by a person considered a standard risk, by at least two association member companies within six months of the date of the certificate.

Subd. 2. [COMMISSION'S RESPONSE.] Within 30 days of receipt of the certificate described in subdivision 1, the commission shall either reject the application for failing to comply with the requirements in subdivision 1 or forward the eligible person a notice of acceptance and billing information. Insurance shall be effective immediately upon receipt of the first month's standard premium, and shall be retroactive to the date of the application, if the applicant otherwise complies with the requirements of this act.

Sec. 14. [SOLICITATION OF ELIGIBLE PERSONS.] Subdivision 1. [INITIAL ENROLLMENT PERIOD.] During the first 90 days after the effective date of this act the commission shall plan the dissemination of information to the residents of this state regarding the existence of this plan and the means of enrollment. Means of communication shall include use of the press, radio and television, as well as publication in appropriate state offices and publications.

Subd. 2. [CONTINUING SOLICITATION.] It shall be the duty of the commission to devise and implement means of continuing public awareness and ease of application to further the interest of this act.

Sec. 15. [APPROPRIATION.] Subdivision 1. The sum of \$..... is hereby appropriated from the general revenue fund for the use of the commission in administering this act.

Subd. 2. The sum of \$..... is hereby appropriated from the general revenue fund for the state's contribution to the comprehensive health fund.

Sec. 16. [EFFECTIVE DATE.] Except for section 3, sections 2 to 6 shall be effective January 1, 1976; sections 7 to 15 shall be effective on the date of their final enactment."

Amend the title as follows:

Page 1, strike lines 2 to 4 and insert: "relating to insurance; providing for the establishment and administration of plans of health insurance to provide certain minimum benefits to all persons in the state; creating a health security advisory commission; creating a comprehensive health care association;

Page 1, line 5, strike "insurance plans;"

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 under Rule 35, together with the committee report thereon,

S. F. No. 742: A bill for an act relating to taxation; providing for additional powers to commissioner of revenue for collection of unpaid tax; creating lien on real and personal property for taxes due; providing for third party liability for withholding tax; changing rates of penalty and interest; providing that contractors shall give bond for certain unpaid taxes; amending Minnesota Statutes 1974, Chapters 270; 291; 292, by adding sections; Sections 270.07, Subdivisions 1 and 5; 270.075, Subdivision 2; 270.076, Subdivision 2; 273.41; 290.087, Subdivisions 4 and 5; 290.45, Subdivision 2; 290.53, Subdivisions 1 and 2; 290.92, Subdivision 15, and by adding a subdivision; 290.93, Subdivision 10; 290.934, Subdivision 1; 290.988, Subdivisions 2 and 3; 291.11, Subdivision 5; 291.15; 291.18; 291.35; 291.46; 292.12, Subdivision 1; 294.03, Subdivisions 1 and 2; 296.15, Subdivisions 1 and 2; 297.07, Subdivision 4; 297.35, Subdivision 5; 297A.35, Subdivision 1; 297A.39, Subdivision 7; 298.09, Subdivision 4; 574.26; 574.261, Subdivision 1; repealing Minnesota Statutes 1974, Section 292.11.

Reports the same back with the recommendation that the report from the Committee on Taxes and Tax Laws shown in the Journal for March 24, 1975, that "when so amended the bill do pass" be adopted. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred under Rule 35, together with the committee report thereon,

S. F. No. 276: A bill for an act relating to elections; prohibiting unions and other associations from contributing funds from dues or membership fees to political campaigns; amending Minnesota Statutes 1974, Section 10A.01, Subdivision 16; repealing Minnesota Statutes 1974, Section 10A.12, Subdivision 5.

Reports the same back with the recommendation that the report from the Committee on Transportation and General Legislation shown in the Journal for March 27, 1975, that "the bill do pass" be adopted. Report adopted.

March 27, 1975

While S. F. No. 276 was under consideration in the Committee on Rules and Administration, Mr. Jensen moved that the bill be referred back to the floor. A roll call vote was requested and that it be printed in the Journal. The roll being taken on the Jensen motion, there were yeas 7 and nays 9, as follows:

Messrs. Blatz; Conzemius; Jensen; Ogdahl; Olson, A. G.; O'Neill; and Perpich, A. J. voted in the affirmative.

Messrs. Arnold; Borden; Chenoweth; Coleman; Davies; Gearty; Hansen, Baldy; Hughes; and Moe voted in the negative.

The motion did not prevail.

Mr. Conzemius then moved that S. F. No. 276 be laid on the table.

The motion prevailed.

On April 7, 1975, Mr. Conzemius moved that S. F. No. 276 be taken from the table.

The motion prevailed.

Upon further consideration being given to S. F. No. 276 and the committee report thereto attached, the committee recommended that the bill together with the committee report be returned to the floor with the recommendation that the report from the Committee on Transportation and General Legislation shown in the Journal for March 27, 1975 that "the bill do pass" be adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred for proper reference under Rule 35: S. F. Nos. 1040, 1072, 1078, 1084, 1092, 1115, 1116, 1162, 1191, 1196, 1252 and 1253 reports the same back with the recommendation that the bills be re-referred as follows:

S. F. Nos. 1040, 1116 and 1162 to the Committee on Governmental Operations.

S. F. Nos. 1072, 1092 and 1191 to the Committee on Health, Welfare and Corrections.

S. F. No. 1078 to the Committee on Local Government.

S. F. No. 1084 to the Committee on Taxes and Tax Laws.

S. F. No. 1115 to the Committee on Labor and Commerce.

S. F. No. 1196 to the Committee on Natural Resources and Agriculture.

S. F. No. 1252 to the Committee on Transportation and General Legislation.

S. F. No. 1253 to the Committee on Finance.

Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 740 and 229 for comparison to companion Senate Files, reports 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.
740	898				
229	384				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 740 be amended as follows:

Page 1, line 6, delete "\$550,000" and insert "\$485,000"

And when so amended, H. F. No. 740 will be identical to S. F. No. 898 and further recommends that H. F. No. 740 be given its



second reading and substituted for S. F. No. 898 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 229 be amended as follows:

Page 3, delete lines 14 through 16

Page 5, line 10, restore the stricken language and delete "1974"

Page 5, line 12, restore the stricken language and delete "1974"

Page 5, delete lines 17 through 22

Page 6, line 32, after "1973," insert "*which is intended for use exclusively within Minnesota,*"

Page 7, line 3, delete ", but only to the extent that the credit is connected"

Page 7, delete all the new language in lines 4 through 6

Page 7, delete lines 7 through 15

Page 11, line 31, restore the stricken language and delete "1974"

Page 12, line 2, restore the stricken language and delete "1974"

Page 13, line 3, restore the stricken language except for "income" and insert after it "excise"

Page 13, restore the stricken language in lines 4 through 7

Page 17, line 29, restore the stricken language and delete "120"

Page 18, line 29, delete ", but the"

Page 18, delete lines 30 through 32

Page 19, delete lines 1 through 3

Page 19, line 4, delete "the claim"

Page 20, delete lines 7 through 32

Page 21, delete lines 1 through 7

Page 22, line 21, before "corporation's" insert "recipient"

Page 27, delete lines 7 through 10

Page 28, line 14, delete "as amended through December 31, 1974,"

Page 28, delete line 32

Page 29, delete lines 1 through 32

Page 31, line 3, delete ", provided that for employers with annual payrolls of"

Page 31, delete line 4

Page 31, line 5, delete "frequent than quarterly"

Page 38, delete lines 14 through 32

Page 39, delete lines 1 through 8

Page 39, line 13, delete “, *except that*”

Page 39, delete lines 14 through 17

Page 39, line 18, delete “*section 290.0604*”

Page 39, delete lines 26 through 32

Page 40, delete lines 1 through 32

Page 41, delete lines 1 through 32

Page 42, delete lines 1 through 22

Page 42, after line 27, insert:

*“Sec. 27. There is hereby appropriated from the general revenue fund to the commissioner of revenue the amounts necessary to make payments of refunds allowed pursuant to section 290.50.”*

Page 42, line 31, after “13,” insert “14 and” and delete “, 27 and 28”

Renumber the sections in sequence

Further, amend the title as follows:

Page 1, line 4, delete “Chapter 290, by adding a section;”

Page 1, line 9, delete “Subdivisions 4 and” and insert “Sub-division”

Page 1, line 10, delete “290.26;”

Page 1, line 11, insert “and” after “2,” and delete “and 5”

Page 1, line 14, delete “290.983, Subdivision 1;”

And when so amended, H. F. No. 229 will be identical to S. F. No. 384 and further recommends that H. F. No. 229 be given its second reading and substituted for S. F. No. 384 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

#### SECOND READING OF SENATE BILLS

S. F. Nos. 46, 1141, 782, 662, 307, 906, 1007, 1168, 888, 889, 1015, 903, 543, 917, 588, 1102, 1029, 587, 640, 1046, 649, 764, 393, 605, 820, 177, 451, 997, 1142, 1101, 742, 276 and 1383 were read the second time.

#### SECOND READING OF HOUSE BILLS

H. F. Nos. 87, 923, 249, 130, 281, 641, 1110, 229 and 740 were read the second time.

**MOTIONS AND RESOLUTIONS**

Mr. Olhoff moved that the name of Mr. Schrom be added as co-author to S. F. No. 1382. The motion prevailed.

Mr. Schaaf moved that the name of Mr. Keefe, S. be added as co-author to S. F. No. 1329. The motion prevailed.

Mr. Lewis moved that the name of Mr. Patton be added as co-author to S. F. No. 498. The motion prevailed.

Mr. Lewis moved that the name of Mr. Patton be stricken as co-author to S. F. No. 142. The motion prevailed.

Mr. Hansen, Baldy moved that S. F. No. 1379 be withdrawn from the Committee on Labor and Commerce and re-referred to the Committee on Local Government. The motion prevailed.

Mr. McCutcheon moved that S. F. No. 1335 be withdrawn from the Committee on Judiciary and re-referred to the Committee on Governmental Operations. The motion prevailed.

Mr. Wegener moved that the names of Messrs. Fitzsimons and Moe be added as co-authors to S. F. No. 1439. The motion prevailed.

Mr. Perpich, A. J. moved that the name of Mr. Solon be added as co-author to S. F. No. 1355. The motion prevailed.

Mr. Knutson moved that the name of Mr. Lewis be added as co-author to S. F. No. 1254. The motion prevailed.

Mr. Hughes moved that the report from the Committee on Education, reported April 7, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Hughes moved that the foregoing report be now adopted. The motion prevailed.

**CONFIRMATION**

Mr. Hughes moved that in accordance with the report from the Committee on Education, reported April 7, 1975, the Senate, having advised with, do now consent to and confirm the appointment of:

**STATE BOARD FOR COMMUNITY COLLEGES**

Mrs. Toyse A. Kyle, 1630 South Sixth Street, Minneapolis, Hennepin County, appointed effective February 25, 1975, for a term expiring July 1, 1980.

The motion prevailed. So the appointment was confirmed.

**MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Conzemius moved that the report from the Committee on Health, Welfare and Corrections, reported April 3, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Conzemius moved that the foregoing report be now adopted. The motion prevailed.

### CONFIRMATION

Mr. Conzemius moved that in accordance with the report from the Committee on Health, Welfare and Corrections, reported April 3, 1975, the Senate, having advised with, do now consent to and confirm the appointment of:

#### COMMISSIONER OF THE DEPARTMENT OF PUBLIC WELFARE

Vera Likins, 1748 Wellesley Avenue, St. Paul, Ramsey County appointed effective January 6, 1975, for a term expiring January 1, 1979.

The question being taken on the adoption of the motion,

Mr. Coleman moved that those not voting be excused from voting. The motion prevailed.

And the roll being called, there were yeas 35 and nays 27, as follows:

Those who voted in the affirmative were:

Arnold	Fitzsimons	Josefson	Ogdahl	Renneke
Bernhagen	Frederick	Keefe, J.	Olson, A. G.	Schrom
Blatz	Gearty	Kirchner	Olson, H. D.	Solon
Borden	Hansen, Baldy	Knutson	Olson, J. L.	Stokowski
Brataas	Hansen, Mel	Kowalczyk	O'Neill	Ueland
Chmielewski	Hanson, R.	Larson	Patton	Wegener
Davies	Humphrey	Laufenburger	Perpich, A. J.	Willet

Those who voted in the negative were:

Anderson	Doty	Lewis	Olhoft	Stassen
Ashbach	Dunn	Merriam	Pillsbury	Stumpf
Bang	Hughes	Milton	Purfeerst	Tennessee
Berg	Jensen	Moe	Schaaf	
Coleman	Keefe, S.	Nelson	Schmitz	
Conzemius	Kleinbaum	North	Spear	

The motion prevailed. So the appointment was confirmed.

Without objection, the Senate reverted to the Order of Business of Reports of Committees.

### REPORTS OF COMMITTEES—CONTINUED

Mr. Coleman from the Committee on Rules and Administration, makes the following report: That Rule 62 of the Permanent Rules of the Senate appearing in the Journal of the 19th day be amended as follows:

Strike "11" before "Senate Research I" and insert "12"; strike "3" before "@\$45.25" and insert "4"

Mr. Coleman moved the adoption of the foregoing committee report. The motion prevailed. Report adopted.

## MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that Rule 62 of the Permanent Rules of the Senate be amended, pursuant to committee report adopted April 10, 1975.

The question being taken on the adoption of the motion,

And the roll being called, there were yeas 57 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Kirchner	Ogdahl	Schmitz
Ashbach	Fitzsimons	Kleinbaum	Olhoft	Schrom
Bernhagen	Frederick	Knutson	Olson, A. G.	Spear
Blatz	Gearty	Kowalczyk	Olson, H. D.	Stokowski
Borden	Hansen, Baldy	Larson	Olson, J. L.	Stumpf
Brataas	Hansen, Mel	Laufenburger	O'Neill	Tennesen
Chenoweth	Hanson, R.	McCutcheon	Patton	Ueland
Chmielewski	Hughes	Merriam	Perpich, A. J.	Wegener
Coleman	Jensen	Milton	Pillsbury	Willet
Conzemius	Josefson	Moe	Purfeerst	
Davies	Keefe, J.	Nelson	Renneke	
Doty	Keefe, S.	North	Schaaf	

The motion prevailed. So the rule was amended.

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.

Peter Jay Kiedrowski transferred from Committee Administrative Assistant to Senate Research I, effective April 5, 1975.

Gene Mammenga, Chaplain, effective April 3, 1975.

Mr. Coleman moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

## SUSPENSION OF RULES

Mr. Hughes moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H. F. No. 1110 and that the rules of the Senate be so far suspended as to give H. F. No. 1110, now on General Orders, its third reading and place it on its final passage. The motion prevailed.

Mr. Hughes moved to amend the amendment placed on H. F. No. 1110 by the Committee on Finance, adopted by the Senate April 10, 1975, as follows:

In the amendment to page 3, after line 7, strike the new subdivision 16 and insert:

“Subd. 16. To the executive director of the Minnesota state retirement system, Supreme and district court judges retirement

This appropriation is available to pay retirement benefits only in the amounts necessary to bring the total amount received by a beneficiary since July 1, 1973, up to the amount he would have received under Minnesota Statutes, Section 490.102, prior to the decisions of the Minnesota Supreme Court in *Sylvestre v. State* and *Anderson v. State* (1973)."

The motion prevailed. So the amendment to the amendment was adopted.

H. F. No. 1110: A bill for an act relating to the operation of state government for the fiscal year ending June 30, 1975; appropriating money therefor.

Was read the third time and placed on its final passage.

Mr. Davies moved that the rules of the Senate be so far suspended as to waive the unanimous consent requirement for amendment on third reading with respect to H. F. No. 1110. The motion did not prevail.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 43 and nays 17, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Josefson	Ogdahl	Schmitz
Arnold	Fitzsimons	Keefe, S.	Olhoft	Schrom
Borden	Frederick	Kirchner	Olson, A. G.	Spear
Chenoweth	Gearty	Kleinbaum	Olson, J. L.	Stumpf
Chmielewski	Hansen, Mel	Laufenburger	Patton	Tennessen
Coleman	Hanson, R.	Lewis	Perpich, A. J.	Wegener
Conzemius	Hughes	Merriam	Purfeerst	Willet
Davies	Humphrey	Moe	Renneke	
Doty	Jensen	North	Schaaf	

Those who voted in the negative were:

Ashbach	Hansen, Baldy	Larson	O'Neill	Ueland
Bang	Keefe, J.	McCutcheon	Pillsbury	
Blatz	Knutson	Milton	Stassen	
Brataas	Kowalczyk	Nelson	Stokowski	

So the bill, as amended, passed and its title was agreed to.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Moe moved that S. F. No. 989 be withdrawn from the Committee on Health, Welfare and Corrections and re-referred to the Committee on Judiciary. The motion prevailed.

#### CALENDAR OF ORDINARY MATTERS

S. F. No. 816: A bill for an act relating to towns; requiring towns to file financial reports with the state auditor; amending Minnesota Statutes 1974, Section 366.22.

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 58 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Jensen	Moe	Schaaf
Arnold	Davies	Josefson	Nelson	Schmitz
Ashbach	Doty	Keefe, J.	North	Spear
Bang	Dunn	Keefe, S.	Olhoft	Stassen
Berg	Fitzsimons	Kirchner	Olson, A. G.	Stokowski
Bernhagen	Frederick	Kleinbaum	Olson, J. L.	Stumpf
Blatz	Gearty	Knutson	O'Neill	Tennessee
Borden	Hansen, Baldy	Larson	Patton	Ueland
Brataas	Hansen, Mel	Laufenburger	Perpich, A. J.	Wegener
Chenoweth	Hanson, R.	Lewis	Pillsbury	Willet
Chmielewski	Hughes	Merriam	Purfeerst	
Coleman	Humphrey	Milton	Renneke	

Mr. Schrom 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 1:30 o'clock p.m. The motion prevailed.

The hour of 1:30 o'clock p.m. having arrived, the President called the Senate to order.

#### CALL OF THE SENATE

Mr. Gearty imposed a call of the Senate. The following Senators answered to their names:

Arnold	Dunn	Keefe, S.	Olson, A. G.	Spear
Bernhagen	Fitzsimons	Kirchner	Olson, J. L.	Stokowski
Blatz	Frederick	Kleinbaum	Patton	Stumpf
Brown	Gearty	Kowalczyk	Perpich, A. J.	Tennessee
Chmielewski	Hansen, Baldy	Lewis	Perpich, G.	Ueland
Coleman	Hansen, Mel	Merriam	Pillsbury	Wegener
Conzemius	Hanson, R.	Milton	Purfeerst	Willet
Davies	Hughes	North	Schaaf	
Doty	Josefson	Ogdahl	Schmitz	

The Sergeant-at-Arms was instructed to bring in the absent members.

#### APPOINTMENTS

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 278, pursuant to the request of the House:

Messrs. Milton; Keefe, S.; Kirchner; Kowalczyk and Spear.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

## 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 the following:

S. F. Nos. 616, 426, 126, 325, 565, 38, 730 and 458 and H. F. Nos. 227 and 31, which the committee recommends to pass.

S. F. No. 212, which the committee recommends to pass with the following amendment offered by Mr. Frederick:

Page 1, line 12, after "apparatus" strike "including" and insert ", except"

Page 1, line 12, after "snorkel" insert "not attached to any artificial container of oxygen,"

H. F. No. 136 which the committee recommends to pass, after the following motion:

Mr. Olson, J. L. moved to amend H. F. No. 136 as follows:

Page 3, after line 17, insert:

*"Sec. 2. There is appropriated to the commissioner of revenue from the general fund the sum of \$9,000,000 or so much thereof as may be required, for the purpose of making payments to school districts in accordance with the provisions of Minnesota Statutes, Section 124-03, to serve as a replacement for funds which would have been payable to the various school districts on or before May 31, 1974 except for the passage of Laws 1973, Chapter 650, Article I, Section 1."*

Renumber the sections in sequence

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 29 and nays 29, as follows:

Those who voted in the affirmative were:

Ashbach	Fitzsimons	Keefe, J.	Ogdahl	Renneke
Bernhagen	Frederick	Kirchner	Olson, H. D.	Schmitz
Blatz	Hansen, Baldy	Knutson	Olson, J. L.	Schrom
Brataas	Hansen, Mel	Kowalczyk	O'Neill	Stassen
Brown	Hanson, R.	Larson	Patton	Ueland
Dunn	Josefson	Nelson	Pillsbury	

Those who voted in the negative were:

Anderson	Davies	Lewis	Olson, A. G.	Stokowski
Arnold	Gearty	McCutcheon	Perpich, A. J.	Stumpf
Borden	Hughes	Merriam	Perpich, G.	Tennessen
Chenoweth	Humphrey	Moe	Schaaf	Wegener
Chmielewski	Kleinbaum	North	Solon	Willet
Coleman	Laufenburger	Olhoft	Spear	

The motion did not prevail. So the amendment was not adopted.

S. F. No. 679, which the committee recommends to pass with the following amendment offered by Mr. Schrom:



Page 2, line 22, after "class" insert ", or such other person as is designated by the commissioner of public safety,"

Page 3, line 12, strike "or use"

H. F. No. 286, which the committee recommends to pass with the following amendment offered by Mr. Hughes:

Amend the amendment placed on H. F. No. 286 by the Committee on Education, adopted by the Senate March 20, 1975, as follows:

The amendment to page 1, line 11, strike "and insert "existing" "

The amendment to page 1, line 15, strike "and insert "existing" "

Page 2, line 14 amendment, strike "and insert "existing" "

In the title amendment to page 1, line 3, strike "and insert "existing" "

S. F. No. 303, which the committee recommends to pass with the following amendment offered by Mr. Perpich, A. J.:

Page 1, line 12, after "from" insert "any lake within"

Page 1, line 12, after "area" insert "and collapse or disassemble the portable fish house"

Page 1, line 13, strike "day." and insert "night. The owner or occupant shall remove the portable fish house from the boundary waters canoe area each time he exits the boundary waters canoe area."

H. F. No. 51, which the committee recommends to pass.

The question being taken on the committee recommendation to pass,

And the roll being called, there were yeas 34 and nays 23, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kirchner	North	Schaaf
Borden	Hansen, Baldy	Knutson	Ogdahl	Spear
Brataas	Hansen, Mel	Lewis	Olson, A. G.	Stassen
Coleman	Hughes	Merriam	Olson, J. L.	Stumpf
Conzemius	Humphrey	Milton	Perpich, A. J.	Tennessee
Davies	Josefson	Moe	Perpich, G.	Ueland
Doty	Keefe, S.	Nelson	Pillsbury	

Those who voted in the negative were:

Ashbach	Fitzsimons	Kowalczyk	O'Neill	Solon
Berg	Frederick	Larson	Patton	Wegener
Bernhagen	Gearty	Laufenburger	Purfeerst	Willet
Blatz	Hanson, R.	Olhoft	Schmitz	
Chmielewski	Keefe, J.	Olson, H. D.	Schrom	

The motion prevailed. So the committee recommended H. F. No. 51 to pass.

S. F. No. 160, which the committee recommends to pass with the following amendment offered by Mr. Hansen, Baldy:

Page 1, line 14, strike "*any agricultural credit*"

Page 1, strike line 15

Page 1, line 16, strike "*51A.02, subdivision 23,*"

Amend the title as follows:

Strike the comma at the end of line 2

Strike line 3

Line 4, strike "institutions"

The question being taken on the committee recommendation to pass.

And the roll being called, there were yeas 40 and nays 11, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Hanson, R.	Merriam	Pillsbury
Bang	Doty	Hughes	Milton	Schmitz
Berg	Dunn	Josefson	Moe	Schrom
Bernhagen	Fitzsimons	Keefe, J.	Nelson	Solon
Blatz	Frederick	Kleinbaum	Ogdahl	Stassen
Brataas	Gearty	Knutson	Olson, H. D.	Tennessee
Coleman	Hansen, Baldy	Kowalczyk	Patton	Ueland
Conzemius	Hansen, Mel	Laufenburger	Perpich, A. J.	Wegener

Those who voted in the negative were:

Humphrey	North	Olson, A. G.	Schaaf	Stumpf
Keefe, S.	Olhoft	Perpich, G.	Spear	Willet
Lewis				

The motion prevailed. So the committee recommended S. F. No. 160 to pass.

S. F. No. 244, which the committee recommends to pass with the following amendment offered by Mr. Tennessee:

Page 1, lines 9 and 10, strike "was organized prior to October 1, 1907" and insert "has a fee or leasehold interest in a concert hall having not less than 2,000 seats"

Page 1, lines 19 and 20, strike "was organized prior to January 1, 1884" and insert "has a fee or leasehold interest in a building which is used for a purpose for which the corporation is organized, and is located on or adjacent to public park lands"

Page 2, lines 10 and 11, strike "was organized prior to January 1, 1947" and insert "has a fee or leasehold interest in a building which is used for a purpose for which the corporation is organized, and is located within 750 feet from public park lands"

H. F. No. 412, which the committee recommends to pass with the following amendment offered by Mr. North:

Amend H. F. No. 412, as amended pursuant to Rule 49, adopted by the Senate April 3, 1975, as follows:

Strike the Rule 49 amendment and amend H. F. No. 412 as follows:

Page 2, line 26, delete "*shall be*" and restore the stricken language

Page 2, line 27, restore the stricken language and delete "*commissioner of securities*"

Page 2, line 28, restore the stricken language and delete "*commissioner*"

Page 3, line 3, delete "*assist in preparing*" and insert "*recommend to the commissioner of securities*"

Page 5, line 18, delete "*an*" and insert "*a nonpartisan*"

Page 14, line 3, delete "*June*" and insert "*July*"

Page 14, line 31, strike "*she*" and insert "*he*"

Page 20, delete lines 7 through 10

Renumber the remaining section

S. F. No. 375, which the committee recommends to pass with the following amendments offered by Mr. Olson, A. G.:

Mr. Olson, A. G. moved to amend S. F. No. 375 as follows:

Page 14, line 23, strike "*the*" and insert "*July 1, 1975*"

Page 14, line 24, strike "*effective date of this act*"

Mr. Olson, A. G. then moved to amend S. F. No. 375 as follows:

Page 17, line 23, strike the new language

Page 17, line 24, strike the new language

Mr. Conzemius moved that the report of the Committee of the Whole, as kept by the Secretary, be adopted.

Mr. Merriam requested that the report on S. F. No. 325 be divided out.

The question being taken on the adoption of the motion of Mr. Conzemius,

The motion prevailed. So the report was adopted.

Mr. Conzemius moved that S. F. No. 325 and the report thereon be laid on the table. The motion prevailed.

Without objection, the Senate reverted to the Order of Business of Messages From the House, First Reading of House Bills and Motions and Resolutions.

#### 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. 186, 326, 409, 603, 701 and 737.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 10, 1975

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 499: A bill for an act relating to insurance; authorizing an insurer to refuse to renew an automobile insurance policy under certain circumstances; amending Minnesota Statutes 1974, Section 65B.17.

Senate File No. 499 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned April 10, 1975

Mr. Laufenburger moved that the Senate do not concur in the amendments by the House to S. F. No. 499 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 241, 666 and 794.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted April 10, 1975

#### FIRST READING OF HOUSE BILLS

The following bills were read the first time and referred to the committees indicated.

H. F. No. 241: A bill for an act relating to waters and water safety; requiring scuba divers to place flags; amending Minnesota Statutes 1974, Chapter 361, by adding a section.

Referred to the Committee on Rules and Administration.

H. F. No. 666: A bill for an act relating to the city of Minneapolis; authorizing housing finance program; providing for the issuance of limited general obligation bonds.

Referred to the Committee on Rules and Administration.

H. F. No. 794: A bill for an act relating to labor; providing for the determination of prevailing wage rates for state financed projects and highway construction; providing penalties; amending Minnesota Statutes 1974, Sections 177.41; 177.42, Subdivision 2; 177.43, Subdivisions 4 and 5; and 177.44, Subdivisions 4 and 6.

Referred to the Committee on Labor and Commerce.

**MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Wegener moved that the name of Mr. Olson, H. D. be added as chief author and the name of Mr. Renneke be added as second author to S. F. No. 1308. The motion prevailed.

Mr. Josefson moved that S. F. No. 461 be withdrawn from the Committee on Governmental Operations and re-referred to the Committee on Finance. The motion prevailed.

**CALL OF THE SENATE**

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Anderson	Davies	Kleinbaum	Olhoft	Schrom
Arnold	Doty	Knutson	Olson, A. G.	Solon
Ashbach	Dunn	Kowalczyk	Olson, H. D.	Spear
Bang	Fitzsimons	Larson	Olson, J. L.	Stassen
Berg	Frederick	Laufenburger	O'Neill	Stokowski
Bernhagen	Gearty	Lewis	Patton	Stumpf
Blatz	Hansen, Baldy	McCutcheon	Perpich, A. J.	Tennessee
Borden	Hansen, Mel	Merriam	Perpich, G.	Ueland
Brataas	Hanson, R.	Milton	Pillsbury	Wegener
Chenoweth	Hughes	Moe	Purfeerst	Willet
Chmielewski	Humphrey	Nelson	Renneke	
Coleman	Josefson	North	Schaaf	
Conzemius	Keefe, S.	Ogdahl	Schmitz	

The Sergeant-at-Arms was instructed to bring in the absent members.

**RECONSIDERATION**

Mr. Coleman moved that the vote whereby S. F. No. 161 failed to pass the Senate on April 7, 1975, be now reconsidered.

The question being taken on the adoption of the motion,

And the roll being called, there were yeas 40 and nays 20, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Larson	Olson, A. G.	Schrom
Arnold	Gearty	Laufenburger	Olson, H. D.	Solon
Borden	Hansen, Baldy	Lewis	Patton	Spear
Chenoweth	Hansen, Mel	McCutcheon	Perpich, A. J.	Stassen
Chmielewski	Hughes	Milton	Perpich, G.	Stokowski
Coleman	Humphrey	Moe	Purfeerst	Stumpf
Conzemius	Keefe, S.	North	Schaaf	Tennessee
Davies	Kleinbaum	Ogdahl	Schmitz	Willet

Those who voted in the negative were:

Ashbach	Blatz	Frederick	Merriam	Pillsbury
Bang	Brataas	Josefson	Nelson	Renneke
Berg	Dunn	Knutson	Olhoft	Ueland
Bernhagen	Fitzsimons	Kowalczyk	O'Neill	Wegener

The motion prevailed. So the vote was reconsidered.

S. F. No. 161: A bill for an act relating to highway traffic regulations; required equipment on certain vehicles; amending Minnesota Statutes 1974, Section 169.733.

Was read the third time 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 18, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Laufenburger	Olson, A. G.	Schrom
Arnold	Hansen, Baldy	Lewis	Olson, H. D.	Solon
Borden	Hansen, Mel	McCutcheon	Patton	Spear
Chenoweth	Hughes	Moe	Perpich, A. J.	Stassen
Chmielewski	Humphrey	Nelson	Perpich, G.	Stokowski
Coleman	Keefe, S.	North	Pillsbury	Stumpf
Conzemius	Kleinbaum	Ogdahl	Purfeerst	Tennessee
Davies	Kowalczyk	Olhoff	Schaaf	Willet
Doty				

Those who voted in the negative were:

Ashbach	Blatz	Frederick	Merriam	Schmitz
Bang	Brataas	Hanson, R.	O'Neill	Ueland
Berg	Dunn	Knutson	Renneke	Wegener
Bernhagen	Fitzsimons	Larson		

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, April 14, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## THIRTY-SECOND DAY

St. Paul, Minnesota, Monday, April 14, 1975

The Senate met at 11:30 o'clock a.m. and was called to order by the President.

## CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Arnold	Davies	Josefson	Olson, A. G.	Spear
Bang	Doty	Kirchner	Olson, H. D.	Stokowski
Bernhagen	Dunn	Kleinbaum	Olson, J. L.	Stumpf
Blatz	Frederick	Knutson	Patton	Ueland
Borden	Gearty	Kowalczyk	Perpich, A. J.	Wegener
Brown	Hansen, Baldy	McCutcheon	Pillsbury	
Chenoweth	Hansen, Mel	Milton	Purfeerst	
Coleman	Hanson, R.	Ogdahl	Schmitz	
Conzemius	Hughes	Olhoft	Schrom	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rabbi Sylvan D. Kamens.

The roll being called, the following Senators answered to their names:

Anderson	Conzemius	Keefe, J.	North	Schaaf
Arnold	Davies	Keefe, S.	Ogdahl	Schmitz
Ashbach	Doty	Kirchner	Olhoft	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	Frederick	Knutson	Olson, H. D.	Solon
Bernhagen	Gearty	Kowalczyk	Olson, J. L.	Spear
Blatz	Hansen, Baldy	Larson	O'Neill	Stassen
Borden	Hansen, Mel	Laufenburger	Patton	Stokowski
Brataas	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Brown	Hughes	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Humphrey	Merriam	Pillsbury	Ueland
Chmielewski	Jensen	Milton	Purfeerst	Wegener
Coleman	Josefson	Moe	Renneke	Willet

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

## MEMBERS EXCUSED

Messrs. Fitzsimons and Nelson were excused from the Session of today.

**EXECUTIVE AND OFFICIAL COMMUNICATIONS**

April 10, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

The following appointment to the Minnesota Higher Education Coordinating Commission is hereby respectfully submitted to the Senate for confirmation as required by law:

Vladimir Shipka, 513 South Pokegama Avenue, Grand Rapids, Itasca County, effective February 15, 1975, for a term expiring February 15, 1979.

Sincerely,  
Wendell R. Anderson, Governor

April 10, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

I would like to amend my letter of July 8, 1974, to correct the term of appointment of Daniel Burton, 512 Hickory, Mankato, Blue Earth County, State Board of Education, *from July 1, 1974, for a term expiring July 1, 1980, to July 1, 1974, for a term expiring July 1, 1979.*

Sincerely,  
Wendell R. Anderson, Governor

April 10, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

I would like to amend my letter of February 3, 1975, to correct the term of appointment of Edward Driscoll, 1410 St. Paul Avenue, St. Paul, Ramsey County, as Commissioner of the Division of Securities, Department of Commerce, *from January 6, 1975, for a term expiring January 1, 1979, to January 6, 1975, for a term expiring the first Monday of January, 1981.*

Sincerely,  
Wendell R. Anderson, Governor

Mr. Coleman moved that the appointments be referred to the Committee on Rules and Administration. The motion prevailed.



April 11, 1975

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. 264, An act relating to St. Cloud; metropolitan transit commission; eliminating the wheelage tax; providing for an annual tax levy and the issuance of bonds; excepting the commission from competitive bidding requirements for certain purchases in 1975;

S. F. No. 669, An act relating to the county of Itasca; providing for government of certain townships for hospital district;

S. F. No. 702, An act relating to the city of Moorhead; authorizing the city to construct, maintain and operate a certain electric power transmission system;

S. F. No. 228, An act relating to public safety; providing for natural gas pipeline safety; changing the procedure by which civil penalties may be imposed for violations of the natural gas pipeline safety act; granting certain powers to the state fire marshal in regard to civil penalties for violations.

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

I have the honor to inform you that the following enrolled Act of the 1975 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S. F. No.	H. F. No.	Session Laws Chapter No.	Date Approved 1975	Date Filed 1975
	103	27	April 9	April 9

Sincerely,  
Joan Anderson Growe  
Secretary of State

#### INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time and referred to the committees indicated.

Messrs. Hughes, Ogdahl and Moe introduced—

S. F. No. 1476: A bill for an act relating to Minnesota children's museum; establishing a Minnesota children's museum; providing a home for the museum; providing for the regulation and control of the museum; appropriating money.

Referred to the Committee on Governmental Operations.

Messrs. Blatz and Schrom and Mrs. Brataas introduced—

S. F. No. 1477: A bill for an act relating to intoxicating liquor; Sunday on-sale hours; amending Minnesota Statutes 1974, Section 340.14, Subdivision 5.

Referred to the Committee on Labor and Commerce.

Messrs. Stokowski, Kirchner and Conzemius introduced—

S. F. No. 1478: A bill for an act relating to corrections; requiring that new correctional institutions must be approved by the commissioner of corrections before being erected; amending Minnesota Statutes 1974, Section 241.021, Subdivision 1.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Gearty, O'Neill and Chenoweth introduced—

S. F. No. 1479: A bill for an act relating to retirement; miscellaneous amendments to the judges retirement act; appropriating money; amending Minnesota Statutes 1974, Sections 490.121, Subdivisions 2 and 4; 490.124, Subdivisions 1, 2, 3, 6, 8, 9, and 10; 490.125, Subdivision 2; and 490.128, by adding subdivisions.

Referred to the Committee on Governmental Operations.

Mr. Ashbach introduced—

S. F. No. 1480: A bill for an act relating to insurance; removing licensing exemptions for certain insurance adjusters; establishing a bill of rights for the processing of certain automobile insurance claims; prohibiting certain practices; amending Minnesota Statutes 1974, Section 72B.03, Subdivision 1; repealing Minnesota Statutes 1974, Section 72B.10.

Referred to the Committee on Labor and Commerce.

Messrs. Solon and Doty introduced—

S. F. No. 1481: A bill for an act relating to the city of Duluth; authorizing the city to develop a program of self insurance covering municipal employees and officers; authorizing a tax levy in excess of certain levy limitations.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Laufenburger, Davies and Solon introduced—

S. F. No. 1482: A bill for an act relating to credit unions; allowing credit unions to act as trustees or custodians of employee pension benefit plan accounts; allowing credit unions to take second mortgages on real estate; amending Minnesota Statutes 1974, Sections 52.04; and 52.16.

Referred to the Committee on Labor and Commerce.

Mr. Kleinbaum introduced—

S. F. No. 1483: A bill for an act relating to schools; providing that the educational program at the school for the deaf and Minnesota Braille and sight-saving school be administered by Independent School District No. 656; providing for state aids and certification of teachers; amending Minnesota Statutes 1974, Section 248.02, and Chapter 248, by adding a section.

Referred to the Committee on Education.

Mr. Perpich, A. J. introduced—

S. F. No. 1484: A bill for an act relating to education; state aid; providing redetermination of levy limitations and foundation aid of school districts for loss of real property classified as iron ore; amending Minnesota Statutes 1974, Chapter 124, by adding sections.

Referred to the Committee on Education.

Mr. Perpich, A. J. introduced—

S. F. No. 1485: A bill for an act relating to accident and health insurance; providing that an employer is liable for certain benefits of an insurance policy furnished for his employees if the insurer is not liable; amending Minnesota Statutes 1974, Section 62A.15, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Messrs. Kleinbaum; Larson and Hansen, Baldy introduced—

S. F. No. 1486: A bill for an act relating to cable communications; increasing the period of time for which certificates of confirmation may be granted; amending Minnesota Statutes 1974, Section 238.09, Subdivisions 3, 4, 5, 6 and 7.

Referred to the Committee on Labor and Commerce.

Messrs. McCutcheon and Laufenburger introduced—

S. F. No. 1487: A bill for an act relating to veterans; authorizing the apportionment of Vietnam veterans bonus payments between

surviving parents in certain instances; amending Minnesota Statutes 1974, Section 197.971, Subdivision 4.

Referred to the Committee on Transportation and General Legislation.

Messrs. Anderson, Humphrey and Doty introduced—

S. F. No. 1488: A bill for an act relating to education; higher education governing bodies; providing for per diem compensation and expenses for members of boards; appropriating money; amending Minnesota Statutes 1974, Sections 136.16; 136.61, Subdivision 4; and 136A.02, Subdivision 4.

Referred to the Committee on Education.

Mr. Schmitz introduced—

S. F. No. 1489: A bill for an act relating to zoning; boards of adjustment; regulating the number of members from the incorporated areas and unincorporated areas; amending Minnesota Statutes 1974, Section 394.27, Subdivision 2.

Referred to the Committee on Local Government.

Messrs. Hansen, Baldy; Kirchner and Kleinbaum introduced—

S. F. No. 1490: A bill for an act relating to banks; restrictions on liabilities to a bank; amending Minnesota Statutes 1974, Section 48.24, Subdivision 1.

Referred to the Committee on Labor and Commerce.

Messrs. Keefe, J.; Chenoweth and Ueland introduced—

S. F. No. 1491: 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 1974, Chapter 1, by adding a section; and Section 97.55, by adding a subdivision.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Schrom and Chmielewski introduced—

S. F. No. 1492: A bill for an act relating to insurance; providing for use of life insurance mortality tables and interest rates by fraternal beneficiary associations; amending Minnesota Statutes 1974, Sections 64A.21; 64A.24, Subdivision 1; 64A.25, Subdivision 4.

Referred to the Committee on Labor and Commerce.

Mr. Schrom introduced—

S. F. No. 1493: A bill for an act relating to natural resources; amending certain laws concerning minnows; amending Minnesota Statutes 1974, Section 97.40, Subdivision 27; 97.45, Subdivision 15; 97.55, Subdivision 13; 98.46, Subdivisions 5 and 17; and 101.42, Subdivisions 5 and 6.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Schrom introduced—

S. F. No. 1494: A bill for an act relating to eminent domain; permitting an alternate means of compensation to landowners whose land is condemned by certain pipeline or electric power companies or associations.

Referred to the Committee on Judiciary.

Mr. Schrom introduced—

S. F. No. 1495: A bill for an act relating to game and fish; prohibiting the taking of endangered fish by the use of gill nets; amending Minnesota Statutes 1974, Section 97.48, Subdivision 16.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Chenoweth, Gearty and Ogdahl introduced—

S. F. No. 1496: A resolution memorializing the Congress and the Departments of Treasury and Health, Education and Welfare to continue the present long established policy of the Social Security Administration with respect to reporting and quarterly remittances of social security contributions by state and local governmental units under Section 218 of the Social Security Act.

Referred to the Committee on Governmental Operations.

Messrs. Perpich, A. J.; Perpich, G. and Arnold introduced—

S. F. No. 1497: A bill for an act relating to the taxation of iron ore; amending Minnesota Statutes 1974, Section 273.16; appropriating money.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Keefe, S.; Stassen and Olson, A. G. introduced—

S. F. No. 1498: A bill for an act relating to ethics in government; conduct of certain public officers and candidates; establishing a county ethics commission for candidates for elected public office and elected public officers in counties and certain cities and prescribing its powers and duties; amending Minnesota Statutes

1974, Sections 10A.01, Subdivisions 5 and 6, and by adding a subdivision; 10A.02; 10A.09; 10A.17, Subdivisions 2 and 3; 10A.20, Subdivisions 3, 5, 8, 9 and 10; and 10A.33; repealing Minnesota Statutes 1974, Sections 211.06; 211.16; 211.17; 211.19; 211.20; 211.21; 211.22; 211.25; and 211.32.

Referred to the Committee on Transportation and General Legislation.

Messrs. Keefe, S.; Brown and North introduced—

S. F. No. 1499: A bill for an act relating to the conduct of public officials and campaigns for public office; redefining certain terms; providing for the filing of certain reports and statements; providing penalties; amending Minnesota Statutes 1974, Sections 10A.01, Subdivisions 2 and 11; 10A.02, Subdivisions 1, 8 and 11; 10A.04, Subdivision 4; 10A.07, Subdivision 1; 10A.09, Subdivision 5; 10A.14, Subdivision 2; 10A.19, Subdivision 1; 10A.20, Subdivisions 1, 2, and 3, and by adding a subdivision; 10A.21, Subdivision 1; 10A.22, Subdivision 5; 10A.23; 10A.25, Subdivisions 3 and 6; 10A.27, Subdivision 3; repealing Minnesota Statutes 1974, Sections 10A.01, Subdivision 14; 10A.14, Subdivision 3; 10A.22, Subdivisions 2 and 8.

Referred to the Committee on Transportation and General Legislation.

Mr. Keefe, S. introduced—

S. F. No. 1500: A bill for an act relating to appropriations; appropriating funds to the University of Minnesota for medical research.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Willet, Renneke and Olhoft introduced—

S. F. No. 1501: A bill for an act relating to game and fish; regulating entry on agricultural lands for taking big game; providing a penalty; amending Minnesota Statutes 1974, Section 100.273.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Willet, Ashbach and Kleinbaum introduced—

S. F. No. 1502: A bill for an act relating to labor; public employees; providing for the determination of fair share payments; amending Minnesota Statutes 1974, Section 179.65, Subdivision 2.

Referred to the Committee on Labor and Commerce.

Messrs. Doty and Solon introduced—

S. F. No. 1503: A bill for an act relating to natural resources;

authorizing the department of natural resources to make a grant to the city of Duluth for the construction of a dam at Hartley Pond on Tischer Creek.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Doty, Chenoweth and Milton introduced—

S. F. No. 1504: A bill for an act relating to labor; directing the commissioner of labor and industry to enforce the prohibition against administering polygraph tests to employees; prescribing penalties; amending Minnesota Statutes 1974, Section 181.75.

Referred to the Committee on Judiciary.

Messrs. Patton, Gearty and Hansen, Mel introduced—

S. F. No. 1505: A bill for an act relating to retirement; providing that certain public service commissioners be covered by the elective officers plan; amending Minnesota Statutes 1974, Section 352C.03, by adding a subdivision.

Referred to the Committee on Governmental Operations.

Mr. Wegener introduced—

S. F. No. 1506: A bill for an act relating to butter substitutes; identification of oleomargarine served in public places; amending Minnesota Statutes 1971, Section 33.111.

Referred to the Committee on Labor and Commerce.

Messrs. Ashbach, Hughes and Stumpf introduced—

S. F. No. 1507: A bill for an act relating to Ramsey county; reestablishing the office of county surveyor and abolishing the plat commission; amending Laws 1974, Chapter 435, Section 3.18, and by adding a section; and repealing Laws 1974, Chapter 435, Section 3.15.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Hughes, O'Neill and North introduced—

S. F. No. 1508: A bill for an act relating to courts and particularly to courts in Ramsey county; providing for fees and charges; providing for changes in the office of the court commissioner, in the office of the public defender, and in the composition of law library trustees; amending Minnesota Statutes 1974, Sections 140.21; 140.24, Subdivision 1; 260.311, by adding a subdivision; 486.06; 489.04; and 508.74, Subdivision 2; repealing Laws 1923, Chapter 77, Section 10, as amended; and Laws 1969, Chapter 838, Sections 1 to 6, as amended.

Referred to the Committee on Judiciary.

Messrs. McCutcheon, Milton and Hughes introduced—

S. F. No. 1509: A bill for an act relating to Ramsey county; transferring the functions and control of the court services department to the county; repealing Minnesota Statutes 1974, Sections 636.09; 636.10; 636.11; 636.12; 636.14; 636.16; 636.19; and 636.21; Laws 1923, Chapter 289, Section 1; Laws 1949, Chapter 61, Section 1; Laws 1965, Chapter 469, Section 1; Laws 1974, Chapter 322, Section 11; Laws 1923, Chapter 289, Section 2; Laws 1965, Chapter 469, Section 2; Laws 1974, Chapter 322, Section 12; Laws 1923, Chapter 289, Section 3; Laws 1965, Chapter 469, Section 3; Laws 1974, Chapter 322, Section 13; Laws 1923, Chapter 289, Section 4; Laws 1965, Chapter 469, Section 4; Laws 1974, Chapter 322, Section 14; Laws 1923, Chapter 289, Section 6; Laws 1965, Chapter 469, Section 5; Laws 1974, Chapter 322, Section 15; Laws 1923, Chapter 289, Section 11; Laws 1953, Chapter 593, Section 2; Laws 1965, Chapter 469, Section 7; Laws 1974, Chapter 322, Section 16; Laws 1923, Chapter 289, Section 13; Laws 1965, Chapter 469, Section 9; Laws 1974, Chapter 322, Section 17; Laws 1965, Chapter 469, Section 8; and Laws 1974, Chapter 322, Section 20.

Referred to the Committee on Judiciary.

Messrs. North, Coleman and Chenoweth introduced—

S. F. No. 1510: A bill for an act relating to Ramsey county; allowing the county board to set sheriff's fees within the county; amending Laws 1974, Chapter 435, Section 3.10.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Ashbach, Milton and Coleman introduced—

S. F. No. 1511: A bill for an act relating to health; providing for treatment of certain indigent patients in St. Paul-Ramsey hospital; appropriating money; amending Minnesota Statutes 1974, Chapter 158, by adding a section.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Doty, Larson and Milton introduced—

S. F. No. 1512: A bill for an act relating to taxation; exempting water and sewer charges from sales taxation; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Doty and Milton introduced—

S. F. No. 1513: A bill for an act relating to taxation; exempting mineral water from sales taxation; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.



Messrs. Hanson, R.; Kleinbaum and Olson, J. L. introduced—

S. F. No. 1514: A bill for an act relating to taxation; compensation for collection of sales tax; amending Minnesota Statutes 1974, Section 297A.26, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Olson, H. D.; Bernhagen and Wegener introduced—

S. F. No. 1515: A bill for an act relating to agriculture; suspending the law requiring filing of dairy product prices.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Bang, Hughes and O'Neill introduced—

S. F. No. 1516: A bill for an act relating to education; school districts; authorizing the leasing of schoolhouses; amending Minnesota Statutes 1974, Section 123.36, Subdivision 5.

Referred to the Committee on Education.

Messrs. Milton and Ashbach introduced—

S. F. No. 1517: A bill for an act relating to the city of Shoreview; authorizing the city of Shoreview to defer special assessments previously levied on property owned by senior citizens.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Milton introduced—

S. F. No. 1518: A bill for an act relating to real estate; providing for approval of plats by town boards; amending Minnesota Statutes 1974, Section 505.09, Subdivision 1.

Referred to the Committee on Local Government.

Mr. Milton introduced—

S. F. No. 1519: A bill for an act establishing a legislative review commission to study various problems relating to the operation of the legislature; appropriating money.

Referred to the Committee on Rules and Administration.

Mr. Milton introduced—

S. F. No. 1520: A bill for an act proposing an amendment to the Minnesota Constitution, changing Article IV, Sections 1, 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15, 19, 20, 21, 22, 23, 24, 25 and 26, Article VIII, Section 1, Article IX, Sections 1 and 2, and

Article XI, Section 5, and repealing Article IV, Section 18; providing for a unicameral legislature of 134 members.

Referred to the Committee on Governmental Operations.

Mr. Chmielewski introduced—

S. F. No. 1521: A bill for an act relating to the Minnesota state retirement system; increasing certain benefits payable to persons who retired prior to July 1, 1973 or their beneficiaries; appropriating money; amending Minnesota Statutes 1974, Chapter 352, by adding a section.

Referred to the Committee on Governmental Operations.

Messrs. Laufenburger, Ueland and Kleinbaum introduced—

S. F. No. 1522: A bill for an act relating to state colleges; setting salaries for teaching services during summer sessions; amending Minnesota Statutes 1974, Section 136.17.

Referred to the Committee on Education.

Messrs. Laufenburger, Ueland and Kleinbaum introduced—

S. F. No. 1523: A bill for an act relating to education; increasing salaries of state college teachers to compensate for increased cost of living; appropriating money.

Referred to the Committee on Education.

Messrs. Dunn, Conzemius and O'Neill introduced—

S. F. No. 1524: A bill for an act relating to elections; regulating the conduct of political campaigns by providing for limitations on the source of funds to be used in campaigns; amending Minnesota Statutes 1974, Section 10A.27, Subdivision 1.

Referred to the Committee on Transportation and General Legislation.

Messrs. Humphrey; Keefe, J. and Schaaf introduced—

S. F. No. 1525: 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 1974, Chapter 28A, by adding a section; Sections 15.0411, Subdivision 2; 15A.083, Subdivision 2; 16.80; 16A.129; 30.461; 30.462; 30.463, Subdivisions 1 and 5; 30.464, Subdivisions 1, 2, and 3; 30.465; 30.467; 30.468; 30.469; 30.47; 30.472; 30.473;

30.475; 30.476; 32A.08, Subdivision 1; 34.05, Subdivision 2; 43.35; 43.09, Subdivision 2a; 50.14, Subdivision 1; 59A.03, Subdivision 3; 60A.03, Subdivision 2; 65B.06, Subdivision 2; 65B.44, Subdivision 5; 80A.15, Subdivision 2; 80C.03; 82.18; 82.30, Subdivision 2; 83.25, Subdivision 3; 84.87, Subdivision 1; 84A.07; 84A.26; 84A.36; 97.48, Subdivision 4; 111.80; 115.48, Subdivision 1; 115.51; 116.16, Subdivision 3; 116F.08; 116H.04, Subdivision 3; 121.02; 122.355, Subdivision 1; 123.78, Subdivision 1; 124.15, Subdivision 2; 124.17, Subdivision 2; 124.41, Subdivision 1; 124.803; 145.862, Subdivision 4; 147.02; 147.22; 155.02, Subdivision 2; 179.74, Subdivision 2; 181A.07, Subdivision 6; 192.40; 197.63, Subdivision 1; 205.10; 205.11, Subdivision 1; 205.12; 205.16, Subdivisions 1 and 2; 205.17, Subdivisions 1 and 2; 243.88, Subdivision 3; 245.68; 245.77; 246.23; 251.043, Subdivision 3; 256.01, Subdivision 2; 256D.02, Subdivision 4; 260.251, Subdivision 3; 268.04, Subdivision 12; 268.115, Subdivision 2; 270.075, Subdivision 1; 273.11, Subdivision 4; 273.111, Subdivisions 9 and 11; 273.13, Subdivision 7; 275.125, Subdivision 4; 275.161; 282.16; 285.11; 290.01, Subdivision 22; 290.02; 290.06, Subdivision 2c; 290.086, Subdivision 1; 290.09, Subdivision 15; 290.21, Subdivision 3; 290.26, Subdivision 2a; 290.92, Subdivision 2a; 291.05; 292.04; 297.13, Subdivision 1; 297B.09; 298.026; 298.027; 298.51; 298.53; 298.63; 299.013; 299B.03, Subdivision 1; 299F.77; 300.025; 301.77, Subdivision 1; 308.06, Subdivision 3; 309.581; 318.03; 354A.05; 355.11, Subdivision 2; 355.80; 362.17; 363.01, Subdivision 13; 375.471; 376.25; 412.02, Subdivision 5; 412.251; 412.861, Subdivision 1; 441.15; 463.152, Subdivision 1; 463.261; 465.19; 466.02; 488A.13, Subdivision 1; 507.291; 525.213; 525.515; 550.041; 571.47, Subdivision 2; 571.48, Subdivision 2; 609.375, Subdivision 4; 609.75, Subdivision 4; 611.14; 626.05, Subdivision 2; 631.50; 632.12; and 648.43; repealing Minnesota Statutes 1974, Sections 15.13; 148.87; 171.12, Subdivision 4; 176.061, Subdivision 10; 309.583; 359.06; and 380.24; 593.17; Laws 1969, Chapters 540, Section 5; 896, Section 1; and 1126, Section 1; Laws 1971, Chapters 32, Section 1; 74, Section 6; 226, Section 1; and 427, Section 17; Laws 1973, Chapters 388, Sections 156, 157, 158, 159, 160, 161, 162, 163, and 170; 638, Sections 22 and 23; and 725, Sections 25 and 26; Laws 1974, Chapters 62, Section 1; 161, Section 10; and 205, Section 1.

Referred to the Committee on Judiciary.

Messrs. Anderson, Dunn and Davies introduced—

S. F. No. 1526: A bill for an act proposing an amendment to the Minnesota Constitution, Article V, Sections 1, 3 and 4; Article VIII, Section 2; and Article XI, Sections 6, 7, 8 and 10; removing the office of state auditor.

Referred to the Committee on Governmental Operations.

Messrs. Anderson, Arnold and Gearty introduced—

S. F. No. 1527: A bill for an act relating to the American revolution bicentennial; creating a commission; appropriating money.

Referred to the Committee on Governmental Operations.

Messrs. Merriam; Keefe, S. and Milton introduced—

S. F. No. 1528: A bill for an act relating to trade regulation; requiring unit pricing; providing for injunctions and cease and desist agreements; providing a penalty.

Referred to the Committee on Labor and Commerce.

Messrs. Merriam, Schaaf and Keefe, S. introduced—

S. F. No. 1529: A bill for an act relating to financial institutions; requiring annual disclosure of certain information.

Referred to the Committee on Labor and Commerce.

Messrs. Kleinbaum, Larson and Olhoft introduced—

S. F. No. 1530: A bill for an act relating to game and fish; senior citizens' small game licenses; amending Minnesota Statutes 1974, Section 98.47, by adding a subdivision.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Nelson, Hughes and Ogdahl introduced—

S. F. No. 1531: A bill for an act relating to retirement; part-time employment for teachers in lieu of retirement; amending Minnesota Statutes 1974, Section 354.44, by adding a subdivision.

Referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Gearty and Keefe, J. introduced—

S. F. No. 1532: A bill for an act relating to the metropolitan council; providing for a levy under certain circumstances; amending Laws 1975, Chapter 13, Section 42, Subdivision 1.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Anderson; Keefe, J. and Merriam introduced—

S. F. No. 1533: A bill for an act relating to education; providing for a program of comprehensive health education in schools; setting contents of programs and duties of school districts and the department of education; appropriating money.

Referred to the Committee on Education.

Messrs. Olhoft and Hanson, R. introduced—

S. F. No. 1534: A bill for an act relating to towns; authorizing

a special census for taxation purposes; amending Minnesota Statutes 1974, Section 275.14.

Referred to the Committee on Local Government.

Messrs. Gearty, Ogdahl and O'Neill introduced—

S. F. No. 1535: A bill for an act relating to taxation; providing a lower rate of homestead assessment for disabled persons; amending Minnesota Statutes 1974, Section 273.13, Subdivision 7.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Keefe, J. and Keefe, S. introduced—

S. F. No. 1536: A bill for an act relating to taxation; adjusting the levy limitation increase formula; amending Minnesota Statutes 1974, Section 275.52, Subdivision 2.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Keefe, J.; Anderson and Hanson, R. introduced—

S. F. No. 1537: A bill for an act relating to elections; permitting electronic voting systems for absentee voters; amending Minnesota Statutes 1974, Section 206.07, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Messrs. Keefe, J.; Keefe, S. and O'Neill introduced—

S. F. No. 1538: A bill for an act relating to highways; municipal state-aid streets; providing that a portion of a city's apportionment from the municipal state-aid street fund may be expended on streets and highways within the city at the sole discretion of the city; amending Minnesota Statutes 1974, Section 162.14, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Messrs. Milton, Nelson and Keefe, S. introduced—

S. F. No. 1539: A bill for an act relating to charitable organizations; solicitation; limitations and prohibitions; amending Minnesota Statutes 1974, Section 309.55, Subdivision 5; and by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Mr. Borden introduced—

S. F. No. 1540: A bill for an act relating to charitable trusts

and trustees; authorizing the attorney general to establish and maintain a register of charitable trusts; to adopt and promulgate rules and regulations necessary to carry out the purposes of the act and to take appropriate actions to protect and enforce the proper administration of charitable trusts; authorizing investigations; providing for assessment of expenses and proceedings; authorizing fees; providing penalties.

Referred to the Committee on Judiciary.

Messrs. Milton, Stumpf and North introduced—

S. F. No. 1541: A bill for an act relating to counties and the government thereof and, in particular, to Ramsey county; deleting welfare budget deadline as it applies to Ramsey county.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Milton introduced—

S. F. No. 1542: A bill for an act relating to health; birth certificates; prohibiting information on the education level of the parents and designation of the child as illegitimate from appearing on the certificate; amending Minnesota Statutes 1974, Section 144.166.

Referred to the Committee on Judiciary.

Mr. Milton introduced—

S. F. No. 1543: A bill for an act relating to state hospitals; authorizing the commissioner of welfare to reimburse physicians at state hospitals for the cost of malpractice insurance and to issue stipend allowances; amending Minnesota Statutes 1974, Section 246.01.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Milton and Doty introduced—

S. F. No. 1544: A bill for an act relating to watercraft safety; requiring that certain information be affixed to certain watercraft; amending Minnesota Statutes 1974, Sections 361.10, Subdivisions 1 and 2; and 361.141, Subdivision 1.

Referred to the Committee on Transportation and General Legislation. Mr. Moe questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Milton introduced—

S. F. No. 1545: A bill for an act relating to the operation of state government; providing for appointment of the commissioners of education and of health by the governor with the advice

and consent of the senate; amending Minnesota Statutes 1974, Sections 121.16; 144.02; and 144.03.

Referred to the Committee on Governmental Operations.

Mr. Milton introduced—

S. F. No. 1546: A bill for an act relating to the state budget; providing that the governor's budget be submitted to the legislature in March; amending Minnesota Statutes 1974, Section 16A.11, Subdivision 1.

Referred to the Committee on Governmental Operations.

Mr. Milton introduced—

S. F. No. 1547: A bill for an act relating to Anoka county; establishment of parks and recreational areas; repealing Laws 1961, Chapter 209.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Milton introduced—

S. F. No. 1548: A bill for an act relating to commerce; regulating advertising by certain public utilities; amending Minnesota Statutes 1974, Sections 237.08; and 216B.16, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Mr. Kleinbaum introduced—

S. F. No. 1549: A bill for an act relating to taxation; sales tax on mobile homes; amending Minnesota Statutes 1974, Sections 297A.02; and 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, G. and Conzemius introduced—

S. F. No. 1550: A bill for an act relating to public welfare; commissioner of public welfare; authorizing payments to county welfare departments for former institutionalized persons placed in community residential and day programs; amending Minnesota Statutes 1974, Section 256.01, Subdivision 2.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Olhoft introduced—

S. F. No. 1551: A bill for an act relating to highways; designating and describing the route of the Viking Trail; amending Minnesota Statutes 1974, Section 161.14, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Mr. Perpich, G. introduced—

S. F. No. 1552: A bill for an act relating to public welfare; providing for the development of community based residential care facilities for the mentally ill, mentally deficient and drug dependent through the housing finance agency; amending Minnesota Statutes 1974, Sections 462A.02, by adding a subdivision; 462A.03, Subdivision 7, and by adding subdivisions; 462A.05, Subdivisions 2, 3, 4, 5, 13, 14, and 15, and by adding a subdivision; and 462A.07, Subdivision 2.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. O'Neill, McCutcheon and Coleman introduced—

S. F. No. 1553: A bill for an act relating to Ramsey county; authorizing the board of county commissioners to issue general obligation bonds for the costs of construction, including land acquisition, architectural, and other professional fees in the construction of an adult detention center, and a juvenile center; amending Laws 1974, Chapter 435, by adding a section.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Olson, A. G. and Conzemius introduced—

S. F. No. 1554: A bill for an act relating to taxation; providing additional duties and powers for the state board of equalization; providing for tax equalization when one taxing jurisdiction includes two or more counties; amending Minnesota Statutes 1974, Section 270.12.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Olson, A. G. and Conzemius introduced—

S. F. No. 1555: A bill for an act relating to commerce; authorizing limited trust powers for commercial bonds; amending Minnesota Statutes 1974, Chapter 48, by adding a section.

Referred to the Committee on Labor and Commerce.

Messrs. Olson, A. G. and Conzemius introduced—

S. F. No. 1556: A bill for an act relating to taxation; increasing the homestead value for classification; amending Minnesota Statutes 1974, Section 273.13, Subdivisions 6 and 7.

Referred to the Committee on Taxes and Tax Laws.



Mr. Olson, A. G. introduced—

S. F. No. 1557: A bill for an act providing for the appointment of a law clerk and a secretary to the law clerk for the district court judges of the eighth judicial district; providing for the compensation and expenses of the law clerk and the wages of the secretary to the law clerk; and providing for the sharing of such costs among the several counties of the district.

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 report on S. F. No. 1054 and reports pertaining to appointments. The motion prevailed.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1222: A bill for an act relating to courts; Hennepin county municipal court; providing for assignment of retired judges to hear certain causes; amending Minnesota Statutes 1974, Section 488A.021, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 22, strike "\$100" and insert "\$75"

Page 2, after line 6, insert:

*"Sec. 2. 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. 1221: A bill for an act relating to courts; Hennepin county conciliation court; providing for compensation for referees; amending Minnesota Statutes 1974, Section 488A.13, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, after line 11, insert:

*"Sec. 2. 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. 10: A bill for an act relating to certain commercial

transactions; amending provisions of the uniform commercial code governing secured transactions and related provisions; amending Minnesota Statutes 1974, Chapter 336, by adding sections; and Sections 336.1-105; 336.1-201; 336.2-107; 336.5-116; 336.9-102; 336.9-103; 336.9-104; 336.9-105; 336.9-106; 336.9-203; 336.9-204; 336.9-205; 336.9-301; 336.9-302; 336.9-304; 336.9-305; 336.9-306; 336.9-307; 336.9-308; 336.9-312; 336.9-313; 336.9-318; 336.9-401; 336.9-402; 336.9-403; 336.9-404; 336.9-405; 336.9-406; 336.9-407; 336.9-501; 336.9-502; 336.9-504; and 336.9-505; repealing Minnesota Statutes 1974, Section 336.9-408.

Reports the same back with the recommendation that the bill be amended as follows:

Page 20, line 5, strike "agnecy" and insert "agency"

Page 20, line 5, before the semicolon, insert "*to the extent that this article conflicts with special statutory provisions relating to such a transfer*"

Page 23, line 11, strike "primarily"

Page 23, line 17, after the period, insert

*"Any person filing a financing statement under this article and under authority of the provisions of Minnesota Statutes 1974, Sections 300.-111 through 300.115 shall be deemed a "transmitting utility" hereunder."*

Page 32, line 13, after "subject to" insert "*the following statutes or treaties; except that to the extent such statutes or treaties are silent on a specific matter, the provisions of this article shall govern.*"

Page 32, line 19, after "state," strike "sections"

Page 32, strike lines 20 through 25 and insert

*"(i) Sections 168A.01 to 168A.31; but during any period in which collateral is inventory held for sale by a person who is in the business of selling goods of that kind, the filing provisions of this article (part 4) apply to a security interest in that collateral created by him as a debtor; or*

*(ii) Sections 300.11 to 300.115."*

Page 33, line 3, strike "Duration and"

Page 33, strike lines 4 through 7, and insert

*"A security interest perfected by compliance with such a statute or treaty is governed by this article in all respects not inconsistent with the provisions of the statute or treaty under which it was perfected, provided that this article shall not be deemed inconsistent if it provides for a more extensive duration of effectiveness."*

Page 38, line 29, strike "and in the case of"

Page 38, strike lines 30 and 31

Page 38, line 32, strike "336.9-313)"

Page 39, line 3, strike "or his own farming operations"

Page 45, strike lines 31 and 32

Page 46, line 3, after "section 336.9-402" insert

*"except in the case of a fixture filing by a transmitting utility, which shall be governed by subsection (5) of Section 336.9-401."*

Page 46, line 4, strike "(c)" and insert "(b)"

Page 50, line 18, strike "of the register of deeds in the county where the real"

Page 50, line 19, strike "estate"

Page 50, line 19, strike "is located" and insert *"where a mortgage on the real estate would be filed or recorded"*

Page 51, strike lines 4 through 11 and insert

*"(5) Notwithstanding the preceding subsections, the proper place to file in order to perfect a security interest in collateral, including fixtures, of a transmitting utility is the office of the secretary of state. Such a filing shall not be deemed a separate filing from the filings required by other laws, if applicable, set forth in subsection (3) of section 336.9-302. This filing constitutes a fixture filing (section 336.9-313) as to the collateral described therein which is or is to become fixtures."*

Page 54, line 7, strike "proceeds or"

Page 54, line 8, strike "Proceeds—"

Page 56, line 25, before the period insert

*"regardless of whether the financing statement filed as to that security interest is destroyed by the filing officer pursuant to subsection (3)"*

Page 58, line 2, after the period, insert

*"If insolvency proceedings are commenced by or against the debtor, the secured party shall notify the filing officer and the filing officer shall not destroy any financing statements filed with respect to the debtor until termination of the insolvency proceedings. The security interest remains perfected until termination of the insolvency proceedings and thereafter for a period of 60 days or until expiration of the five year period, whichever occurs later."*

Page 58, line 10, strike "In"

Page 58, strike lines 11 through 14

Page 58, line 28, strike "\$3" and insert "\$5"

Page 59, line 22, after the period, insert

*"If requested of the filing officer on the financing statement, a financing statement filed for record as a fixture filing in the same office where non-fixture filings are made is effective, without a dual filing, as to collateral listed thereon for which filing is required in such office pursuant to section 9-401 (1) (a); in such case, the filing officer shall also index the recorded statement in accordance with subsection (4) using the recording data in lieu of a file number."*

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. 151: A bill for an act relating to the firemen's relief association and the firemen's pension fund in the city of Minneapolis; amending Laws 1965, Chapter 519, Section 1, as amended.

Reports the same back with the recommendation that the bill be amended as follows:

Page 4, after line 1, insert a section to read as follows:

*"Sec. 2. This act is effective upon approval by the city council of the city of Minneapolis and upon compliance with the provisions of Minnesota Statutes, Section 645.021."*

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 810: A bill for an act relating to state government; providing for the production of educational films on the executive and judicial branches of state government; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, strike "one hour" and insert "major"

Page 1, line 10, strike the word "of" at the end of the line

Page 1, line 11, strike "one half hour shall be devoted to" and insert "shall include but not be limited to a presentation of"

Page 1, line 12, strike "one half hour to"

Page 1, line 13, strike "one hour" and insert "major"

Page 1, line 15, strike "of which 40 minutes shall be" and insert "which shall include but not be limited to a presentation of the office of the attorney general, supreme court, and other features of the state judicial system."

Page 1, strike all of lines 16 and 17

Page 1, line 20, after "society" insert "and the department of education"

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. 5: A bill for an act relating to state employees; re-

quiring prior written approval of out of state travel requests; amending Minnesota Statutes 1974, Section 43.327, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, strike "officers and"

Page 1, line 12, strike "officer or"

Page 1, line 16, strike "personnel" and insert "finance"

Page 1, line 17, strike "officer or"

Page 1, line 21, after "state." insert "An employee whose work assignment requires him to travel out of state on a regular basis may request approval of his out of state travel plans on an annual or more frequent basis, rather than requesting approval for each trip."

Page 1, after line 23, insert

"Sec. 2. This act shall take effect July 1, 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. 874: A bill for an act relating to the state board of investment; authorizing investment of state retirement system funds in obligations issued or guaranteed by agencies of the United States; amending Minnesota Statutes 1974, Section 11.16, Subdivision 9.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, strike "or"

Page 1, line 12, strike "guaranteed"

Page 1, line 13, after "States" insert "and obligations guaranteed by the federal small business administration"

Amend the title as follows:

Page 1, line 4, strike "issued or"

Page 1, line 5, strike "agencies of the United States" and insert "the federal small business administration"

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. 152: A bill for an act relating to retirement; uses of funds of firemen's relief association in certain cities; amending Minnesota Statutes 1974, Section 69.40.

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. 949: A bill for an act relating to motor vehicles; registration of school buses; requiring preregistration inspection of school buses; providing for a permanent registration number; amending Minnesota Statutes 1974, Chapter 168, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, after "BUSES" insert "; PREREGISTRATION INSPECTION"

Page 1, line 10, strike "*Subdivision 1.*"

Page 1, line 11, strike the headnote

Page 1, line 14, after "*from*" insert "*either*"

Page 1, line 15, after "*patrol*" insert "*or the dealer*"

Page 1, line 15, after "*bus*" strike "*has*"

Page 1, line 16, strike "*been inspected and*"

Page 1, strike lines 19 through 23

Amend the title as follows:

Page 1, line 3, after "requiring" strike "preregistration inspection" and insert "certificate of conformance before registration"

Page 1, line 4, strike "providing for a permanent"

Page 1, line 5, strike "registration number;"

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. 954: A bill for an act relating to elections; rearranging the laws regulating campaign practices and penalties; providing penalties; repealing Minnesota Statutes 1974, Sections 210.01 to 210.21 and 211.01 to 211.41.

Reports the same back with the recommendation that the bill be amended as follows:

Page 7, line 20, strike "Nothing herein contained shall be construed as"

Page 7, line 21, strike the entire line.

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. 1160: A bill for an act appropriating money to the department of highways for the construction and erection of Minnesota welcome signs at trunk highway entrances into the state.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, strike "69" and insert "70"

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. 424: A bill for an act relating to veterans; providing for the construction and equipment of a nursing care unit at the Minnesota veterans home; providing for the state's share in construction; authorizing disposal of buildings to be replaced by the nursing unit; authorizing issuance of building bonds for the construction and equipment.

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. 993: A bill for an act relating to highways; adding an additional leg or alternative route to the highway route designated as the Voyageur highway; amending Minnesota Statutes 1974, Section 161.14, Subdivision 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. 962: A bill for an act relating to hospitals; requiring the state board of health to regulate rates charged by hospitals; requiring certain reports; permitting the state board of health to exempt hospitals from rules or regulations or inspections; prescribing penalties; amending Minnesota Statutes 1974, Chapter 144, 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:

"Section 1. [CITATION.] *This act may be cited as the "Minnesota hospital and health insurance administration act of 1975".*

Sec. 2. [POLICY; PURPOSE.] *The primary purpose of this*

*act is to promote the economic delivery of high quality and effective hospital health care services by giving the board of health authority over financial disclosure, uniform accounting and other related matters.*

*The legislature finds that rising hospital costs are a vital concern to the people of this state because of the danger that hospital and health care services are fast becoming out of the economic reach of the majority of the population. It is further declared that it is essential that an effective accounting and reporting program be established which will both enable and motivate hospitals to control their spiraling costs.*

*The legislature further finds that health insurance has contributed to the ability of the people of this state to purchase hospital services and that controls of the rates charged for health and accident insurance are desirable.*

**Sec. 3. [DEFINITIONS.]** *As used in this act:*

(1) *"Board" means the state board of health;*

(2) *"Consumer" means any person whose occupation is other than the administration of health activities or the providing of health services, who has no fiduciary obligation to a health facility or other health agency, and who has no material financial interest in the rendering of health services;*

(3) *"Hospital" means any health care institution which is required to qualify for a license pursuant to Minnesota Statutes, Sections 144.50 to 144.58 but shall not include any health care institution conducted for those who rely primarily upon treatment by prayer or spiritual means in accordance with the creed or tenets of any church or denomination;*

(4) *"Commissioner" means the commissioner of insurance;*

(5) *"Insurer" means a person selling policies of accident and health insurance pursuant to Minnesota Statutes 1974, Chapter 62A or nonprofit health service plan contracts pursuant to Minnesota Statutes, Chapter 62C.*

**Sec. 4. [POWERS; DUTIES.]** *The commissioner of health shall appoint a full time deputy commissioner for hospital administration who shall be in the unclassified service and who shall perform the duties delegated by him.*

*The board shall employ and furnish other staff as necessary to fulfill the responsibilities and duties imposed on the board by this act. In addition, the board may contract with third parties for services necessary to carry out its activities where this will promote economy, avoid duplication of effort, and make best use of available expertise.*

*Any contractor or consultant shall be prohibited from releasing, publishing, or otherwise using any information made available to it under its contractual responsibility, without permission of the board.*



*The board may apply for and receive grants, gifts, and other payments, including property and service, from any governmental or other public or private entity or person, and may make arrangements as to the use of these receipts, including the undertaking of special studies and other projects relating to hospital health care costs.*

**Sec. 5. [COMMITTEES.]** *To further the purposes of this act the board may create committees from its membership, and may create ad hoc advisory committees.*

**Sec. 6. [UNIFORM ACCOUNTING.]** *Subdivision 1. The board, after study and in consultation with advisory committees, if any, shall establish by the promulgation of rules and regulations pursuant to Minnesota Statutes, Chapter 15, a uniform system of accounting and financial reporting, including such cost allocation methods as it may prescribe, by which hospitals shall record their revenues, expenses, other income, other outlays, assets and liabilities, and units of service. All hospitals shall adopt the system by July 1, 1976.*

*Subd. 2. In establishing accounting systems and uniform reporting procedures, the board shall take into consideration:*

*(1) Existing systems of accounting and reporting presently utilized by hospitals;*

*(2) Differences among hospitals including size, financial structure, methods of payment for services, and scope, type, and method of providing services; and*

*(3) Other pertinent distinguishing factors.*

*Subd. 3. The board shall, where appropriate, provide for modification, consistent with the purposes of this act, of reporting requirements to correctly reflect these differences among hospitals, and to avoid otherwise unduly burdensome costs in meeting the requirements of the uniform system of accounting and financial reporting.*

*Subd. 4. The accounting system, where appropriate, shall be structured so as to establish and differentiate costs incurred for patient related services rendered by hospitals, as distinguished from those incurred with reference to educational, research and other nonpatient related activities including but not limited to charitable activities of such hospitals.*

**Sec. 7. [REPORTING REQUIREMENTS.]** *Subdivision 1. Each hospital shall file annually with the board after the close of its fiscal year:*

*(1) A balance sheet detailing the assets, liabilities, and net worth of the hospital;*

*(2) A detailed statement of income and expenses;*

*(3) Such other reports of the costs incurred in rendering services as the board may prescribe.*

*Subd. 2. Where more than one licensed hospital is operated by the reporting organization, the information required by this section shall be reported for each hospital separately.*

*Subd. 3. The board shall require certification of specified financial reports by the hospital's certified public accountant, and may require attestation to the statements from responsible officials of the hospital that the reports have to the best of their knowledge and belief been prepared in accordance with the prescribed system of accounting and reporting.*

*Subd. 4. All reports, except privileged medical information, filed pursuant to this act shall be open to public inspection.*

*Subd. 5. The board shall have the right to inspect hospital books, audits, and records as reasonably necessary to verify hospital reports.*

*Sec. 8. [CONTINUING ANALYSIS.] Subdivision 1. The board shall from time to time undertake analyses and studies relating to hospital health care costs and to the financial status of any hospital subject to the provisions of this act, and may publish and disseminate such information as it deems desirable in the public interest.*

*Subd. 2. The board shall also prepare and file such summaries and compilations or other supplementary reports based on the information filed with the board as will advance the purposes of this act.*

*Sec. 9. [ANNUAL REPORT.] The board shall prepare and, prior to each legislative session, transmit to the governor and to members of the legislature an annual report of the board's operations and activities for the preceding fiscal year as they relate to the duties imposed on the board by this act. This report shall include a compilation of all summaries and reports required by this act together with such findings and recommendations as the board deems necessary.*

*Sec. 10. [INVESTIGATIVE POWER.] Subdivision 1. The board may initiate reviews or investigations as necessary to assure all purchasers of hospital health care services that the total costs of a hospital are reasonably related to the total services offered, that the hospital's aggregate revenues as expressed by rates are reasonably related to the hospital's aggregate costs, and that rates are set equitably among all purchasers or classes of purchasers of services without undue discrimination or preference.*

*In order to properly discharge these obligations, the board may review projected annual revenues and comment on the reasonableness of rates proposed to generate that revenue established by a hospital.*

*In the interest of promoting the most efficient and effective use of hospital health care service, the board may promote alternative methods of rate determination and payment of an experimental nature that may be in the public interest and consistent with the purposes of this act.*

*Subd. 2. To properly carry out its authority the board shall begin to compile relevant financial and accounting data in order to have available the statistical information desired for legislative policy making. The data shall include necessary operating expenses, appropriate ex-*

*penses incurred for rendering services to patients who cannot or do not pay, all properly incurred interest charges, and reasonable depreciation expenses based on the expected useful life of the property and equipment involved. The board shall also obtain from each hospital a current rate schedule as well as any subsequent amendments or modifications of that schedule which shall be filed with the board at least 60 days in advance of their effective date. The board may hold a public hearing on any increase which it feels excessive and publicly comment on any increase.*

**Sec. 11. [BOARD FINANCING.]** *Expenses of the board incurred in administering this act shall be financed by assessment against hospitals in an amount to be determined biennially by the board, but not to exceed two one-hundredths of one percent of each hospital's gross operating costs to be levied and collected from and after July 1, 1975 for the provision of hospital services for its last fiscal year ending on or before June 30 of the preceding calendar year. All moneys collected are to be deposited by the state treasurer in the general fund.*

**Sec. 12. [STUDY OF HOSPITAL RATES.]** *Subdivision 1. The state planning agency shall conduct a study of hospital and insurer rates and alternative methods of reviewing or regulating them. The study shall include, but need not be limited to, analyses of alternatives to retrospective reimbursement, mandating minimum return of premiums as benefits by insurers, existing rate review or regulatory mechanisms employed by other states or the federal government, and existing rate review or regulatory mechanisms employed by non-governmental agencies or associations.*

*Subd. 2. In conducting its study, the state planning agency may appoint an advisory committee to provide a means for input from certified public accountants knowledgeable in hospital finance, hospital administrators, insurers, health care providers, and consumers.*

*Subd. 3. The state planning agency shall report its findings and recommendations, if any, to the legislature no later than January 15, 1976.*

**Sec. 13. [OTHER POWERS.]** *In addition to the powers granted to the board, the commissioner and the state planning agency elsewhere in this act, the board, the commissioner and state planning agency may:*

*(1) Adopt, amend, and repeal rules and regulations respecting the exercise of the powers conferred by this act subject to the provisions of Minnesota Statutes, Chapter 15.*

*(2) Hold public hearings, conduct investigations, and subpoena witnesses, papers, records, and documents in connection therewith; and administer oaths or affirmations in any hearing or investigation.*

*(3) Exercise all other powers which are reasonably necessary or essential to carry out the expressed objects and purposes of this act.*

**Sec. 14. [APPEAL.]** *Any person aggrieved by a final determination of the board, the commissioner or state planning agency as to any rule, regulation, or determination under the provisions of this act shall be entitled to an administrative hearing and judicial review in accordance with Minnesota Statutes, Chapter 15.*

Sec. 15. Minnesota Statutes 1974, Chapter 144, is amended by adding a section to read:

[144.051] [DISAPPROVAL OF REGULATION; EXEMPTION FROM INSPECTION.] *Subdivision 1. The board may disapprove any rule or regulation affecting hospitals issued by any state department or agency. The board may exempt any hospital from any inspection made by a department or agency of the state or its political subdivisions.*

*Subd. 2. The disapproval or exemption shall apply to any specific hospital or hospitals as the board may designate.*

*Subd. 3. The board shall coordinate regulation and inspection of hospitals to avoid, to the extent possible, conflicting regulations and duplicative inspections.*

Sec. 16. Minnesota Statutes 1974, Section 62A.02, Subdivision 1, is amended to read:

62A.02 [POLICY FORMS.] Subdivision 1. [FILING.] On and after April 18, 1957, no policy of accident and sickness insurance shall be issued or delivered to any person in this state, nor shall any application, rider, or endorsement be used in connection therewith, until a copy of the form thereof and of the classification of risks and the premium rates pertaining thereto have been filed with the commissioner. *Any proposed increases in premium rates shall be filed with the commissioner. The filing shall include a statement of actuarial reasons and data to support the need for the rate increase. The commissioner may hold a public hearing and publicly comment on any increase which he feels is excessive.*

Sec. 17. Minnesota Statutes 1974, Section 62A.02, Subdivision 3, is amended to read:

Subd. 3. [DISAPPROVAL.] The commissioner may, within 30 days after the filing of any such form, disapprove such form (1) if the benefits provided therein are unreasonable in relation to the premium charged, or (2) if it contains a provision or provisions which are unjust, unfair, inequitable, misleading, deceptive or encourage misrepresentation of such policy, or (3) *if the proposed premium rate is excessive.* If the commissioner shall notify the insurer which has filed any such form that does not comply with the provisions of this section or sections 62A.03 to 62A.05 and section 72A.20, subdivision 1, it shall be unlawful thereafter for such insurer to issue such form or use it in connection with any policy. In such notice the commissioner shall specify the reasons for his disapproval and state that a hearing will be granted within 20 days after request in writing by the insurer.

Sec. 18. Minnesota Statutes 1974, Section 70A.02, Subdivision 2, is amended to read:

Subd. 2. [NONAPPLICATION OF CHAPTER.] This chapter shall not apply to:

(1) Insurance written by township or farmers' mutual insurance companies subject to the provisions of chapter 67A; insurance

written by companies organized pursuant to section 66A.20, or to tornado, cyclone, or hurricane insurance, the consideration for which, except for policy, membership or survey fees, is paid entirely by assessments on policyholders;

(2) Reinsurance, other than joint reinsurance to the extent stated in section 70A.16;

~~(3)~~ Accident and health insurance;

~~(4)~~ (3) Insurance against loss of or damage to aircraft, including their accessories and equipment, or against liability arising out of the ownership, maintenance, or use of aircraft;

~~(5)~~ (4) Insurance of vessels or craft, their cargoes, marine builders' risks, marine protection and indemnity, or other risks commonly insured under marine, as distinguished from inland marine, insurance policies;

~~(6)~~ (5) Workmen's Compensation insurance;

~~(7)~~ (6) Insurance covering any of the liability of an employer exempted from insuring his liability for compensation as provided in section 176.181; and

~~(8)~~ (7) Disability and double indemnity insurance issued as part of a life insurance contract.

Sec. 19. [APPROPRIATIONS.] *The sum of . . . . . is appropriated to the state planning agency for the purposes of section 12.*

Sec. 20. [EFFECTIVE DATE.] *This act is effective the day following final enactment.*"

Amend the title as follows:

Page 1, strike lines 2 to 8 and insert:

"relating to hospitals and insurers; providing for uniform accounting and reporting; requiring the state planning agency to study methods used to regulate rates charged by hospitals and insurers; requiring certain reports; permitting the state board of health to exempt hospitals from rules or regulations or inspections; appropriating money; amending Minnesota Statutes 1974, Sections 62A.02, Subdivisions 1 and 3; 70A.02, Subdivision 2; and Chapter 144, by adding a section."

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. 803: A bill for an act relating to Chisago county; authorizing the levy and expenditure of funds for certain purposes.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 5, strike "other"

Page 1, line 9, after "on" insert "terms and"

Page 1, line 10, strike "and pursuant to regulations"

Page 1, line 14, strike the first "is" and insert "shall be made only in calendar year 1975 and shall"

Page 1, line 14, strike "to"

Page 1, after line 16, insert a new section as follows:

"Sec. 2. This act is effective upon its approval by the board of county commissioners of Chisago county and upon compliance with Minnesota Statutes, Section 645.021."

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. 250: A bill for an act creating a citizens committee on the Minnesota legislature; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. [ADVISORY COMMITTEE CREATED.] Subdivision 1. [MEMBERSHIP.] A citizens committee to be known as the advisory committee for the Minnesota legislature is created consisting of 17 members appointed as follows: three appointed by the speaker of the house of representatives, three by the minority leader of the house of representatives, six by the committee on committees of the Senate, and five by the Governor. Members shall be knowledgeable in public affairs and in the workings of the legislature. However, no member of the advisory committee shall be a legislator. The appointing authorities shall appoint members so as to give representation to the greatest extent possible to the various ethnic and cultural groups of the state and its economic and geographical sectors. Appointments to the advisory committee shall be made within 45 days of the effective date of this act.

Subd. 2. [OFFICERS; STAFF.] The advisory committee shall elect a chairman and other officers and may employ any staff persons it deems necessary for the transaction of its duties. To the extent possible, the advisory committee shall use existing legislative staff and resources.

Subd. 3. [MEETINGS.] No later than 45 days after the appointment of the members of the advisory committee, the chairman of the joint coordinating committee shall designate a place for the first meeting of the advisory committee. Thereafter, meetings shall be held at the call of the chairman.

Subd. 4. [COMPENSATION.] Each member of the advisory committee shall be paid \$25 per day spent on committee activities plus expenses in the same manner and amount as state employees.

Subd. 5. [REMOVAL OF MEMBERS; VACANCIES.] A member may be removed at any time by the appointing authority (1) for cause after notice and hearing or (2) after missing three consecutive scheduled meetings. The chairman of the advisory committee shall inform the appointing authority of a member missing the three meetings. The secretary of the advisory committee shall inform in writing a member after the member's second consecutive missed meeting and before the third that he may be removed if he misses the next meeting. The appointing authority shall fill a vacancy on the advisory committee within 20 days after being notified by the chairman of the existence of the vacancy.

Sec. 2. [DUTIES AND POWERS OF THE ADVISORY COMMITTEE.] Subdivision 1. [SCOPE.] The advisory committee shall study the structure, functions and operations of the legislature. The deliberations of the advisory committee shall include, but not be limited to the following topics:

- (a) the size of the legislature;
- (b) the compensation of legislators;
- (c) the organization and procedures of the legislature; and
- (d) the organization, number and compensation of legislative staff.

Subd. 2. [REPORTS.] The advisory committee shall make periodic reports to the joint coordinating committee of the legislature including an interim report outlining topics and methods of study of the advisory committee which shall be presented not later than October 15, 1975, and a final report containing findings and recommendations based upon its studies which shall be presented not later than March 15, 1976.

Subd. 3. [PROCEDURES.] The advisory committee may undertake investigations and hold hearings as may be necessary to carry out its duties. The advisory committee is authorized to call upon the departments and agencies of the state for any aid or assistance which can be rendered to it. The advisory committee may contract for research and consultation services if the advisory committee determines that these services are not readily and economically available from sources within the legislative branch of state departments or agencies.

Subd. 4. [GRANTS.] The advisory committee may apply for, receive and accept gifts of money, services, equipment and supplies to assist it in the performance of its duties.

Sec. 3. [APPROPRIATIONS.] The sum of \$50,000 is appropriated from the general fund to the advisory committee on the

Minnesota legislature for the period ending March 31, 1976, for the purposes of carrying out the provisions of this act. Expenditures from the appropriation shall be made in the manner provided for by resolution of the advisory committee.

Sec. 4. [EFFECTIVE DATE.] This act shall take effect the day following its final enactment and shall expire March 31, 1976."

Amend the title to read as follows:

"A bill for an act relating to the legislature; creating an advisory on the Minnesota legislature; prescribing powers and duties; appropriating money."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1098: A bill for an act relating to natural resources; wild animals; reporting of game taken; removing area limitations on waters which may be managed for primary wildlife use; providing certain limitations on the taking of fox; and altering certain seasons for the taking of deer; amending Minnesota Statutes 1974, Sections 97.48, Subdivision 11; 98.51, Subdivision 1; 100.26, Subdivision 1; and 100.27, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Pages 1 and 2, strike all of Section 1.

Page 4, lines 19 through 21, strike the new language and insert "*This act is effective the day following enactment.*"

Renumber the sections

Amend the title as follows:

Line 3, after the semicolon strike "removing area limitations"

Strike line 4

Line 5, strike "wildlife use;"

Line 8, strike "97.48, Subdivision 11;"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

H. F. No. 276: A bill for an act relating to agriculture; dairy industry unfair trade practices; amending Minnesota Statutes 1974, Sections 32A.05, Subdivision 4; 32A.06, Subdivision 1; 32A.07; and 32A.09, Subdivision 6.

Reports the same back with the recommendation that the bill be amended as follows:



Page 1, after line 6, insert:

"Section 1. Minnesota Statutes 1974, Section 32A.03, Subdivision 2, is amended to read:

Subd. 2. "Selected dairy products" means "milk" for human consumption in fluid form, "fluid milk products" as defined in section 32.391, and "frozen foods" as defined in section 32.55, subdivision 2, and cottage cheese, and "mix" and "ice-cream mix" as defined in section 32.55, subdivision 4, including ice milk mix."

Page 1, line 10, after "each" insert "first"

Page 1, line 18, after "therein." insert "For ice milk mix the fee shall be one and one-twentieth of a cent on each gallon of mix. For ice cream mix the fee shall be one and seventeen-fortieths of a cent on each gallon of mix."

Pages 2, 3 and 4, strike all of Section 2

Page 6, line 9, strike "1971" and insert "1974"

Page 8, after line 8, insert:

"Sec. 4. Minnesota Statutes 1974, Section 32A.06 is repealed."

Renumber the sections in sequence

Amend the title as follows:

Line 2, after the semicolon, insert "modifying certain fees charged to administer the"

Line 3, after "practices" insert "act"

Line 3, after the semicolon, insert "modifying the definition of selected dairy products; specifying the interest rate a retailer must pay a manufacturer, wholesaler, or distributor for certain sales;"

Line 4, after "Sections" insert "32A.03, Subdivision 2;"

Lines 4 and 5 strike "32A.06, Subdivision 1;"

Line 5, after "6" insert "; and repealing Minnesota Statutes 1974, Section 32A.06"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was re-referred

H. F. No. 434: A bill for an act relating to agriculture; local pest control; amending Minnesota Statutes 1974, Section 18.022, Subdivision 1, and by adding a subdivision; and Chapter 18 by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Pages 1 and 2, strike all of Section 2

Renumber the sections

Amend the title as follows:

Line 2, after "agriculture;" insert "requiring"

Line 2, after "control" insert "programs to obtain prior approval by the commissioner of agriculture; authorizing rules"

Amend the title as follows:

Line 4, strike "Subdivision 1, and"

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. 206: A bill for an act relating to outdoor recreation; establishing an outdoor recreation system; classifying units of the outdoor recreation system and specifying the purposes and administration of each class of units; providing for authorization, acquisition, and establishment of units; requiring master plans for all units; establishing an outdoor recreation advisory council; requiring a registry of units and reports on existing units and new units; providing for review of present classifications; changing names; appropriating money; amending Minnesota Statutes 1974, Sections 84.029, Subdivision 1; 84.03; 84.033; 97.48, Subdivisions 13, 15 and 25; 97.481; 99.251; 104.35, Subdivision 3; 104.37; 138.09; 138.52, Subdivision 1; 138.53, Subdivision 49, and by adding subdivisions; 138.56, Subdivision 1, and by adding subdivisions; 138.585, Subdivision 1, and by adding subdivisions; 138.60, Subdivision 2; 161.10; and repealing Minnesota Statutes 1974, Sections 85.013, Subdivisions 2, 3, 4, 5b, 6, 7, 11, 17, 18, 25, 25a, and 27; 85.20, Subdivisions 2, 3, 4, and 5; 92.46, Subdivision 2; 138.08; 138.52, Subdivisions 2, 3, 4, 5, and 6; 138.53, Subdivisions 4, 11, 12, 17, 30, 48, and 61; 138.54; 138.55, Subdivisions 18 and 19; 138.57, Subdivisions 6 and 7; 138.60, Subdivision 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 13, line 22, strike "*such*" and insert "*the*"

Page 13, line 31, strike "*such*" and insert "*the*"

Page 17, line 1, strike "*and regulations pursuant to*"

Page 17, line 2, strike "*chapter 15*"

Page 19, line 15, underline "No"

Page 21, line 27, after ".]" insert "*Subdivision 1. [MEMBERSHIP.]*"

Page 21, line 31, strike everything after the period

Page 21, strike line 32

Page 22, strike lines 1 to 4 and insert "*Seven of the initial mem-*

*bers of the council shall be appointed to terms ending January 1, 1979; the remaining members shall be appointed to terms ending January 7, 1980. Thereafter, members shall be appointed to terms ending the first Monday in January four years after the scheduled end of the prior terms. If a successor has not been appointed for a member by July 1 after the scheduled end of the member's term, the term of that member for whom a successor has not been appointed shall be extended until the first Monday in January four years after the scheduled end of his term.*

*Subd. 2. [DUTIES.] The council shall advise the commissioner of natural resources, the Minnesota historical society and the commissioner of highways concerning the administration of each type of unit of the outdoor recreation system and shall review the master plans for major units.*

*Subd. 3. [COMPENSATION.] Members of the council shall receive \$25 per day spent on council activities plus expenses in the manner and amount as provided for state employees.*

*Subd. 4. [REMOVAL; FILLING VACANCIES.] A member may be removed at any time by the appointing authority (1) for cause after notice and hearing or (2) after missing three consecutive meetings. The chairman of the council shall inform the appointing authority of a member missing the three meetings. The secretary of the council shall inform in writing a member after the second consecutive missed meeting and before the next meeting that he is subject to removal if he misses the next meeting. The appointing authority shall fill a vacancy for the remainder of the unexpired term.*

*Subd. 5. [TERMINATION DATE.] The council shall terminate June 30, 1983."*

Page 31, line 20, strike "such"

Page 31, line 21, strike the first "necessary"

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. 631: A bill for an act relating to corrections; authorizing the commissioner of corrections to establish a health advisory committee.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, strike "experts in their field, and the"

Page 1, line 13, strike "committee shall be"

Page 1, line 14, strike "and related"

Page 1, line 16, strike ", and their successors thereafter shall"

Page 1, line 17, strike "be appointed for a period of three years"

Page 1, line 18, strike “, and their”

Page 1, strike line 19

Page 1, line 20, strike “years”

Page 1, line 20, after the semicolon insert “and”

Page 1, line 21, strike “, and their successors” and insert a period

Page 1, line 21, after “thereafter” insert “the terms”

Page 1, line 22, strike “appointed for a term of”

Page 2, line 1, strike “able to succeed himself” and insert “eligible for reappointment”

Page 2, line 11, after “at” strike “such” and insert “the”

Page 2, line 11, after “in” strike “such” and insert “the”

Page 2, line 13, after “called” insert “by the commissioner of corrections or the chairman of the committee”

Page 2, line 14, strike “not exceeding a maximum of” and insert “, but no more than”

Page 2, line 15, after “committee” insert “may be held”

Page 2, line 29, after “administrative” insert “and staff”

Page 2, line 32, strike “other”

And when so amended the bill do pass and be re-referred to the Committee on Governmental Operations. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 811: A bill for an act relating to nursing; authorizing the establishment of outstate educational programs for graduate and undergraduate nursing students; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, after “period” and before the period insert “of time”

Page 2, line 17, strike “\$. . . . .” and insert “\$559,778”

Page 2, line 20, strike “\$217,800” and insert “\$378,424”

Page 2, line 22, after the period insert “For the continuation of the programs established under this act, no more than \$400,000 may be appropriated for any biennium ending June 30, 1977.”

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. 522: A bill for an act relating to counties; authorizing a tax levy for capital facilities in certain counties.

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. 787: A bill for an act relating to nursing; providing for continuing education; amending Minnesota Statutes 1974, Sections 148.191, Subdivision 2; and 148.231.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, strike "such"

Page 1, line 15, after "of" strike "such"

Page 1, line 16, strike "accredit such" and insert "*approve any*"

Page 1, line 21, strike "such" and insert "a"

Page 1, line 22, strike "*Not later than January*" and insert "*It shall adopt, evaluate and periodically revise requirements for licensure, registration and renewal of registration.*"

Page 2, strike lines 1 to 3

Page 2, line 4, strike "*or annual registration to practice professional nursing.*"

Page 2, line 11, strike "such" and insert "any"

Page 2, line 27, strike "annually"

Page 3, line 2, before the period, insert "*at regular intervals stipulated by the board*"

Page 3, line 5, strike "annual"

Page 3, line 7, after "he" insert "*or she*"

Page 3, line 10, strike "annual" and insert "*periodic*"

Page 3, line 11, strike "*in an*"

Page 3, line 12, strike "*amount not to exceed \$20*"

Page 3, line 12, after "fee" strike "*not to exceed \$5*"

Page 3, line 13, strike "annual"

Page 3, line 14, strike "as"

Page 3, line 18, strike "such" and insert "*the*"

Page 3, line 19, strike "annual" and insert "*renewal*"

Page 3, line 20, strike the semicolon

Page 3, line 20, strike "*provided, however, that the board may without notice*"

Page 3, strike lines 21 to 26

Page 3, line 27, strike "*creates an imminent risk of harm to others*"

Page 4, line 11, after "*years*" strike the period and insert "*, except that*"

Page 4, line 13, strike "*shall serve two years.*" and insert "*and*"

Page 4, line 13, after "*the*" insert "*initial*"

Page 4, line 14, after "*serve*" insert "*terms of*"

Page 4, line 24, strike "*annual*"

Page 5, line 7, strike "\$2"

Page 5, line 9, strike "of"

Page 5, line 9, strike "\$16" and insert "*stipulated by the board*"

Page 5, line 10, after "*re-registration*" insert "*has been*"

Page 5, line 10, strike "*such*" and insert "*the*"

Page 5, line 16, after "of" and before "*notice*" strike "*such*" and insert "*a*"

Page 5, line 16, after "*name of*" strike "*such*" and insert "*the*"

Page 5, line 20, strike "*such*" and insert "*a*"

Page 5, line 24, strike "*annual*"

Page 5, line 25, strike "*year*" and insert "*period*"

Page 5, line 26, strike "*such*" and insert "*the*"

Page 5, line 27, strike "*such person*" and insert "*he or she*"

Page 5, line 31, strike "*such*" and insert "*a*"

And when so amended the bill do pass and be re-referred to the Committee on Governmental Operations. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred the following appointment as reported in the Journal for February 13, 1975:

**COMMISSIONER OF THE DEPARTMENT OF ADMINISTRATION**

Richard Brubacher

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. The motion prevailed.

Mr. Gearty from the Committee on Governmental Operations, to which were referred the following appointments as reported in the Journal for February 3, 1975:

**STATE ETHICS COMMISSION**

Mrs. Elizabeth Ebbott

Mrs. Rosemary Davis

Stanley W. Holmquist

Judge Spencer Sokolowski

David Durenberger

Irene Scott

Reports the same back with the recommendation that the appointments be confirmed. Mr. Schaaf questioned the reference thereon and, under Rule 54, the committee report was referred to the Committee on Rules and Administration.

Mr. Gearty from the Committee on Governmental Operations, to which were referred the following appointments as reported in the Journal for March 3, 1975:

**STATE BOARD OF HUMAN RIGHTS**

Mrs. Stella Jensen

Vincent Kubiak

Reverend Bruce Buller

Curtis Chivers

Mrs. Helen Gamradt

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. The motion prevailed.

Mr. Gearty from the Committee on Governmental Operations, to which was referred the following appointment as reported in the Journal for March 20, 1975:

**STATE BOARD OF HUMAN RIGHTS**

Earl D. Craig

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. The motion prevailed.

Mr. Gearty from the Committee on Governmental Operations,

to which were referred the following appointments as reported in the Journal for March 6, 1975:

**STATE BOARD OF HUMAN RIGHTS**

Manual Guerrero

Jose Valdez

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. The motion prevailed.

Mr. Gearty from the Committee on Governmental Operations, to which was referred the following appointment as reported in the Journal for February 13, 1975:

**COMMISSIONER OF THE DEPARTMENT OF FINANCE**

Edward Ziegler

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. The motion prevailed.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1004: A bill for an act relating to insurance; requiring insurers of employee group insurance policies covering hospital and medical expense to coordinate benefits when a husband and wife are covered under separate policies.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, strike "a husband and wife are" and insert "more than one family member is"

Page 1, line 11, after "policies" insert "or group non-profit health service plan contracts"

Page 1, line 14, strike "spouse" and insert "family member"

Page 1, line 15, after "loss" insert ", if otherwise liable,"

Page 1, line 19, after "policy," insert "or group non-profit health service plan contracts,"

Amend the title as follows:

Page 1, line 3, after "policies" insert "or group non-profit health service plan contracts"



Page 1, line 5, strike "a husband and wife" and insert "two family members"

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. 709: A bill for an act relating to health care; directing the commissioner of insurance to prescribe certain health insurance claim forms.

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. 1054: A bill for an act relating to insurance; legal expense insurance; authorizing the use of closed panel insurance plans; amending Minnesota Statutes 1974, Section 60A.08, Subdivision 10.

Reports the same back with the recommendation that the bill do pass. Mr. Tennessen questioned the reference thereon and, under Rule 35, the bill was 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. 733: A bill for an act relating to rates of interest; permitting national and state banks to charge interest rates on business and agricultural loans of up to five percent more than the federal discount rate at the time the loan was made.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, strike "state and national banks" and insert "a lending institution which pursuant to U.S. Public Law 93-501 is authorized to charge an interest rate for certain loans in excess of the rate otherwise permitted by state law"

Amend the title as follows:

Page 1, line 2, strike "national"

Page 1, line 3, strike "and state banks" and insert "lending institutions"

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. 886: A bill for an act relating to commerce; interest

rates on money; requiring a forfeiture of interest on usurious contracts; providing for recovery of an amount equal to twice the amount of interest paid on an usurious contract; amending Minnesota Statutes 1974, Sections 334.02; 334.03; 334.05 and 334.17; repealing Minnesota Statutes 1974, Section 334.021.

Reports the same back with the recommendation that the bill be amended as follows:

Pages 3 and 4, strike Sections 4 and 5

Amend the title as follows:

Page 1, line 7, after "334.03;" insert "and"

Page 1, line 7, strike "and 334.17;"

Page 1, strike line 8

Page 1, line 9, strike "334.021"

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. 476: A bill for an act relating to pensions; invalidating provisions limiting pension rights if the employee joins a competing employer; amending Minnesota Statutes 1974, Chapter 181B, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, after "*pension*" insert "*or profit sharing*"

Page 1, line 11, after "*pension*" insert "*or profit sharing*"

Page 1, line 13, strike "*have*" and insert "*become*"

Page 1, line 13, strike "*both*"

Page 1, line 13, after "*before*" strike "*and*" and insert "*or*"

Amend the title as follows:

Page 1, line 3, after "*pension*" insert "*or profit sharing*"

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. 767: A bill for an act relating to motor vehicle carriers; reinstating the rights of certain permit carriers upon filing proof of insurance or other security; amending Minnesota Statutes 1974, Section 221.141.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 12, after "has" insert "had"

Page 2, line 12, after "voided" insert "subsequent to January 1, 1965,"

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. 923: A bill for an act relating to insurance; increasing the amount of admitted assets that may be invested in certificates of deposit; amending Minnesota Statutes 1974, Section 61A.28, Subdivision 5.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, after "deposit" insert "*except that any amount in excess of five percent shall be insured by the Federal Deposit Insurance Corporation*"

Page 1, reinstate the stricken language in lines 14 to 16

Page 1, line 18, reinstate the stricken word

Page 1, line 18, strike "shall"

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. 715: A bill for an act relating to public health; Minnesota board of nursing; nursing schools; providing for registering, licensing and disciplining registered and practical nurses; unauthorized practice of nursing; amending Minnesota Statutes 1974, Sections 148.181, Subdivisions 1 and 2; 148.191; 148.211, Subdivisions 1 and 3; 148.231, Subdivisions 1 and 2; 148.251; 148.261; 148.271; 148.281, Subdivision 1; 148.286, Subdivisions 1 and 3; 148.29, Subdivision 2; 148.291, Subdivisions 1 and 4; 148.292; 148.293, Subdivision 1; 148.294, Subdivisions 1 and 2; 148.296, Subdivision 1; 148.297; Chapter 148, by adding sections; repealing Minnesota Statutes 1974, Sections 148.282; and 148.291, Subdivision 5.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 28, strike the semicolon and insert a comma

Page 1, line 29, strike the semicolon and insert ", and"

Page 2, line 26, strike "Such" and insert "The"

Page 2, line 28, after "Vacancies" insert "*for members who are nurses*"

Page 2, line 28, strike the comma

Page 2, line 29, strike "when the member is a nurse,"

Page 3, line 12, strike "such" and insert "*any*"

Page 3, line 17, strike "such"

Page 3, line 23, after "of" strike "such"

Page 3, line 25, strike "such" and insert "*any*"

Page 3, line 25, strike "as" and insert "*which*"

Page 3, line 30, strike "such" and insert "*a*"

Page 4, line 7, strike "such" and insert "*any*"

Page 4, line 27, strike "said" and insert "*the*"

Page 5, line 2, strike "such" and insert "*any*"

Page 5, line 3, strike "as" and insert "*prescribed by*"

Page 5, line 3, strike "may prescribe"

Page 5, line 30, strike "such a" and insert "*each*"

Page 5, line 31, strike "such" and insert "*each*"

Page 5, line 32, after "of" and before "calendar" strike "such" and insert "*the*"

Page 5, line 32, after "of" and before "application" strike "such" and insert "*an*"

Page 6, line 6, strike "such" and insert "*the*"

Page 6, line 17, strike "said" and insert "*the*"

Page 6, line 19, after "re-registration" insert "*has been*"

Page 6, line 19, strike "such" and insert "*the*"

Page 6, line 29, strike "Such" and insert "*The*"

Page 7, line 4, strike "Such" and insert "*The*"

Page 7, line 13, strike "such" and insert "*these*"

Page 8, line 18, strike "such"

Page 10, line 11, strike "such" and insert "*the*"

Page 10, line 16, strike "such" and insert "*the*"

Page 10, line 17, strike "such"

Page 10, line 20, strike "such" and insert "*the*"

Page 10, line 21, after "registration" insert a comma

Page 10, line 22, strike "such" and insert "*the*"

Page 10, line 28, strike "such" and insert "*the*"

Page 10, line 30, strike "such a" and insert "*the*"

Page 12, line 31, strike "Such" and insert "*The*"

Page 13, line 1, strike "such"

Page 13, line 4, strike "such"

Page 13, line 7, strike "her" and insert "*the*"

Page 13, line 9, strike ", provided, however, that the" and insert "*The*"

Page 13, line 11, strike "her" and insert "*the*"

Page 13, line 22, strike "that" and insert "*which*"

Page 14, line 26, after "*Vacancies*" insert "*for members who are practical nurses*"

Page 14, line 27, strike ", when the member is a licensed"

Page 14, line 28, strike "*practical nurse,*"

Page 15, line 27, strike "*as determined*" and insert "*prescribed*"

Page 16, line 20, after "of" strike "such"

Page 16, line 21, strike "such"

Page 16, line 21, strike "as" and insert "*which*"

Page 16, line 22, strike the comma

Page 17, line 20, strike "such" and insert "*the*"

Page 18, line 27, after "re-registration" insert "*has been*"

Page 18, line 27, strike "such" and insert "*the*"

Page 19, line 10, after "*his*" insert "*or her*"

Page 20, line 21, strike "such"

Page 21, line 13, after "*his*" insert "*or her*"

Amend the title as follows:

Page 1, line 2, after the semicolon and before "Minnesota" insert "permitting the"

Page 1, line 3, after "nursing" strike the semicolon and insert "to approve"

Page 1, line 5, after the semicolon insert "defining the"

And when so amended the bill do pass and be re-referred to the Committee on Governmental Operations. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1167: A bill for an act relating to treatment for alcohol and drug abuse; providing for programs of intervention and treatment for employees and underserved groups; appropriating money; amending Minnesota Statutes 1974, Sections 43.05, Subdivision 2;

254A.02, Subdivision 1, and by adding subdivisions; and Chapter 254A, 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:

"Section 1. Minnesota Statutes 1974, Section 254A.02, Subdivision 1, is amended to read:

254A.02 [DEFINITIONS.] Subdivision 1. For the purposes of ~~Laws 1973, Chapter 572~~ *chapter 254A*, unless the context clearly indicates otherwise, the terms defined in this section have the meanings given them.

Sec. 2. Minnesota Statutes 1974, Section 254A.02, is amended by adding subdivisions to read:

*Subd. 12. "Area mental health board" means a board established pursuant to Minnesota Statutes, Sections 245.61 to 245.69.*

*Subd. 13. "Commissioner" means the commissioner of public welfare.*

*Subd. 14. "Youth" means any person 17 years of age or under.*

*Subd. 15. "Underserved population" means those population groups not receiving services in proportion to identified problem or need levels.*

*Subd. 16. "Affected employee" means an employee whose job performance is substantially affected by chemical dependency.*

*Subd. 17. "Purchase of service agreement" means a contract between a contractor and service provider for the provision of services, which specifies the services to be provided, the method of delivery, the type of staff to be employed, and a method of evaluation of the services to be provided.*

Sec. 3. Minnesota Statutes 1974, Chapter 254A is amended by adding a section to read:

[254A.031] [NATIVE AMERICAN PROGRAMS.] *The commissioner shall enter into one or more purchase of service agreements to provide programs for native Americans. The agreements shall provide for residential and aftercare treatment programs, programs relating to prevention, education, and community awareness, and training programs. All programs shall be designed to meet the needs identified by the native American community relating to alcohol and other drug dependence and abuse. The commissioner shall enter into the agreements after consultation with the special assistant for native American programs or the alcohol and drug abuse section of the department of public welfare, and the agreements shall be reviewed pursuant to section 254A.03.*

Sec. 4. Minnesota Statutes 1974, Chapter 254A, is amended by adding a section to read:

[254A.12] [AFFECTED EMPLOYEES.] *Participating area boards shall enter into one or more purchase of service agreements*

*to provide services to employers to develop personnel practices for prevention of alcoholism and other chemical dependency, and to assist affected employees in gaining access to care through identification and referral services.*

Sec. 5. Minnesota Statutes 1974, Chapter 254A, is amended by adding a section to read:

[254A.13] [STATE AS A MODEL EMPLOYER.] *The commissioner of personnel shall enter into one or more purchase of service agreements to provide services to the agencies and departments of state government to develop personnel practices for prevention of alcoholism and other chemical dependency and to assist affected employees in gaining access to care through identification and referral services.*

*The commissioner of personnel shall, in consultation with the commissioner, develop uniform personnel rules for state employees which shall provide assurance of continued employment and support for an affected employee if treatment for alcoholism or other chemically related problems is obtained. All agencies and departments of state government shall cooperate with the commissioner of personnel in the implementation of this program.*

Sec. 6. Minnesota Statutes 1974, Chapter 254A, is amended by adding a section to read:

[254A.14] [SERVICES TO YOUTH AND OTHER UNDERSERVED POPULATIONS.] *Subdivision 1. Participating area boards shall enter into one or more purchase of service agreements to provide services related to the prevention of chemical dependency to persons and groups which have responsibility for, and access to, youth and other underserved populations. The boards shall also enter into purchase of service agreements to assist those populations in gaining access to care.*

*Subd. 2. [TREATMENT FACILITIES.] If, as a result of programs authorized by this section, significant numbers of persons are identified for whom treatment and aftercare are not available, participating area boards may request funds from the commissioner to develop treatment and aftercare capabilities.*

Sec. 7. [AFFIRMATIVE OUTREACH.] *The commissioner shall design and implement a plan of affirmative outreach to encourage utilization of the services authorized in sections 3 to 6 of this act. The plan may include purchase of services by the commissioner to carry out the plan.*

Sec. 8. Minnesota Statutes 1974, Chapter 254A, is amended by adding a section to read:

[254A.16] [RESPONSIBILITY OF THE COMMISSIONER.] *The commissioner shall provide program guidelines and technical assistance to the area boards in carrying out their responsibilities under sections 4 and 6. The commissioner shall also evaluate or provide for the evaluation of all the programs authorized by this act. The commissioner shall recommend to the governor and to the legislature means of making programs wholly or partially self sustaining.*

Sec. 9. Minnesota Statutes 1974, Chapter 254A, is amended by adding a section to read:

**[254A.17] [ALLOCATION OF FUNDS BY COMMISSIONER OF PUBLIC WELFARE.]** *The funds appropriated for sections 3 to 7 to the commissioner of public welfare shall be allocated by him subject to the following provisions:*

(a) *For the purposes of section 4, the allocation of funds shall be to each participating area board on the basis of total numbers of persons in the work force in counties served by the area board. For the purposes of section 6, subdivision 1, the allocation of funds shall be to each participating area board on the basis of the elementary, middle and secondary school populations and the most current United States census data in counties served by the area board. Area boards shall ensure that services are provided in each county in proportion to the population to be served.*

(b) *Funds in section 4 to assist affected employees in gaining access to care may be used for private employers or employee groups of under 200 persons, or public employer or employee groups of any number and shall be paid on the following cost sharing basis: During the first year of the biennium, the participating area board shall meet 90 percent of the cost of a program, the employer or employee group shall meet 10 percent of the cost. During the second year of the biennium, each party shall pay 50 percent of the cost of a program. Private employee groups of over 200 may participate in programs authorized under section 4, but shall not be eligible for receipt of public funds under this act. The area board and employer and employee groups must work towards a financially self-sustaining system for each program.*

(c) *Funds shall not be used to supplant or reduce in any way present local, state, federal, or private expenditure levels supporting existing resources.*

(d) *Existing program resources shall be fully utilized before new programs are developed.*

(e) *Allocation of funds to area mental health boards shall be contingent upon the demonstrated capability of the boards to adequately plan and coordinate chemical dependency programs.*

(f) *Area boards shall be encouraged to plan jointly to develop needed program resources on a multiarea basis.*

(g) *Programs developed by funds allocated under sections 3 to 6 shall comply with the guidelines established by the commissioner.*

(h) *No more than five percent of the total allocation to an area mental health board may be used for purposes of administering and monitoring purchased services.*

(i) *Purchase of service agreements under section 3 shall be contingent on the demonstrated capability of service providers to adequately fulfill the terms of the agreement.*

(j) *During the biennium, the commissioner may review the unexpended balance of funds allocated to each area board and service pro-*



*vider under sections 4 and 6 and may reallocate unexpended funds within the program categories established by sections 4 and 6 based upon demand for services.*

*Sec. 10. [APPROPRIATION.] Subdivision 1. For purposes of section 4 there is appropriated to the commissioner of public welfare for the biennium ending June 30, 1977, from the general fund, the sum of \$5,000,000. Not more than \$120,000 shall be used by the commissioner for the administration of the program. The approved complement of the department of public welfare shall be enlarged by two positions.*

*Subd. 2. For purposes of section 5 there is appropriated the sum of \$250,000 from the general fund to the commissioner of personnel. The approved complement of the department of personnel shall be enlarged by one position.*

*Subd. 3. For the purposes of section 6, subdivision 1, there is appropriated to the commissioner of public welfare for the biennium ending June 30, 1977, from the general fund, the sum of \$2,700,000. For the purposes of section 6, subdivision 2, there is appropriated to the commissioner of public welfare from the general fund the sum of \$725,000.*

*Subd. 4. For the purposes of section 3, there is appropriated from the general fund to the commissioner of public welfare for the biennium ending June 30, 1977, the sum of \$1,000,000. Of this sum, \$500,000 shall be used for residential treatment programs; \$450,000 shall be used for prevention, education, community awareness, and training programs; and \$50,000 shall be used for the development of a plan to implement the provisions of section 3.*

*Subd. 5. For purposes of section 7, there is appropriated to the commissioner of public welfare for the biennium ending June 30, 1977, from the general fund, the sum of \$100,000.*

*Subd. 6. For purposes of section 8, there is appropriated to the commissioner of public welfare for the biennium ending June 30, 1977, from the general fund the sum of \$225,000.*

*Sec. 11. This act shall be effective July 1, 1975."*

Further, amend the title as follows:

Page 1, line 4, after "employees" insert ", native Americans,"

Page 1, line 6, strike "Sections 43.05, Subdivision 2;" and insert "Section"

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. 578: A bill for an act relating to public health; authorizing the state board of health to establish mobile health clinics; prescribe fees and requirements for licenses, inspections,

and permits; receive funds; enter into agreements for performance of duties by local agents; inspect, license, and regulate hotels and restaurants; providing penalties; appropriating money; amending Minnesota Statutes 1974, Sections 62D.21; 144.076; 144.12; 144.121; 144.122; 144.53; 144.653, Subdivision 8; 144.802; 145.866; 149.02; 149.03, Subdivisions 1 and 2; 149.08; 156A.07, Subdivisions 5, 6 and 7; 157.01; 157.02; 157.03; 157.04; 157.05, Subdivisions 1, 2 and 3; 157.08; 157.09; 157.12; 157.13; 157.14; 326.42; 326.62; 327.15; 327.16, Subdivision 3; Chapters 144 and 145, by adding sections; repealing Minnesota Statutes 1974, Sections 157.05, Subdivisions 4, 5, 6 and 7; 157.06; 157.07; and 157.11; and Laws 1974, Chapter 205.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 26, after "board" and before "for" insert "*pursuant to section 144.122*"

Page 2, line 9, strike "department" and insert "*state board*"

Page 2, line 19, strike "department" and insert "*state board*"

Page 5, line 22, after "board" and before the period insert "*pursuant to section 144.122*"

Page 5, line 23, after "board" and before the period insert "*pursuant to section 144.122*"

Page 6, line 6, after "board" and before the period insert "*pursuant to section 144.122*"

Page 6, after line 9, insert:

"Sec. 5. Minnesota Statutes 1974, Section 144.653, Subdivision 6, is amended to read:

Subd. 6. [REINSPECTIONS; FINES.] If upon reinspection it is found that the licensee of a facility required to be licensed under the provisions of sections 144.50 to 144.58 has not corrected ~~the deficiency or~~ deficiencies specified in the correction order, *a notice of noncompliance with a correction order shall be issued stating all deficiencies not corrected. Unless a hearing is requested under subdivision 8, the licensee shall forfeit to the state within 15 days after receipt by him of such notice of noncompliance with a correction order a sum of up to \$250 \$1,000 for each such deficiency not corrected. For each subsequent reinspection, the licensee may be fined an additional amount for each deficiency which has not been corrected. All forfeitures shall be paid into the state treasury and credited to the general fund. The board of health shall promulgate a schedule of fines applicable for each type of uncorrected deficiency.*"

Page 6, line 15, after "with" insert "a"

Page 6, line 18, after "with" insert "a"

Page 6, line 26, after "health" insert a comma

Page 6, line 29, strike "such" and insert "the"

Page 7, line 10, strike "such" and insert "the"

Page 7, line 13, after "board" and before the period insert "pursuant to section 144.122"

Page 7, line 15, after "of" insert "a"

Page 8, line 7, after the stricken word "fund" insert "pursuant to section 144.122"

Page 8, line 11, after "board" and before the period insert "pursuant to section 144.122"

Page 8, line 17, strike "adjacent" and insert "contiguous"

Page 8, line 17, after "city" strike "of the first class"

Page 9, line 18, after "board" and before the comma insert "pursuant to section 144.122"

Page 9, line 20, strike "such" and insert "the"

Page 9, line 22, strike "; and," and insert a period

Page 9, line 22, strike "such"

Page 9, line 23, strike "such" and insert "an"

Page 9, line 25, strike "such" and insert "the"

Page 9, line 28, after "board" and before the period insert "pursuant to section 144.122"

Page 10, line 26, strike "such" and insert "their"

Page 10, line 28, after "board" and before the period insert "pursuant to section 144.122"

Page 10, line 31, strike "such" and insert "their"

Page 10, line 32, after "board" and before the period insert "pursuant to section 144.122"

Page 10, line 32, strike "such" and insert "a"

Page 11, line 3, strike "such" and insert "the"

Page 11, line 4, strike "such" and insert "the"

Page 11, line 17, strike "such" and insert "the"

Page 11, line 20, strike "such sum" and insert "a"

Page 11, line 30, strike "Such" and insert "Each"

Page 12, line 10, strike "such" and insert "any"

Page 12, line 10, after "subjects" strike "as"

Page 12, line 21, strike "such"

Page 12, line 28, after "board" and before the comma insert "pursuant to section 144.122"

Page 12, line 30, after "board" and before the period insert "pursuant to section 144.122"

Page 13, line 11, strike "Such" and insert "The"

Page 13, line 19, strike "Such" and insert "An"

Page 14, line 8, strike "such"

Page 14, line 9, strike "such" and insert "the"

Page 14, line 20, strike "for"

Page 14, line 21, strike "such permit"

Page 14, line 24, strike "Such"

Page 14, line 26, after "board" and before the period insert "pursuant to section 144.122"

Page 14, line 32, strike "such" and insert "a"

Page 15, line 7, after "board" and before the comma insert "pursuant to section 144.122"

Page 15, line 15, after "board" and before the period insert "pursuant to section 144.122"

Page 15, line 16, after "board" insert "pursuant to section 144.122"

Page 15, line 22, strike "such" and insert "an"

Page 15, line 29, after "board" and before "for" insert "pursuant to section 144.122"

Page 16, line 18, strike "such" and insert "the"

Page 16, line 20, strike "such" and insert "a"

Page 17, line 27, after "hotels," insert "motels,"

Page 18, line 3, after "hotels," insert "motels,"

Page 18, line 9, after "hotel," insert "motel,"

Page 18, line 14, after "hotel," insert "motel,"

Page 18, line 15, strike the semicolon and insert a period

Page 18, line 16, strike "provided, that"

Page 18, line 16, after "hotel" insert ", motel"

Page 18, line 20, strike "such" and insert "the"

Page 18, line 21, after "hotel" insert ", motel"

Page 18, line 23, after "board" and before the period insert "pursuant to section 144.122"

Page 18, line 28, strike "; and," and insert a period

Page 18, line 29, after "board" and before "shall" insert "pursuant to section 144.122"

Page 19, line 2, strike "such" and insert "the"

Page 19, line 4, after "hotel," insert "motel,"

- Page 19, line 7, strike "such" and insert "*the*"
- Page 19, line 10, strike "such" and insert "*the*"
- Page 19, line 11, after "hotel," insert "*motel,*"
- Page 19, line 13, strike "such" and insert "*any other*"
- Page 19, line 15, strike ", and" and insert a period
- Page 19, line 18, after "hotels," insert "*motels,*"
- Page 19, line 20, strike "such" and insert "*the*"
- Page 20, line 21, after "hotel," insert "*motel,*"
- Page 20, line 23, strike "; and," and insert a period
- Page 20, line 23, strike "such" and insert "*this*"
- Page 20, line 26, strike "such"
- Page 20, line 27, strike "such" and insert "*the*"
- Page 20, line 30, strike "such manner as to" and insert "*violation of*"
- Page 20, line 31, strike "violate"
- Page 21, line 2, strike "such" and insert "*the*"
- Page 21, line 3, after "of" strike "such" and insert "*the*"
- Page 21, line 3, after "found" strike "and such" and insert ". *Each*"
- Page 22, line 2, strike "such" and insert "*the*"
- Page 24, line 3, after "hotels" insert "*and motels*"
- Page 24, line 12, strike "Such"
- Page 24, line 14, strike "; provided, that" and insert a period
- Page 24, line 22, strike "; provided, that" and insert a period
- Page 24, line 26, strike "such"
- Page 25, line 2, strike "; provided, that" and insert a period
- Page 27, line 13, strike "such" and insert "*the*"
- Page 27, line 17, after "hotel," insert "*motel,*"
- Page 28, line 11, strike "such"
- Page 28, line 12, after "of" and before "license" insert "*a*"
- Page 29, line 7, strike "such"
- Page 29, line 20, strike "such" and insert "*the*"

Page 29, line 21, after the period insert "*Any person, firm or corporation whose principal mode of business is licensed under sections 28A.04 and 28A.05 is exempt at that premises from licensure as a place of refreshment or restaurant; provided, that the holding of any license pursuant to section 28A.04 and 28A.05 shall not exempt any person, firm, or corporation from the applicable provisions of the*"

*chapter or the regulations of the state board of health relating to food and beverage service establishments."*

Page 30, line 8, after "board" insert "pursuant to section 144.122"

Page 30, line 20, after "board" and before the period insert "pursuant to section 144.122"

Page 30, line 28, strike "; provided that" and insert a period

Page 30, line 31, strike "Such" and insert "A"

Page 31, line 2, after "board" and before the period insert "pursuant to section 144.122"

Page 31, line 5, strike "department" and insert "board"

Page 31, line 29, strike "department" and insert "board"

Page 32, line 4, strike "department" and insert "board"

Page 32, line 7, strike "such" and insert "the"

Page 32, line 8, strike "department" and insert "board"

Page 32, line 11, strike "department" and insert "board"

Page 32, line 12, strike "department" and insert "board"

Page 32, line 13, strike "such" and insert "the"

Page 32, line 22, after "board" and before the period insert "pursuant to section 144.122"

Page 32, line 26, after "board" and before the period insert "pursuant to section 144.122"

Page 33, line 9, strike "such"

Page 33, line 12, strike "such"

Page 33, line 18, strike "department" and insert "board"

Page 33, line 25, strike "Such"

Page 34, line 4, after the period and before "All" insert "*All fees proposed to be prescribed in rules and regulations shall be reasonable. The fees shall be in an amount so that the total fees collected by the board will, where practical, approximate the cost to the board in administering the program.*"

Page 34, after line 7, insert:

"Sec. 35. Minnesota Statutes 1974, Chapter 144, is amended by adding a section to read:

[144.011] [DEPARTMENT OF HEALTH; CREATION; COMMISSIONER.] *The department of health is hereby created under the control of the commissioner of health. He shall be appointed by the governor, with the advice and consent of the senate for a four year term which shall coincide with the term of the governor and until his successor is appointed and qualifies. In case of a vacancy, the governor may appoint a commissioner, who shall immediately take office*

*and shall carry on all duties of the office until the next session of the legislature, when his appointment shall be submitted to the senate for approval.*

Sec. 36. Minnesota Statutes 1974, Chapter 144, is amended by adding a section to read:

[144.021] [POWERS OF COMMISSIONER; DEPUTY.] *The commissioner shall be accountable for the operation and administration of the department of health and shall enforce all laws relating to the public health of the state. He may appoint a deputy commissioner and a personal secretary who shall serve at his pleasure in the unclassified civil service.*

Sec. 37. Minnesota Statutes 1974, Chapter 144, is amended by adding a section to read:

[144.031] [HEALTH ADVISORY COUNCIL.] *Subdivision 1. [TERMS.] There is hereby created a health advisory council of 16 members who shall be appointed by the governor as follows: The terms of eight of the members shall be coterminus with the governor and the terms of the remaining eight members shall end one year after the terms of the other members. Members shall serve until their successors are appointed. If a successor has not been appointed by July 1 after the scheduled end of a member's term, the term of the member for whom a successor has not been appointed shall be extended until the first Monday in January four years after the scheduled end of the term. The governor shall fill vacancies for the unexpired terms.*

*Subd. 2. [COMPOSITION OF COUNCIL.] The membership of the council shall consist of eight public members as defined by Laws 1973, Chapter 638, and eight members broadly representing licensed health professions. Four of the public members and four of the professional members shall be appointed to a term similar to the one of the governor. The remaining public and professional members shall be appointed for a term expiring one year thereafter.*

*Subd. 3. [COMPENSATION.] Members of the council shall receive \$25 per day spent on council activities plus expenses as provided by section 43.329.*

*Subd. 4. [REMOVAL.] A member may be removed by the governor at any time (1) for cause after notice and hearing or (2) after missing three consecutive meetings. The chairman of the advisory council shall inform the governor of a member missing three consecutive meetings. After the second consecutive missed meeting and before the next meeting, the secretary of the council shall notify the member in writing that he may be removed if he misses the next meeting.*

*Subd. 5. [CHAIRMAN; STAFF.] The council shall elect a chairman from its members. The commissioner of health shall provide staff help as necessary.*

Sec. 38. Minnesota Statutes 1974, Chapter 144, is amended by adding a section to read:

[144.041] [DUTIES; POWERS OF THE ADVISORY COUNCIL.] *The health advisory council shall advise the commissioner on any matter concerning public health rules and the enforcement of any law or rule as the council deems appropriate. The council shall further advise the commissioner on any matter which the commissioner brings before the council.*

Sec. 39. Minnesota Statutes 1974, Chapter 144, is amended by adding a section to read:

[144.045] [PRINCIPAL DUTIES OF COMMISSIONER.] *Subdivision 1. [STAFF.] The commissioner shall organize the department as he deems most appropriate for the administration of public health and shall appoint employees as he deems necessary within the limits provided in chapters 16, 16A, and 43. All employees appointed under this section shall be in the classified service.*

*Subd. 2. [RULES.] The commissioner may promulgate rules under the provisions of chapter 15 which shall be known as "public health rule number" followed by a consecutive number.*

Sec. 40. Minnesota Statutes 1974, Section 144.05 is amended to read:

144.05 [GENERAL DUTIES OF COMMISSIONER.] *The state board commissioner of health acting through its secretary shall have general authority as the state's official health agency and shall be responsible for the development and maintenance of an organized system of programs and services for protecting, maintaining, and improving the health of the citizens. This authority shall include but not be limited to the following:*

(a) *Conduct studies and investigations, collect and analyze health and vital data, and identify and describe health problems;*

(b) *Plan, facilitate, coordinate, provide, and support the organization of services for the prevention and control of illness and disease and the limitation of disabilities resulting therefrom;*

(c) *Establish and enforce health standards for the protection and the promotion of the public's health such as quality of health services, reporting of disease, regulation of health facilities, environmental health hazards and manpower;*

(d) *Affect the quality of public health and general health care services by providing consultation and technical training for health professionals and paraprofessionals;*

(e) *Promote personal health by conducting general health education programs and disseminating health information;*

(f) *Coordinate and integrate local, state and federal programs and services affecting the public's health;*

(g) *Continually assess and evaluate the effectiveness and efficiency of health service systems and public health programming efforts in the state; and*



(h) Advise the governor and legislature on matters relating to the public's health.

Sec. 41. [INSTRUCTION TO REVISOR.] *The revisor of statutes is directed to delete throughout the Minnesota Statutes any reference to the "board of health" and substitute the terms "commissioner" or "commissioner of health" as appropriate. The revisor is further instructed to make the necessary changes in the statutes to transfer any power, duty, and authority of the former board of health to the commissioner of health. The revisor shall further delete any reference to the secretary and executive officer of the board.*

Sec. 42. [TEMPORARY PROVISIONS.] *The board of health is hereby abolished. All powers, duties and authorities of the previous board are hereby transferred to the commissioner of health.*

*The governor shall as soon as possible after the effective date of this act appoint the 16 members of the health advisory council for terms provided by section 37, subdivision 2."*

Page 34, line 8, after "Sections" and before "157.05;" insert "144.01; 144.02; 144.03; 144.04;"

Page 34, after line 10, insert:

Sec. 44. [EFFECTIVE DATE.] *Sections 1, 3, 6, 8, 10, 11, 12, 13, 14, 15, 16, 19, 29, 30, 31, 32, 33 and 34 of this act shall become effective on January 1, 1976. All other sections of this act shall become effective the day following its final enactment."*

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 8, after "penalties;" insert "transferring the duties and powers of the board of health to the commissioner of health; abolishing the board of health and creating a health advisory council;"

Page 1, line 9, strike "appropriating money;"

Page 1, line 10, after "62D.21;" insert "144.05;"

Page 1, line 11, strike "Subdivision 8" and insert "Subdivisions 6 and 8"

Page 1, line 18, after "Sections" insert "144.01; 144.02; 144.03; 144.04;"

And when so amended the bill do pass and be re-referred to the Committee on Governmental Operations. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred under Rule 35, together with the committee report thereon,

S. F. No. 79: A bill for an act relating to taxation; increasing the excise tax on gasoline used in motor vehicles using public highways; amending Minnesota Statutes 1974, Section 296.02, Subdivision 1.

Reports the same back with the recommendation that the report from the Committee on Transportation and General Legislation shown in the Journal for March 20, 1975 that "when so amended the bill do pass" be adopted. Amendment adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred

S. F. No. 491: A resolution congratulating Seth G. Huntington on his success in the United States coin design competition and on his other artistic achievements.

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 under Rule 35, together with the committee report thereon,

S. F. No. 431: A bill for an act relating to public health; establishing the office of director of health care delivery services for migrating Indians.

Reports the same back with the recommendation that the report from the Committee on Health, Welfare and Corrections as reported in the Journal for April 7, 1975 that "the bill do pass" be adopted but that the bill be re-referred to the Committee on Governmental Operations rather than the Committee on Finance. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred under Rule 35, together with the committee report thereon,

S. F. No. 275: A bill for an act relating to commerce; creating a commission on small business; describing its duties; appropriating funds for its operation.

Reports the same back with the recommendation that the report from the Committee on Labor and Commerce reported in the Journal for April 7, 1975 that "when so amended the bill do pass and be re-referred to the Committee on Finance" be adopted. Amendment adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 308, 319, 666 and 241 for comparison to companion Senate Files, reports the following House Files were found not identical with their companion Senate Files as follows:

<b>CALENDAR OF</b>					
<b>GENERAL ORDERS</b>		<b>ORDINARY MATTERS</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
319	310			241	212
308	80				
666	640				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 319 be amended as follows:

Page 1, line 12, delete "such a" and insert "the"

Page 1, line 24, delete "*such*" and insert "*the*"

Page 2, line 2, after "*facility*" insert " ; "

Page 2, line 3, delete "*such*" and insert "*the*"

Page 2, line 7, delete "*such*"

Page 2, line 10, delete "a subdivision" and insert "subdivisions"

Page 2, delete lines 20 and 21

Page 2, line 25, delete "*to*" and insert "*through*"

Page 2, line 30, delete "*such*"

Page 2, line 31, delete "*such*" and insert "*the*"

Page 3, line 2, delete "*such*" and insert "*the*"

Page 3, line 4, after "*retarded or*" insert "*the*"

Page 3, line 6, delete "*such*" and after "*homes*" insert "*for the mentally retarded or physically handicapped*"

Page 3, line 9, delete "4" and insert "3"

Page 3, line 9, delete "*immediately*" and insert "*the day following final*"

Page 3, line 10, delete "*upon*"

And when so amended, H. F. No. 319 will be identical to S. F. No. 310 and further recommends that H. F. No. 319 be given its second reading and substituted for S. F. No. 310 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 308 be amended as follows:

Page 1, line 18, after the stricken word "same" insert "*The board may control,*"

Page 1, line 18, strike "*the*"

Page 1, line 19, strike "*board may control*"

Page 4, line 24, strike " ; *excluding*" and insert "*. For purposes of this section, 'mass gatherings' shall not include*"

Page 4, line 25, after "*subdivision*" and before the period insert "*or a non-profit organization*"

And when so amended, H. F. No. 308 will be identical to S. F. No. 80 and further recommends that H. F. No. 308 be given its second reading and substituted for S. F. No. 80 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 666 be amended as follows:

Page 4, line 7, delete "*may covenant and agree*" and insert "*shall*"

Page 4, line 8, delete "to"

And when so amended, H. F. No. 666 will be identical to S. F. No. 640 and further recommends that H. F. No. 666 be given its second reading and substituted for S. F. No. 640 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 241 be amended as follows:

Page 1, line 10, after "*Statutes*" insert "1974"

Page 1, line 12, delete "*including*" and insert ", *except*" and after "*snorkel*" insert "*not attached to any artificial container of oxygen,*"

Page 1, line 20, delete "*unreasonably restrict*" and insert "*obstruct*"

Page 2, line 20, after "*If*" insert "*at the discretion of the diver*"

And when so amended, H. F. No. 241 will be identical to S. F. No. 212 and further recommends that H. F. No. 241 be given its second reading and substituted for S. F. No. 212 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred for proper reference under Rule 35, S. F. Nos. 1134, 1193, 1261, 1270, 1289, 1334, 1337 and 1378, reports the same back with the recommendation that the bills be re-referred as follows:

S. F. No. 1134 to the Committee on Judiciary.

S. F. Nos. 1193, 1334 and 1378 to the Committee on Labor and Commerce.

S. F. No. 1261 to the Committee on Local Government.

S. F. No. 1270 to the Committee on Health, Welfare and Corrections.

S. F. No. 1289 to the Committee on Natural Resources and Agriculture.

S. F. No. 1337 to the Committee on Education.

Report adopted.

Mr. Coleman from the Committee on Rules and Administration to which were referred H. F. Nos. 127, 73, 80, 346 and 176 for proper reference, recommends the above House Files be re-referred to their respective Committees as follows:

H. F. No. 80 to the Committee on Education.

H. F. No. 127 to the Committee on Judiciary.

H. F. Nos. 346 and 176 to the Committee on Labor and Commerce.

H. F. No. 73 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. 1222, 1221, 10, 151, 5, 874, 152, 949, 954, 993, 803, 1098, 206, 1004, 709, 733, 886, 476, 767, 923, 79 and 491 were read the second time.

#### SECOND READING OF HOUSE BILLS

H. F. Nos. 276, 434, 308, 319, 666 and 241 were read the second time.

#### MOTIONS AND RESOLUTIONS

Mr. Anderson moved that the name of Mr. Merriam be added as co-author to S. F. No. 1427. The motion prevailed.

Mr. McCutcheon moved that the name of Mr. Keefe, S. be added as co-author to S. F. No. 1333. The motion prevailed.

Mr. Arnold moved that the name of Mr. Schaaf be added as co-author to S. F. No. 2. The motion prevailed.

Mr. Hansen, Baldy moved that the report from the Committee on Labor and Commerce, reported April 10, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Hansen, Baldy moved that the foregoing report be now adopted. The motion prevailed.

#### CONFIRMATION

Mr. Hansen, Baldy moved that in accordance with the report from the Committee on Labor and Commerce, reported April 10, 1975, the Senate, having advised with, do now consent to and confirm the appointment of:

#### STATE BOARD OF ELECTRICITY

Darwin Draisey, 2440 Park Avenue, Minneapolis, Hennepin County, appointed effective January 1, 1975, for a term expiring January 1, 1980.

The motion prevailed. So the appointment was confirmed.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Hughes moved that the report from the Committee on Education, reported April 10, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Hughes moved that the foregoing report be now adopted. The motion prevailed.

### CONFIRMATION

Mr. Hughes moved that in accordance with the report from the Committee on Education reported April 10, 1975, the Senate, having advised with, do now consent to and confirm the appointments of:

### EDUCATION COMMISSION

Howard Casmeay, 7519 Harold Avenue, Golden Valley, Hennepin County, appointed effective January 6, 1975, for a term expiring January 6, 1979.

Richard Hawk, 2355 Edgumbe Road, St. Paul, Ramsey County, appointed effective January 6, 1975, for a term expiring January 6, 1979.

Ruth Myers, 1520 East 6th Street, Duluth, St. Louis County, appointed effective January 6, 1975, for a term expiring January 6, 1979.

Dr. Karl Grittner, 756 East Hoyt, St. Paul, Ramsey County, appointed effective January 6, 1975, for a term expiring January 6, 1979.

Mr. Hansen, Baldy requested that the appointment of Dr. Karl Grittner be divided out.

The question recurred on the confirmation of the foregoing appointments, with the exception of the appointment of Dr. Karl Grittner. The motion prevailed. So the appointments were confirmed.

The question being taken on the confirmation of:

### EDUCATION COMMISSION

Dr. Karl Grittner, 756 East Hoyt, St. Paul, Ramsey County, appointed effective January 6, 1975, for a term expiring January 6, 1979.

And the roll being called, there were yeas 56 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Olson, A. G.	Solon
Arnold	Doty	Kleinbaum	Olson, J. L.	Spear
Ashbach	Dunn	Knutson	O'Neill	Stassen
Bang	Frederick	Kowalczyk	Patton	Stokowski
Bernhagen	Gearty	Larson	Perpich, A. J.	Stumpf
Blatz	Hansen, Mel	Laufenburger	Perpich, G.	Tennessee
Borden	Hughes	Lewis	Pillsbury	Ueland
Brataas	Humphrey	McCutcheon	Purfeerst	Willet
Brown	Jensen	Milton	Renneke	
Chmielewski	Josefson	Moe	Schmitz	
Coleman	Keefe, J.	North	Schrom	
Conzemius	Keefe, S.	Olhoft	Sillers	

Messrs. Berg and Hansen, Baldy voted in the negative.

The motion prevailed. So the appointment was confirmed.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Perpich, G. moved that his name be stricken as chief author and the name of Mr. Milton be added as chief author to S. F. No. 1550. The motion prevailed.

Mr. Willet moved that S. F. No. 206 be stricken from General Orders and re-referred to the Committee on Finance. The motion prevailed.

Mr. Gearty moved that S. F. Nos. 151 and 152 on General Orders be stricken and placed on the Calendar of Ordinary Matters. The motion prevailed.

#### RECONSIDERATION

Mr. Coleman moved that the vote whereby Dr. Karl Grittner was confirmed by the Senate on April 14, 1975, be now reconsidered. The motion prevailed.

The question being taken on the confirmation of Dr. Karl Grittner,

And the roll being called, there were yeas 58 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Ogdahl	Schrom
Arnold	Doty	Kleinbaum	Olhoft	Sillers
Ashbach	Dunn	Knutson	Olson, A. G.	Solon
Bang	Frederick	Kowalczyk	Olson, J. L.	Spear
Berg	Gearty	Larson	O'Neill	Stassen
Bernhagen	Hansen, Mel	Laufenburger	Patton	Stokowski
Borden	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Brataas	Hughes	McCutcheon	Perpich, G.	Tennessee
Brown	Humphrey	Merriam	Pillsbury	Ueland
Chmielewski	Jensen	Milton	Purfeerst	Willet
Coleman	Josefson	Moe	Renneke	
Conzemius	Keefe, S.	North	Schmitz	

Mr. Hansen, Baldy voted in the negative.

The motion prevailed. So the appointment was confirmed.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman introduced—

Senate Resolution No. 21: A Senate resolution relating to the implementation of Rule 10 of the Permanent Rules of the Senate.

WHEREAS, Rule 10, paragraph 2, appearing in the Senate Journal for the 19th day, reads as follows:

“After a time specified by a resolution offered by the Committee on Rules and Administration, the Chairmen of the Commit-

tees 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 19, 1975 for the 1975 session.

Mr. Coleman moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Mr. Merriam moved that S. F. No. 226 be taken from the table. The motion prevailed.

Mr. Merriam moved that the Senate do not concur in the amendments by the House to S. F. No. 226 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. Merriam moved that S. F. No. 194 be taken from the table. The motion prevailed.

#### CONCURRENCE AND REPASSAGE

Mr. Merriam moved that the Senate concur in the amendments by the House to S. F. No. 194 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 194: A bill for an act relating to natural resources; authorizing the commissioner of natural resources to acquire land along canoe and boating routes; amending Minnesota Statutes 1974, Section 85.32, Subdivisions 2 and 3.

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 55 and nays 4, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Jensen	Milton	Schaaf
Arnold	Davies	Keefe, S.	North	Schmitz
Ashbach	Doty	Kirchner	Ogdahl	Sillers
Bang	Dunn	Kleinbaum	Olhoff	Solon
Berg	Frederick	Knutson	Olson, A. G.	Spear
Blatz	Gearty	Kowalczyk	Olson, J. L.	Stassen
Borden	Hansen, Baldy	Larson	O'Neill	Stokowski
Brataas	Hansen, Mel	Laufenburger	Patton	Stumpf
Brown	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Chenoweth	Hughes	McCutcheon	Pillsbury	Ueland
Coleman	Humphrey	Merriam	Purfeerst	Willet

Messrs. Bernhagen; Chmielewski; Perpich, G. and Schrom voted in the negative.

So the bill, as amended, was repassed and its title was agreed to.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Conzemius moved that H. F. No. 532 be withdrawn from the Committee on Health, Welfare and Corrections and re-



referred to the Committee on Governmental Operations. The motion prevailed.

### THIRD READING OF SENATE BILLS

S. F. No. 616: A bill for an act relating to labor; minimum wage; exempting persons under 18 who deliver flyers door-to-door from the minimum wage law; amending Minnesota Statutes 1974, Section 177.23, 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 55 and nays 9, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Ogdahl	Renneke
Arnold	Davies	Kirchner	Olhoft	Schmitz
Ashbach	Dunn	Kleinbaum	Olson, A. G.	Schrom
Bang	Frederick	Knutson	Olson, H. D.	Sillers
Berg	Gearty	Kowalczyk	Olson, J. L.	Solon
Bernhagen	Hansen, Baldy	Larson	O'Neill	Stassen
Blatz	Hansen, Mel	Lewis	Patton	Stokowski
Borden	Hanson, R.	McCutcheon	Perpich, A. J.	Tennessee
Brataas	Hughes	Merriam	Perpich, G.	Ueland
Brown	Humphrey	Moe	Pillsbury	Wegener
Chmielewski	Jensen	North	Purfeerst	Willet

Those who voted in the negative were:

Chenoweth	Doty	Laufenburger	Schaaf	Stumpf
Coleman	Keefe, S.	Milton	Spear	

So the bill passed and its title was agreed to.

S. F. No. 679: A bill for an act relating to public safety; regulating the use of explosives; authorizing sheriffs and certain chiefs of police to issue permits for the use of explosives; amending Minnesota Statutes 1974, Sections 299F.73; and 299F.75.

Was read the third time 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	Conzemius	Keefe, J.	Olhoft	Schrom
Arnold	Davies	Keefe, S.	Olson, A. G.	Sillers
Ashbach	Doty	Kirchner	Olson, H. D.	Solon
Bang	Dunn	Kleinbaum	Olson, J. L.	Spear
Berg	Frederick	Knutson	O'Neill	Stassen
Bernhagen	Gearty	Kowalczyk	Patton	Stokowski
Blatz	Hansen, Baldy	Larson	Perpich, A. J.	Stumpf
Borden	Hansen, Mel	Laufenburger	Perpich, G.	Tennessee
Brataas	Hanson, R.	Merriam	Pillsbury	Ueland
Brown	Hughes	Milton	Purfeerst	Wegener
Chenoweth	Humphrey	Moe	Renneke	Willet
Chmielewski	Jensen	North	Schaaf	
Coleman	Josefson	Ogdahl	Schmitz	

Messrs. Lewis and McCutcheon voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 426: A bill for an act relating to foods; requiring eating places that serve meat containing meat substitutes for consumption to indicate the same on its menu or bill of fare; 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 53 and nays 9, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Keefe, J.	North	Sillers
Ashbach	Dunn	Kirchner	Olhoff	Solon
Bang	Frederick	Kleinbaum	Olson, H. D.	Spear
Berg	Gearty	Knutson	Olson, J. L.	Stassen
Bernhagen	Hansen, Baldy	Kowalczyk	O'Neill	Stokowski
Blatz	Hansen, Mel	Larson	Patton	Stumpf
Borden	Hanson, R.	Laufenburger	Perpich, A. J.	Ueland
Brataas	Hughes	Lewis	Purfeerst	Wegener
Brown	Humphrey	Merriam	Renneke	Willet
Chmielewski	Jenssen	Milton	Schmitz	
Conzemius	Josefson	Moe	Schrom	

Those who voted in the negative were:

Coleman	Keefe, S.	Ogdahl	Pillsbury	Tennessee
Davies	McCutcheon	Perpich, G.	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 126: A bill for an act relating to game and fish; methods of taking bear; providing a penalty; amending Minnesota Statutes 1974, Section 100.29, 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 1, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	Ogdahl	Schmitz
Arnold	Doty	Kirchner	Olhoff	Schrom
Ashbach	Dunn	Kleinbaum	Olson, A. G.	Sillers
Bang	Frederick	Knutson	Olson, H. D.	Solon
Berg	Gearty	Kowalczyk	Olson, J. L.	Spear
Bernhagen	Hansen, Baldy	Larson	O'Neill	Stassen
Blatz	Hansen, Mel	Laufenburger	Patton	Stokowski
Borden	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Brataas	Hughes	McCutcheon	Perpich, G.	Tennessee
Brown	Humphrey	Merriam	Pillsbury	Ueland
Chenoweth	Jenssen	Milton	Purfeerst	Wegener
Chmielewski	Josefson	Moe	Renneke	Willet
Coleman	Keefe, J.	North	Schaaf	

Mr. Davies voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 565: A bill for an act relating to school districts; investment of school district funds; amending Minnesota Statutes 1974, Section 471.561.

Was read the third time 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	Conzemius	Keefe, J.	North	Schaaf
Arnold	Davies	Keefe, S.	Ogdahl	Schmitz
Ashbach	Doty	Kirchner	Olhoft	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	Frederick	Knutson	Olson, H. D.	Solon
Bernhagen	Gearty	Kowalczyk	Olson, J. L.	Spear
Blatz	Hansen, Baldy	Larson	O'Neill	Stassen
Borden	Hansen, Mel	Laufenburger	Patton	Stokowski
Brataas	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Brown	Hughes	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Humphrey	Merriam	Pillsbury	Ueland
Chmielewski	Jensen	Milton	Purfeerst	Wegener
Coleman	Josefson	Moe	Renneke	Willet

So the bill passed and its title was agreed to.

S. F. No. 38: A bill for an act relating to education; requiring each school district to make reports concerning the consumption of energy; amending Minnesota Statutes 1974, Section 120.78, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 6, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Keefe, J.	North	Schmitz
Arnold	Conzemius	Keefe, S.	Ogdahl	Sillers
Ashbach	Davies	Kirchner	Olhoft	Solon
Bang	Doty	Kleinbaum	Olson, A. G.	Spear
Berg	Dunn	Knutson	Olson, H. D.	Stassen
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Stokowski
Blatz	Gearty	Larson	O'Neill	Stumpf
Borden	Hansen, Mel	Laufenburger	Patton	Tennessee
Brataas	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Brown	Hughes	McCutcheon	Pillsbury	Wegener
Chenoweth	Humphrey	Merriam	Renneke	Willet
Chmielewski	Jensen	Milton	Schaaf	

Those who voted in the negative were:

Hansen, Baldy	Moe	Perpich, G.	Purfeerst	Schrom
Josefson				

So the bill passed and its title was agreed to.

S. F. No. 730: A bill for an act relating to motor vehicles; application for certificate of title for a previously registered vehicle; amending Minnesota Statutes 1974, Section 168A.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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	North	Schaaf
Arnold	Davies	Keefe, S.	Ogdahl	Schmitz
Ashbach	Doty	Kirchner	Olhoft	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	Frederick	Knutson	Olson, H. D.	Solon
Bernhagen	Gearty	Kowalczyk	Olson, J. L.	Spear
Blatz	Hansen, Baldy	Larson	O'Neill	Stassen
Borden	Hansen, Mel	Laufenburger	Patton	Stokowski
Brataas	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Brown	Hughes	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Humphrey	Merriam	Pillsbury	Ueland
Chmielewski	Jensen	Milton	Purfeerst	Wegener
Coleman	Josefson	Moe	Renneke	Willet

So the bill passed and its title was agreed to.

S. F. No. 458: A bill for an act relating to game and fish; removing the raccoon from the unprotected list and authorizing the commissioner of natural resources to prescribe a season thereon; amending Minnesota Statutes 1974, Sections 100.26, Subdivision 1; and 100.27, Subdivision 3.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 4, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Ogdahl	Schmitz
Arnold	Doty	Keefe, S.	Olhoft	Schrom
Ashbach	Dunn	Kirchner	Olson, A. G.	Sillers
Berg	Frederick	Kleinbaum	Olson, H. D.	Solon
Bernhagen	Gearty	Knutson	Olson, J. L.	Stassen
Blatz	Hansen, Baldy	Kowalczyk	O'Neill	Stokowski
Borden	Hansen, Mel	Larson	Patton	Tennessee
Brataas	Hanson, R.	McCutcheon	Perpich, A. J.	Ueland
Brown	Hughes	Merriam	Perpich, G.	Wegener
Chmielewski	Humphrey	Milton	Pillsbury	Willet
Coleman	Jensen	Moe	Purfeerst	
Conzemius	Josefson	North	Renneke	

Messrs. Lewis, Schaaf, Spear and Stumpf voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 303: A bill for an act relating to game and fish; authori-

zing use of portable fish houses within the boundary waters canoe area.

Was read the third time 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:

Arnold	Davies	Josefson	Olson, J. L.	Schmitz
Ashbach	Doty	Keefe, J.	O'Neill	Schrom
Berg	Frederick	Keefe, S.	Patton	Solon
Blatz	Gearty	Kleinbaum	Perpich, A. J.	Stokowski
Brataas	Hansen, Baldy	Larson	Perpich, G.	Stumpf
Brown	Hanson, R.	Laufenburger	Pillsbury	Ueland
Chmielewski	Hughes	Ogdahl	Purfeerst	Wegener
Conzemius	Jensen	Olson, H. D.	Renneke	Willet

Those who voted in the negative were:

Anderson	Dunn	Kowalczyk	Moe	Sillers
Bang	Hansen, Mel	Lewis	North	Spear
Bernhagen	Humphrey	McCutcheon	Olhoft	Stassen
Borden	Kirchner	Merriam	Olson, A. G.	Tennessee
Chenoweth	Knutson	Milton	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 160: A bill for an act relating to commerce; permitting state banks to charge an interest rate based upon the federal reserve discount rate on short term commercial paper in the ninth federal reserve district; amending Minnesota Statutes 1974, Section 334.01, 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 50 and nays 12, as follows:

Those who voted in the affirmative were:

Anderson	Chenoweth	Hanson, R.	Milton	Renneke
Arnold	Chmielewski	Jensen	Moe	Schmitz
Ashbach	Conzemius	Josefson	Ogdahl	Schrom
Bang	Davies	Keefe, J.	Olson, H. D.	Sillers
Berg	Doty	Kleinbaum	Olson, J. L.	Solon
Bernhagen	Dunn	Knutson	O'Neill	Stassen
Blatz	Frederick	Kowalczyk	Patton	Stokowski
Borden	Gearty	Larson	Perpich, A. J.	Tennessee
Brataas	Hansen, Baldy	Laufenburger	Pillsbury	Ueland
Brown	Hansen, Mel	Merriam	Purfeerst	Wegener

Those who voted in the negative were:

Humphrey	McCutcheon	Olson, A. G.	Schaaf	Stumpf
Keefe, S.	North	Perpich, G.	Spear	Willet
Lewis	Olhoft			

So the bill passed and its title was agreed to.

S. F. No. 244: A bill for an act relating to the City of Minneapolis; authorizing the issuance of on-sale liquor licenses to certain establishments.

Was read the third time 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 19, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Keefe, S.	Patton	Spear
Ashbach	Frederick	Kleinbaum	Perpich, A. J.	Stokowski
Berg	Gearty	Laufenburger	Perpich, G.	Stumpf
Borden	Hansen, Baldy	Lewis	Pillsbury	Tennessee
Brataas	Hansen, Mel	Milton	Purfeerst	Ueland
Brown	Hanson, R.	Moe	Schaaf	Wegener
Coleman	Hughes	North	Schmitz	
Conzemius	Humphrey	Ogdahl	Sillers	
Davies	Jensen	O'Neill	Solon	

Those who voted in the negative were:

Bang	Josefson	Kowalczyk	Olhoft	Renneke
Bernhagen	Keefe, J.	Larson	Olson, A. G.	Schrom
Blatz	Kirchner	McCutcheon	Olson, H. D.	Willet
Chmielewski	Knutson	Merriam	Olson, J. L.	

So the bill passed and its title was agreed to.

S. F. No. 375: A bill for an act relating to city and town government; excluding statutory cities from the application of certain city laws; modifying the application of other laws to conform to the present classification of cities; amending various statutes to reflect the conversion of villages and boroughs to statutory cities; repealing various obsolete provisions of municipal laws; amending Minnesota Statutes 1974, Sections 144.154; 145.01; 205.07, Subdivision 1; 205.10; 205.-11; 205.13; 205.14, Subdivision 3; 205.15; 205.16; 205.17, Subdivisions 1 and 3; 205.20, Subdivisions 1 and 4; 329.09; 366.10; 410.05, Subdivision 1; 412.02, Subdivision 5; 412.022, Subdivision 1; 412.023, Subdivision 5; 412.131; 412.171; 412.191, Subdivision 1; 412.311; 412.571, Subdivisions 1, 4 and 5; 413.02, Subdivisions 1 and 2; 415.11, Subdivision 1; 427.09; 427.10; 427.11; 427.12; 429.111; 437.02; 440.-11; 440.135, Subdivision 1; 446.04, Subdivision 1; 447.05; 451.06; 451.09; 452.01, Subdivision 1; 455.01; 455.05; 455.13; 455.23; 455.26; 455.27; 455.28; 455.29; 455.30; 455.32; 456.32; 457.13; 458.09, Subdivision 1; 458.20; 458.25; 458.46; 463.04; 465.26; 465.70; 465.-71; 471.38, Subdivision 1; Chapters 205, by adding a section; 410, by adding a section; and repealing Minnesota Statutes 1974, Sections 118.05; 145.02; 197.64; 205.05; 205.06; 205.07, Subdivision 2; 205.-08; 205.09; 205.091; 205.12; 274.013; 275.24; 275.36; 368.12; 368.50 to 368.84; 412.017; 412.022, Subdivisions 2 and 3; 412.191, Subdivision 5; 412.841; 415.031 to 415.07; 416.03; 416.04; 416.08 to 416.15; 418.13 to 418.15; 423.21; 426.09; 426.10; 426.15 to 426.18; 435.05; 435.41; 435.46; 436.02; 436.04; 437.01; 438.03; 438.04; 438.07; 440.12; 440.16 to 440.32; 440.39; 441.10 to 441.20; 441.265 to 441.46; 443.14 to 443.17; 443.20 to 443.25; 444.15; 446.03; 447.08; 447.09; 447.23; 448.04 to 448.16; 448.26 to 448.49; 449.04; 449.05;

449.07; 450.06 to 450.08; 452.01, Subdivision 2; 452.02 to 452.07; 452.18 to 452.20; 453.01 to 453.14; 454.01 to 454.045; 455.02 to 455.04; 445.06 to 455.11; 455.15 to 455.22; 456.01 to 456.15; 456.23; 457.02; 457.12; 458.26 to 458.31; 458.47 to 458.49; 459.08 to 459.13; 461.01; 461.07 to 461.11; 463.05; 465.06 to 465.08; 465.51; 465.52; 465.57; 465.59 to 465.63; 471.01 to 471.04; 471.05 to 471.14; 471.48; 645.44, Subdivision 3a; Chapter 460, as it appears in Minnesota Statutes 1945; Laws 1895, Chapter 239; Laws 1897, Chapter 85; Laws 1901, Chapter 379; Laws 1907, Chapter 22; Laws 1911, Chapter 53; Laws 1913, Chapters 7 and 47; Laws 1915, Chapters 125 and 230, Sections 2 and 3; Laws 1917, Chapter 190; Laws 1919, Chapter 424; Laws 1921, Chapter 30; Extra Session Laws 1935, Chapter 8; Laws 1937, Chapter 198; Laws 1941, Chapter 266, as amended; Laws 1947, Chapter 470 and Laws 1953, Chapter 697.

Was read the third time 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	Conzemius	Keefe, S.	Ogdahl	Schmitz
Arnold	Davies	Kirchner	Olhoft	Schrom
Ashbach	Doty	Kleinbaum	Olson, A. G.	Sillers
Bang	Dunn	Knutson	Olson, H. D.	Solon
Berg	Frederick	Kowalczyk	Olson, J. L.	Spear
Bernhagen	Gearty	Larson	O'Neill	Stassen
Blatz	Hansen, Mel	Laufenburger	Patton	Stokowski
Borden	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Brataas	Hughes	McCutcheon	Perpich, G.	Tennessee
Brown	Humphrey	Merriam	Pillsbury	Ueland
Chenoweth	Jensen	Milton	Purfeerst	Wegener
Chmielewski	Josefson	Moe	Renneke	Willet
Coleman	Keefe, J.	North	Schaaf	

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. 136: A bill for an act relating to taxation; changing date and method of distribution of homestead credit aid and certain other aids; providing for certification of homestead credit on abstract of tax list; defining census for purpose of levy limitation; providing for payment date of certain taconite taxes and taconite and taconite railroad tax aids; amending Minnesota Statutes 1974, Sections 124.03, Subdivision 3; 270.11, Subdivision 2; 273.13, Subdivision 15a; 275.29; 275.53, Subdivision 1; 294.26; 298.27; 298.28, Subdivision 1; 298.281, Subdivision 1; 298.282, Subdivision 4; and 298.32.

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 63 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Ogdahl	Schmitz
Arnold	Doty	Kirchner	Olhoft	Schrom
Ashbach	Dunn	Kleinbaum	Olson, A. G.	Sillers
Bang	Frederick	Knutson	Olson, H. D.	Spear
Berg	Gearty	Kowalczyk	Olson, J. L.	Stassen
Bernhagen	Hansen, Baldy	Larson	O'Neill	Stokowski
Blatz	Hansen, Mel	Laufenburger	Patton	Stumpf
Borden	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Brataas	Hughes	McCutcheon	Perpich, G.	Ueland
Brown	Humphrey	Merriam	Pillsbury	Wegener
Chenoweth	Jensen	Milton	Purfeerst	Willet
Chmielewski	Josefson	Moe	Renneke	
Conzemius	Keefe, J.	North	Schaaf	

Mr. Solon voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 227: A bill for an act relating to taxation; treatment of certain employee retirement plans; eliminating any question of disqualification of the plans and related trusts because of increased contribution limits under the Internal Revenue Code of 1954, as amended; otherwise preserving Minnesota tax treatment of the plans; amending Minnesota Statutes 1974, 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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	North	Schaaf
Arnold	Davies	Keefe, S.	Ogdahl	Schmitz
Ashbach	Doty	Kirchner	Olhoft	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	Frederick	Knutson	Olson, H. D.	Solon
Bernhagen	Gearty	Kowalczyk	Olson, J. L.	Spear
Blatz	Hansen, Baldy	Larson	O'Neill	Stassen
Borden	Hansen, Mel	Laufenburger	Patton	Stokowski
Brataas	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Brown	Hughes	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Humphrey	Merriam	Pillsbury	Ueland
Chmielewski	Jensen	Milton	Purfeerst	Wegener
Coleman	Josefson	Moe	Renneke	Willet

So the bill passed and its title was agreed to.

H. F. No. 286: A bill for an act relating to education; school districts; powers and duties; authorizing the leasing of school buildings; amending Minnesota Statutes 1974, Sections 123.36, Subdivision 7; 123.37, Subdivision 3; and 124.15, 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	Conzemius	Keefe, J.	Ogdahl	Schmitz
Arnold	Davies	Keefe, S.	Olhoft	Schrom
Ashbach	Doty	Kirchner	Olson, A. G.	Sillers
Bang	Dunn	Kleinbaum	Olson, H. D.	Solon
Berg	Frederick	Knutson	Olson, J. L.	Spear
Bernhagen	Gearty	Kowalczyk	O'Neill	Stassen
Blatz	Hansen, Baldy	Larson	Patton	Stokowski
Borden	Hansen, Mel	Laufenburger	Perpich, A. J.	Stumpf
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Tennessee
Brown	Hughes	Merriam	Pillsbury	Ueland
Chenoweth	Humphrey	Milton	Purfeerst	Wegener
Chmielewski	Jensen	Moe	Renneke	Willet
Coleman	Josefson	North	Schaaf	

Mr. Lewis voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 31: A bill for an act relating to education; more exactly defining the conditions for the reception of certain transportation aids; amending Minnesota Statutes 1974, Sections 123.77, Subdivision 2; and 123.78, 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 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	Ogdahl	Schmitz
Arnold	Doty	Kirchner	Olhoft	Sillers
Ashbach	Dunn	Kleinbaum	Olson, A. G.	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	Laufenburger	Patton	Stumpf
Borden	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Brataas	Hughes	McCutcheon	Perpich, G.	Ueland
Brown	Humphrey	Merriam	Pillsbury	Wegener
Chenoweth	Jensen	Milton	Purfeerst	Willet
Chmielewski	Josefson	Moe	Renneke	
Coleman	Keefe, J.	North	Schaaf	

So the bill passed and its title was agreed to.

H. F. No. 51: A bill for an act relating to distinctions on the basis of sex; abolishing these distinctions in the law concerning changing of names; amending Minnesota Statutes 1974, Sections 259.10; 259.11; 517.08, Subdivision 3; 518.27; and Chapter 517, 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 38 and nays 24, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Keefe, S.	Ogdahl	Spear
Borden	Hansen, Baldy	Kirchner	Olson, A. G.	Stassen
Brataas	Hansen, Mel	Knutson	Olson, J. L.	Stokowski
Brown	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Coleman	Hughes	Merriam	Perpich, G.	Tennessee
Conzemius	Humphrey	Milton	Pillsbury	Ueland
Davies	Jensen	Moe	Schaaf	
Doty	Josefson	North	Solon	

Those who voted in the negative were:

Ashbach	Chmielewski	Kowalczyk	O'Neill	Schrom
Bang	Frederick	Larson	Patton	Sillers
Berg	Gearty	Laufenburger	Purfeerst	Wegener
Bernhagen	Keefe, J.	Olhoft	Renneke	Willet
Blatz	Kleinbaum	Olson, H. D.	Schmitz	

So the bill passed and its title was agreed to.

H. F. No. 412: A bill for an act relating to the organization and operation of state government; transferring functions of certain state agencies; permitting the creation of two advisory agencies; creating the veterans advisory committee; establishing an expiration date for the Vietnam Veterans bonus review board; abolishing various state agencies; amending Minnesota Statutes 1974, Chapter 198, by adding a section; Sections 15.047, Subdivision 1; 124.41; 173.02, Subdivision 4; 173.04, Subdivisions 2 and 3; 197.977; 197.978, by adding a subdivision; 198.001, by adding subdivisions; 198.01; 198.022; 198.03; 198.05; 198.06; 198.16; 198.161; 198.23; 198.261; 198.265; 206.08; 241.045, Subdivision 1; 256.482, Subdivision 5; and 507.09; repealing Minnesota Statutes 1974, Sections 4.20; 4.25; 12.12; 15.046; 29.011; 29.013; 94.36 to 94.40; 115.17; 136B.01; 136B.02; 173.04, Subdivision 1; 176.621; 176.631; 198.001, Subdivision 3; 198.07; 198.071; 198.072; 198.073; 198.08; 198.09; 332.36 and 507.08.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	North	Schaaf
Arnold	Davies	Keefe, S.	Ogdahl	Schmitz
Ashbach	Doty	Kirchner	Olhoft	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	Frederick	Knutson	Olson, H. D.	Solon
Bernhagen	Gearty	Kowalczyk	Olson, J. L.	Spear
Blatz	Hansen, Baldy	Larson	O'Neill	Stassen
Borden	Hansen, Mel	Laufenburger	Patton	Stokowski
Brataas	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Brown	Hughes	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Humphrey	Merriam	Pillsbury	Ueland
Chmielewski	Jensen	Milton	Purfeerst	Wegener
Coleman	Josefson	Moe	Renneke	Willet

So the bill passed and its title was agreed to.

## CALENDAR OF ORDINARY MATTERS

S. F. No. 871: A bill for an act relating to St. Louis County; providing for the donation of Mesabi nursing home to range hospital corporation, a nonprofit corporation.

Was read the third time 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	Conzemius	Keefe, J.	North	Schaaf
Arnold	Davies	Keefe, S.	Ogdahl	Schmitz
Ashbach	Doty	Kirchner	Olhoft	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	Frederick	Knutson	Olson, H. D.	Solon
Bernhagen	Gearty	Kowalczyk	Olson, J. L.	Spear
Blatz	Hansen, Baldy	Larson	O'Neill	Stassen
Borden	Hansen, Mel	Laufenburger	Patton	Stokowski
Brataas	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Brown	Hughes	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Humphrey	Merriam	Pillsbury	Ueland
Chmielewski	Jensen	Milton	Purfeerst	Wegener
Coleman	Josefson	Moe	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 906: A bill for an act relating to plats and surveys; filing and certification thereof; providing an increase in the filing fees charged by the register of deeds; amending Minnesota Statutes 1974, Section 505.08, 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 62 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Olhoft	Schmitz
Arnold	Doty	Kleinbaum	Olson, A. G.	Schrom
Ashbach	Dunn	Knutson	Olson, H. D.	Sillers
Bang	Frederick	Kowalczyk	Olson, J. L.	Solon
Berg	Gearty	Larson	O'Neill	Spear
Bernhagen	Hansen, Baldy	Laufenburger	Patton	Stassen
Blatz	Hansen, Mel	Lewis	Perpich, A. J.	Stokowski
Borden	Hanson, R.	Merriam	Perpich, G.	Stumpf
Brataas	Hughes	Milton	Pillsbury	Tennessee
Brown	Humphrey	Moe	Purfeerst	Ueland
Chenoweth	Josefson	North	Renneke	Wegener
Chmielewski	Keefe, J.	Ogdahl	Schaaf	Willet
Coleman	Keefe, S.			

Mr. Jensen voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 889: A bill for an act relating to real estate; removing specific charge for copies of instrument filed with registrar; amending Minnesota Statutes 1974, Section 508.38.

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 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	Ogdahl	Schmitz
Arnold	Davies	Keefe, S.	Olhoft	Schrom
Ashbach	Doty	Kirchner	Olson, A. G.	Sillers
Bang	Dunn	Kleinbaum	Olson, H. D.	Solon
Berg	Frederick	Knutson	Olson, J. L.	Spear
Bernhagen	Gearty	Kowalczyk	O'Neill	Stassen
Blatz	Hansen, Baldy	Larson	Patton	Stokowski
Borden	Hansen, Mel	Laufenburger	Perpich, A. J.	Stumpf
Brataas	Hanson, R.	Lewis	Perpich, G.	Tennessee
Brown	Hughes	Merriam	Pillsbury	Ueland
Chenoweth	Humphrey	Milton	Purfeerst	Wegener
Chmielewski	Jensen	Moe	Renneke	Willet
Coleman	Josefson	North	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 588: A bill for an act relating to the Rice creek watershed district; providing for the establishment of a district water maintenance and repair fund; authorizing a tax levy for water maintenance and repair 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 61 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Olson, A. G.	Sillers
Arnold	Doty	Kleinbaum	Olson, H. D.	Solon
Bang	Dunn	Knutson	Olson, J. L.	Spear
Berg	Frederick	Kowalczyk	O'Neill	Stassen
Bernhagen	Gearty	Larson	Patton	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Stumpf
Borden	Hansen, Mel	Lewis	Perpich, G.	Tennessee
Brataas	Hanson, R.	Merriam	Pillsbury	Ueland
Brown	Hughes	Milton	Purfeerst	Wegener
Chenoweth	Humphrey	Moe	Renneke	
Chmielewski	Jensen	North	Schaaf	
Coleman	Josefson	Ogdahl	Schmitz	
Conzemius	Keefe, S.	Olhoft	Schrom	

Messrs. Ashbach and Willet voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 587: A bill for an act relating to the Rice creek watershed district; authorizing an ad valorem tax 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 52 and nays 11, as follows:

Those who voted in the affirmative were:

Arnold	Frederick	Kleinbaum	Olhoft	Schaaf
Bang	Gearty	Larson	Olson, A. G.	Schmitz
Berg	Hansen, Baldy	Laufenburger	Olson, H. D.	Sillers
Bernhagen	Hansen, Mel	Lewis	Olson, J. L.	Solon
Blatz	Hanson, R.	McCutcheon	O'Neill	Spear
Chenoweth	Hughes	Merriam	Patton	Stokowski
Coleman	Humphrey	Milton	Perpich, A. J.	Stumpf
Conzemius	Jensen	Moe	Perpich, G.	Tennessee
Davies	Josefson	North	Purfeerst	Ueland
Doty	Keefe, S.	Ogdahl	Renneke	Wegener
Dunn	Kirchner			

Those who voted in the negative were:

Ashbach	Brown	Knutson	Pillsbury	Stassen
Borden	Chmielewski	Kowalczyk	Schrom	Willet
Brataas				

So the bill passed and its title was agreed to.

S. F. No. 764: A bill for an act relating to the city of Crystal; providing for the filing of candidates for primary elections; amending Laws 1971, Chapter 213, 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	Ogdahl	Schmitz
Arnold	Davies	Kirchner	Olhoft	Schrom
Ashbach	Doty	Kleinbaum	Olson, A. G.	Sillers
Bang	Dunn	Knutson	Olson, H. D.	Solon
Berg	Frederick	Kowalczyk	Olson, J. L.	Spear
Bernhagen	Gearty	Larson	O'Neill	Stassen
Blatz	Hansen, Baldy	Laufenburger	Patton	Stokowski
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Stumpf
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Tennessee
Brown	Hughes	Merriam	Pillsbury	Ueland
Chenoweth	Humphrey	Milton	Purfeerst	Wegener
Chmielewski	Jensen	Moe	Renneke	Willet
Coleman	Josefson	North	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 997: 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.

Was read the third time 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	Conzemius	Keefe, S.	Ogdahl	Schrom
Arnold	Davies	Kirchner	Olhoft	Sillers
Ashbach	Doty	Kleinbaum	Olson, A. G.	Solon
Bang	Dunn	Knutson	Olson, J. L.	Spear
Berg	Frederick	Kowalczyk	O'Neill	Stassen
Bernhagen	Gearty	Larson	Patton	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Stumpf
Borden	Hansen, Mel	Lewis	Perpich, G.	Tennessee
Brataas	Hanson, R.	McCutcheon	Pillsbury	Ueland
Brown	Hughes	Merriam	Purfeerst	Wegener
Chenoweth	Humphrey	Milton	Renneke	Willet
Chmielewski	Jensen	Moe	Schaaf	
Coleman	Josefson	North	Schmitz	

So the bill passed and its title was agreed to.

### SUSPENSION OF RULES

Mr. Borden moved that the rules of the Senate be so far suspended as to revert to the Order of Business of Introduction and First Reading of Senate Bills. The motion prevailed.

### INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bill was read the first time and referred to the committee indicated.

Mr. Borden introduced—

S. F. No. 1558: A bill for an act relating to the city of Brainerd; authorizing the issuance of general obligation bonds to finance the razing of hazardous buildings.

Referred to the Committee on Local Government.

### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 9:30 o'clock a. m., Thursday, April 17, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

**THIRTY-THIRD DAY**

**St. Paul, Minnesota, Wednesday, April 16, 1975**

**The House of Representatives met on Wednesday, April 16, 1975, which was the Thirty-Third Legislative Day of the Sixty-Ninth Session of the Minnesota State Legislature. The Senate did not meet on this date.**

## THIRTY-FOURTH DAY

St. Paul, Minnesota, Thursday, April 17, 1975

The Senate met at 9:30 o'clock a.m. and was called to order by the President.

## CALL OF THE SENATE

Mr. Gearty imposed a call of the Senate. The following Senators answered to their names:

Anderson	Coleman	Keefe, S.	Olhoft	Renneke
Arnold	Conzemius	Kirchner	Olson, A. G.	Spear
Ashbach	Davies	Kleinbaum	Olson, H. D.	Stokowski
Berg	Doty	Kowalczyk	Olson, J. L.	Stumpf
Bernhagen	Gearty	Larson	O'Neill	Ueland
Borden	Hansen, Baldy	Laufenburger	Patton	Wegener
Brataas	Hansen, Mel	Lewis	Perpich, A. J.	Willet
Brown	Hanson, R.	Milton	Perpich, G.	
Chenoweth	Hughes	Moe	Pillsbury	
Chmielewski	Humphrey	Ogdahl	Purfeerst	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rabbi Sylvan D. Kamens.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kirchner	Olhoft	Solon
Arnold	Dunn	Kleinbaum	Olson, A. G.	Spear
Ashbach	Fitzsimons	Knutson	Olson, H. D.	Stassen
Bang	Frederick	Kowalczyk	Olson, J. L.	Stokowski
Berg	Gearty	Larson	O'Neill	Stumpf
Bernhagen	Hansen, Baldy	Laufenburger	Patton	Tennessee
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Ueland
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Wegener
Brown	Hughes	Merriam	Pillsbury	Willet
Chenoweth	Humphrey	Milton	Purfeerst	
Chmielewski	Jensen	Moe	Renneke	
Coleman	Josefson	Nelson	Schaaf	
Conzemius	Keefe, J.	North	Schmitz	
Davies	Keefe, S.	Ogdahl	Sillers	

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.



**MEMBERS EXCUSED**

Messrs. Blatz and Schrom were excused from the Session of today. Mr. Ueland was excused from the Session of today, beginning at 3:30 o'clock p.m. Mr. Jensen was excused from the latter part of today's Session.

**EXECUTIVE AND OFFICIAL COMMUNICATIONS**

April 15, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

The following appointment to the Minnesota Higher Education Coordinating Commission is hereby submitted to the Senate for confirmation as required by law:

David Lebedoff, 17 South First Street, Minneapolis, Hennepin County, effective January 10, 1975, for a term expiring February 15, 1977.

Sincerely,  
Wendell R. Anderson, Governor

Referred to the Committee on Education.

The Honorable Martin O. Sabo  
Speaker of the House of Representatives

The Honorable Alec G. Olson  
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1975 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S. F. No.	H. F. No.	Session Laws Chapter No.	Date Approved 1975	Date Filed 1975
	163	28	April 11	April 11
	272	29	April 11	April 11
	611	30	April 11	April 11
228		31	April 11	April 11
264		32	April 11	April 11
669		33	April 11	April 11
702		34	April 11	April 11

Sincerely,  
Joan Anderson Growe  
Secretary of State

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bills were read the first time and referred to the committees indicated.

Mr. Schaaf introduced—

S. F. No. 1559: A bill for an act relating to the legislature; establishing the Minnesota interim commission on the economic and employment status of women; appropriating money.

Referred to the Committee on Rules and Administration.

Mr. Schaaf introduced—

S. F. No. 1560: A bill for an act relating to elections; making the uniform municipal election day mandatory; amending Minnesota Statutes 1974, Section 205.20.

Referred to the Committee on Transportation and General Legislation.

Messrs. Nelson and Hughes and Mrs. Brataas introduced—

S. F. No. 1561: A bill for an act proposing an amendment to the Minnesota Constitution, Article I, Sections 2, 6, 7, 8, 16 and 17, Article IV, Sections 5, 8, 23 and 24, Article V, Sections 2, 3, 5 and 6, Article VI, Sections 4, 6, 9, 10 and 13, Article VII, Sections 1, 2, 3, 6 and 8, Article VIII, Sections 3 and 4, Article XI, Sections 7, 8 and 13, and Article XIII, Section 11; removing references to gender from the constitution.

Referred to the Committee on Judiciary.

Mr. Schmitz introduced—

S. F. No. 1562: A bill for an act relating to taxation; exempting gasoline used for agricultural purposes from gas tax; amending Minnesota Statutes 1974, Chapter 296, by adding a section.

Referred to the Committee on Taxes and Tax Laws.

Mr. Schrom introduced—

S. F. No. 1563: A bill for an act relating to the city of Sartell; property assessment as a function of the city assessor.

Referred to the Committee on Local Government.

Messrs. Olson, A. G.; Blatz and Conzemius introduced—

S. F. No. 1564: A bill for an act relating to education; school aids; allowing the use of sales ratio studies in evidence in court; amending Minnesota Statutes 1974, Section 124.212, Subdivision 11.

Referred to the Committee on Education.

Mr. Solon introduced—

S. F. No. 1565: A bill for an act relating to veterans; exempting certain veterans from civil service examinations; authorizing a memorial

plaque; providing a property tax exemption; amending Minnesota Statutes 1974, Sections 197.45, by adding a subdivision; 273.13, Subdivision 15a, and by adding a subdivision; and Chapter 196, by adding a section.

Referred to the Committee on Governmental Operations.

Messrs. Keefe, S.; Schaaf and Blatz introduced—

S. F. No. 1566: A bill for an act relating to crimes; permitting certain ticket sale service fees; amending Minnesota Statutes 1974, Section 609.805, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Messrs. Laufenburger and Bang introduced—

S. F. No. 1567: A bill for an act relating to commerce; providing for deposits of public funds in thrift institutions; amending Minnesota Statutes 1974, Sections 118.005; 118.01; 118.05; 118.09; 118.11 and 118.16; repealing Minnesota Statutes 1974, Section 118.17.

Referred to the Committee on Labor and Commerce.

Messrs. Stumpf, O'Neill and McCutcheon introduced—

S. F. No. 1568: A bill for an act relating to port authorities; permitting tax increment financing in industrial development districts to pay the cost of redevelopment of marginal land; amending Minnesota Statutes 1974, Section 458.192, Subdivisions 11 and 12.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Milton, O'Neill and Gearty introduced—

S. F. No. 1569: A bill for an act relating to retirement; increasing certain annuities and benefits payable by the public employees retirement association; amending Minnesota Statutes 1974, Chapter 353, by adding a section.

Referred to the Committee on Governmental Operations.

Messrs. Laufenburger, Purfeerst and Bang introduced—

S. F. No. 1570: A bill for an act relating to insurance; providing that the same priorities of security for payment of basic economic loss benefits apply to commercial vehicles as to other motor vehicles under the Minnesota no fault insurance act; amending Minnesota Statutes 1974, Section 65B.47, Subdivision 4; repealing Minnesota Statutes 1974, Section 65B.47, Subdivisions 1, 2 and 3.

Referred to the Committee on Labor and Commerce.

Mr. Arnold introduced—

S. F. No. 1571: A bill for an act relating to Voyageurs National Park; expressly reserving state jurisdiction over public waters within the boundaries of the park; amending Minnesota Statutes 1974, Section 84B.06.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Laufenburger introduced—

S. F. No. 1572: A bill for an act relating to banking; rule making authority; examination of banks and savings banks; fees for special investigations; accounts maintained by banking division employees; fees; amending Minnesota Statutes 1974, Sections 46.01; 46.04; 46.05; 46.09; 46.131, Subdivision 2, and by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Mr. McCutcheon introduced—

S. F. No. 1573: A bill for an act relating to the operation of state government; state employees; adoption of rules by state commissioner of personnel; providing for agreement of rules with employment contracts; amending Minnesota Statutes 1974, Section 43.323, Subdivision 1.

Referred to the Committee on Governmental Operations.

Messrs. Gearty, Davies and Tennessen introduced—

S. F. No. 1574: A bill for an act relating to the city of Minneapolis; policemen's pension fund uses; amending Laws 1949, Chapter 406, Section 7, as amended.

Referred to the Committee on Governmental Operations.

Mr. Sillers introduced—

S. F. No. 1575: A bill for an act relating to Clay county; authorizing expenditure of federal revenue sharing funds for certain purpose; amending Laws 1974, Chapter 163, Section 1.

Referred to the Committee on Local Government.

Mr. Moe introduced—

S. F. No. 1576: A bill for an act relating to retirement; police pensions in cities of the fourth class; amending Minnesota Statutes 1974, Sections 423.55; 423.56; and 423.58.

Referred to the Committee on Governmental Operations.

Mr. Willet introduced—

S. F. No. 1577: A bill for an act relating to the city of Motley; authorizing the city to issue certificates of indebtedness to purchase certain fire equipment.

Referred to the Committee on Local Government.

Messrs. Conzemius and Willet introduced—

S. F. No. 1578: A bill for an act relating to education; appropriating money for scholarships to Indians.

Referred to the Committee on Education.

Messrs. Conzemius and Willet introduced—

S. F. No. 1579: A bill for an act relating to legal assistance; providing state aid to certain legal assistance corporations; appropriating money.

Referred to the Committee on Judiciary.

Messrs. Nelson and Solon introduced—

S. F. No. 1580: A bill for an act relating to crimes; providing minimum sentences for certain felonies; providing public access to parole records and proceedings; amending Minnesota Statutes 1974, Sections 152.15, Subdivision 4; 243.05; 609.11; 609.12, Subdivision 1; 609.525, Subdivision 1; 609.53, Subdivisions 1 and 2; 609.58; and Chapter 243, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Gearty, Ashbach and Arnold introduced—

S. F. No. 1581: A bill for an act relating to the legislature; regulating duties of the legislative audit commission and the legislative auditor; amending Minnesota Statutes 1974, Sections 3.97, Subdivision 5; and 3.971.

Referred to the Committee on Governmental Operations.

Messrs. O'Neill, Coleman and Ashbach introduced—

S. F. No. 1582: A bill for an act relating to Ramsey county and the city of St. Paul; consolidating the civil service bureau of the city of St. Paul and the civil service department of the county of Ramsey into a city-county civil service department.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Kowalczyk, Conzemius and Ashbach introduced—

S. F. No. 1583: A bill for an act relating to public health; re-

quiring immunization of children in school against streptococcus infection; amending Minnesota Statutes 1974, Section 123.70, Subdivision 1.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Davies, O'Neill and Stumpf introduced—

S. F. No. 1584: A bill for an act relating to public safety; providing for the reporting of malicious false fire alarms and establishing procedures for partial deactivations of fire alarm systems in educational facilities; providing penalties.

Referred to the Committee on Education.

Messrs. Spear, Stumpf and Keefe, S. introduced—

S. F. No. 1585: A bill for an act relating to labor relations; providing for the continuation of certain salary schedules pending the negotiation of new contracts for public employment; amending Minnesota Statutes 1974, Section 179.70, Subdivision 1.

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. Spear, Stumpf and Keefe, S. introduced—

S. F. No. 1586: A bill for an act relating to real estate; mortgages; increasing period of redemption; amending Minnesota Statutes 1974, Section 580.23.

Referred to the Committee on Judiciary.

Messrs. Conzemius, Frederick and Laufenburger introduced—

S. F. No. 1587: A bill for an act relating to appropriations, appropriating money to fund a program of graduate training in family practice for physicians.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Coleman, McCutcheon and Stumpf introduced—

S. F. No. 1588: A bill for an act relating to attorneys; permitting certain forms of specialization identification by attorneys; amending Minnesota Statutes 1974, Section 481.02, Subdivision 3.

Referred to the Committee on Judiciary.

Messrs. Milton, McCutcheon and Chenoweth introduced—

S. F. No. 1589: A bill for an act relating to the city of Maplewood; 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.

Referred to the Committee on Judiciary.

Mr. Keefe, S. introduced—

S. F. No. 1590: A bill for an act relating to elections; requiring the secretary of state to prescribe forms and uniform methods for the reporting of election returns; amending Minnesota Statutes 1974, Section 204.18, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Messrs. Keefe, S. and Spear introduced—

S. F. No. 1591: A bill for an act relating to appropriations; appropriating funds for human rights department staff to be assigned to the Indian affairs commission.

Referred to the Committee on Governmental Operations.

Messrs. Stokowski and Kleinbaum introduced—

S. F. No. 1592: A bill for an act relating to intoxicating liquor; authorizing sale on election days; amending Minnesota Statutes 1974, Sections 340.034, Subdivision 1; and 340.14, Subdivision 1.

Referred to the Committee on Labor and Commerce.

Mr. Perpich, A. J. introduced—

S. F. No. 1593: A bill for an act relating to the city of Eveleth; firemen's pensions therein; amending Laws 1935, Chapter 208, as amended, by adding a section.

Referred to the Committee on Governmental Operations.

Messrs. Conzemius and Willet introduced—

S. F. No. 1594: A bill for an act relating to local government; providing that Indian tribes be categorized as local units of government; amending Minnesota Statutes 1974, Sections 86.71, Subdivision 4; 472.03, Subdivisions 4 and 5; and 645.44, by adding a subdivision.

Referred to the Committee on Governmental Operations.

Mr. Arnold introduced—

S. F. No. 1595: A bill for an act relating to toll bridges; re-

quiring toll charges to be fair and reasonable; providing for the regulation of toll bridge charges by the public service commission; and prescribing penalties.

Referred to the Committee on Transportation and General Legislation.

Messrs. Doty, Bang and Kleinbaum introduced—

S. F. No. 1596: A bill for an act relating to education; appropriating moneys for educational television stations complying with certain conditions.

Referred to the Committee on Education.

Messrs. Chmielewski, Solon and Perpich, A. J. introduced—

S. F. No. 1597: A bill for an act relating to St. Louis county; increasing to \$5,000 the amount at which the county is required to solicit bids for sales or expenditures; amending Laws 1943, Chapter 237, Section 5, as amended.

Referred to the Committee on Local Government.

Messrs. Hughes and Sillers introduced—

S. F. No. 1598: A bill for an act relating to retirement; establishing a supplemental retirement plan for teachers.

Referred to the Committee on Governmental Operations.

Mr. Laufenburger introduced—

S. F. No. 1599: A bill for an act relating to corrections; authorizing the commissioner of corrections to make a grant to the county of Winona for the construction of a detention facility; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Moe; Hanson, R. and Olhoft introduced—

S. F. No. 1600: A bill for an act relating to public welfare; establishing citizens advisory task forces on the use of Fergus Falls state hospital; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. McCutcheon, O'Neill and Stumpf introduced—

S. F. No. 1601: A bill for an act relating to Independent School District No. 625, providing for severance pay and the authority to levy and raise taxes for the payment of severance pay obligations of the school district board; amending Laws 1965, Chapter 705, by adding a section.

Referred to the Committee on Education.



Messrs. McCutcheon, Larson and Kleinbaum introduced—

S. F. No. 1602: A bill for an act relating to intoxicating liquor; civil liability for illegal sale, barter or gift thereof; amending Minnesota Statutes 1974, Sections 340.95 and 340.951.

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.

Mr. Jensen introduced—

S. F. No. 1603: A bill for an act relating to the city of New Ulm; firemen's relief benefits.

Referred to the Committee on Governmental Operations.

Messrs. Blatz, Gearty and Kowalczyk introduced—

S. F. No. 1604: A bill for an act relating to taxation; powers and duties of assessors in certain cities of the first class; amending Minnesota Statutes 1974, Section 273.063.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Berg introduced—

S. F. No. 1605: A bill for an act relating to taxation; providing for taxation of farm property on the basis of income derived from that property; appropriating money.

Referred to the Committee on Taxes and Tax Laws.

Mr. Hansen, Baldy introduced—

S. F. No. 1606: A bill for an act relating to the operation of state government; providing for uniform standards and regulations affecting private water supply and sewage disposal systems; transferring enforcement responsibilities from certain state departments to the counties of the state.

Referred to the Committee on Natural Resources and Agriculture.

Mrs. Brataas and Mr. Frederick introduced—

S. F. No. 1607: A bill for an act relating to game and fish; big game nonresident archery license fees; amending Minnesota Statutes 1974, Section 98.46, Subdivision 14.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Conzemius introduced—

S. F. No. 1608: A bill for an act relating to the city of Farm-

ington; authorizing an increase in firemen's relief association lump sum service pensions.

Referred to the Committee on Governmental Operations.

Messrs. Perpich, A. J.; Arnold and Perpich, G. introduced—

S. F. No. 1609: A bill for an act relating to taxation; restricting the eligibility to purchase tax-forfeited land; amending Minnesota Statutes 1974, Section 282.01, Subdivision 7.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Coleman, Ashbach and Conzemius introduced—

S. F. No. 1610: A bill for an act relating to the legislature; prescribing powers and duties of the joint coordinating committee; amending Minnesota Statutes 1974, Chapter 3, by adding a section; Section 3.304, Subdivisions 1, 2, 3 and 5; and Chapter 482, by adding sections; repealing Minnesota Statutes 1974, Section 3.304, Subdivisions 4, 6 and 7.

Referred to the Committee on Rules and Administration.

Messrs. Nelson, Stassen and Ueland introduced—

S. F. No. 1611: A bill for an act relating to education; school districts; state aids and school levies; providing for child centered school financing; amending Minnesota Statutes 1974, Sections 124.04; 124.11; 124.17, by adding subdivisions; 124.18, Subdivision 2, 124.212, Subdivisions 2, 4, 6a, 7a, and by adding subdivisions; 124.215, Subdivision 2a, and by adding a subdivision; 124.25; 124.28, Subdivision 1; 124.30, Subdivision 2; 124.32, Subdivisions 5 and 6; and 275.125, Subdivisions 3 and 5; repealing Minnesota Statutes 1974, Sections 124.03; 124.17, Subdivisions 1 and 3; 124.212, Subdivision 3a; and 124.32, Subdivisions 1 and 2.

Referred to the Committee on Education.

Messrs. Hansen, Mel; Blatz and Kowalczyk introduced—

S. F. No. 1612: A bill for an act relating to elections; registration of voters; amending Minnesota Statutes 1974, Section 201.061, Subdivisions 1 and 3.

Referred to the Committee on Transportation and General Legislation.

Mr. Hansen, Mel introduced—

S. F. No. 1613: A bill for an act relating to crime and criminals; prohibiting a person convicted of a crime from possessing firearms unless he has received a pardon; prescribing penalties.

Referred to the Committee on Judiciary.

Mr. Perpich, A. J. introduced—

S. F. No. 1614: A bill for an act relating to mining; extending certain effective dates relating to mineland reclamation; amending Minnesota Statutes 1974, Section 93.481, Subdivision 1.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Perpich, A. J. introduced—

S. F. No. 1615: A bill for an act relating to natural resources; prohibiting, except in national emergencies, the leasing of state minerals and the use of state natural resources in connection with mining in the boundary waters canoe area.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Solon introduced—

S. F. No. 1616: A bill for an act relating to intoxicating liquor; establishments eligible for on-sale licenses; amending Minnesota Statutes 1974, Section 340.11, Subdivision 11.

Referred to the Committee on Labor and Commerce.

Messrs. Solon and Chmielewski introduced—

S. F. No. 1617: A bill for an act relating to taxation; tax on taconite and iron sulphides; creating a northeastern Minnesota redevelopment authority; amending Minnesota Statutes 1974, Sections 298.25; 298.27; and Chapter 298, by adding sections; repealing Minnesota Statutes 1974, Section 298.242.

Referred to the Committee on Governmental Operations.

Mr. Solon introduced—

S. F. No. 1618: A bill for an act relating to taxation; providing for classification of houseboats used for rental dwellings as class 3 property; amending Minnesota Statutes 1974, Section 273.13, Subdivision 4.

Referred to the Committee on Taxes and Tax Laws.

Mr. Merriam, Mrs. Brataas and Mr. Stumpf introduced—

S. F. No. 1619: A bill for an act relating to intoxicating liquors; repealing certain obsolete provisions; increasing the penalty for selling or giving away poisonous liquor; amending Minnesota Statutes 1974, Sections 340.71 and 340.942; repealing Minnesota Statutes 1974, Sections 340.38; 340.70; 340.73; 340.74; 340.76; 340.77; 340.78; 340.79; 340.80; 340.81; 340.83; 340.87; 340.88; 340.89; 340.90; 340.91; 340.92; and 340.93.

Referred to the Committee on Labor and Commerce.

Mr. Merriam, Mrs. Braatas and Mr. Stumpf introduced—

S. F. No. 1620: A bill for an act relating to intoxicating liquor; issuance of licenses by cities; amending Minnesota Statutes 1974, Sections 340.11, Subdivisions 7a and 18; and by adding a subdivision; 340.13, Subdivision 4; and 340.353, Subdivision 5; repealing Minnesota Statutes 1974, Section 340.11, Subdivisions 6 and 7.

Referred to the Committee on Labor and Commerce.

Mr. Lewis introduced—

S. F. No. 1621: A bill for an act relating to health; setting standards for contract emergency ambulance services; amending Minnesota Statutes 1974, Section 144.804, Subdivision 3.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Coleman, Doty and Olson, A. G. introduced—

S. F. No. 1622: A bill for an act relating to taxation; increasing the taconite production tax; creating a Northeast Minnesota economic development and environment council; creating a Northeast Minnesota economic protection fund; appropriating money; amending Minnesota Statutes 1974, Sections 298.03; 298.24, Subdivision 1; 298.27; 298.28, Subdivisions 1 and 1a, and by adding a subdivision; repealing Minnesota Statutes 1974, Sections 298.24, Subdivision 2; 298.241; 298.242; 298.281 and 298.32.

Referred to the Committee on Taxes and Tax Laws.

Mr. Ueland introduced—

S. F. No. 1623: A bill for an act appropriating money to Mankato state college for use by its music department.

Referred to the Committee on Education.

Mr. Stokowski introduced—

S. F. No. 1624: A bill for an act relating to housing and redevelopment; redefining powers of local housing and redevelopment authorities in carrying out legislation; making loans and grants and renting housing to tenants; amending Minnesota Statutes 1974, Sections 462.445, Subdivisions 4 and 9; and 462.475, Subdivision 1; repealing Minnesota Statutes 1974, Section 462.501, Subdivision 1.

Referred to the Committee on Governmental Operations.

Mr. Renneke introduced—

S. F. No. 1625: A bill for an act relating to appropriations; pro-

viding funds for repair of the security hospital at St. Peter or for construction of a new facility; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Chenoweth; Hansen, Mel and McCutcheon introduced—

S. F. No. 1626: A bill for an act relating to courts; providing for survivors' benefits for judges; appropriating money; amending Minnesota Statutes 1974, Sections 490.102, Subdivision 6; and 490.12, Subdivision 7; repealing Minnesota Statutes 1974, Sections 490.102, Subdivision 8; and 490.12, Subdivision 8.

Referred to the Committee on Governmental Operations.

#### 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. 312 and 524.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 14, 1975

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned: S. F. No. 456.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 16, 1975

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 72: A bill for an act relating to elections; permitting the use of a petition in lieu of filing fees; amending Laws 1975, Chapter 5, Section 15, by adding a subdivision.

Senate File No. 72 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 14, 1975

Mr. Doty moved that the Senate do not concur in the amendments by the House to S. F. No. 72 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce 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. 343: A bill for an act relating to the department of public welfare; requiring the boundaries of community mental health boards to be consistent with the boundaries of the economic development regions; changing the composition of community mental health boards; amending Minnesota Statutes 1974, Sections 245.62; 245.63; and 245.66.

Senate File No. 343 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 14, 1975

Mr. Milton moved that S. F. No. 343 be laid on the table. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1110:

H. F. No. 1110: A bill for an act relating to the operation of state government for the fiscal year ending June 30, 1975; appropriating money therefor.

And the House respectfully requests that a Conference Committee of five members be appointed thereon:

Haugerud, Kahn, Knickerbocker, Voss and Arlandson have been appointed as such committee on the part of the House.

House File No. 1110 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 14, 1975

Mr. Hughes moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 1110, 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. The 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. 7: A House concurrent reso-

lution commending Robert G. Heyer on his selection as National Teacher of the Year.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 16, 1975

Referred to the Committee on Rules and Administration.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. Nos. 126, 374, 470, 674, 274, 409, 488, 899, 927, 490, 494, 981, 1093, 1156 and 576.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 14, 1975

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 2, 48, 628, 25, 559, 682, 110, 113, 202, 203, 864, 983, 1043, 1254, 1136 and 1160.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 16, 1975

#### **FIRST READING OF HOUSE BILLS**

The following bills were read the first time and referred to the committees indicated:

H. F. No. 126: A bill for an act relating to health professions; providing immunity from suit to members of the board of medical examiners and certain other persons in any action based upon disciplinary proceedings or other official acts; amending Minnesota Statutes 1974, Section 147.01.

Referred to the Committee on Judiciary.

H. F. No. 374: A bill for an act relating to local government; local improvements; establishing procedures for deferment of special assessments against homesteads of senior citizens; imposing certain duties on county auditors; amending Minnesota Statutes 1974, Sections 429.021, Subdivision 3; 429.061, Subdivision 1; 435.193; and 435.194.

Referred to the Committee on Taxes and Tax Laws.

H. F. No. 470: A bill for an act relating to pharmacy and drugs; requiring certain information on labels affixed to containers of certain drugs; amending Minnesota Statutes 1974, Section 151.212.

Referred to the Committee on Labor and Commerce.

H. F. No. 674: A bill for an act relating to taxation; providing for additional powers to commissioner of revenue for collection of unpaid tax; creating lien on real and personal property for taxes due; providing for third party liability for withholding tax; changing rates of penalty and interest; providing that contractors shall give bond for certain unpaid taxes; amending Minnesota Statutes 1974, Chapters 270; 291; 292, by adding sections; Sections 270.07, Subdivisions 1 and 5; 270.075, Subdivision 2; 270.076, Subdivision 2; 273.41; 290.087, Subdivisions 4 and 5; 290.45, Subdivision 2; 290.53, Subdivisions 1 and 2; 290.92, Subdivision 15, and by adding a subdivision; 290.93, Subdivision 10; 290.934, Subdivision 1; 290.988, Subdivisions 2 and 3; 291.11, Subdivision 5; 291.15; 291.18; 291.35; 291.46; 292.12, Subdivision 1; 294.03, Subdivisions 1 and 2; 296.15, Subdivisions 1 and 2; 297.07, Subdivision 4; 297.35, Subdivision 5; 297A.35, Subdivision 1; 297A.39, Subdivision 7; 298.09, Subdivision 4; 574.26; 574.261, Subdivision 1; repealing Minnesota Statutes 1974, Section 292.11.

Referred to the Committee on Rules and Administration.

H. F. No. 274: A bill for an act relating to agriculture; restrictions upon farming by corporations; amending Minnesota Statutes 1974, Section 500.24.

Referred to the Committee on Natural Resources and Agriculture.

H. F. No. 409: A bill for an act relating to veteran affairs; the transfer of the personal property a deceased resident leaves at the Minnesota veterans home; repealing Minnesota Statutes 1974, Section 198.23.

Referred to the Committee on Judiciary.

H. F. No. 488: A bill for an act relating to commerce; consignment sales; requiring disclosures; requiring a bond or trustee; providing penalties.

Referred to the Committee on Labor and Commerce.

H. F. No. 899: A bill for an act relating to highways; county state-aid highway system; allocations; authorizing money credited to the municipal account to be used, under certain conditions, on other county state-aid highways outside the limits of cities having a population of less than 5,000; amending Minnesota Statutes 1974, Section 162.08, Subdivision 4.

Referred to the Committee on Rules and Administration.

H. F. No. 927: A bill for an act relating to fiduciaries; authorizing deposit of certain securities with the federal reserve bank under certain conditions; amending Minnesota Statutes 1974, Chapter 520, by adding a section.

Referred to the Committee on Rules and Administration.



H. F. No. 490: A bill for an act relating to hearing aids; providing a penalty; amending Minnesota Statutes 1974, Chapter 145, by adding a section; repealing Minnesota Statutes 1974, Section 145.43, Subdivision 3.

Referred to the Committee on Judiciary.

H. F. No. 494: A bill for an act relating to commerce; requiring notice to consumers of right to cancel buyer's club contract; amending Minnesota Statutes 1974, Section 325.962, Subdivision 2, and by adding a subdivision.

Referred to the Committee on Labor and Commerce.

H. F. No. 981: A bill for an act relating to sales and use tax; providing for seizure of certain property; amending Minnesota Statutes 1974, Sections 297A.01, Subdivision 8; and 297A.15.

Referred to the Committee on Rules and Administration.

H. F. No. 1093: A bill for an act relating to the Hennepin county park reserve district; authorizing the Hennepin county park reserve district to acquire, establish, operate and maintain trail systems.

Referred to the Committee on Rules and Administration.

H. F. No. 1156: A bill for an act authorizing the city of Duluth to negotiate contracts for maintenance of city parks and public works under terms and conditions as will promote the employment of needy elderly citizens; limiting the amount of total annual compensation for individuals under such contracts.

Referred to the Committee on Rules and Administration.

H. F. No. 576: A bill for an act relating to commerce; authorizing limited trust powers for commercial banks; amending Minnesota Statutes 1974, Chapter 48, by adding a section.

Referred to the Committee on Labor and Commerce.

H. F. No. 2: A bill for an act relating to employment services; authorizing the summer employment of young persons for state and local service; appropriating money.

Referred to the Committee on Finance.

H. F. No. 48: A bill for an act relating to public welfare; providing a coordinated approach to the supervision, protection and habilitation of mentally retarded persons; amending Minnesota Statutes 1974, Sections 253A.02, Subdivision 5, and by adding a subdivision; 253A.04, Subdivisions 1 and 2; 253A.07, Subdivisions 17, 19, and 21; 253A.15, Subdivision 1; 256.93, Subdivisions 1 and 2; 259.24, Subdivision 1; and 517.03; repealing Minnesota Statutes 1974, Sections 253A.07, Subdivision 18; 253A.13; and 256.07.

Referred to the Committee on Judiciary.

H. F. No. 628: A bill for an act relating to Voyageurs National Park; establishing and empowering an advisory committee thereon.

Referred to the Committee on Governmental Operations.

H. F. No. 25: A bill for an act relating to housing; providing warranties on the sale of new housing upon the seller.

Referred to the Committee on Labor and Commerce.

H. F. No. 559: A bill for an act relating to commerce; repealing the fair trade laws; repealing Minnesota Statutes 1974, Sections 325.08 to 325.14.

Referred to the Committee on Labor and Commerce.

H. F. No. 682: A bill for an act relating to commerce; requiring repair orders and invoices for repairs; regulating estimates; providing penalties.

Referred to the Committee on Judiciary.

H. F. No. 110: A bill for an act relating to retirement; authorizing purchase of service credit by certain members of the Minnesota state retirement system.

Referred to the Committee on Governmental Operations.

H. F. No. 113: A bill for an act relating to Clay county; probate judge's service and retirement contributions; appropriating money for refunds.

Referred to the Committee on Governmental Operations.

H. F. No. 202: A bill for an act relating to retirement; uses of funds of firemen's relief association in certain cities; amending Minnesota Statutes 1974, Section 69.40.

Referred to the Committee on Rules and Administration.

H. F. No. 203: A bill for an act relating to the firemen's relief association and the firemen's pension fund in the city of Minneapolis; amending Laws 1965, Chapter 519, Section 1, as amended.

Referred to the Committee on Rules and Administration.

H. F. No. 864: A bill for an act relating to retirement; actuarial valuations and experience studies of various public retirement funds; amending Minnesota Statutes 1974, Chapter 356, by adding a section; and Sections 356.20, Subdivisions 2 and 4; 356.22, Subdivisions 1 and 3; and 356.23; repealing Minnesota Statutes 1974, Sections 356.21; 356.211; and 356.212.

Referred to the Committee on Rules and Administration.

H. F. No. 983: A bill for an act relating to agriculture; potato

grading; application; repealing Minnesota Statutes 1974, Section 30.101.

Referred to the Committee on Natural Resources and Agriculture.

H. F. No. 1043: A bill for an act relating to taxation; providing for redemption of forfeited property under certain conditions.

Referred to the Committee on Finance.

H. F. No. 1254: A bill for an act relating to the city of New Brighton; firemen's relief pensions; amending Laws 1967, Chapter 742, Section 1, Subdivision 1.

Referred to the Committee on Governmental Operations.

H. F. No. 1136: A bill for an act relating to the city of Duluth; firemen's service pensions and survivor benefits; amending Minnesota Laws 1965, Chapter 179, Section 1; repealing Laws 1955, Chapter 188, Section 8.

Referred to the Committee on Governmental Operations.

H. F. No. 1160: A bill for an act relating to bicentennial projects; authorizing governmental units to furnish services, property and money in connection with bicentennial projects; validating prior expenditures.

Referred to the Committee on 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 on S. F. No. 487 and reports pertaining to appointments. The motion prevailed.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 953: A bill for an act relating to Hennepin county; including the librarian and other employees of the county law library within the merit personnel system of the county; amending Laws 1933, Chapter 291, Section 15; and Laws 1965, Chapter 855, Section 7, 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. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1184: A bill for an act relating to Hennepin county; authorizing the county board to make appropriations from its county road and bridge fund to certain municipalities within the county for roads and streets.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, strike "other than a city of the first"

Page 1, line 13, strike "class,"

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. 1274: A bill for an act relating to the Hennepin county park reserve district; authorizing the Hennepin county park reserve district to acquire, establish, operate and maintain trail systems.

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. 987: A bill for an act relating to Hennepin county; reestablishing the jurisdiction of the Hennepin county personnel board as to court reporters in the fourth judicial district; repealing Laws 1969, Chapter 568; and Laws 1971, Chapter 608.

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. 977: A bill for an act relating to Hennepin county; providing for the support and maintenance of the county law library; amending Laws 1933, Chapter 291, Section 12, as amended; and Laws 1933, Chapter 291, Section 16, 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. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1339: A bill for an act relating to appropriations; appropriating funds for development of a comprehensive plan for the development of irrigation and specialty crops.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1026: A bill for an act relating to agricultural lands; regulating the ownership of such lands by certain corporations; exempting lands acquired for growing asparagus; amending Minnesota Statutes 1974, Section 500.24, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, strike lines 24 and 25 and insert the following:

*“(j) Agricultural land, either leased or owned, totalling no more than 2700 acres, acquired after May 20, 1973, for the purpose of replacing or expanding asparagus growing operations, provided that such corporation had established 2000 acres of asparagus production.”*

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 487: A bill for an act relating to agriculture; restrictions upon farming by corporations; amending Minnesota Statutes 1974, Section 500.24.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1974, Section 500.24, is amended to read:

500.24 [CORPORATE FARMING.] Subdivision 1. [DEFINITIONS.] For the purposes of this section, the terms defined in this subdivision have the meanings here given them:

(a) “Farming” means the cultivation *or pasturing* of land for the production of (1) agricultural crops; (2) livestock or livestock products; (3) poultry or poultry products; (4) milk or dairy products; or (5) fruit or other horticultural products. It shall not include the production of timber or forest products; nor shall it include a contract whereby a processor or distributor of farm products or supplies provides spraying, harvesting or other farm services.

(b) “Family farm” means an unincorporated farming unit owned by one or more persons residing on the farm or actively engaging in farming.

(c) “Family farm corporation” means a corporation founded for the purpose of farming and the ownership of agricultural land in which the majority of the voting stock is held by and the majority of the stockholders are ~~members of a family~~ *persons or the spouses of persons* related to each other within the third degree of kindred according to the rules of the civil law, and at least one of ~~whose stockholders~~ *said related persons* is a ~~person~~ *person* residing on or actively operating the farm, and none of whose stockholders are corporations; provided that a family farm corporation shall not cease to qualify as

such hereunder by reason of any devise or bequest of shares of voting stock.

(d) "Authorized farm corporation" means a corporation meeting the following standards:

(1) Its shareholders do not exceed ~~ten~~ five in number;

(2) All its shareholders, other than any estate are natural persons;

(3) It does not have more than one class of shares; ~~and~~

(4) Its revenues from rent, royalties, dividends, interest and annuities does not exceed 20 percent of its gross receipts; ~~and~~

(5) *The majority of the voting stock and the majority of the stockholders of the authorized farm corporation either reside on the farm or are actively engaged in farming.*

(e) "Agricultural land" means land used for farming.

Subd. 2. [FARMING AND OWNERSHIP OF AGRICULTURAL LAND BY CORPORATIONS RESTRICTED.] After May 20, 1973, no corporation shall engage in farming; nor shall any corporation, directly or indirectly, own, acquire, or otherwise obtain an interest, whether legal, beneficial or otherwise, in any title to real estate used for farming or capable of being used for farming in this state. Provided, however, that the restrictions provided in this subdivision shall not apply to the following:

(a) A bona fide encumbrance taken for purposes of security;

(b) A family farm corporation or an authorized farm corporation as defined in subdivision 1;

(c) Agricultural land and land capable of being used for farming owned by a corporation as of May 20, 1973 including the normal expansion of such ownership ~~at a rate not to exceed 20 percent, measured in acres, in any five year period, to be exercised only within each five year period commencing May 20, 1973 at a rate not to exceed 20 percent of the number of acres of land owned as of May 20, 1973~~ and including additional ownership reasonably necessary to meet the requirements of pollution control regulations;

(d) ~~A farm~~ Agricultural land operated for research or experimental purposes, provided that any commercial sales from such farm shall be incidental to the research or experimental objectives of the corporation;

(e) Agricultural land operated by a corporation for the purpose of raising breeding stock for resale to farmers or operated for the purpose of growing seed, wild rice, nursery plants or sod;

(f) Agricultural land and land capable of being used for farming leased by a corporation in an amount, measured in acres, not to exceed the acreage under lease to such corporation as of May 20, 1973 and the additional acreage required for normal expansion ~~at a rate not to exceed 20 percent in any five year period, to be exer-~~

*cised only within each five year period commencing May 20, 1973 at a rate not to exceed 20 percent of the number of acres of land owned as of May 20, 1973 and the additional acreage reasonably necessary to meet the requirements of pollution control regulations;*

(g) Future interests, including but not limited to remainder interests following life estates, when acquired as a gift (either by grant or a devise) by an educational, or religious or charitable non-profit corporation;

(h) Agricultural land zoned for other than agricultural use pursuant to Minnesota Statutes 1974, Chapters 398 and 462, acquired by a corporation other than a family farm corporation or authorized farm corporation, as defined in subdivision 1, for ~~immediate or potential~~ use in nonfarming purposes *within two years*. A corporation may hold such agricultural land in such acreage as may be necessary to its nonfarm business operation; provided, however, that pending the development of agricultural land for nonfarm purposes, such land may not be used for farming except under lease to a family farm unit, a family farm corporation or an authorized farm corporation, 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; ~~or~~

(i) Agricultural lands acquired by a corporation *by gift pursuant to clause (g) or by process of law in the collection of debts, or by any procedure for the enforcement of a lien or claim thereon, whether created by mortgage or otherwise; provided, however, that all lands so acquired be disposed of within ten four years after acquiring the title thereto, and further provided that the land so acquired shall not be used for farming during the ten four year period except under a lease to a family farm unit, a family farm corporation or an authorized farm corporation. The aforementioned ten four year limitation period shall be deemed a covenant running with the title to the land against any corporate grantee or assignee or the successor of such corporation. ;*

(j) *Agricultural land acquired by a corporation regulated under the provisions of Minnesota Statutes 1974, Chapter 216B, for purposes described in that chapter or by an electric generation or transmission cooperative for use in its business, provided, however, that such land may not be used for farming except under lease to a family farm unit, or a family farm corporation;*

(k) *Agricultural land, either leased or owned, totalling no more than 2700 acres, acquired after May 20, 1973, for the purpose of replacing or expanding asparagus growing operations, provided that such corporation had established 2000 acres of asparagus production; or*

(l) *All agricultural land or land capable of being used for farming which was owned or leased by an authorized farm corporation as defined in Minnesota Statutes 1974, Section 500.24, Subdivision*

1, clause (d) but which does not qualify as an authorized farm corporation as defined in subdivision 1, clause (d);

(m) A corporation formed primarily for religious purposes whose sole income is derived from agriculture.

Subd. 3. [REPORTS.] (a) Every corporation which holds any interest in agricultural land or land used for the breeding, feeding, pasturing, growing, or raising of livestock, dairy or poultry, or products thereof, or land used for the production of agricultural crops or fruit or other horticultural products, other than a bona fide encumbrance taken for purposes of security, or which is engaged in farming or proposing to commence farming in this state after May 20, 1973, shall file with the commissioner of agriculture a report containing the following information:

(1) The name of the corporation and its place of incorporation;

(2) The address of the registered office of the corporation in this state, the name and address of its registered agent in this state and, in the case of foreign corporation, the address of its principal office in its place of incorporation;

(3) The acreage and location listed by quarter-quarter section, township and county of each lot or parcel of land in this state owned or leased by the corporation and used for the growing of crops or the keeping or feeding of poultry or livestock; and

(4) The names and addresses of the officers, shareholders owning more than 10 percent of the stock, including the percent of stock owned by each such shareholder and the members of the board of directors of the corporation; and

(5) The farm products which the corporation produces or intends to produce on its agricultural land.

The report of a corporation seeking to qualify hereunder as a family farm corporation or an authorized farm corporation shall contain the following additional information: The number of shares owned by persons residing on the farm or actively engaged in farming, or their relatives within the third degree of kindred according to the rules of the civil law or their spouses; the name, address and number of shares owned by each shareholder; and a statement as to percentage of gross receipts of the corporation derived from rent, royalties, dividends, interest, and annuities and sale of non-farming products. No corporation shall commence farming in this state until the ~~commission~~ commissioner of agriculture has inspected the report and certified that its proposed operations comply with the provisions of this section.

(b) Every corporation engaged in farming in this state as described in clause (a) shall, prior to April 15 of each year, file with the commissioner of agriculture a report containing the information required in clause (a), based on its operations in the preceding calendar year and its status at the end of such year; provided that every corporation not engaged in farming on the effective date of this act, but engaged in activities described in clause (a) shall file the first required report prior to September 15, 1975.



(c) Failure to file a required report, or the willful filing of false information, shall constitute a gross misdemeanor.

Subd. 4. [ENFORCEMENT.] If the attorney general has reason to believe that a corporation is violating *subdivision 2* of this section, he shall commence an action in the district court in which any agricultural lands relative to such violation are situated, or if situated in two or more counties, in any county in which a substantial part of the lands are situated. The attorney general shall file for record with the register of deeds or the registrar of titles of each county in which any portion of said lands are located a notice of the pendency of the action as provided in section 557.02. If the court finds that the lands in question are being held in violation of *subdivision 2* of this section, it shall enter an order so declaring. The attorney general shall file for record any such order with the register of deeds or the registrar of titles of each county in which any portion of said lands are located. Thereafter, the corporation owning such land shall have a period of five years from the date of such order to divest itself of such lands. The aforementioned five year limitation period shall be deemed a covenant running with the title to the land against any corporate grantee or assignee or the successor of such corporation. Any lands not so divested within the time prescribed shall be sold at public sale in the manner prescribed by law for the foreclosure of a mortgage by action. *In addition, any prospective or threatened violation may be enjoined by an action brought by the attorney general in the manner provided by law.*

Subd. 5. [MANDATORY RECORDING.] *All contracts for deed conveying a fee interest in agricultural land or land used for the breeding, feeding, pasturing, growing, or raising of livestock, dairy or poultry, or products thereof, or land used for the production of agricultural crops or fruit or other horticultural products, shall be recorded in the office of the register of deeds within 60 days after execution by the purchaser or grantee. Contracts for deeds entered into prior to the effective date of this act shall be recorded within one year after the effective date of this act by the purchaser or grantee. All persons who record contracts for deed pursuant to this section shall be exempt from the mortgage registry tax authorized in Minnesota Statutes 1974, Sections 287.01 to 287.12. Any person willfully violating subdivision 5 is guilty of a misdemeanor. Subdivision 5 shall not apply to conveyances subject to section 508.52.*

Sec. 2. Minnesota Statutes 1974, Section 500.22, is amended by adding a subdivision to read:

Subd. 2. [EFFECT OF VIOLATIONS.] *All lands acquired or held in violation of subdivision 1 shall be forfeited to the state and the attorney general shall enforce such forfeiture; but no such forfeiture shall be adjudged unless the action to enforce the same be brought within three years after such property has been so acquired or so held by such alien or corporation; and no title to land shall be invalid or liable to forfeiture by reason of the alienage of any former owner or person interested therein.*

Sec. 3. *Minnesota Statutes 1974, Section 287.02, is repealed.*"

Amend the title as follows:

Strike the title in its entirety and insert:

"A bill for an act relating to agriculture; clarifying restrictions upon farming by corporations; requiring contracts for deed of agricultural lands to be recorded; providing penalties; amending Minnesota Statutes 1974, Sections 500.22, by adding a subdivision; and 500.24; repealing Minnesota Statutes 1974, Section 287.02."

And when so amended the bill do pass. Mr. Berg questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Davies from the Committee on Judiciary, to which was referred

**S. F. No. 505: A bill for an act relating to controlled substances; providing medical and educational intervention, evaluation, and treatment of persons in possession of small amounts of marijuana; providing penalties for possession of small amounts of marijuana; and prohibiting municipalities from enacting ordinances imposing greater civil or criminal penalties than provided by state law for the possession, sale or distribution of small amounts of marijuana; amending Minnesota Statutes 1974, Section 152.15, Subdivision 2, and by adding a subdivision.**

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 15, strike "*provided*" and insert "*approved*"

Page 3, after line 4, insert

*"(6) In any case in which a defendant is convicted of a first or second offense under the provisions of clause (5) and willfully and intentionally fails to comply with the sentence imposed, said defendant shall be guilty of a misdemeanor.*

*(7) Compliance with the terms of any sentence imposed for first or second violation of clause (5) before conviction under clause (6) shall be an absolute defense."*

Page 3, after line 14, insert

"Sec. 3. Minnesota Statutes 1974, Chapter 152, is amended by adding a section to read:

*[152.151] [EVALUATION.] The state alcohol and drug authority shall build into the drug education program required by section 152.15, subdivision 2, proper evaluation and report directly each legislative session to the legislative standing committees having jurisdiction over the subject matter."*

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 13, before the period, insert "; and Chapter 152, 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. 134: A bill for an act relating to estates; affairs of decedents, missing persons, protected persons, minors, incapacitated persons and certain others; revising aspects of the law relating to wills, intestacy, administration and distribution of estates; taxation of inheritances; ordering the powers and proceedings of the court and certain officials concerned with the administration of estates of decedents and others; amending Minnesota Statutes 1974, Sections 291.005; 291.07, and by adding a subdivision; 291.09, Subdivision 1; 291.14, Subdivision 1, and by adding subdivisions; 502.71; 508.22; 508.68; 508.69; 524.1-102; 524.1-107; 524.1-108; 524.1-201; 524.1-301; 524.1-302; 524.1-303; 524.1-307; 524.1-401; 524.1-403; 524.3-101; 524.3-102; 524.3-104; 524.3-105; 524.3-108; 524.3-109; 524.3-203; 524.3-204; 524.3-301; 524.3-303; 524.3-305; 524.3-306; 524.3-310; 524.3-311; 524.3-401; 524.3-402; 524.3-403; 524.3-406; 524.3-409; 524.3-412; 524.3-413; 524.3-502; 524.3-601; 524.3-602; 524.3-603; 524.3-604; 524.3-605; 524.3-606; 524.3-609; 524.3-703; 524.3-706; 524.3-711; 524.3-715; 524.3-717; 524.3-720; 524.3-906; 524.3-910; 524.3-913; 524.3-914; 524.3-915; 524.3-1001; 524.3-1008; 524.3-1101; 524.3-1203; 524.3-1204; 524.4-201; 524.4-202; 524.4-203; 524.4-204; 524.4-205; 524.4-206; 524.4-301; 524.4-303; 525.02; 525.03; 525.07; 525.08; 525.091, Subdivisions 1, 2, and 4; 525.112; 525.12; 525.122; 525.15; 525.161; 525.202; 525.212; 525.215; 525.223, Subdivisions 1 and 2; 525.253, Subdivision 1; 525.393; 525.48; 525.484; 525.491; 525.51; 525.515; 525.532, Subdivisions 4 and 5; 525.591; 525.62; 525.63; 525.64; 525.641; 525.642; 525.65; 525.652; 525.66; 525.661; 525.662; 525.67; 525.68; 525.69; 525.691; 525.692; 525.70; 525.702; 525.71; 525.83; 525.84; 525.841; 541.16; 559.013, by adding a subdivision; 576.142, Subdivision 5; 576.16; amending Chapters 524 and 525, by adding sections; repealing Minnesota Statutes 1974, Sections 524.1-105; 524.1-304; 524.1-305; 524.3-304; 524.3-705; 524.3-901; 524.8-101; 525.18; 525.181; 525.182; 525.183; 525.184; 525.19; 525.191; 525.203; 525.211; 525.26; 525.261; 525.262; 525.27; 525.271; 525.272; 525.33; 525.39; 525.41; 525.411; 525.412; 525.413; 525.42; 525.421; 525.43; 525.431; 525.44; 525.441; 525.442; 525.45; 525.46; 525.475; 525.521; 525.522; 525.523; 525.524; 525.525; 525.526; 525.527; 525.53; 525.531; 525.693; 525.86; and 525.87.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, before line 14, insert:

"Section 1. Minnesota Statutes 1974, Section 287.22, is amended to read:

287.22 [EXCEPTIONS.] The tax imposed by section 287.21 shall not apply to:

A. Any executory contract for the sale of land under which the vendee is entitled to or does take possession thereof, or any assignment or cancellation thereof.

B. Any mortgage or any assignment, extension, partial release, or satisfaction thereof.

C. Any will.

D. Any plat.

E. Any lease.

F. Any deed, instrument, or writing in which the United States or any agency or instrumentality thereof or the state of Minnesota or any agency, instrumentality, or governmental or political subdivision thereof is the grantor, assignor, transferor, or conveyer; and any deed, instrument or writing in which any of such unit of government is the grantee or assignee.

G. Deeds for cemetery lots.

*H. Deeds of distribution by personal representatives."*

Page 3, line 14, strike "*defintions*" and insert "*definitions*"

Page 9, line 31, after "any" reinstate the stricken language

Page 9, line 31, before "order" insert "or"

Page 11, before line 21, insert

"Sec. 8. Minnesota Statutes 1974, Chapter 507 is amended by adding a section to read:

[507.42] [CERTAIN DEEDS VALIDATED.] *All deeds for the conveyance of real estate made and executed by a personal representative of the estate of a deceased person, pursuant to the order of any probate court of this state authorizing and directing the making and execution of such instrument, where the execution thereof was otherwise valid, and in which instrument the description of the property conveyed does not correspond with the description set forth in the order of the probate court authorizing and directing the making and execution of such instrument, the same are hereby validated and legalized, and such conveyances are hereby made valid as to the property described in the order of the probate court authorizing and directing the making and execution of such instrument."*

Page 12, line 16, strike "July 31, 1975" and insert "January 1, 1976"

Page 22, line 25, strike "applies" and insert "and chapter 525 apply"

Page 24, line 28, strike "at least"

Page 24, line 28, strike "a week for three consecutive"

Page 24, line 29, strike "weeks,"

Page 24, line 29, after "a" and before "newspaper" insert "legal"

Page 24, line 29, strike "having general"

Page 24, line 30, strike "circulation"

Page 24, line 31, strike "last"

Page 24, line 32, after "set" and before "following apply:" insert the following statutory and amended language omitted from the bill:

“for the hearing.

(b) The court for good cause shown may provide for a different method or time of giving notice for any hearing.

(c) Proof of the giving of notice shall be made on or before the hearing and filed in the proceeding.

*(d) No defect in any notice nor in publication or in service thereof shall limit or affect the validity of the appointment of the personal representative, his powers or other duties. Any of the notices required by sections 524.3-306, 524.3-310, 524.3-403, 524.3-801 and 524.1-401 may be combined into one notice.*

Sec. 20. Minnesota Statutes 1974, Section 524.1-403, is amended to read:

**524.1-403 [PLEADINGS; WHEN PARTIES BOUND BY OTHERS; NOTICE.]** In formal proceedings involving ~~trusts or~~ estates of decedents, ~~minors, protected persons, or incapacitated persons,~~ and in judicially supervised settlements, the”

Page 28, line 29, strike “*or any provision thereof*”

Page 34, line 26, strike “*propety*” and insert “*property*”

Page 37, line 8, strike “*chapter*” and insert “*chapters*”

Page 37, line 8, after “524” insert “*and 525*”

Page 39, line 16, before “*tort*” insert “*,*”

Page 41, line 2, after “*death.*” insert “*A cause of action which, but for this section, would have been barred less than one year after death, is barred after one year unless tolled.*”

Page 44, line 24, strike “*intestate*” and insert “*in testate*”

Page 49, line 16, after the stricken period, insert “*Further, if the decedent was born in a foreign country or left heirs or devisees in any foreign country, notice shall be given to the consul or other representative of such country, if he resides in this state and has filed a copy of his appointment with the secretary of state, or to the nominee or nominees of such consul or representative. If no such consul or representative exists, then notice shall be given to the chief diplomatic representative of such country at Washington, D.C. or to the secretary of state at St. Paul, Minnesota, who shall forward the same to such representative.*”

Page 49, line 20, strike “*a week for three*”

Page 49, line 21, strike “*successive weeks*”

Page 50, line 4, strike “*a week for three successive weeks*”

Page 54, line 2, strike “*a week for three consecutive weeks*”

Page 54, line 4, strike “*last*”

Page 54, after line 5, insert

*“If the decedent was born in a foreign country or left heirs or devisees in any foreign country, notice of a formal testacy proceeding*

*shall be given to the consul or other representative of such country, if he resides in this state and has filed a copy of his appointment with the secretary of state, or to the nominee or nominees of such consul or representative. If no such consul or representative exists, then notice shall be given to the chief diplomatic representative of such country at Washington, D.C., or to the secretary of state at St. Paul, Minnesota, who shall forward the same to such representative."*

Page 61, line 27, after "court" insert "or give"

Page 71, before line 27, insert:

"Sec. 57. Minnesota Statutes 1974, Section 524.3-717, is amended to read:

**524.3-717 [CO-REPRESENTATIVES; WHEN JOINT ACTION REQUIRED.]**

If two or more persons are appointed co-representatives and unless the will or the court provides otherwise, the concurrence of all is required on all acts connected with the administration and distribution of the estate. This restriction does not apply when any co-representative receives and receipts for property due the estate, when the concurrence of all cannot readily be obtained in the time reasonably available for emergency action necessary to preserve the estate, or when a co-representative has been delegated to act for the others. Persons dealing with a co-representative if actually unaware that another has been appointed to serve with him or if advised by the personal representative with whom they deal that he has authority to act alone for any of the reasons mentioned herein, are as fully protected as if the person with whom they dealt had been the sole personal representative."

Page 83, after line 29, insert:

"Sec. 60. Minnesota Statutes 1974, Section 524.3-901, is amended to read:

**524.3-901 [SUCCESSORS' RIGHTS IF NO ADMINISTRATION.]** In the absence of administration, the heirs and devisees are entitled to the estate in accordance with the terms of a probated will or the laws of intestate succession. Devisees may establish title by the probated will to devised property. Persons entitled to property by ~~homestead allowance, exemption pursuant to sections 525.14, 525.145, 525.15~~ or intestacy may establish title thereto by proof of the decedent's ownership, his death, and their relationship to the decedent. Successors take subject to all charges incident to administration, including the claims of creditors and allowances of surviving spouse and dependent children, and subject to the rights of others resulting from abatement, retainer, advancement, and ademption."

Page 89, line 28, strike "*inheritance*" and insert "*state estate*"

Page 89, line 28, strike "*imposed*" and insert "*determined*"

Page 94, line 21, strike "(a)"

Page 95, line 1, strike "(a)"

Page 95, line 6, strike "The court shall have the power in its decree"

Page 95, after line 6, insert

*"(4) The court shall have the power in its decree or order of distribution to waive the lien of inheritance taxes, find that the taxes have been satisfied by payment or, decree the property subject to the lien; provided, however, where a decree or order for distribution is issued, the personal representative shall not be discharged until all property is paid or transferred to the persons entitled thereto, and has otherwise fully discharged his trust. If objections are filed with the court by the commissioner of revenue, no discharge shall be issued until the objections are determined. The court shall send a copy of the decree, upon issuance, to the commissioner of revenue."*

Page 95, delete lines 7-19

Page 100, line 15, strike "a week"

Page 100, line 16, strike "for three successive weeks"

Page 101, line 5, after "foreign" insert "personal"

Page 103, line 31, after "conservator" insert "or guardian"

Page 104, before line 31, insert a section to read:

"Sec. 77, Minnesota Statutes 1974, Section 524.8-101, is amended to read:

**524.8-101 [TIME OF TAKING EFFECT; PROVISIONS FOR TRANSITION.]**

(a) This chapter takes effect on ~~August 1, 1975~~ *January 1, 1976*.

(b) Except as provided elsewhere in this chapter, on the effective date of this chapter:

(1) the chapter applies to any wills of decedents dying thereafter;

(2) the chapter applies to any proceedings in court then pending or thereafter commenced regardless of the time of the death of decedent except to the extent that in the opinion of the court the former procedure should be made applicable in a particular case in the interest of justice or because of infeasibility of application of the procedure of this chapter;

(3) every personal representative including a person administering an estate of a minor or incompetent holding an appointment on that date, continues to hold the appointment but has only the powers conferred by this chapter and is subject to the duties imposed with respect to any act occurring or done thereafter;

(4) an act done before the effective date in any proceeding and any accrued right is not impaired by this chapter. If a right is acquired, extinguished or barred upon the expiration of a prescribed period of time which has commenced to run by the provisions of

any statute before the effective date, the provisions shall remain in force with respect to that right;

(5) any rule of construction or presumption provided in this chapter applies to instruments executed and multiple party accounts opened before the effective date unless there is a clear indication of a contrary intent;

(6) a person holding office as judge of the court on the effective date of this chapter may continue the office of judge of this court and may be selected for additional terms after the effective date of this chapter even though he does not meet the qualifications of a judge as provided in article 1."

Page 105, line 2, after "power" strike the colon

Page 112, line 7, after "guardianship" insert "or conservatorship"

Page 114, line 8, strike "is"

Page 118, line 8, after "state" strike the semicolon and insert a comma

Page 118, line 10, after "thereof" insert a comma

Page 119, after line 9 insert:

*"(7) In any such proceeding wherein it appears that the property affected descends through several decedents under circumstances qualifying for a descent proceeding under this section in each case, the court in its discretion may consolidate the proceedings into one and may accept the filing of one petition for the several decedents where no interests are prejudiced thereby. The notice and other requirements of sections 525.31, 525.311, and 525.312 shall be complied with, and the matter shall be then adjudicated under one title combining the names of the several decedents and making appropriate findings for each decedent and determining heirship."*

Page 119, line 13, strike "525.83" and insert "524.1-401"

Page 119, line 17, after "proved" insert a comma

Page 119, line 21, after "copy" insert a comma

Page 122, line 14, after "provisions" insert "of"

Page 123, after line 13, insert:

*"(3) An attorney dismissed pursuant to this section and who is seeking attorney fees for services rendered to the estate has the burden of affirmatively proving that the estate has benefited from his services and that the benefits warrant the payment of the requested fee."*

Page 125, line 4, strike "descretion" and insert "discretion"

Page 125, line 7, after "its" insert "decree or"

Page 125, line 16, strike "pesonal" and insert "personal"



Page 129, line 3, strike "to probate"

Page 129, line 3, strike "section 525.24" and insert "*Part 4 of section 524.3*"

Page 130, line 2, strike "probate"

Page 132, line 8, strike "probate"

Page 134, line 2, underscore the entire line

Page 144, line 22, strike "*appeals*" and insert "*Appeals*"

Page 145, line 29, strike "interlocutory decree" and insert "*order*"

Page 145, line 30, strike "525.481" and insert "576.142"

Page 146, line 13, strike the semicolon and insert a period

Page 146, strike line 14

Page 146, before line 15, insert:

"Sec. 131. Minnesota Statutes 1974, Chapter 525, is amended by adding a section to read:

[525.80] [REPRESENTATIVE.] *As used in this chapter, the word "representative", unless the context otherwise indicates, includes personal representatives as that term is defined in chapter 524, guardians, and conservators."*

Page 149, line 20, strike "*July 31, 1975*" and insert "*January 1, 1976*"

Renumber the sections in sequence

Page 150, line 27, strike "524.3-901;"

Page 150, line 28, strike "524.8-101;"

Page 151, line 2, after "525.693;" insert "525.701;"

Amend the title as follows:

Page 1, line 11, after "Sections" insert "287.22;"

Page 1, line 25, after "524.3-720" insert "524.3-901"

Page 1, line 30, after "524.4-303;" insert "524.8-101;"

Page 1, line 41, after "Chapters" insert "507, by adding a section;"

Page 2, lines 3 and 4, strike "524.3-901; 524.8-101;"

Page 2, line 11, after "525.693;" insert "525.701"

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. 485: A bill for an act relating to education; voca-

tional rehabilitation; changing the status of the present division of vocational rehabilitation to a department of rehabilitation; providing for a commissioner of rehabilitation and a board and a committee to advise the board; transferring certain powers, duties, functions, employees and appropriations; amending Minnesota Statutes 1974, Sections 121.29; 121.30, Subdivision 1; 121.31; 121.33, Subdivisions 1 and 2; 121.331; 121.712, Subdivision 1; 121.713, Subdivision 3; 121.714, Subdivisions 1, 2, and 4; repealing Minnesota Statutes 1974, Sections 121.32, and 121.714, Subdivision 5.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Governmental Operations. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1217: A bill for an act relating to education; children attending nonpublic schools; providing auxiliary services, textbooks, instructional materials and equipment.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 22, after "includes" insert "only"

Page 2, line 6, after "shall" insert "also"

Page 2, line 17, after "1" strike the comma and insert "and"

Page 2, line 17, strike ", 4, and 5"

Page 3, line 1, strike "gifted,"

Page 3, line 1, strike "and exceptional"

Page 3, line 10, strike "limitd" and insert "limited"

Page 3, line 11, after "(a)" strike "Minnesota education" and insert "a regional educational"

Page 3, line 24, strike "limitd" and insert "limited"

Page 4, line 9, after "the" insert "state"

Page 5, line 10, after "by the" insert "state"

Page 5, line 10, after "education" insert "and prior to September 1, 1975, and each year thereafter, the state board shall promulgate rules and regulations specifically designating which items and devices are capable of being used for the instruction of religion or religious tenets"

Page 5, line 20, after "The" insert "state"

Page 5, line 24, after "request" insert "by a specific date"

Page 5, line 32, after the period insert "The cost of the required services shall not exceed the amount allotted under this section to the participating district or intermediary service area."

Page 6, line 3, after "services" insert "for that school year"

Page 6, line 4, strike "pupil units" and insert "pupils in grades kindergarten through 8 and \$75 multiplied by the number of nonpublic school pupils in grades 9 through 12"

Page 6, after line 5, insert:

"Sec. 6. The provisions of this act shall be severable, and if any provision thereof, or the application of any such provision under any circumstances is held invalid, it shall not affect any other provision of this act or the application of any provision thereof under different circumstances.

Sec. 7. There is appropriated annually to the department of education from the general fund of the state treasury the sum of \$12,000,000 for the purposes of this act."

Renumber the sections accordingly

Amend the title as follows:

Page 1, line 4, after "equipment" 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. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1342: A bill for an act relating to corrections; the establishment of private industry on grounds of correctional institutions; amending Minnesota Statutes 1974, Section 243.88, Subdivisions 1 and 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 5, strike "*they operate*" and insert "*it operates*"

Page 2, line 14, after "*commerce*" insert a comma

Amend the title as follows:

Page 1, line 2, after the semicolon and before "the" insert "expanding provisions for"

Page 1, line 4, after the semicolon insert "providing for the employment of inmates at certain wages;"

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. 93: A bill for an act relating to juvenile court; providing for costs of foster care for delinquent children; amending Minnesota Statutes 1974, Section 260.251, Subdivision 1a.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, strike "such" and insert "the"

Page 1, line 14, strike "such" and insert "the"

Page 1, line 16, strike "such"

Page 1, line 19, after "for" strike "such" and insert "that"

Page 1, line 19, after "reimburse" strike "such"

Page 1, line 20, strike "their" and insert "the"

Page 1, line 20, strike "after the deduction of" and insert "not paid by"

Page 1, line 21, after "federal and" insert "other available"

Page 1, line 21, strike "from the costs of such"

Page 1, strike "group home care"

Page 2, line 1, strike "such"

Page 2, line 4, strike "such" and insert "a"

Page 2, line 7, after "due" insert a comma

Further, amend the title as follows:

Page 1, line 2, after "for" insert "payment of the"

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. 1347: A bill for an act relating to public transit; providing for public transportation improvements throughout the state and public transit demonstration projects as provided for in Laws 1974, Chapter 534; 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. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1183: A bill for an act relating to motor vehicles; powers of the registrar of motor vehicles; providing that a county or city officer appointed as a deputy registrar need not give bond to the state; amending Minnesota Statutes 1974, Section 168.33, 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. 1302: A bill for an act relating to veterans; providing a Vietnam veterans bonus to the next of kin of those veterans missing in action; amending Minnesota Statutes 1974, Sections 197.971, Subdivision 2 and by adding subdivisions; 197.972; 197.973; and 197.976, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 22, 23 and 24 and insert:

*"Subd. 12. "Next of kin" means in relation to a veteran who is missing in action the spouse, the children of the veteran if no spouse, the mother, the father, a person standing in loco parentis, in the order named."*

Page 2, strike lines 1 through 4.

Page 2, line 24, after "or" insert *"the next of kin of any veteran"*

Page 2, lines 31 and 32, strike the underlined language.

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. 1156: A bill for an act relating to cities; permitting direct loans to cities; amending Minnesota Statutes 1974, Chapter 412, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 6, strike "412" and insert "465"

Page 1, line 8, strike "[412.302] [DIRECT LOANS TO CITIES.]" and insert "[465.73] [DIRECT LOANS TO POLITICAL SUBDIVISIONS.]"

Page 1, line 9, strike *"council"* and insert *"governing body"*

Page 1, line 9, after *"any"* insert *"statutory city or home rule charter"*

Page 1, line 9, after *"city"* insert *"or any county or town"*

Page 1, line 11, after *"any"* insert *"other agency of the United States government or any"*

Page 1, line 11, before *"savings"* insert *"a"*

Page 1, line 15, strike *"Cities"* and insert *"Political subdivisions named in subdivision 1"*

Page 1, line 15, after *"note"* insert *"maturing within not to exceed one year"*

Page 1, line 16, after *"institution"* insert *"or agency"*

Page 1, line 17, strike *"may"* and insert *"shall"*

Page 1, line 20, strike *"will"* and insert *"shall"*

Page 1, line 21, strike "city" and insert "political subdivision"

Page 2, line 1, after the period insert "The note shall bear interest at a rate not to exceed the maximum rate specified in chapter 475 and shall be payable from taxes levied within all levy limitations. The note shall not be included when computing the net debt of the city, county, or town. If there is more than one lending institution within the political subdivision, no loan commitment shall be made except upon sealed bids or by direct negotiation by obtaining two or more quotations. All bids and quotations shall be kept on file for a period of at least one year."

Page 2, strike lines 2 through 8 and insert:

"Subd. 3. Any city, county or town may borrow directly from a federal agency on a note secured by a mortgage on the real or personal property purchased with the borrowed funds. When the full faith and credit of the city, county or town is irrevocably pledged for the redemption of the note and mortgage, the taxes levied to pay principal and interest thereon shall be considered special levies within the meaning of section 275.50, subdivision 5 (j), and the amount of the obligation shall be included when computing the net debt of the political subdivision. Unless expressly provided otherwise in the mortgage instrument,"

Page 2, line 9, strike "Minnesota Statutes, Chapter 475."

Page 2, line 9, after "city" insert ", county or town"

Page 2, line 11, strike "lending institution" and insert "agency"

Page 2, line 12, after the period insert "An election shall be required to authorize the note and mortgage unless the agency is confined to the remedy of recovery of the property."

Page 2, after line 12, insert:

"Subd. 4. For the purposes of this act, the term "governing body" shall be defined as provided in section 475.51, subdivision 9.

Sec. 2. This act is effective on the day following final enactment."

Amend the title by striking it in its entirety and inserting:

"A bill for an act relating to political subdivisions; authorizing direct loans to cities, counties and towns; amending Minnesota Statutes 1974, Chapter 465, by adding 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. 1210: A bill for an act relating to the city of Ely; authorizing the governing body thereof to consolidate the offices of city clerk and city treasurer.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 18, after the period, insert: "If the offices are consolidated, the council shall provide for an annual audit of the city's financial affairs by the state auditor or a public accountant in accordance with minimum procedures prescribed by the state auditor."

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. 1136: A bill for an act relating to Winona county; providing for increased per diem payments for public health nursing service committee members.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, after "members" insert "other than the county commissioner member"

Amend the title as follows:

Page 1, line 2, after "county;" insert "authorizing the appropriation of funds for public health nursing;"

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. 845: A bill for an act relating to Itasca County; increasing the permissible per capita expenditure on tourist, agricultural and industrial promotion; amending Laws 1965, Chapter 326, Section 1, Subdivision 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. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 912: A bill for an act relating to counties; authorizing blanket performance bonds covering all county officers and employees in lieu of individually required bonds; amending Minnesota Statutes 1974, Section 382.153.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 3, after "county" insert "*including officers and employees required by law to furnish an individual bond or undertaking*"

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. 1451: A bill for an act relating to the counties of Pennington and Marshall and their respective interests in a certain nursing home; repealing Laws 1965, Chapter 406.

Reports the same back with the recommendation that the bill be amended as follows:

Amend the title as follows:

Page 1, line 4, after "home;" insert "providing for the withdrawal of the interest of Marshall County therein;"

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. 910: A bill for an act relating to the city of Fergus Falls in Otter Tail county; authorizing the acquisition and improvement of lands for automobile parking facilities and the issuance of bonds therefor.

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. 1238: A bill for an act relating to Lincoln county; authorizing Lincoln county to perform or contract for the performance of weather modification activities.

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. 1055: A bill for an act relating to financial institutions; authorizing and regulating face amount certificate investment companies; amending Minnesota Statutes 1974, Chapter 54, by adding sections; and Sections 54.26; and 54.27; repealing Minnesota Statutes 1974, Chapter 59, and Sections 54.28; 54.29; and 54.293.

Reports the same back with the recommendation that the bill be amended as follows:

Page 4, line 6, strike "powers," and insert: "commissioner, with



*reference to face amount certificate investment companies, as defined in Minnesota Statutes 1974, Section 54.26, shall have the supervisory power to make periodic examinations of the books and accounts of such companies for the purpose of"*

Page 4, strike lines 7 to 12

Page 4, begin a new paragraph with "(a)" on line 13

Page 4, line 18, after "in" insert "Minnesota Statutes 1974,"

Page 4, begin a new paragraph with "(b)" in line 22

Page 4, line 23, strike "*practices, procedures and controls*" and insert "*principles*"

Page 4, line 24, strike "*investment*"

Page 4, strike line 25

Page 4, line 26, strike "*to the commissioner of banks.*" and insert: "*generally accepted accounting principles for face amount certificate companies which are promulgated by the United States Securities and Exchange Commission. The accounting principles for investment companies shall include, where appropriate, any statements of investment or assets in a manner which relates historical cost of such investments or assets or other information required by the United States Securities and Exchange Commission.*"

Page 5, line 1, strike everything after the comma

Page 5, strike line 2

Page 5, line 3, strike "*January 1, 1949, to acquire or hold,*"

Page 5, line 4, strike "*of banks*"

Page 5, line 4, after "may" insert "*by rule or order*"

Page 5, strike lines 5 and 6 and insert "*The commissioner shall, in recognizing approved assets in rule making, give consideration to assets of the kind which life insurance companies were permitted by the laws of the state of New York as of January 1, 1949, to acquire and hold.*"

Page 5, line 24, strike "*investment*"

Page 5, line 24, after "in" insert "Minnesota Statutes 1974,"

Page 5, line 26, strike "*of banks*"

Page 5, line 27, strike "*in his discretion*"

Page 5, line 27, strike everything after "*utilize*"

Page 5, line 28, strike "*provided by and*"

Page 5, line 28, strike "*issued*" and insert "*which have been audited and attested to*"

Page 5, line 28, after "by" insert "*independent*"

Page 5, line 29, after "*accountants*" insert a period and strike the rest of the line

Page 5, line 30, strike "*commissioner of banks,*"

Page 5, line 30, after "*by the*" insert "*independent*"

Page 5, line 31, after "*accountants*" insert "*shall*"

Page 6, line 1, strike "*of banks*"

Page 6, line 6, strike "*Federal*" and insert "*the*"

Page 6, line 6, strike everything after "*Securities*" and insert "*Act of 1933, as amended and the rules and regulations adopted pursuant thereto, the Securities Exchange Act of 1934, as amended and the rules and regulations adopted pursuant thereto, and the Investment Company Act of 1940, as amended and the rules and regulations adopted pursuant thereto. The commissioner may accept as filed copies of the foregoing material previously filed with the commissioner of securities of the department of commerce. Other face amount certificate investment companies described in Minnesota Statutes 1974, Section 54.26, shall file with the commissioner copies of their semi-annual and annual reports which have been audited and attested to by independent certified public accountants as to assets maintained on deposit and the value thereof, and semi-annual and annual reports certified by independent certified public accountants as to certificate liabilities.*"

Page 6, strike lines 7 through 13

Page 6, line 32, after "*issuer*" insert "*to the certificate holder*"

Page 7, after line 6, insert the following:

"Sec. 5. Minnesota Statutes 1974, Chapter 54, is amended by adding a section to read:

[54.296] [RULES AND REGULATIONS.] *The commissioner may promulgate such rules and regulations as are reasonably necessary to carry out and make effective the provisions and purposes of this chapter pursuant to Minnesota Statutes 1974, Chapter 15.*

Sec. 6. Minnesota Statutes 1974, Chapter 54, is amended by adding a section to read:

[54.297] [APPLICATION FOR RECEIVER.] *When in the judgment of the commissioner grounds for liquidation as set forth in Minnesota Statutes 1974, Section 49.04, exist or are about to occur, the commissioner may make application to the district court in which a company defined in Minnesota Statutes 1974, Section 54.26, is situated for the appointment of a receiver or conservator.*

Sec. 7. Minnesota Statutes 1974, Section 49.01, Subdivision 2, is amended to read:

Subd. 2. "*Financial institution*" means and includes a bank, a savings bank, a trust company, a savings, building and loan association, a credit union, and an industrial loan and thrift company; and an investment company."

Renumber the remaining section

Amend the title as follows:

Page 1, line 5, after "and Sections" insert "49.01, Subdivision 2;"

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. 1119: A bill for an act relating to the city of Alexandria, the towns of Alexandria, Carlos, Hudson and LaGrand in the county of Douglas, and the Alexandria lake area sanitary district; authorizing formation of certain service regions; providing certain procedures for allocating costs; amending Laws 1971, Chapter 869, Sections 2, by adding a subdivision; 9, Subdivision 1, and by adding a subdivision; 10, Subdivision 3, and by adding subdivisions; and 18, Subdivisions 4, and 6, as amended, and by adding a subdivision; repealing Laws 1971, Chapter 869, Section 9, Subdivisions 2, 3, 4, and 5.

Reports the same back with the recommendation that the bill be amended as follows:

Page 7, line 25, strike "*district*" and insert "*region*"

Page 8, line 7, strike "*district*" and insert "*region*"

Page 8, line 8, strike "*district*" and insert "*region*"

Page 8, line 9, strike "*district*" and insert "*region*"

Page 8, line 26, strike "*district*" and insert "*region*"

Page 8, line 27, strike "*district*" and insert "*region*"

Page 8, line 31, strike "*district*" and insert "*region*"

Page 9, line 1, strike "*district*" and insert "*region*"

Page 9, line 5, before the period, strike "*district*" and insert "*region*"

Page 9, line 5, after "*service*" strike "*district*" and insert "*region*"

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. 1204: A bill for an act relating to local improvements; financing thereof; bonds to contain a certain recital; amending Minnesota Statutes 1974, Section 429.091, 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 1974, Section 429.091, Subdivision 1, is amended to read:

429.091 [FINANCING.] Subdivision 1. [AUTHORITY.] At any time after a contract for the construction of all or part of an improvement has been entered into or the work has been ordered done without a contract as authorized in section 429.041, The council may at any time issue obligations in such amount as it deems necessary to defray in whole or in part the expense incurred and estimated to be incurred in making an improvement or improvements of the kinds authorized in section 429.021, including every item of cost from inception to completion and all fees and expenses incurred in connection with the improvement or the financing thereof of the kinds authorized in section 475.65. More than one improvement may be financed by a single issue of obligations without other consolidation of the proceedings. However, no obligations shall be issued in an amount exceeding the aggregate estimated cost to be paid within three years from the date of issue, with respect to improvements for the commencement or acquisition of which the council has incurred or reasonably expects that it will within six months incur a substantial binding obligation under contracts or commitments for engineering, purchase or construction, involving expenditures at least equal to two and one-half percent of such cost. Any actions and proceedings required to order, contract for, construct, and assess the cost of an improvement financed wholly or partly from the proceeds of obligations issued hereunder, if not taken before the date of issue, shall be completed with due diligence thereafter. In the event of any omission, error, or mistake in any such proceedings the validity of the obligations shall not be affected thereby, but the council shall cause all further actions and proceedings to be taken that are required for the final and valid levy of special assessments and appropriation of any other funds needed to pay the obligations and the interest thereon when due.

Sec. 2. [EFFECTIVE DATE.] *This act is effective on the day following final enactment.*"

Strike title in its entirety and insert:

"A bill for an act relating to local improvements; authorizing the issuance of obligations in advance of a contract for construction of an improvement; requiring certain actions be taken to safeguard the validity of obligations issued; amending Minnesota Statutes 1974, Section 429.091, Subdivision 1."

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. 1356: A bill for an act relating to the operation of shade tree disease control programs by local governments; providing funds for the control of shade tree disease; establishing a grant-in-aid program under the department of agriculture; appropriating money; amending Minnesota Statutes 1974, Sections 18.022, by adding a subdivision; 18.023, 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 2, line 27, strike "(1)"

Page 2, line 28, strike ", or for (2)" and insert "which includes"

Page 2, line 29, after "wood" insert "and"

Page 3, strike lines 8 through 24 and insert:

"Sec. 3. Minnesota Statutes 1974, Section 18.023, is amended by adding a subdivision to read:

*Subd. 3a. [GRANTS TO MUNICIPALITIES.]*"

Page 3, line 25, strike "(c)" and insert "(a)"

Page 3, line 26, strike "or"

Page 3, line 27, strike "contract to make"

Page 3, line 30, strike "private" and insert "residential"

Page 3, line 31, strike "this subdivision" and insert "subdivision 4"

Page 3, line 31, strike "or contract"

Page 3, line 32, strike "to make"

Page 3, line 32, after "of" insert "more than 80,000 population or any special purpose park district organized under the charter of a city of the first class or any non-profit corporation serving a city of"

Page 4, line 5, strike "(d)" and insert "(b)"

Page 4, line 15, strike "(e)" and insert "(c)"

Page 4, strike lines 21 through 26 and insert "(d) A municipality which has received the consent of the commissioner to come within the provisions of this act may receive grants authorized by this subdivision, and may submit an application for a grant concurrently with its request for inclusion."

Page 6, line 4, after "commissions" insert "as defined in Laws 1975, Chapter 13, Section 1, Subdivision 7,"

Page 6, strike lines 10 through 17 and insert "adopt rules and regulations in accordance with sections 15.0411 to 15.0422 prescribing control measures to be used to prevent the spread of shade tree diseases and shall include the following: (a) a definition of shade tree, (b) qualifications for inspectors, (c) methods of identifying diseased shade trees, (d) procedures for giving reasonable notice of inspection of private real property, (e) measures for the treatment and removal of any shade tree which may contribute to the spread of shade tree disease, and (f) such other matters as shall be determined to be necessary by the commissioner to prevent the spread of shade tree disease and enforce the provisions of this section. The rules and regulations of the commissioner shall apply

*in a county, city or town unless the county, city or town adopts an ordinance or resolution pursuant to subdivision 6 which is determined by the commissioner to be more stringent than the rules and regulations of the commissioner. The rules and regulations of the commissioner or the more stringent ordinance or resolution of the city, county or town shall apply to all state agencies and special purpose districts which own or control land within any county, city or town exercising the powers granted in section 18.022."*

Amend the title as follows:

Page 1, line 8, strike the last comma and insert "and"

Page 1, line 9, strike "and 4,"

Page 1, line 9, strike "a subdivision" and insert "subdivisions"

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

H. F. No. 648: A bill for an act relating to public health; license fees for hospitals and related institutions; exempting the Minnesota veterans home from such fees; amending Minnesota Statutes 1974, Section 144.53.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1081: A bill for an act relating to retirement; actuarial valuations and experience studies of various public retirement funds; amending Minnesota Statutes 1974, Chapter 356, by adding a section: and Sections 356.22, Subdivisions 1 and 3; and 356.23; repealing Minnesota Statutes 1974, Sections 356.21; 356.211; and 356.212.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, following line 9, insert:

"Section 1. Minnesota Statutes 1974, Section 356.20, Subdivision 2, is amended to read:

Subd. 2. (1) State employees retirement fund.

(2) Public employees retirement fund.

(3) Teachers retirement fund.

(4) Highway patrolmen's retirement fund.

(5) Twin City lines employees retirement plan.

(6) Minneapolis teachers retirement fund association.

(7) St. Paul teachers retirement fund association.

- (8) Duluth teachers retirement fund association.
- ~~(9) St. Paul bureau of health relief association.~~
- ~~(10) (9) Municipal employees retirement board of Minneapolis.~~
- ~~(11) (10) University of Minnesota police retirement plan.~~
- ~~(12) (11) University of Minnesota faculty retirement plan.~~

Sec. 2. Minnesota Statutes 1974, Section 356.20, Subdivision 4, is amended to read:

Subd. 4. Each financial report required by this section shall include:

(1) An exhibit prepared according to applicable actuarial standards enumerated in section ~~356.21 3~~ *of this act*, by an approved actuary as defined in section ~~356.21 3~~, subdivision 6 *of this act* showing the accrued assets of the fund, the accrued liabilities, including accrued reserves, and the accrued unfunded liability of the fund. Such exhibit shall contain the certificate of an approved actuary certifying that the required reserves for any benefits provided under a benefit formula are computed in accordance with the Entry Age Normal Cost (Level Normal Cost) basis.

(a) Assets shown in the exhibit shall include the following items of actual assets:

- Cash in office
- Deposits in banks
- Accounts receivable:
- Accrued members' contributions
- Accrued employer contributions
- Other
- Accrued interest on investments
- Dividends on stocks, declared but not yet received.
- Investment in bonds at amortized cost
- Investment in stocks at cost
- Investment in real estate
- Equipment at cost, less depreciation
- Other
- Total assets .....

(b) The exhibit shall include a statement of the unfunded accrued liability of the fund. Should the assets of the fund exceed the liabilities, the excess shall be listed as surplus and indicated in the exhibit following the item of reserves.

(c) The exhibit shall include a footnote showing accumulated member contributions without interest.

(d) Current liabilities shown in the exhibit shall include the following items:

Current:

Accounts payable

Annuity payments

Survivor benefit payments

Refund to members

Accrued expenses

Suspense items

Total current liabilities .....

(c) The exhibit shall include an item for accrued necessary reserves which shall be listed as "total reserves required as per attached schedule." Such attached schedule shall contain the following information on the reserves required:

1. For active members
  - a. Retirement benefits
  - b. Disability benefits
  - c. Refundment liability due to death or withdrawal
  - d. Survivors' benefits
2. For deferred annuitants
3. For former members without vested rights
4. For annuitants
  - a. Retirement
  - b. Disability annuities
  - c. *Widows' Surviving spouses'* annuities
  - d. Surviving children's annuities
5. In addition to the foregoing, if there are additional benefits not appropriately covered by the foregoing four items of reserves required, they should be listed separately.

(2) An income statement on an accrual basis showing all income and all deductions from income for the fiscal year. It shall show separate items for employee contributions, employer regular contributions, employer additional contributions if provided by law, investment income, profit on the sale of investments, and other income, if any.

(3) A statement of deductions from income, which shall include separate items for benefit payments, retirement benefits, disability benefits, widows' benefits, surviving children's benefits, refundments to members terminating employment, refundments due to death of members and due to death of annuitants, the increase in



total reserves required, general expense incurred, loss on sale of investments, and any other deductions.

(4) A statement showing appropriate statistics as to membership and beneficiaries of the fund, with indications of changes in such statistical data which may result from the current year's operation.

(5) Such additional statements or exhibits as will enable the management of the fund to portray a true interpretation of the fund's financial condition, except that the term "surplus" or the term "excess of assets" shall not be used except as otherwise specifically provided for in this section, nor shall any representation of assets and liabilities other than as provided for in this section be included in such additional statements or exhibits.

(6) A more detailed or subdivided itemization of any of the items required by this section, if the management of the fund so desires."

Page 2, line 12, after "board" insert "*or administrative officials*"

Page 2, at the end of line 16, insert the following: "*This requirement shall also apply to any fund which may be a successor to any organization enumerated in section 356.20, subdivision 2 or to any newly formed retirement fund or association operating under the control or supervision of any public employee group, governmental unit, or institution receiving a portion of its support through legislative appropriations, with the exception of any local police or fire fund now governed by chapter 69.*"

Page 2, line 24, strike "*such report*" and insert "*each valuation*"

Page 3, line 4, strike "*December 1*" and insert "*June 1*"

Page 3, line 5, strike "*1974*" and insert "*1975*"

Page 4, line 23, strike "*Widows*" and insert "*Surviving spouses*"

Page 5, line 19, after "*in*" insert "*unfunded*"

Page 6, line 27, strike "*Widow*" and insert "*Surviving spouse*"

Page 6, line 28, strike "*Orphan*" and insert "*Surviving children*"

Renumber sections accordingly

Further amend the title as follows:

Page 1, line 5, after "Sections" insert "*356.20, Subdivisions 2 and 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. 777: A bill for an act relating to aeronautics; joint operations; authorizing agreements for joint operations between the state and

the Dominion of Canada or its governmental subdivisions subject to the approval of the United States; amending Minnesota Statutes 1974, Sections 360.021, Subdivision 3; and 360.042, Subdivision 1, and 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 referred

S. F. No. 100: A bill for an act relating to municipalities; providing for negotiation of contracts between municipalities and state departments and agencies for provision of fire and police protection services for state institutions, land and other property.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, strike "municipal" and insert "local"

Page 1, line 12, strike "shall" and insert "may"

Page 1, line 13, strike "municipalities" and insert "cities and towns"

Page 1, line 14, after the period, add "The term "city" or "town" as used in this act includes all cities, towns, counties, and private non-profit firefighting corporations and associations. Nothing in this act shall be construed to require any municipality to contract with any department or agency of state government for fire and police services."

Page 1, line 19, strike "such" and insert "the"

Page 1, line 23, strike "municipal" and insert "local"

Page 2, line 1, strike "municipality" and insert "city or town"

Page 2, line 5, after "him" insert "by rule,"

Page 2, line 5, after "and" at the end of the line insert "he shall"

Page 2, line 10, after "prescribe" insert "by rule"

Page 2, line 12, strike "municipality" and insert "city or town"

Page 2, strike line 25

Page 2, line 26, strike "act, Minnesota Statutes, Chapter 15," and insert "promulgate rules"

Page 2, line 32, strike "regulation in accordance with chapter 15 adopt" and insert "rule promulgate"

Page 3, line 2, strike "forest"

Page 3, line 3, strike "protection section of the department" and insert "commissioner"

Page 3, line 4, strike "municipalities" and insert "cities and towns"

Page 3, line 5, strike "developing regulations" and insert "promulgating rules"

Page 3, line 9, strike "municipal" and insert "the"

Page 3, line 18, strike "regulations" and insert "rules"

Page 3, line 20, strike "shall" and insert "may"

Page 3, line 20, strike "sufficient for a municipality" and insert "permitting the city or town"

Page 3, line 21, after "develop" insert "a"

Page 3, line 22, strike "such" and insert "the"

Page 3, line 24, strike "municipality" and insert "city or town"

Page 3, line 30, strike "municipalities" and insert "cities and towns"

Page 4, line 2, strike "contract"

Page 4, line 2, strike "if such action is necessitated"

Page 4, line 3, strike "by economic factors" and insert "for fire and police protection agreements hereinafter executed pursuant to this act. The adjustments shall reflect changes in the costs of providing the services"

Amend the title as follows:

Page 1, line 2, strike "municipalities" and insert "cities and towns"

Page 1, line 3, strike "municipalities" and insert "cities, towns,"

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. 607: A bill for an act relating to public welfare; Red Lake Indian reservation; state payments; amending Minnesota Statutes 1974, Chapter 256, 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. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1281: A bill for an act relating to public health; establishing a dental health education program to be administered by the department of health; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 21, strike "DEPARTMENT" and insert "BOARD"

Page 2, line 1, strike "department" and insert "board"

Page 2, line 7, strike "training" and insert "education"

Page 2, line 11, strike "department" and insert "board"

Page 2, line 14, strike "behavior" and insert "education,"

Page 2, line 15, strike "modification,"

Page 2, line 16, strike "department" and insert "board"

Page 2, line 23, strike "department" and insert "board"

Page 2, line 27, strike "department" and insert "board"

Amend the title as follows:

Page 1, line 4, strike "department" and insert "board"

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. 289: A bill for an act relating to appropriations; appropriating money to the commissioner of public welfare for the purpose of making grants for mental health purposes.

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. 366: A bill for an act relating to public employees; authorizing participation in the state deferred compensation plan; amending Minnesota Statutes 1974, Section 16A.17, Subdivision 8.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Chapter 352, is amended by adding a section to read:

[352.96] [DEFERRED COMPENSATION.] *Subdivision 1. [WRITTEN AGREEMENT FOR DEFERMENT.] At the request of an officer or employee of the state of Minnesota or any political subdivision thereof, or an employee covered by any of the retirement funds enumerated in section 356.20, subdivision 2, the appointing authority shall by payroll deduction defer the payment*

*of part of the compensation of the officer or employee as provided in a written agreement between the officer or employee and the state of Minnesota, the political subdivision, or other employing unit whose employees are covered by any of the public retirement funds enumerated in section 356.20, subdivision 2, in such a manner as will qualify the deferred amount for benefits afforded under federal and state tax laws, regulations, and rulings.*

*Subd. 2. [PURCHASE OF SHARES.] The amount of compensation so deferred shall be used to purchase shares in the Minnesota supplemental retirement fund established in section 11.18. The shares so purchased shall stand in the name of the state of Minnesota or other employing unit, for the officer or employee whose deferred compensation purchased said shares, until distributed to said officer or employee in a manner agreed upon by the employee and the executive director of the Minnesota state retirement system, acting for the employer. Nothing in this subdivision shall be construed as to authorize an employer contribution, nor shall the state, the political subdivision, or other employing unit be responsible for any loss which may result from investment of the deferred compensation.*

*Subd. 3. [EXECUTIVE DIRECTOR TO ADMINISTER SECTION.] The provisions of this section shall be administered by the executive director of the Minnesota state retirement system pursuant to the provisions of subdivision 4.*

*Subd. 4. [EXECUTIVE DIRECTOR TO ESTABLISH RULES.] The executive director of the Minnesota state retirement system shall establish rules, regulations, and procedures to carry out the provisions of this section including allocation of administrative costs against the assets accumulated under this section. Funds to pay such costs are hereby appropriated from the fund or account in which the assets accumulated under this section are placed.*

*Subd. 5. [OTHER LAWS NOT APPLICABLE.] No provision of this chapter or other law specifically referring to this chapter is applicable to this section unless this section is specifically mentioned therein.*

*“Sec. 2. This act shall not be construed to pre-empt, prohibit, ratify or approve any other deferred compensation plan which is established prior to or which may be established subsequent to the effective date of this act.*

*Sec. 3. [REPEAL.] Minnesota Statutes 1974, Section 16A.17, Subdivision 8, is repealed.*

*Sec. 4. This act shall take effect on the day following its final enactment.”*

Further amend the title as follows:

Page 1, line 2, strike “public employees” and insert “deferred compensation”

Page 1, line 3, after “participation” insert “by state and other public employees”

Page 1, line 4, after "plan;" insert "transferring duties; appropriating money;"

Page 1, line 4, after "1974," insert "Chapter 352, by adding a section; repealing Minnesota Statutes 1974,"

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. 1166: A bill for an act relating to public health; increasing and extending payments of per diems to members of county public health nursing committees; amending Minnesota Statutes 1974, Section 145.12, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 27, after the period insert "*Members of the committee who are full time public employees shall not receive this per diem unless they suffer loss of compensation or benefits due to their service on the committee.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which were referred the following appointments as reported in the Journal for March 24, 1975:

#### STATE BOARD OF HEALTH

Dr. George Arvidson

Helen Lee

Theodore Garcia

Elizabeth Kalisch

Dr. Valentine O'Malley, Jr.

John Westerman

Dr. Arlan Simi

Reports the same back with the recommendation that the appointments be confirmed.

Mr. Conzemius moved that the foregoing committee report be laid on the table. The motion prevailed.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 39: A bill for an act relating to taxation; providing exemptions from the motor vehicle excise tax; amending Minnesota Statutes 1974, Section 297B.03.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 1, after "vehicle" insert "*previously registered in the state of Minnesota*"

Page 2, line 1, after "by" insert "*or from*"

Page 2, line 2, after "corporation" insert "*by or*"

Page 2, line 3, after "corporation" insert "*or by or from a partnership by or from a partner in that partnership*"

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. 633: A bill for an act relating to taxation; inheritance taxes; exemptions; amending Minnesota Statutes 1974, Section 291.05.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 25, strike "widow" and insert "*surviving spouse*"

Page 3, line 30, strike "widow" and insert "*surviving spouse*"

Page 4, line 3, strike "widow" and insert "*surviving spouse*"

Page 4, line 11, strike "widow" and insert "*surviving spouse*"

Page 4, line 21, strike "the husband,"

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. 570: A bill for an act relating to taxation; increasing the income tax deduction for dependents' school expenses; amending Minnesota Statutes 1974, Section 290.09, Subdivision 22.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, strike "*and textbooks of*" and insert "*, textbooks and*"

Page 1, line 11, strike "each dependent and the cost of"

Page 1, line 14, before the period, insert: "*situated in this state, wherein a resident of this state may legally fulfill the state's compulsory attendance laws, which is not operated for profit, and which adheres to the provisions of the Civil Rights Act of 1964*"

Page 1, line 14, after the period, insert: "*As used in this subdivision, "textbooks" shall mean and include books and other instructional materials and equipment used in elementary and secondary schools*

*in teaching only those subjects legally and commonly taught in public elementary and secondary schools in this state and shall not include instructional books and materials used in the teaching of religious tenets, doctrines or worship, the purpose of which is to inculcate such tenets, doctrines or worship."*

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. 551: A bill for an act relating to correctional facilities; providing for the establishment of minimum standards for facility management and physical condition; providing the powers and duties of the commissioner of corrections; amending Minnesota Statutes 1974, Sections 241.021, Subdivision 1; and 641.26.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 18, strike "*correctional*"

Page 1, line 19, after "*facilities*" insert "*established and operated by any city or county*"

Page 1, line 21, strike "*established and operated by any county or city of*"

Page 1, line 22, strike "*this state*"

Page 1, line 22, strike "*provided by*" and insert "*set forth in chapter 15*"

Page 1, line 23, strike "*law*"

Page 1, line 23, after "*rules*" insert "*and regulations*"

Page 2, line 3, strike "*to facility adequacy*"

Page 2, line 6, after the stricken word "*any*" strike "*such*" and insert "*the*"

Page 2, line 6, after "*furnish*" strike "*such*" and insert "*all*"

Page 2, line 9, after "(2)" insert "*No construction or repair of a correctional facility requiring an expenditure of more than \$50,000 shall be commenced by any county or city without the prior approval of the commissioner.*"

Page 2, line 21, strike "*hereby*"

Page 2, line 22, after "*take*" insert "*relevant*"

Page 2, line 30, strike "*person*" and insert "*member*"

Page 2, line 31, strike "*that*" and insert "*during which*"

Page 3, line 8, strike "*insecure*"

Page 3, line 8, strike the comma

Page 3, line 9, strike "*or*"



Page 3, line 10, after "*therein*," insert "*or insecure*,"

Page 3, line 11, after "court" insert "*of the county*"

Page 3, line 19, after "*county*" and before the comma insert "*in which the facility is located*"

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. 711: A bill for an act relating to taxation; sales and use tax; definitions; excluding from term sale and purchase meals and drinks delivered or served at home to senior citizens or the handicapped by governmental or nonprofit organizations; amending Minnesota Statutes 1974, Section 297A.01, Subdivision 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, lines 2 through 4, strike the new language, and insert: "*meals or drinks purchased for and served exclusively to senior citizens and their spouses or to the handicapped and their spouses by governmental agencies, nonprofit organizations, agencies, or churches or pursuant to any program funded in whole or part through 42 USCA sections 3001 to 3045*,"

Page 2, after line 22, insert:

"Sec. 2. Minnesota Statutes 1974, Section 297A.01, is amended by adding a subdivision to read:

*Subd. 14. "Senior citizen" means an individual at least 60 years of age.*

Sec. 3. Minnesota Statutes 1974, Section 297A.01, is amended by adding a subdivision to read:

*Subd. 15. "Handicapped" means a permanent and total disability as defined in Minnesota Statutes 1974, Section 273.13, Subdivision 7."*

Amend the title as follows:

Page 1, line 7, after "Subdivision 3" insert ", and by adding subdivisions"

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. 1251: A bill for an act relating to insurance; regulating acquisition by certain parent corporations of minority interests in certain subsidiary insurance companies; providing certain rights and procedures for dissenting shareholders;

amending Minnesota Statutes 1974, Chapter 60D, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 15, after "*domestic*" insert "*insurance*"

Page 1, line 16, after "*domestic*" insert "*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. 1215: A bill for an act relating to intoxicating liquor: filing of wholesale price schedules; amending Minnesota Statutes 1974, Section 340.983.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, after line 9, add the following:

"Sec. 2. [EFFECTIVE DATE.] *This act is effective on 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. 1096: A bill for an act relating to public safety; telephone companies; providing for local emergency telephone service; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 6 to 22

Page 2, strike lines 1 to 6

Renumber 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. 1113: A bill for an act relating to public safety; providing safety devices on certain equipment; providing penalties.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

“Section 1. A crawler crane, a locomotive crane or a truck crane, as defined in the definitions of occupational safety and health administration standards of the United States department of labor, which operates upon a railroad track, with a boom which extends 12 feet or more vertically above the ground or the rails must be equipped with a warning device able to detect any electrical line which comes within 15 feet of the boom. When an electrical line is detected, no person is required to operate the crane unless the electricity is shut off or the electrical line is rerouted in a manner to prevent contact with the machine. Violation of this section by any person or corporation is a misdemeanor.

Sec. 2. A railroad company operating a crane specified in section 1 shall be deemed to be in compliance with the provisions of section 1 if by October 1, 1975 it has one-third of its specified cranes equipped with a warning device as required in section 1; and, if by October 1, 1976, an additional one-third of said cranes shall be so equipped; and, if by October 1, 1977, the remainder of said cranes shall be so equipped.

Sec. 3. This act is effective commencing July 1, 1975.”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1138: A bill for an act relating to municipalities; authorizing the financing of solid waste collection, disposal and recycling facilities through the municipal industrial development act; amending Minnesota Statutes 1974, Section 474.02, Subdivisions 1 and 2.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1188: A bill for an act relating to forestry; authorizing forest officers to issue notices having the effect of a summons and complaint; amending Minnesota Statutes 1974, Section 88.10, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 833: A bill for an act relating to agricultural lands; permitting ownership of agricultural lands by nonprofit educational institutions; amending Minnesota Statutes 1974, Section 500.24, Subdivisions 1, 2 and 3.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1165: A bill for an act relating to the pollution control agency; authorizing the issuance of bonds; appropriating money; amending Minnesota Statutes 1974, Section 116.18, Subdivisions 1 and 4.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, strike "\$85,000,000" and insert "\$142,000,000"

Page 3, line 12, strike "\$85,000,000" and insert "\$142,000,000"

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 H. F. No. 264 for comparison to companion Senate Files, reports the following House File was found not identical with its companion Senate File as follows:

<b>CALENDAR OF</b>					
<b>GENERAL ORDERS</b>		<b>ORDINARY MATTERS</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
264	809				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 264 be amended as follows:

Page 1, line 11, after "*commission*" insert a comma

Further, amend the title as follows:

Page 1, line 2, delete "*commissioners*" and insert "*commissions*"

And when so amended, H. F. No. 264 will be identical to S. F. No. 809 and further recommends that H. F. No. 264 be given its second reading and substituted for S. F. No. 809 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendment adopted. Report adopted.

#### **SECOND READING OF SENATE BILLS**

S. F. Nos. 953, 1184, 1274, 987, 977, 1026, 505, 134, 1342, 93, 1183, 1302, 1156, 1210, 1136, 845, 912, 1451, 910, 1238, 1055, 1119, 1204, 1081, 366, 1166, 39, 633, 570, 551, 711, 1251, 1215, 1113, 1138, 1188 and 833 were read the second time.

#### **SECOND READING OF HOUSE BILLS**

H. F. Nos. 648 and 264 were read the second time.

#### **MOTIONS AND RESOLUTIONS**

Mr. Perpich, A. J. moved that H. F. No. 229, No. 2 on General

Orders, be stricken and re-referred to the Committee on Taxes and Tax Laws. The motion prevailed.

Mr. Chenoweth moved that his name be stricken and the name of Mr. Schaaf be added as chief author to S. F. No. 1444. The motion prevailed.

Mr. Laufenburger moved that S. F. No. 819 be withdrawn from the Committee on Transportation and General Legislation and re-referred to the Committee on Taxes and Tax Laws. The motion prevailed.

Mr. Gearty moved that S. F. No. 491, No. 93 on General Orders, be stricken and placed on the Calendar of Ordinary Matters. The motion prevailed.

Mr. Gearty moved that the report from the Committee on Governmental Operations, reported April 14, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Gearty moved that the foregoing report be now adopted. The motion prevailed.

#### CONFIRMATION

Mr. Gearty moved that in accordance with the report from the Committee on Governmental Operations, reported April 14, 1975, the Senate, having advised with, do now consent to and confirm the appointment of:

#### COMMISSIONER OF THE DEPARTMENT OF FINANCE

Edward Ziegler, 510 South Owens, Stillwater, Washington County, appointed effective January 6, 1975, for a term expiring January 1, 1979.

The motion prevailed. So the appointment was confirmed.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Gearty moved that the report from the Committee on Governmental Operations, reported April 14, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Gearty moved that the foregoing report be now adopted. The motion prevailed.

#### CONFIRMATION

Mr. Gearty moved that in accordance with the report from the Committee on Governmental Operations, reported April 14, 1975, the Senate, having advised with, do now consent to and confirm the appointment of:

#### COMMISSIONER OF THE DEPARTMENT OF ADMINISTRATION

Richard Brubacher, 414 Hazel Lane, Hopkins, Hennepin Coun-

ty, appointed effective January 6, 1975, for a term expiring January 1, 1979.

The motion prevailed. So the appointment was confirmed.

#### **MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Gearty moved that the report from the Committee on Governmental Operations, reported April 14, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Gearty moved that the foregoing report be now adopted. The motion prevailed.

#### **CONFIRMATION**

Mr. Gearty moved that in accordance with the report from the Committee on Governmental Operations, reported April 14, 1975, the Senate, having advised with, do now consent to and confirm the appointments of:

#### **STATE BOARD OF HUMAN RIGHTS**

Mrs. Stella Jensen, Elkton, Mower County, effective January 1, 1975, for a term expiring January 1, 1978.

Vincent Kubiak, 966 Hawthorne Avenue East, St. Paul, Ramsey County, effective January 1, 1975, for a term expiring January 1, 1978.

Reverend Bruce Buller, 749 Simpson, St. Paul, Ramsey County, effective January 1, 1975, for a term expiring January 1, 1978.

Curtis Chivers, 4017 Clinton Avenue South, Minneapolis, Hennepin County, effective January 1, 1975, for a term expiring January 1, 1978.

Mrs. Helen Gamradt, 305 Northwest Sixth Street, Little Falls, Morrison County, effective January 1, 1975, for a term expiring January 1, 1978.

The motion prevailed. So the appointments were confirmed.

#### **MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Gearty moved that the report from the Committee on Governmental Operations, reported April 14, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Gearty moved that the foregoing report be now adopted. The motion prevailed.

#### **CONFIRMATION**

Mr. Gearty moved that in accordance with the report from the Committee on Governmental Operations, reported April 14, 1975,

the Senate, having advised with, do now consent to and confirm the appointments of:

#### STATE BOARD OF HUMAN RIGHTS

Manuel Guerrero, 806 Osceola Avenue, St. Paul, Ramsey County, effective February 14, 1975, for a term expiring January 1, 1976.

Jose Valdez, 607 Cloverleaf Park, St. Cloud, Stearns County, effective February 14, 1975, for a term expiring January 1, 1977.

The motion prevailed. So the appointments were confirmed.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Gearty moved that the report from the Committee on Governmental Operations, reported April 14, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Gearty moved that the foregoing report be now adopted. The motion prevailed.

#### CONFIRMATION

Mr. Gearty moved that in accordance with the report from the Committee on Governmental Operations, reported April 14, 1975, the Senate, having advised with, do now consent to and confirm the appointment of:

#### STATE BOARD OF HUMAN RIGHTS

Earl D. Craig, 400 Groveland Avenue, Minneapolis, Hennepin County, effective March 14, 1975, for a term expiring January 1, 1978.

The motion prevailed. So the appointment was confirmed.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Ueland moved that the name of Mr. Kleinbaum be added as chief author to S. F. No. 1305. The motion prevailed.

Mr. Brown moved that S. F. No. 325 be taken from the table and placed at the top of General Orders. The motion prevailed.

Mrs. Brataas moved that the name of Mr. Laufenburger be added as co-author to S. F. No. 1607. The motion prevailed.

Mr. Milton moved that S. F. No. 343 be taken from the table. The motion prevailed.

#### CONCURRENCE AND REPASSAGE

Mr. Milton moved that the Senate concur in the amendments by the House to S. F. No. 343 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 343: A bill for an act relating to the department of public welfare; requiring the boundaries of community mental health boards to be consistent with the boundaries of the economic development regions; changing the composition of community mental health boards; amending Minnesota Statutes 1974, Sections 245.62; 245.63; and 245.66.

S. F. No. 343 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 36 and nays 23, as follows:

Those who voted in the affirmative were:

Arnold	Hansen, Mel	Laufenburger	O'Neill	Stassen
Ashbach	Hughes	McCutcheon	Patton	Stokowski
Brataas	Humphrey	Milton	Perpich, G.	Stumpf
Chenoweth	Keefe, S.	Nelson	Pillsbury	Tennessee
Coleman	Kirchner	North	Schaaf	
Conzemius	Kleinbaum	Ogdahl	Schmitz	
Doty	Knutson	Olhoft	Solon	
Gearly	Kowalczyk	Olson, A. G.	Spear	

Those who voted in the negative were:

Bang	Dunn	Jensen	Olson, H. D.	Ueland
Bernhagen	Fitzsimons	Josefson	Olson, J. L.	Wegener
Brown	Frederick	Keefe, J.	Purfeerst	Willet
Chmielewski	Hansen, Baldy	Larson	Renneke	
Davies	Hanson, R.	Moe	Sillers	

So the bill, as amended, was repassed and its title was agreed to.

#### 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 person be and is hereby appointed to the position hereinafter stated and at the salary heretofore fixed.

Rabbi Sylvan D. Kamens, Chaplain, effective April 14, 1975

Mr. Coleman moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Mr. Davies moved that S. F. No. 635, No. 38 on General Orders, be stricken and re-referred to the Committee on Finance. The motion did not prevail.

#### THIRD READING OF HOUSE BILLS

H. F. No. 241: A bill for an act relating to waters and water safety; requiring scuba divers to place flags; amending Minnesota Statutes 1974, Chapter 361, 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	Davies	Keefe, J.	North	Schaaf
Arnold	Doty	Keefe, S.	Ogdahl	Schmitz
Ashbach	Dunn	Kirchner	Olhoft	Sillers
Bang	Fitzsimons	Kleinbaum	Olson, A. G.	Solon
Berg	Frederick	Knutson	Olson, H. D.	Spear
Bernhagen	Gearty	Kowalczyk	Olson, J. L.	Stassen
Borden	Hansen, Baldy	Larson	O'Neill	Stokowski
Brataas	Hansen, Mel	Laufenburger	Patton	Stumpf
Brown	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Chenoweth	Hughes	McCutcheon	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.

#### CALENDAR OF ORDINARY MATTERS

S. F. No. 1222: A bill for an act relating to courts; Hennepin county municipal court; providing for assignment of retired judges to hear certain causes; amending Minnesota Statutes 1974, Section 488A.021, by adding a subdivision.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Schaaf
Arnold	Doty	Kirchner	Ogdahl	Schmitz
Ashbach	Dunn	Kleinbaum	Olhoft	Sillers
Bang	Fitzsimons	Knutson	Olson, A. G.	Solon
Berg	Gearty	Kowalczyk	Olson, H. D.	Spear
Bernhagen	Hansen, Mel	Larson	Olson, J. L.	Stassen
Borden	Hanson, R.	Laufenburger	O'Neill	Stokowski
Brown	Hughes	Lewis	Patton	Stumpf
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Tennessee
Chmielewski	Jensen	Milton	Pillsbury	Ueland
Coleman	Josefson	Moe	Purfeerst	Wegener
Conzemius	Keefe, J.	Nelson	Renneke	Willet

Messrs. Hansen, Baldy and Perpich, G. voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1221: A bill for an act relating to courts; Hennepin county conciliation court; providing for compensation for referees; amending Minnesota Statutes 1974, Section 488A.13, 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 45 and nays 17, as follows:

Those who voted in the affirmative were:

Arnold	Fitzsimons	Kirchner	Nelson	Renneke
Bang	Frederick	Kleinbaum	Ogdahl	Sillers
Bernhagen	Gearty	Knutson	Olson, A. G.	Solon
Brataas	Hanson, R.	Kowalczyk	Olson, H. D.	Spear
Brown	Hughes	Larson	O'Neill	Stassen
Coleman	Humphrey	Laufenburger	Patton	Stokowski
Conzemius	Jensen	Lewis	Perpich, A. J.	Stumpf
Davies	Keefe, J.	Milton	Pillsbury	Tennessee
Doty	Keefe, S.	Moe	Purfeerst	Ueland

Those who voted in the negative were:

Anderson	Chmielewski	Josefson	Olson, J. L.	Willet
Berg	Dunn	McCutcheon	Perpich, G.	
Borden	Hansen, Baldy	North	Schmitz	
Chenoweth	Hansen, Mel	Olhoft	Wegenor	

So the bill passed and its title was agreed to.

Mr. Anderson moved that S. F. No. 803, No. 3 on the Calendar of Ordinary Matters, be stricken and placed at the top of General Orders. The motion prevailed.

H. F. No. 641: A bill for an act relating to state lands; authorizing the conveyance of certain state conservation area lands in Roseau County to Nordland Free Lutheran church; amending Laws 1974, Chapter 141, Section 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	North	Renneke
Arnold	Doty	Keefe, S.	Ogdahl	Schmitz
Ashbach	Dunn	Kirchner	Olhoft	Sillers
Bang	Fitzsimons	Kleinbaum	Olson, A. G.	Solon
Berg	Frederick	Knutson	Olson, H. D.	Stassen
Bernhagen	Gearty	Kowalczyk	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Larson	O'Neill	Stumpf
Brown	Hanson, R.	Laufenburger	Patton	Tennessee
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Ueland
Chmielewski	Humphrey	Merriam	Perpich, G.	Wegenor
Coleman	Jensen	Moe	Pillsbury	Willet
Conzemius	Josefson	Nelson	Purfeerst	

Messrs. Hansen, Baldy; Lewis and Spear 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. 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 the following:

S. F. Nos. 803, 488, 624, 332, 336, 266 and H. F. No. 319 which the committee recommends to pass.

S. F. No. 114, which the committee recommends to pass with the following amendment offered by Mr. Davies:

Page 1, line 20, strike "automobile" and insert "*vehicle*"

S. F. No. 753, which the committee recommends to pass with the following amendments offered by Messrs. North and Davies:

Mr. North moved to amend S. F. No. 753 as follows:

Page 1, line 26, after the period insert "*As used in this section "council or committee" shall mean all advisory boards, councils, committees and commissions whose provisions are governed by this section.*"

Page 2, line 2, after "end" insert "*on the first Monday in January*"

Page 2, line 9, strike "governor" and insert "*appointing authority*"

Page 2, line 11, strike "*biennial*"

Page 2, line 12, after "*appointed*" insert "*and qualify*"

Page 2, line 24, after "*compensation*" insert "*or benefits*"

Page 2, line 29, strike "*such*" and insert "*the*"

Page 3, line 12, strike "*Members of*"

Page 3, line 14, strike "*have a statutory*"

Page 3, line 15, strike "*expiration date of*" and insert "*expire*"

Page 21, line 26, after the second period insert "*Notwithstanding any provision in this act to the contrary,*"

Page 21, line 29, after the period insert "*Initial successors to the current members shall be appointed to terms of a length determined by the appointing authority to be consistent with the schedule of staggered terms as provided in section 1, subdivision 2. If there is more than one appointing authority for a council or committee, the governor shall determine which of the members shall serve for the terms expiring on each appointment date.*"

Mr. Davies moved to amend S. F. No. 753 as follows:

Page 21, line 27, after "serve" insert "*until the scheduled end of the term if that is in the month of January, otherwise he shall serve*"

S. F. No. 44, which the committee recommends be re-referred to the Committee on Judiciary, subject to the following motions:

Mr. Chmielewski moved to amend S. F. No. 44 as follows:

Page 1, line 9, strike "UNIT" and insert "UNITS"

Page 1, line 12, after "Duluth" insert "or the town of Herman,"

Page 1, line 19, strike "is" and insert ", and the town of Herman are"

Page 3, line 18, strike "body" and insert "bodies"

Page 3, line 18, after "Duluth" insert "and the town of Herman"

Amend the title as follows:

Page 1, line 2, after "Duluth" insert "and the town of Herman"

Page 1, line 3, strike "a"

Page 1, line 4, after "paramedic" insert "units"

The motion prevailed. So the amendment was adopted.

Mr. Milton moved to amend S. F. No. 44 as amended by the Chmielewski amendment, as follows:

Page 1, line 9, strike "DULUTH, CITY OF;"

Page 1, line 12, strike "the city of Duluth" and insert "any city or county"

Page 1, line 17, after "certified" insert "by the state board of health or the state board of medical examiners"

Page 1, line 19, strike "The city of Duluth" and insert "Each city or county which has established a training program for mobile intensive care paramedics and has been certified by the state board of health or the state board of medical examiners"

Page 3, strike lines 17 through 19

Amend the title as follows:

Line 2, strike "the city of Duluth" and insert "cities and counties"

The motion prevailed. So the amendment was adopted.

Mr. Doty moved that S. F. No. 44 be re-referred to the Committee on Judiciary. The motion prevailed.

S. F. No. 395, which the committee recommends to pass, after the following motion:

Mr. Nelson moved to amend S. F. No. 395 as follows:

Page 8, after line 16, insert:

*"(y) The gross receipts from the sale of and the storage, use or other consumption of fuel oil, natural gas, electricity and other fuels to be used to heat and light residential dwellings and apartment buildings."*

Further amend the title as follows:

Page 1, line 3, after "flags" insert "and residential fuel"

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 22 and nays 30, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Jensen	Nelson	Stassen
Bang	Fitzsimons	Josefson	O'Neill	Ueland
Bernhagen	Frederick	Kirchner	Patton	
Brataas	Hansen, Mel	Knutson	Renneke	
Brown	Hanson, R.	Kowalczyk	Sillers	

Those who voted in the negative were:

Arnold	Davies	Laufenburger	Ogdahl	Schaaf
Borden	Hansen, Baldy	Lewis	Olhoft	Spear
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Stokowski
Chmielewski	Humphrey	Merriam	Perpich, G.	Stumpf
Coleman	Keefe, S.	Moe	Pillsbury	Tennessen
Conzemius	Larson	North	Purfeerst	Willet

The motion did not prevail. So the amendment was not adopted.

S. F. No. 590, which the committee recommends to pass with the following amendment offered by Mr. Hansen, Mel:

Page 3, line 16, strike "*be in*" and insert "*identify*"

Page 3, line 16, strike "*same*" and insert "*employer*"

Page 3, line 16, after "*as*" insert "*it*"

### RECESS

Mr. Coleman moved that the committee do now recess until 1:30 o'clock p.m. The motion prevailed.

The hour of 1:30 o'clock p.m. having arrived, the Chairman called the committee to order.

Mr. Gearty moved that the report of the Committee of the Whole as kept by the Secretary, with the exception of S. F. No. 488, be adopted. The motion prevailed.

Mr. Gearty moved that the report of the Committee of the Whole on S. F. No. 488 be rejected. The motion prevailed.

### CALL OF THE SENATE

Mr. Purfeerst imposed a call of the Senate. The following Senators answered to their names:

Anderson	Gearty	Lewis	Olson, J. L.	Spear
Arnold	Hansen, Baldy	McCutcheon	Perpich, G.	Stumpf
Borden	Hansen, Mel	Milton	Pillsbury	Tennessen
Coleman	Hanson, R.	North	Purfeerst	Wegener
Conzemius	Humphrey	Olhoft	Schmitz	Willet
Davies	Josefson	Olson, A. G.	Solon	

The Sergeant-at-Arms was instructed to bring in the absent members.

**APPOINTMENTS**

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 1110, pursuant to the request of the House:

Messrs. Hughes, Davies, Doty, Renneke and Josefson.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 499, pursuant to the request of the Senate:

Messrs. Laufenburger, Merriam and Bang.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 226, pursuant to the request of the Senate:

Messrs. Merriam; Keefe, S. and Hanson, R.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 72, pursuant to the request of the Senate:

Messrs. Doty, Schaaf and Brown.

Mr. Davies moved that the foregoing appointments be approved. The 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 the following:

S. F. Nos. 617, 102, 690, 1174, 582, 1039, 46, 782, 307, 1007, 699, 1168, 66, 869, 903, 917, 1102, 543, 393, 820, 177, 451, 649 and H. F. Nos. 740, 138, 114, 688, 87, 923, 249, 130 which the committee recommends to pass.

S. F. No. 460, which the committee recommends to pass with the following amendment offered by Mr. Willet:

Page 1, after line 12, insert:

“Sec. 2. Any person who, on the date of final passage of this act, has sold or is offering for sale beverage containers of a design or construction that will be prohibited by section 1, but who alters the design or construction of beverage containers sold by him prior to the effective date of this act so that they are not prohibited by section 1, need not subject the altered containers for packaging review by the pollution control agency pursuant to Minnesota Statutes, Section 116F.06.”

Renumber the remaining sections in sequence

S. F. No. 320, which the committee recommends to pass with the following amendment offered by Mr. Olhoft:

Page 2, lines 18 to 32, strike all the language after “fund.” in line 18

Page 3, strike line 1

Page 3, after line 20, insert

“Sec. 4. [APPROPRIATION.] *There is appropriated from the general fund to the commissioner of natural resources for the biennium ending June 30, 1977, the sum of \$2,090,000 for the following purposes:*

(a) *\$650,000 shall be paid in grants in aid to local units of government for purposes of enforcement of laws relating to snowmobiles and for the construction of snowmobile trails.*

(b) *\$790,000 shall be allocated by the commissioner for the provision and maintenance of snowmobile trails and trails to be used exclusively for non-motorized recreation.*

(c) *\$650,000 shall be allocated by the commissioner for the provision of access to snowmobile trails and the provision of snowmobile areas in those parts of the state where trails prove unfeasible to provide.”*

Renumber the remaining section.

Amend the title in line 4, after “operation;” by inserting “appropriating money;”

The question being taken on the committee recommendation to pass S. F. No. 320,

And the roll being called, there were yeas 40 and nays 11, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Keefe, J.	Ogdahl	Schaaf
Ashbach	Dunn	Keefe, S.	Olhoft	Schmitz
Bang	Fitzsimons	Kirchner	Olson, H. D.	Sillers
Bernhagen	Frederick	Kleinbaum	Olson, J. L.	Solon
Borden	Gerty	Kowalczyk	O'Neill	Stassen
Brataas	Hanson, R.	Merriam	Patton	Ueland
Brown	Humphrey	Moe	Perpich, A. J.	Wegener
Chmielewski	Jensen	Nelson	Pillsbury	Willet

Those who voted in the negative were:

Berg	Hansen, Mel	McCutcheon	North	Spear
Conzemius	Laufenburger	Milton	Purfeerst	Tennessee
Davies				

The motion prevailed. So the committee recommended S. F. No. 320 to pass.

S. F. No. 881 which the committee reports progress, subject to the following motions:

Mr. Spear moved to amend S. F. No. 881, as follows:

Page 2, line 11, strike "and"

Page 2, line 12, strike "offers to" and insert "wishes to demonstrate or" and strike "an attempt will be made to" and insert "he wishes to demonstrate or"

Page 2, line 19, strike "and their uncompensated agents"

The motion prevailed. So the amendment was adopted.

Mr. McCutcheon moved to amend S. F. No. 881, as follows:

Page 1, line 14, strike "directly or indirectly"

The motion prevailed. So the amendment was adopted.

The question being taken on the committee recommendation to pass S. F. No. 881,

And the roll being called, there were yeas 27 and nays 30, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Moe	Stumpf
Arnold	Hanson, R.	Laufenburger	North	Tennessee
Borden	Hughes	Lewis	Olhoft	Wegener
Brataas	Humphrey	McCutcheon	Olson, H. D.	
Coleman	Jensen	Merriam	Spear	
Conzemius	Keefe, J.	Milton	Stokowski	

Those who voted in the negative were:

Ashbach	Dunn	Kirchner	Olson, A. G.	Renneke
Bang	Fitzsimons	Knutson	Olson, J. L.	Schmitz
Berg	Frederick	Kowalczyk	O'Neill	Sillers
Bernhagen	Hansen, Baldy	Larson	Patton	Stassen
Brown	Hansen, Mel	Nelson	Perpich, G.	Ueland
Chmielewski	Josefson	Ogdahl	Pillsbury	Willet

The motion did not prevail. The committee then progressed S. F. No. 881.

S. F. No. 662, which the committee recommends to pass with the following amendment offered by Mr. Wegener:

Page 2, line 2, after "valid" insert " , except as provided in section 1 of this act"

Page 2, line 4, strike " , except as provided in"

Page 2, line 5, strike "section 1 of this act"



S. F. No. 888, which the committee recommends to pass with the following amendment offered by Mr. Chmielewski:

Page 2, lines 4 through 11, strike the new language.

S. F. No. 1015, which the committee recommends to pass with the following amendment offered by Mr. Anderson:

Page 2, after line 25, insert:

"Sec. 2. Clause (6a) of section 1 shall be effective one year after the date of enactment."

S. F. No. 1038, which the committee recommends to pass with the following amendment offered by Mr. Hughes:

Strike everything after the enacting clause and insert:

"Section 1. [LAND SURVEYS; FILING IN CERTAIN COUNTIES.] Subdivision 1. [PURPOSES.] The purposes of this act are to assist the public in resolving property boundary questions and to provide uniformity in land surveys performed in counties in which the office of county surveyor is a full time position by requiring the filing of copies of all land surveys with the county surveyor.

Subd. 2. [FILING IN CERTAIN COUNTIES.] In any county in which the office of county surveyor is a full time position and the surveyor has an office in a building maintained by the county for county purposes, the county board may by ordinance adopted in accordance with section 375.51 require that any registered land surveyor who shall perform a survey of land for an individual or corporation shall file a true and correct copy of the survey in the office of the county surveyor within 30 days after completion of the survey. The manner of filing, and all incidents thereof, shall be determined by the county surveyor. All surveys so filed shall be public records and shall be available at all reasonable times for inspection by any person."

Amend the title as follows:

Line 2, strike "Olmsted county" and insert "certain counties"

S. F. No. 1029, which the committee recommends be re-referred to the Committee on Health, Welfare and Corrections, after the following motion:

Mr. Keefe, J. moved that S. F. No. 1029 be re-referred to the Committee on Health, Welfare and Corrections.

The question being taken on the adoption of the motion,

And the roll being called, there were yeas 30 and nays 28, as follows:

Those who voted in the affirmative were:

Ashbach	Brown	Hanson, R.	Kowalczyk	O'Neill
Bang	Chmielewski	Humphrey	Larson	Patton
Berg	Conzemius	Josefson	Laufenburger	Perpich, G.
Bernhagen	Fitzsimons	Keefe, J.	Lewis	Pillsbury
Blatz	Frederick	Kirchner	Nelson	Renneke
Brataas	Hansen, Baldy	Knutson	Olson, J. L.	Stassen

Those who voted in the negative were:

Borden	Hansen, Mel	Moe	Schaaf	Stumpf
Chenoweth	Keefe, S.	North	Schmitz	Tennessee
Coleman	Kleinbaum	Ogdahl	Sillers	Wegener
Davies	McCutcheon	Olhoft	Solon	Willet
Doty	Merriam	Olson, A. G.	Spear	
Gearty	Milton	Olson, H. D.	Stokowski	

The motion prevailed.

Mr. Gearty moved that the report of the Committee of the Whole, as kept by the Secretary, be adopted.

Mr. Keefe, S. requested that the report on S. F. No. 1029 be divided out.

### CALL OF THE SENATE

Mr. Keefe, S. imposed a call of the Senate. The following Senators answered to their names:

Anderson	Conzemius	Keefe, J.	Nelson	Schmitz
Arnold	Davies	Keefe, S.	North	Sillers
Ashbach	Doty	Kirchner	Ogdahl	Solon
Bang	Dunn	Kleinbaum	Olhoft	Spear
Berg	Fitzsimons	Knutson	Olson, A. G.	Stassen
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Stokowski
Blatz	Gearty	Larson	O'Neill	Stumpf
Borden	Hansen, Baldy	Laufenburger	Patton	Tennessee
Brataas	Hansen, Mel	Lewis	Perpich, G.	Wegener
Brown	Hanson, R.	McCutcheon	Pillsbury	Willet
Chenoweth	Hughes	Merriam	Purfeerst	
Chmielewski	Humphrey	Milton	Renneke	
Coleman	Josefson	Moe	Schaaf	

The Sergeant-at-Arms was instructed to bring in the absent members.

The question recurred on the adoption of the motion of Mr. Gearty. The motion prevailed. So the report was adopted.

The question being taken on the adoption of the committee report on S. F. No. 1029,

Mr. Keefe, J. moved that those not voting be excused from voting. The motion did not prevail.

And the roll being called, there were yeas 33 and nays 30, as follows:

Those who voted in the affirmative were:

Anderson	Brataas	Hansen, Baldy	Kowalczyk	Perpich, G.
Arnold	Brown	Hanson, R.	Larson	Pillsbury
Ashbach	Chmielewski	Humphrey	Lewis	Renneke
Bang	Conzemius	Josefson	Nelson	Stassen
Berg	Dunn	Keefe, J.	Olson, J. L.	Tennessee
Bernhagen	Fitzsimons	Kirchner	O'Neill	
Blatz	Frederick	Knutson	Patton	

Those who voted in the negative were:

Borden	Davies	Hansen, Mel	Kleinbaum	Merriam
Chenoweth	Doty	Hughes	Laufenburger	Milton
Coleman	Gearty	Keefe, S.	McCutcheon	Moe

North	Olson, A. G.	Schaaf	Solon	Stumpf
Ogdahl	Olson, H. D.	Schmitz	Spear	Wegener
Olhoft	Purfeerst	Sillers	Stokowski	Willet

The motion prevailed. So the report on S. F. No. 1029 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 Introduction and First Reading of Senate Bills. The motion prevailed.

### INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time and referred to the committees indicated.

Mr. Olson, H. D. introduced—

S. F. No. 1627: A bill for an act relating to state parks; adding lands to Kilen Woods state park in Jackson county.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Brown introduced—

S. F. No. 1628: A bill for an act relating to state parks; authorizing acquisition of a parcel of land in Afton state park by eminent domain with the consent of the owner.

Referred to the Committee on Natural Resources and Agriculture.

### SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to give the following motion dealing with committee structural change immediate consideration. The motion prevailed.

Mr. Coleman moved to amend Rule 57 of the Permanent Rules of the Senate by changing the complement of the Committee on Metropolitan and Urban Affairs from 15 to 16 and further to amend Senate Resolution No. 6 appearing in the Senate Journal for January 7, 1975, by changing the complement of the Committee on Metropolitan and Urban Affairs from 15 to 16 and adding the name of Mr. Josefson thereto.

The motion prevailed. So the rule and the resolution were amended.

### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 9:30 o'clock a.m., Saturday, April 19, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## THIRTY-FIFTH DAY

St. Paul, Minnesota, Saturday, April 19, 1975

The Senate met at 9:30 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	Davies	Josefson	Nelson	Schaaf
Ashbach	Doty	Keefe, S.	North	Schmitz
Bang	Dunn	Kirchner	Ogdahl	Solon
Berg	Fitzsimons	Kleinbaum	Olhoff	Spear
Blatz	Frederick	Kowalczyk	Olson, A. G.	Stassen
Borden	Gearty	Larson	Olson, J. L.	Stokowski
Brataas	Hansen, Baldy	Laufenburger	O'Neill	Stumpf
Brown	Hansen, Mel	Lewis	Perpich, A. J.	Tennessee
Chenoweth	Hanson, R.	McCutcheon	Perpich, G.	Willet
Coleman	Hughes	Merriam	Pillsbury	
Conzemius	Humphrey	Moe	Purfeerst	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rev. Robert D. North.

The roll being called, the following Senators answered to their names:

Anderson	Davies	Keefe, S.	Ogdahl	Sillers
Arnold	Doty	Kirchner	Olhoff	Solon
Ashbach	Dunn	Kleinbaum	Olson, A. G.	Spear
Bang	Fitzsimons	Knutson	Olson, H. D.	Stassen
Berg	Frederick	Kowalczyk	Olson, J. L.	Stokowski
Bernhagen	Gearty	Larson	O'Neill	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Borden	Hansen, Mel	Lewis	Perpich, G.	Wegener
Brataas	Hanson, R.	McCutcheon	Pillsbury	Willet
Brown	Hughes	Merriam	Purfeerst	
Chenoweth	Humphrey	Moe	Renneke	
Coleman	Josefson	Nelson	Schaaf	
Conzemius	Keefe, J.	North	Schmitz	

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

## MEMBERS EXCUSED

Messrs. Jensen, Patton, Schrom and Ueland were excused from the Session of today. Mr. Milton was excused from the Session of today

until noon. Mr. Pillsbury was excused from the Session of today from 10:30 o'clock a.m. until 1:30 o'clock p.m. Mr. Moe was excused from the Session of today at 11:30 o'clock a.m. Mr. McCutcheon was excused from the Session of today from 11:30 o'clock a.m. until 1:30 o'clock p.m. Mr. Hanson, R. was excused from this afternoon's Session. Messrs. Brown, Fitzsimons and Olson, J. L. were excused from the Session of today at 3:00 o'clock p.m.

#### EXECUTIVE AND OFFICIAL COMMUNICATIONS

April 15, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

The following appointment to the State Board of Human Rights is hereby submitted to the Senate for confirmation as required by law:

Cathy Clardy, 116 Circle High Drive, Burnsville, Dakota County, effective April 15, 1975, for a term expiring January 1, 1976.

Sincerely,  
Wendell R. Anderson, Governor

Referred to the Committee on Governmental Operations.

April 18, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

The following appointments to the Minnesota Higher Education Coordinating Commission are hereby submitted to the Senate for confirmation as required by law:

Mrs. Barbara Clark, Northfield, Rice County, effective February 15, 1975, for a term expiring February 15, 1979.

Donald Hamerlinck, Wadena, Wadena County, effective February 15, 1975, for a term expiring February 15, 1979.

Mrs. Judy Hamilton, 11309 Timberline Road, Minnetonka, Hennepin County, effective February 15, 1975, for a term expiring February 15, 1979.

Jack Lynch, 618 West 10th Street, Willmar, Kandiyohi County, effective February 15, 1975, for a term expiring February 15, 1979.

Harding C. Noblitt, 2014 South 4th Street, Moorhead, Clay County, effective February 15, 1975, for a term expiring February 15, 1979.

Sincerely,  
Wendell R. Anderson, Governor

Referred to the Committee on Education.

April 18, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

The following appointments to the State Personnel Board are hereby submitted to the Senate for confirmation as required by law:

Edna Schwartz, P. O. Box 4042, St. Paul, Ramsey County, effective January 1, 1975, for a term expiring January 1, 1977.

Mr. C. E. Sheehy, Jr., 1505 Edgewater, St. Paul, Ramsey County, effective January 1, 1975, for a term expiring January 1, 1977.

Cornell Moore, 2727 Dean Boulevard, Minneapolis, Hennepin County, effective January 1, 1975, for a term expiring January 1, 1977.

Robert Bruce, 1106 Cedar, Albert Lea, Freeborn County, effective January 1, 1975, for a term expiring January 1, 1977.

Sincerely,  
Wendell R. Anderson, Governor

Referred to the Committee on Governmental Operations.

April 17, 1975

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 Files:

S. F. No. 8, An act relating to all cities and towns in the counties of Marshall and Polk; authorizing a Warren hospital district formed in the counties of Marshall and Polk pursuant to Minnesota Statutes, Chapter 447, to exercise certain powers in addition to and in some cases in lieu of powers conferred by chapter 447; providing for the levy of taxes and issuance of bonds.

S. F. No. 186, An act relating to the fire department relief association of the city of Grand Rapids.

S. F. No. 194, An act relating to natural resources; authorizing the commission of natural resources to acquire land along canoe and boating routes.

S. F. No. 326, An act relating to real estate brokers and salespersons; providing licensure exemption for sellers of franchises; increasing education requirements; providing for reciprocity for licensees from other jurisdictions; modifying trust account requirements.

S. F. No. 409, An act relating to health; requiring coverage of emotionally handicapped children in health benefit plans.

S. F. No. 603, An act relating to retirement; survivor's benefits for survivors of a certain member of the Backus firemen's relief association.

S. F. No. 371, An act relating to the duties of the coroner in St. Louis county.

S. F. No. 701, An act relating to state lands; authorizing conveyance of certain parcel of land in Lincoln County.

S. F. No. 737, An act relating to the city of Eagan; volunteer firemen's service pensions.

Sincerely,  
Wendell R. Anderson, Governor

#### INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time and referred to the committees indicated.

Mr. Keefe, S. introduced—

S. F. No. 1629: A bill for an act relating to education; higher education coordinating commission; establishing a pilot program to provide grants for college level or vocational training to 300 recipients of aid to families with dependent children; appropriating money.

Referred to the Committee on Education.

Mr. Keefe, S. introduced—

S. F. No. 1630: A bill for an act relating to public welfare; providing for a clothing supplement to be paid to newly employed recipients of aid to families with dependent children; appropriating money; amending Minnesota Statutes 1974, Chapter 256, by adding a section.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Keefe, S. introduced—

S. F. No. 1631: A bill for an act relating to elections; permitting a challenge to an absentee voter's qualifications and to the method of casting the vote; amending Laws 1975, Chapter 5, Section 93, Subdivision 4.

Referred to the Committee on Transportation and General Legislation.

Mr. Chmielewski introduced—

S. F. No. 1632: A bill for an act directing transfer of inmates

and staff and authorizing conveyance of certain state property under the control of the commissioner of corrections.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Keefe, S. introduced—

S. F. No. 1633: A bill for an act relating to corrections; authorizing the appointment of an employee of the department of corrections to serve as a voting member of the Minnesota corrections authority on a temporary basis; amending Minnesota Statutes 1974, Section 241.045, Subdivision 7.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Anderson; Keefe, J. and McCutcheon introduced—

S. F. No. 1634: A bill for an act relating to public improvements; allowing certain fees to discharge cancelled special assessments.

Referred to the Committee on Local Government.

Mr. Chmielewski introduced—

S. F. No. 1635: A bill for an act relating to real estate; changing the name of register of deeds and office of register of deeds to county recorder and office of county recorder.

Referred to the Committee on Local Government.

Messrs. O'Neill, Laufenburger and Bang introduced—

S. F. No. 1636: A bill for an act relating to insurance; clarifying the definition of insurance premium finance agreement; excluding certain agreements entered into by licensed insurance agents; amending Minnesota Statutes 1974, Sections 59A.02, Subdivision 2; and 59A.03, Subdivision 1.

Referred to the Committee on Labor and Commerce.

Messrs. Solon and Hansen, Baldy and Mrs. Brataas introduced—

S. F. No. 1637: A bill for an act relating to commerce; requiring prices on certain retail food packages.

Referred to the Committee on Labor and Commerce.

Mr. Perpich, A. J. introduced—

S. F. No. 1638: A bill for an act relating to taxation; providing for an exemption for certain property; amending Minnesota Statutes 1974, Section 272.02, by adding subdivisions.

Referred to the Committee on Taxes and Tax Laws.



Messrs. Doty; Keefe, J. and Stumpf introduced—

S. F. No. 1639: A bill for an act relating to metropolitan transit; tax levies; authorizing issuance of general obligation tax anticipation certificates by the metropolitan transit commission; amending Laws 1975, Chapter 13, Section 71, Subdivision 1.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Doty, Kowalczyk and Tennesen introduced—

S. F. No. 1640: A bill for an act relating to taxation; permitting senior citizens to lower their base tax for purposes of the qualified property tax credit; amending Minnesota Statutes 1974, Section 273.011, Subdivision 4.

Referred to the Committee on Taxes and Tax Laws.

Mr. Solon introduced—

S. F. No. 1641: A bill for an act relating to education; establishing a program of tuition supplements and equivalency credits for the Minnesota national guard and reserve units; appropriating money.

Referred to the Committee on Education.

Mr. Conzemius introduced—

S. F. No. 1642: A bill for an act relating to state employees; providing for transfers, relocation expenses, early retirement and the maintenance of benefits for state employees who have lost their positions because of the closing or phasing out of state institutions or facilities.

Referred to the Committee on Governmental Operations.

Mr. Moe, by request, introduced—

S. F. No. 1643: A bill for an act relating to education; curriculum; requiring the teaching of parliamentary procedure; amending Minnesota Statutes 1974, Chapter 126, by adding a section.

Referred to the Committee on Education.

Messrs. Chenoweth, Kirchner and Moe introduced—

S. F. No. 1644: A bill for an act relating to public welfare; establishing a senior companion pilot program; appropriating funds.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Chenoweth, Mrs. Brataas and Mr. Keefe, S. introduced—

S. F. No. 1645: A bill for an act relating to insurance; regulating

certain supplemental health insurance policies and their sale in this state; prescribing penalties; amending Minnesota Statutes 1974, Chapter 62A, by adding a section.

Referred to the Committee on Labor and Commerce.

Messrs. Olson, J. L.; Olson, H. D. and Ueland introduced—

S. F. No. 1646: A bill for an act relating to the legislature; establishing an interim study commission on expanded Amtrak passenger train service; appropriating money.

Referred to the Committee on Rules and Administration.

Mr. Wegener introduced—

S. F. No. 1647: A bill for an act relating to natural resources; powers of the commissioner; forest pest control; expanding volunteer programs; public access; commercial fishing on Lake Superior; decoys and erection of blinds on public lands; prescribing penalties for certain violations; amending Minnesota Statutes 1974, Sections 18.341, Subdivision 3; 18.391, Subdivision 1; 85.041, Subdivision 1; 97.48, Subdivision 15; 97.55, Subdivisions 1, 2, 3 and 4; 98.46, Subdivision 12; 98.47, Subdivision 9; 100.29, Subdivision 18; and 102.28, Subdivisions 2, 3 and 4; repealing Laws 1963, Chapter 70, Section 1.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Olhoft, Ogdahl and Stumpf introduced —

S. F. No. 1648: A bill for an act relating to housing finance agency; providing for loans for improving insulation of certain dwellings; amending Minnesota Statutes 1974, Chapter 462A, by adding a section.

Referred to the Committee on Governmental Operations.

Mr. McCutcheon introduced—

S. F. No. 1649: A bill for an act relating to armories; increasing the local tax levy limitation for construction of armories; amending Minnesota Statutes 1974, Section 193.145, Subdivision 2.

Referred to the Committee on Transportation and General Legislation.

Mr. McCutcheon introduced—

S. F. No. 1650: A bill for an act relating to armories; increasing the maximum amount allowed for armory construction costs; amending Minnesota Statutes 1974, Section 193.1431.

Referred to the Committee on Transportation and General Legislation.

Messrs. Olhoft, Dunn and Stumpf introduced—

S. F. No. 1651: A bill for an act relating to protection of the environment; prohibiting the distribution or sale of certain fluorocarbons within the state; providing penalties.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Pillsbury and Ogdahl introduced—

S. F. No. 1652: A bill for an act proposing an amendment to the Minnesota Constitution, adding new sections to Article V; requiring that executive duties be discharged by not more than 20 departments.

Referred to the Committee on Governmental Operations.

Mr. Chenoweth, for the Committee on Metropolitan and Urban Affairs, introduced—

S. F. No. 1653: A bill for an act relating to land planning in the metropolitan area; requiring local adoption of minimum plans and controls; providing for limited council review and acceptance prior to the adoption of such plans and controls; providing for an advisory metropolitan land planning committee; providing for the enforcement of adopted local plans and controls; including certain expenses in the definition of special levy; providing for interim zoning; amending Minnesota Statutes 1974, Section 462.355, by adding a subdivision; and Laws 1975, Chapter 13, Section 19, and by adding sections.

Under the rules of the Senate, laid over one day.

#### 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. 587, 588 and 679.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned April 17, 1975

Mr. President:

I have the honor to announce the passage by the House of the following House Files herewith transmitted: H. F. Nos. 162, 350, 704, 777, 1175, 428, 638 and 1003.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted April 17, 1975

#### FIRST READING OF HOUSE BILLS

The following bills were read the first time and referred to the committees indicated.

H. F. No. 162: A bill for an act relating to labor; providing that employers provide certain information with all payments of wage or salary; amending Minnesota Statutes 1974, Section 181.12.

Referred to the Committee on Labor and Commerce.

H. F. No. 350: A bill for an act relating to workmen's compensation; authorizing coverage for owners of family farms or family farm corporations; amending Minnesota Statutes 1974, Section 176.012.

Referred to the Committee on Rules and Administration.

H. F. No. 704: A bill for an act relating to the Minnesota zoological garden; enabling the state zoological board to acquire lands; authorizing the director to add to and promote the operation; establishing the Minnesota zoological garden operating receipts investment account; authorizing the investment of its assets; assigning income to the Minnesota zoological garden general account; defining "matching funds"; amending Minnesota Statutes 1974, Chapter 11, by adding a section; Sections 85A.02, Subdivision 12, and by adding subdivisions; 85A.03, Subdivisions 4, 4a, and by adding a subdivision; 85A.04, Subdivisions 1 and 2, and by adding subdivisions; and 85A.05, Subdivisions 4 and 6.

Referred to the Committee on Governmental Operations.

H. F. No. 777: A bill for an act relating to governmental operations; use of local and state government vehicles; prohibiting the use of state and local government vehicles for non-governmental functions.

Referred to the Committee on Rules and Administration.

H. F. No. 1175: A bill for an act relating to education; school districts; data processing services; authorizing joint boards to hold title to property.

Referred to the Committee on Education.

H. F. No. 428: A bill for an act relating to education; teachers; providing time for consideration of contract; amending Minnesota Statutes 1974, Section 125.12, Subdivision 2.

Referred to the Committee on Education.

H. F. No. 638: A bill for an act relating to boxing; amending certain boxing commission rules; amending Minnesota Statutes 1974, Sections 341.04; 341.05, Subdivision 1; 341.10; and 341.11.

Referred to the Committee on Labor and Commerce.

H. F. No. 1003: A bill for an act relating to animals; providing for admission of the public to establishments having custody

of stray animals seized by public authority; requiring public notice of seized animals prior to sale or destruction; amending Minnesota Statutes 1974, Section 35.71, Subdivision 3.

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 on S. F. No. 866 and the reports pertaining to appointments to the State Ethics Commission. The motion prevailed.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1434: A bill for an act relating to counties; providing for formation of water and sewer districts; amending Minnesota Statutes 1974, Sections 116A.01, Subdivisions 1a and 4; 116A.02, Subdivision 3, and by adding a subdivision; 116A.12, Subdivision 8; 116A.20, Subdivisions 1, 2 and 5, and by adding a subdivision; and 116A.24, Subdivisions 1 and 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 25, after the comma insert "*provided that in any event mailed notice of all hearings required under this chapter shall also be sent to the actual owners of such property to the same extent and in the same manner provided for owners of property located in an area to be served by the system outside of any city.*"

Page 3, line 8, strike "*a county*" and insert "*the county board or boards and the court for areas located outside any city*"

Page 3, after line 8, insert:

"Sec. 3. Minnesota Statutes 1974, Section 116A.01; is amended by adding a subdivision to read:

*Subd. 5. [EXCLUSION OF LAND FROM AREA TO BE SERVED.] After any land has been included in the area to be served by any public water or sewer or combined system or in a district formed under section 5 of this act, the county board, or if two or more county boards are involved, the court, upon petition of the county boards or the commission formed under section 116A.24, may at any time order the exclusion from such area or district of any land that has not been specially assessed under section 116A.17, upon determining that the land is contiguous to land located outside the area or district and will not be served by such system, provided that either the owner or owners of the land first consent to the exclusion, or the proposed exclusion first be considered at one of the public hearings required under this chapter and be made a part of the order thereafter required of the board or court or at a separate public hearing on the proposed exclusion after notice of the hearing has been given in the manner and to the extent required in section 116A.08, subdivision 1."*

Page 4, after line 30, insert:

“Sec. 7. Minnesota Statutes 1974, Section 116A.19, is amended by adding a subdivision to read:

*Subd. 5. [ADDITIONAL SURETY BONDS.] Whenever any appeal from an order of the board or court is taken under section 116A.19, any involved county or, if two or more counties are involved and a commission is formed under section 116A.24, the commission, may move the court having jurisdiction over the appeal for an order requiring the appellant, or appellants, to file a surety bond as herein-after set forth. Three days written notice of the motion shall be given. If the court determines that loss or damage to the public or taxpayers may result from the pendency of the appeal, the court may require the appellant, or appellants, to file a surety bond, which shall be approved by the court, in such amount as the court may determine. The bond shall be conditioned for payment to the county, or commission, of any loss or damage which may be caused to the county, the commission or the taxpayers by the pendency of the appeal, to the extent of the penal sum of such bond, if the appellant, or appellants, shall not prevail therein. If the surety bond is not filed within a reasonable time allowed therefor by the court, the appeal shall be dismissed with prejudice. If such appellant, or appellants, file a bond as herein required and prevail in the appeal, any premium paid on the bond shall be repaid by or taxed against the county or commission.”*

Page 11, after line 18, insert:

“Sec. 14. Minnesota Statutes 1974, Section 116A.24, Subdivision 4, is amended 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 to the extent provided in the orders, within the area served by the system and any extensions thereof, or if a district has been formed under section 5 of this act, within the district, all powers granted in this chapter to county boards and the court 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.*

*Sec. 15. This act shall become effective on the day following its final enactment.”*

Renumber the sections.

Amend the title as follows:

Line 5, before the semicolon, insert “, and by adding a subdivision”

Line 6, after "8;" insert "116A.19, by adding a subdivision;"

Line 8, after "1" strike "and 2" and insert ", 2 and 4"

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. 747: A bill for an act relating to crimes; specifying the acts constituting the offense of possession of shoplifting devices or gear; prescribing penalties; amending Minnesota Statutes 1974, Chapter 609, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, strike "*other instrumentality*" and insert "*instrument specially designed to assist in shoplifting*"

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. 840: A bill for an act relating to the department of human rights; creating a private right of action to enforce the provisions of the human rights act in certain cases; amending Minnesota Statutes 1974, Section 363.06, Subdivision 1; and Chapter 363, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 22, strike "*aggrieved*" and insert "*prevailing*"

Page 1, line 22, strike "*shall*" and insert "*may*"

Page 1, line 24, after the period insert

*"An action under this section shall be commenced within one year of the alleged discriminatory 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. 1296: A bill for an act relating to insurance; making more certain which group insurance policies and subscriber contracts are required to provide insurance coverage to employees after termination of employment; extending the period for certain notices to terminated employees; requiring certain group insurance policies to provide for optional conversion to an individual policy after group coverage terminates; amending Minnesota Statutes 1974, Sections 62A.16; and 62A.17, Subdivisions 2 and 5, and by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 6, after "employer" insert "*or designated agent of his employer*"

Page 2, line 8, strike "re-employed" and insert "*insured*"

Page 2, line 17, strike "of such" and insert "*after*"

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. 306: A bill for an act relating to courts; authorizing county boards to direct county and municipal courts to hold conciliation court sessions during the evening and on Saturday and at specified locations throughout the county or municipality; amending Minnesota Statutes 1974, Sections 487.30; 488A.13, Subdivision 5; 488A.30, Subdivision 4; and 491.02.

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. 779: A bill for an act relating to hearing aids; providing a penalty; amending Minnesota Statutes 1974, Chapter 145, by adding a section; repealing Minnesota Statutes 1974, Section 145.43, 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. 935: A bill for an act relating to courts; providing that conciliation courts of county courts may conduct personal receiverships; amending Minnesota Statutes 1974, Section 487.30.

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. 1441: A bill for an act relating to real estate; changing recording functions of the register of deeds; amending Minnesota Statutes 1974, Section 386.19.

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. 1442: A bill for an act relating to real estate; changing certain procedure involving mortgage discharges and release of attachment; amending Minnesota Statutes 1974, Sections 507.40 and 570.11.

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. 1443: A bill for an act relating to real estate; liens; eliminating the required margin notation by register of deeds; amending Minnesota Statutes 1974, Section 514.12, Subdivision 3.

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. 765: A bill for an act relating to insurance; defining certain unfair discriminatory practices; amending Minnesota Statutes 1974, Section 363.03, 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 1974, Section 72A.20, Subdivision 1, is amended to read:

72A.20 [METHODS, ACTS AND PRACTICES WHICH ARE DEFINED AS UNFAIR OR DECEPTIVE.] Subdivision 1. [SCHEDULE OF UNFAIR METHODS.] The following are hereby defined as unfair methods of competition and unfair and deceptive acts or practices in the business of insurance:

(1) [MISREPRESENTATIONS AND FALSE ADVERTISING OF POLICY CONTRACTS.] Making, issuing, circulating, or causing to be made, issued, or circulated, any estimate, illustration, circular, or statement misrepresenting the terms of any policy issued or to be issued or the benefits or advantages promised thereby or the dividends or share of the surplus to be received thereon, or making any false or misleading statement as to the dividends or share of surplus previously paid on similar policies, or making any misleading representation or any misrepresentation as to the financial condition of any insurer, or as to the legal reserve system upon which any life insurer operates, or using any name or title of any policy or class of policies misrepresenting the true nature thereof, or making any misrepresentation to any policyholder insured in any company for the purpose of inducing or tending to induce such policyholder to lapse, forfeit, or surrender his insurance;

(2) [FALSE INFORMATION AND ADVERTISING GENERALLY.] Making, publishing, disseminating, circulating, or placing before the public, or causing, directly or indirectly, to be made, published, disseminated, circulated, or placed before the public, in a newspaper, magazine, or other publication, or in the form of a notice, circular, pamphlet, letter, or poster, or over any radio station, or in any other way, an advertisement, announcement, or statement, containing any assertion, representation, or statement with respect to the business of insurance, or with respect to any person in the conduct of his insurance business, which is untrue, deceptive, or misleading;

(3) [DEFAMATION.] Making, publishing, disseminating, or circulating, directly or indirectly, or aiding, abetting, or encouraging the making, publishing, disseminating, or circulating of any oral or written statement or any pamphlet, circular, article, or literature which is false, or maliciously critical of or derogatory to the financial condition of an insurer, and which is calculated to injure any person engaged in the business of insurance;

(4) [BOYCOTT, COERCION AND INTIMIDATION.] Entering into any agreement to commit, or by any concerted action committing, any act of boycott, coercion, or intimidation, resulting in or tending to result in unreasonable restraint of, or monopoly in, the business of insurance;

(5) [FALSE FINANCIAL STATEMENTS.] Filing with any supervisory or other public official, or making, publishing, disseminating, circulating, or delivering it to any person, or placing before the public, or causing, directly or indirectly, to be made, published, disseminated, circulated, delivered to any person, or placed before the public, any false statement of financial condition of an insurer with intent to deceive;

(6) [FALSE ENTRIES.] Making any false entry in any book, report, or statement of any insurer with intent to deceive any agent or examiner lawfully appointed to examine into its condition or into any of its affairs, or any public official to whom such insurer is required by law to report, or who has authority by law to examine into its condition or into any of its affairs, or, with like intent, wilfully omitting to make a true entry of any material fact pertaining to the business of such insurer in any book, report, or statement of such insurer;

(7) [STOCK OPERATIONS AND ADVISORY BOARD CONTRACTS.] Issuing or delivering, or permitting agents, officers, or employees to issue or deliver, agency company stock or other capital stock, or benefit certificates or shares in any common-law corporation, or securities or any special or advisory board contracts or other contracts of any kind promising returns and profits as an inducement to insurance;

(8) [DISCRIMINATION.] Making or permitting any unfair discrimination between individuals of the same class and equal expectation of life in the rates charged for any contract of life insurance or of annuity or in the dividends or other benefits pay-

able thereon, or in any other of the terms and conditions of such contract or in making or permitting the rejection of an individual's application for life insurance coverage, as well as the determination of the rate class for such individual, unless the claims experience and actuarial projections and other data establish significant and substantial differences in class rates because of the disability;

(9) [DISCRIMINATION BETWEEN INDIVIDUALS OF THE SAME CLASS.] Making or permitting any unfair discrimination between individuals of the same class and of essentially the same hazard in the amount of premium, policy fees, or rates charged for any policy or contract of accident or health insurance or in the benefits payable thereunder, or in any of the terms or conditions of such contract, or in any other manner whatever, or in making or permitting the rejection of an individual's application for accident or health insurance coverage, as well as the determination of the rate class for such individual, unless the claims experience and actuarial projections and other data establish significant and substantial differences in class rates because of the disability;

(10) [REBATES.] Except as otherwise expressly provided by law, knowingly permitting or offering to make or making any contract of life insurance, annuity, or accident and health insurance, or agreement as to such contract, other than as plainly expressed in the contract issued thereon, or paying or allowing or giving, or offering to pay, allow, or give, directly or indirectly, as inducement to such insurance or annuity, any rebate of premiums payable on the contract, or any special favor or advantage in the dividends or other benefits thereon, or any valuable consideration or inducement whatever not specified in the contract; or giving or selling or purchasing, or offering to give, sell, or purchase, as inducement to such insurance or annuity, or in connection therewith, any stocks, bonds, or other securities of any insurance company or other corporation, association, or partnership, or any dividends or profits accrued thereon, or anything of value whatsoever not specified in the contract;

(11) [APPLICATIONS TO CERTAIN SECTIONS.] Any violation of any provision of the following sections of this chapter not set forth in clauses (1) to (10) of this subdivision: section 72A.12, subdivisions 2, 3, and 4, section 72A.16, subdivision 2, sections 72A.03 and 72A.04, section 72A.08, subdivision 1 as modified by section 72A.08, subdivision 4, and section 65B.13;

(12) [UNFAIR SERVICE.] Causing or permitting with such frequency to indicate a general business practice the claims and complaints of insureds to be processed in an unreasonable length of time, or in an unfair, deceptive, or fraudulent manner, or in violation of such regulations as the commissioner of insurance shall make in the public interest to insure the prompt, fair, and honest processing of such claims and complaints."

Further amend the title as follows:

Page 1, line 4, after "Section" strike "363.03, by adding a" and insert "72A.20, Subdivision 1."

Page 1, strike line 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. 168: A bill for an act proposing an amendment to the Minnesota Constitution, Article XIII, Section 5, permitting state run organized gambling.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, strike "law" and insert "legislature"

Page 1, line 18, strike "1974" and insert "1976"

And when so amended the bill 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. 169: A bill for an act relating to gambling; creating a gambling commission; defining its powers and duties; legalizing gambling and providing for complete operation and regulation thereof by the state; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 4, line 5, strike "No"

Page 4, strike lines 6 and 7

Page 4, line 8, strike "to the legislature" and insert "The commission shall review each bill introduced in the legislature which authorizes gambling and make recommendation to the legislature with regard to each bill"

And when so amended the bill 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. 921: A bill for an act relating to railroads; providing for toilet facilities in certain railroad company motor vehicles; amending Minnesota Statutes 1974, Section 219.562, Subdivision 1; repealing Minnesota Statutes 1974, Section 219.562, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 2, strike "*more than two hours*"

Page 2, line 3, strike "*driving time away*" and insert "*to and*"

Page 2, after line 3, insert:

*“(f) In the event of emergency arising from common disaster or adverse weather, such as flooding, washout, excessive snow or icing, or derailment or defect in track requiring prompt repair, motor vehicles which do not meet the above standards may be used only for the duration of the emergency.”*

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. 1437: A bill for an act creating a legislative commission to study the Minnesota usury law; appropriating money therefor.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 15, before “the” insert “organized labor, the business community,”

Page 1, line 16, after the period add “The advisory committee shall not be larger than sixteen members.”

Page 2, line 8, after the period insert “Members of the advisory committee appointed pursuant to section 2, shall serve without compensation but shall be allowed and paid their actual traveling and other expenses necessarily incurred in the performance of their duties.”

Page 2, line 15, after the dollar sign, insert “10,000”

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. 1109: A bill for an act relating to economic development; establishing an office of business assistance; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 14, strike “\$35,000” and insert “\$70,000”

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. 230: A bill for an act relating to credit unions; application fees for new state chartered credit unions; amending Minnesota Statutes 1974, Section 52.01.

Reports the same back with the recommendation that the bill be amended as follows:

Amend the title as follows: page 1, line 2, after "unions;" insert "raising"

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. 1112: A bill for an act relating to small business; creating a small business loan fund; providing for the issuance and sale of small business assistance bonds; providing for loans to small business concerns; creating a small business loan advisory council; providing for the setting aside of certain state procurements from normal bidding procedures and placing with small business concerns; exempting new or expanded commercial and industrial facilities of small business concerns from certain taxes; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 14, line 20, strike "\$65,000" and insert "\$126,000"

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. 866: A bill for an act relating to liquor; abolishing the office of liquor control commissioner and transferring the powers and duties thereof to the departments of public safety and revenue; amending Minnesota Statutes 1974, Chapter 299A, by adding a section; Sections 340.08, Subdivisions 1 and 2; 340.09, Subdivision 1; 340.44; 340.47, Subdivision 2; 340.485, Subdivision 1; and 340.492; repealing Minnesota Statutes 1974, Sections 340.08, Subdivision 3; 340.401, Subdivision 7; 340.485, Subdivision 4; and 340.491.

Reports the same back with the recommendation that the bill be amended as follows:

Page 6, line 24, after "revenue" insert "except by sections 6, 7, and 8"

And when so amended the bill do pass. Mr. Gearty questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Gearty from the Committee on Governmental Operations, to which was re-referred

H. F. No. 111: A bill for an act relating to the Indian affairs commission; increasing the number of members authorized to ap-

prove expenses; amending Minnesota Statutes 1974, Section 3.922, 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. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

S. F. No. 1185: A bill for an act relating to transportation; creating the Minnesota state transportation fund and authorizing the issuance of state bonds to provide money for appropriation to state agencies and subdivisions to finance public lands, buildings, and capital improvements needed for a balanced state transportation system; appropriating money for this purpose.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, strike line 2 and insert "state planning agency and the proper regional development commission under the"

Page 3, line 4, strike "Minnesota Statutes, Chapters 473A and 473B" and insert "Laws 1975, Chapter 13, Sections 1 to 42"

Page 3, line 9, strike "state planning agency" and insert "commissioner of highways or another state agency"

Page 3, strike line 10 and insert "subdivisions of the state, the state agency"

Page 3, line 17, strike "planning"

Page 3, line 18, strike everything after "(3)"

Page 3, line 19, strike "corporate existence separate from that of the state,"

Page 3, line 22, strike "agency or"

Page 3, line 27, strike "agency or"

Page 3, line 32, strike "or agency"

Page 4, line 5, strike "state planning agency" and insert "commissioner of highways or other state agency administering the grants"

Page 4, line 22, strike "planning agencies" and insert "development commissions"

Page 4, line 24, strike "and for recommendation to the state planning agency"

Page 8, line 15, strike "state planning agency" and insert "commissioner of highways"

Page 8, line 17, strike "for county road" and insert "on the county state aid highway system"

Page 8, line 18, strike "systems"

Page 8, line 19, strike "state planning agency" and insert "commissioner of highways"

Page 8, line 21, strike "for municipal road" and insert "on the municipal state aid street system"

Page 8, line 22, strike "systems"

Page 9, line 1, after "section 1." insert "The commissioner of finance is directed, upon request of the commissioner of highways, to issue and sell Minnesota trunk highway bonds under the provisions of Minnesota Statutes, Sections 167.50 to 167.52 and under the provisions of the Minnesota Constitution, Article XI, Section 5 and Article XIV, Section 11, at such times and in such amounts as may be requested by the commissioner of highways. Bonds issued under the authority of this section shall not exceed the aggregate principal amount of \$56,000,000. The proceeds of the bonds are appropriated to the trunk highway fund and shall be used for the purposes specified in the Minnesota Constitution, Article XIV, Section 2.

Further, amend the title as follows:

Page 1, line 9, after "purpose" insert "; authorizing the issuance and sale of Minnesota trunk highway bonds under the provisions of the Minnesota Constitution, Article XI, Section 5, and Article XIV, Section 11; authorizing the expenditure of the proceeds thereof and appropriating money in connection therewith"

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. 963: A bill for an act relating to insurance; prohibiting offsets in certain contracts for disability benefits received or receivable under the federal Social Security Act; amending Minnesota Statutes 1974, Chapter 62A, by adding a section; Sections 62B.06, Subdivision 2; 62C.14, by adding a subdivision; 62D.12, by adding a subdivision; and 64A.31, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 19, before "*disability*" insert "*any increase in*"

Page 1, line 19, strike "*retirement*"

Page 1, line 20, before the period insert "*subsequent to the date of commencement of such benefit*"

Page 2, line 19, before "*disability*" insert "*any increase in*"

Page 2, line 19, strike "*retirement*"

Page 2, line 20, before the period insert "*subsequent to the date of commencement of such benefit*"

Page 2, line 30, before "*disability*" insert "*any increase in*"

Page 2, line 31, strike "*retirement*"



Page 2, line 32, before the period insert "*subsequent to the date of commencement of such benefit*"

Page 3, line 8, before "*disability*" insert "*any increase in*"

Page 3, line 8, strike "*retirement*"

Page 3, line 10, before the period insert "*subsequent to the date of commencement of such benefit*"

Page 3, line 19, before "*disability*" insert "*any increase in*"

Page 3, line 19, strike "*retirement*"

Page 3, line 20, before the period insert "*subsequent to the date of commencement of such benefit*"

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. 637: A bill for an act relating to county courts; establishing the manner of disposition of fines, fees and other moneys; amending Minnesota Statutes 1974, Section 487.33, Subdivision 5.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 17, after "*violations*" insert "*for which complaints and warrants have not been issued*"

Page 2, after line 4, insert

"Sec. 2. Minnesota Statutes 1974, Section 487.33, is amended by adding a subdivision to read:

*Subd. 6. All fines, fees and penalties for parking violations collected prior to the effective date of this subdivision shall be retained as property of the cities in possession on that date, if collected pursuant to agreement with the county or on the basis of a municipal ordinance establishing a parking use or other fee."*

Amend the title as follows:

Page 1, line 5, before the period, insert "*, and by adding a subdivision*"

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. 892: A bill for an act relating to crimes; application of the prohibitions of the crime of conspiracy to persons outside the state; amending Minnesota Statutes 1974, Section 609.175, Subdivision 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, restore the stricken word "if"

Page 1, lines 10 to 12, strike the new language

Page 1, line 20, strike the period and insert "; or"

Page 1, after line 20 insert

*"(4) The defendant in this state conspires with another in this state."*

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. 746: A bill for an act relating to crimes; making it a crime to alter or remove owner's identification numbers on property; amending Minnesota Statutes 1974, Section 609.655.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, after "or" insert "*, with intent to prevent identification of the property involved,*"

Page 1, line 13, after "number" insert "*or owner's identification number*"

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. 468: A bill for an act relating to retirement; miscellaneous amendments to the public employees retirement law, providing that workmen's compensation payments are not salary; venue in law suits to be Ramsey county; monthly benefits payable to a public body under certain circumstances; if spouse survives a deceased annuitant, annuity shall be paid through date of death and survivor benefits to commence with first day following date of death; disability benefits to be reduced by amounts paid under workmen's compensation law after deduction of attorney fees; amending Minnesota Statutes 1974, Sections 353.01, Subdivisions 10 and 24; 353.08; 353.15; 353.29, Subdivisions 7 and 8; 353.31, Subdivision 8; 353.32, Subdivision 5; 353.33, Subdivisions 2, 5, and 7; 353.46, Subdivision 3; 353.656, Subdivisions 1 and 2; and 353.657, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 20, add a new section to read:

"Section 1. Minnesota Statutes 1974, Section 353.01, Subdivision 6, is amended to read:

Subd. 6. [GOVERNMENTAL SUBDIVISION.] "Government-

al subdivision" means a county, city, town, school district within this state, or a department or unit of state government, the League of Minnesota Municipalities, or any public body whose revenues are derived from taxation, fees, assessments or from other sources, but does not mean any municipal housing and redevelopment authority organized under the provisions of sections 462.415 to 462.711; or any port authority organized pursuant to chapter 458; or any soil conservation district organized pursuant to chapter 40; or any hospital district organized or reorganized prior to the effective date of this act pursuant to legislation enacted by the 1959 Legislature."

Page 2, after line 14, add new sections to read:

"Sec. 4. Minnesota Statutes 1974, Chapter 353, is amended by adding a section to read:

[353.017] [EMPLOYEES OF LABOR ORGANIZATIONS.] *Subdivision 1. [QUALIFICATIONS.] A former member of the association who is an employee of a labor organization that represents public employees who are association members may elect pursuant to subdivision 2 to be a coordinated member with respect to his service with such labor organization unless specifically exempt under section 353.01, subdivision 2b.*

*Subd. 2. [ELECTION.] A person described in subdivision 1 will be covered by the association if written election to be covered is delivered to the board before July 1, 1976 or within 30 days of being employed by such labor organization, whichever is later.*

*Subd. 3. [CONTRIBUTIONS.] The employee, employer and additional employer contributions shall be the obligation of the employee who elects coverage herein in accord with chapter 353; provided, however, the employer, labor organization, may pay the employer and additional employer contributions. The employer shall, in any event, deduct the necessary contributions from the employee's salary and remit all contributions to the public employees retirement association pursuant to section 353.27, subdivisions 4, 7, 10, 11, and 12.*

*Subd. 4. [PURCHASE OF PRIOR SERVICE CREDIT.] Any former member who elects membership pursuant to this section shall be allowed to make payment for service rendered prior to July 1, 1975 in a labor organization designated in subdivision 1 provided the organization makes satisfactory certification of such service. Payment shall be limited to five years of service beginning with the service last rendered and shall include all employee, employer and additional employer contributions at the rates in effect when the service was rendered plus interest at the rate of six percent per annum from the year of purchase to the date payment is made. Payment must be made in one lump sum prior to July 1, 1980 or prior to retirement, whichever is earlier, and no allowable service with respect to such payment shall be credited to the employee's account until payment is received in the public employees retirement association office.*

*Subd. 5. [BOARD MEMBERSHIP EXCLUDED.] Persons who become association members pursuant to this section shall not be eligible for election to the board of trustees.*

Sec. 5. Minnesota Statutes 1974, Section 353.03, is amended by adding a subdivision to read:

*Subd. 2a. [EXTENSION OF TERMS.] Notwithstanding the provisions of subdivision 1, no board election shall be held in the year 1975 and the terms of office of all board members are hereby extended for one year.*

Sec. 6. Minnesota Statutes 1974, Section 353.03, Subdivision 3, is amended to read:

*Subd. 3. [OFFICERS; EMPLOYEES; BYLAWS.] The board shall elect a chairman and vice chairman, and shall appoint a ~~secretary~~ an executive director and such other employees and may adopt bylaws, ~~retain an approved actuary~~ and procure other services as it may reasonably deem necessary and fix their compensation subject to subdivision 2 hereof. Except in subdivision 3a, whenever the terms "secretary," "secretary of the board" or "secretary of the board of trustees" appear in this chapter the revisor of statutes is herein directed to substitute therefor, "executive director."*

Sec. 7. Minnesota Statutes 1974, Section 353.03, is amended by adding a subdivision to read:

*Subd. 3a. [DUTIES AND POWERS OF THE EXECUTIVE DIRECTOR.] The management of the association is vested in the executive director who shall be the executive and administrative head of the association. He shall act as adviser to the board on all matters pertaining to the association. He shall also act as the secretary of the board. It is the duty of the executive director and he has the power to:*

- (1) Attend all meetings of the board;*
- (2) Prepare and recommend to the board rules and regulations for the purpose of carrying out the provisions of chapter 353;*
- (3) Establish and maintain an adequate system of records and accounts following recognized accounting principles and controls;*
- (4) Designate an assistant director with the approval of the board, and appoint such employees, both permanent and temporary, as are necessary to carry out the provisions of said chapter, and with the approval of the board fix their compensation;*
- (5) Organize the work of the association as he deems necessary to fulfill the functions of the association, and define the duties of its employees and delegate to them any of his powers or duties, subject to his control and under such conditions as he may prescribe;*
- (6) With the approval of the board, contract for actuarial services, professional management services, and consulting services as may be necessary and fix the compensation therefor. Such contracts shall not be subject to the competitive bidding procedure prescribed by chapter 16. Professional management services may not be contracted for more often than once in every six years. Copies of all professional management survey reports shall be sent directly to the legislature and the legislative auditor at the same time reports are furnished the board. Only management firms experienced in conducting management*

*surveys of federal, state or local public retirement systems shall be qualified to contract with the director hereunder;*

*(7) With the approval of the board provide inservice training for all employees of the association;*

*(8) Make refunds of accumulated contributions to former members and to the designated beneficiary, surviving spouse, legal representative or next of kin of deceased members or deceased former members. all as provided in chapter 353;*

*(9) Determine the amount of the annuities and disability benefits of members covered by the association and authorize payment thereof beginning as of the dates such annuities and benefits begin to accrue. all in accordance with the provisions of said chapter;*

*(10) Pay annuities, refundments, survivor benefits, salaries and all necessary operating expenses of the association;*

*(11) Prepare and submit to the board and the legislature an annual report covering the operation of the association, as required by Minnesota Statutes, Chapter 356;*

*(12) With the approval of the board, perform such other duties as may be required for the administration of the association and the other provisions of this chapter and for the transaction of its business.*

Sec. 8. Minnesota Statutes 1974, Section 353.03, is amended by adding a subdivision to read:

*Subd. 5. [APPLICATION OF LAWS.] Laws applicable to state agencies and agencies with state-wide jurisdiction shall not be construed to apply to the association unless such laws make specific reference to this subdivision; provided, however, the applicable provisions of Minnesota Statutes, Chapters 355 and 356 shall apply to the association."*

Page 3, line 7, after "refund." insert "Upon the request of a retired, disabled or former member, the association may mail the annuity, benefit or refund check to a banking institution, savings association or credit union for deposit to such person's account or joint account with his spouse."

Page 3, line 25, after "to" insert "the"

Page 3, line 25, after "of" insert "such"

Page 3, line 25, after "through" insert "the"

Page 6, after line 31, add a new section to read:

"Sec. 18. Minnesota Statutes 1974, Section 353.37, is amended to read:

**353.37 [PUBLIC RE-EMPLOYMENT OF ANNUITANT; EFFECT ON ANNUITIES.]** The annuity of a person otherwise eligible therefor under this chapter shall be suspended if he re-enters and as long as he remains in public service as a non-elective employee of a governmental subdivision, if his earned compensation for such service exceeds ~~2,000~~ \$3,000 in any calen-

dar year. The suspension of the annuity shall commence as of the first of the month in which the maximum permitted compensation is exceeded as herein provided, but shall not apply to any months in which the annuitant is not actually employed in non-elective service in a position covered by chapter 353. Any annuitant of the association, who is elected to public office after his retirement following June 30, 1959 shall be entitled to hold such office and receive his annuity otherwise payable from the public employees retirement association from and after July 1, 1959. Upon proper showing by an annuitant that this ineligibility no longer exists, the monthly annuity payments shall be resumed. Public service performed by an annuitant subsequent to his retirement under this chapter does not increase or decrease any annuity when payments thereof are resumed. The annuitant is not required to make any further contributions to the retirement fund by reason of this subsequent public service."

Page 9, after line 1, add new sections to read:

"Sec. 23. Minnesota Statutes 1974, Section 353.71, is amended by adding a subdivision to read:

*Subd. 5. [EARLY RETIREMENT.] The requirements and provisions for retirement prior to age 65 contained in section 353.30, subdivisions 1 and 1a shall also apply to a person fulfilling such requirements with a combination of service as provided in subdivision 1.*

Sec. 24. *This act is effective July 1, 1975.*"

Renumber the sections accordingly.

Further, amend the title as follows:

Page 1, line 14, after "Subdivisions" insert "6," and after "24;" insert "353.03, Subdivision 3, and by adding subdivisions;"

Page 1, line 17, after "7;" insert "353.37;"

Page 1, line 18, after "2;" delete "and"

Page 1, line 19, after "subdivision" insert " ; 353.71, by adding a subdivision; and Chapter 353, by adding a section"

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. 349: A bill for an act relating to retirement; computation of legislative annuities; miscellaneous changes in the Minnesota state retirement system law; amending Minnesota Statutes 1974, Chapters 3A; 352; and 352B, by adding sections; Sections 3A.01, Subdivisions 2 and 4; 3A.02, Subdivisions 1, 3, and 4; 3A.04, Subdivisions 1 and 2; 3A.05; and 3A.10, Subdivision 1; 352.01, Subdivision 17; 352.03, Subdivisions 4, 11, and by adding a subdivision; 352.04, by adding a subdivision; 352.113, Subdivisions 1, 5, and 12; 352.115, Subdivisions 2, 10, and 11;

352.12, Subdivisions 1, 2, 6, 7, 8, and 11; 352.15; 352.22, Subdivisions 3 and 8; 352.72, Subdivision 2, and by adding subdivisions; 352.91, by adding a subdivision; 352.93, Subdivision 1; 352B.03, Subdivisions 1 and 2; 352D.015, Subdivision 9; 352D.02, Subdivisions 1 and 3; 352D.05, Subdivision 3; 352D.06, Subdivisions 1 and 2; 352D.065, Subdivisions 2 and 3; and 352D.075, Subdivisions 2 and 3; repealing Minnesota Statutes 1974, Sections 352.28; 352.32; 352.38; 352.715; 352B.01, Subdivision 5; 352B.021; 352B.04; 352D.015, Subdivision 10; 352D.05, Subdivision 2; 352D.065, Subdivision 1; 352D.075, Subdivision 1; and 352D.085, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 32, after "legislature" insert "*or former legislator*"

Page 2, line 2, strike "member of the legislature" and insert "*legislator*"

Page 2, line 4, strike "member of the legislature's" and insert "*legislator's*"

Page 2, line 5, after "legislature" insert "*or former legislator*"

Page 2, line 21, strike "member of the legislature" and insert "*former legislator*"

Page 3, line 3, strike "period of his service" and insert "*final term of office*"

Page 3, line 4, strike "since January 1, 1973,"

Page 3, line 21, strike "retire" and insert "*terminate service*"

Page 3, line 22, strike "who retires"

Page 3, line 23, strike "after January 1, 1973"

Page 3, line 23, strike "*Clause*" and insert "*Clauses (1) and*"

Page 3, line 25, after the period, insert "*Any former legislator who was in office on or after January 1, 1965, who had at least eight years of service but less than ten years of service as a member of the legislature, and who took a refund of his contributions, may upon application to the director repay to the director for credit to his account all refundments taken plus interest thereon at six percent per annum compounded annually. Upon repayment of the refundment, he shall then be entitled when otherwise qualified to a retirement allowance pursuant to subdivision 1, provided however that the retirement allowance shall be based on his salary at the time of his termination of service as a member of the legislature.*"

Page 4, strike line 7

Page 4, after line 16, add a new section to read:

"Sec. 6. Minnesota Statutes 1974, Section 3A.03, Subdivision 2, is amended to read:

Subd. 2. [REFUNDMENT.] (1) Any person who has made contri-

butions pursuant to subdivision 1 who is no longer a member of the legislature and has less than eight years service as a member of the legislature and is not receiving, has not received, or is not entitled to receive any allowance or benefit under sections 3A.01 to 3A.10 is entitled to receive upon application to the director a refundment of all contributions credited to his account without interest thereon. The moneys required for such refundments are appropriated annually to the director from the general fund in the state treasury.

(2) The refundment of contributions as provided in clause (1) above terminates all rights of a former member of the legislature or his survivors under sections 3A.01 to 3A.10. Should the former member of the legislature again be a member of the legislature after having taken a refundment as provided above, he shall be considered a new member. However, such new member may receive credit for the services rendered as a prior member of the legislature providing he complies with the requirements of section 3A.02, subdivision 2, and in addition thereto, pays interest at the rate of five percent per annum on the amount of his prior refundment, which he repays reinstate the rights and credit for service forfeited, provided the new member repays all refundments taken plus interest thereon at six percent per annum compounded annually.

(3) No person shall be required to apply for or accept a refundment."

Page 6, line 11, after the period, insert "*With respect to applications made after July 1, 1975, no payment shall be retroactive for more than 12 months prior to the month the application is filed with the director.*"

Page 6, line 29, strike "*who has at least eight years of legislative*"

Page 6, line 30, strike "*service and*"

Page 8, after line 5, add a new section to read:

"Sec. 12. Minnesota Statutes 1974, Section 43.051, Subdivision 1. is amended to read:

43.051 [AGE FOR RETIREMENT.] Subdivision 1. Notwithstanding the provisions of sections 197.45, 197.46, 197.47, 43.30, effective July 1, 1974, an officer or employee of the state of Minnesota in the classified or unclassified service of the state civil service and who is subject to the provisions of the Minnesota state retirement system must retire from his employment by the state if such officer or employee has reached the age of 68 prior to July 1, 1974, or upon reaching the age of 68. Effective July 1, 1975, an officer or employee of the state of Minnesota in the classified or unclassified service of the state civil service and who is subject to the provisions of the Minnesota state retirement system must retire from his employment by the state if such officer or employee has reached the age of 65 prior to July 1, 1975, or upon reaching the age of 65. The mandatory retirement age for all other classified officers and employees of the state, if not otherwise provided for by law, shall be 70. Nothing in this subdivision shall apply to persons in *the legislative branch or the judicial branch.*"

Page 9, strike line 32



Page 10, strike lines 1 through 5

Page 12, line 7, delete "\$2,500" and insert "\$3,000"

Page 12, line 12, delete "\$2,500" and insert "\$3,000"

Page 17, line 26, delete "administration" and insert "finance"

Page 21, strike lines 14 through 32

Page 22, strike lines 1 through 19

Page 22, line 29, after "service" insert "and shall be applicable to employees retiring after July 1, 1974"

Page 23, line 2, after "be" insert "not less than the benefit"

Page 27, line 19, after the period, insert "This subdivision shall also be applicable to any person who was an employee in an eligible position on or after January 1, 1975, has terminated service before the effective date of this act with less than ten years of allowable service, and has not taken a refund of his contributions."

Page 31, after line 32, insert a new section to read:

*"Sec. 52. Notwithstanding the provisions of Minnesota Statutes, Section 352.115, Subdivision 10, a permanent employee of the legislature who has been paid a retirement annuity from the Minnesota state retirement system for a period of time and who desires to reinstate the allowable service credit upon which the annuity is based and to be covered by the Minnesota state retirement system for his current period of employment shall be entitled to such service credit and coverage upon repayment in a lump sum to the retirement fund within 90 days after the effective date of this act an amount equal to (1) the total of the retirement annuities paid him and (2) the employee contributions due on his salary as required by section 352.04 together with interest thereon at the rate of six percent per annum. Upon repayment there shall be transferred from the adjustable fixed benefit fund to the retirement fund an amount equal to the amount transferred to the adjustable fixed benefit fund on behalf of that employee at his earlier date of retirement less an amount equal to the annuities paid to the employee. Upon subsequent retirement of that employee, his retirement annuity shall be computed on the basis of his total allowable service and the law then in effect."*

Renumber the sections in sequence

Further, amend the title as follows:

Page 1, line 3, after "annuities;" insert "mandatory age for legislative employees;"

Page 1, line 7, after "Subdivisions 1, 3 and 4;" insert "3A.03, Subdivision 2;"

Page 1, line 9, after "Subdivision 1;" insert "43.051, Subdivision 1;"

Page 1, line 11, strike "352.04, by adding a subdivision;"

Page 1, line 15, delete "subdivisions" and insert "a subdivision"

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. 741: A bill for an act relating to regulated industries; department of public service; confidentiality of accident reports submitted by common carriers; railroad crossings; subjecting accommodation transportation to regulation; fees; permitting the department to grant extension of authority *ex parte*; identification cars; enforcement powers; offenses; registration; warehouses; warehousemen; weights and measures; providing penalties; amending Minnesota Statutes 1974, Sections 218.031, Subdivision 2; 219.39; 221.011, Subdivisions 16 and 22; 221.061; 221.071; 221.121; 221.131; 221.141; 221.151, Subdivision 1, and by adding a subdivision; 221.221; 221.291; 221.293; 221.296, Subdivisions 4, 5 and 8; 221.64; 231.01, Subdivision 5; 231.02; 231.16; and 239.38; repealing Minnesota Statutes 1974, Sections 221.191; 239.39; 239.40; 239.41; 239.42; 239.43; and 239.45.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 12, after "*reports*" insert "*administered by the department of public safety*"

Page 2, line 13, delete "*by the department*"

Page 2, line 14, after the period insert "*All other reports shall be open to public inspection but shall not be admissible in evidence in any suit or action for damages growing out of such accident, wreck or casualty.*"

Page 3, after line 8, insert the following:

"Sec. 3. Minnesota Statutes 1974, Section 219.40, is amended to read:

219.40 [DETERMINATION; ORDER; FLAGMEN OR SAFETY DEVICE.] The department shall decide the matter set forth in the complaint and make a ~~report~~ *proposal for decision* in writing thereof, including findings of fact, and make such *proposed* order as it shall deem proper in the premises and, if the department shall find the crossing to be dangerous, it may require the railroad company complained of to provide flagmen at such crossing, or adopt such safety device as the department may deem necessary for the proper protection of the crossing, or it may require the removal of any structure, embankment or other obstruction to the view, or it may require the crossing complained of or other crossing in the vicinity thereof closed, or it may require the railroad company to construct an overhead or maintain an underground crossing and divide the cost thereof between the railroad company, the town, county, municipal corporation, or state highway department interested, on such terms and conditions as to the department may seem just and equitable. Where the railroad has been constructed or the grade thereof lowered after the laying out of the highway

and the railroad tracks are seven feet or more below the natural surface of the ground, the department may require the maintenance of an overhead bridge with suitable approaches and require the complaining city, village, town, or county to remove any embankment, structure or other obstruction to the view as may be reasonable and necessary to properly protect the crossing; provided, that no highway shall be laid out over any railroad so as to cross at the same grade until such crossing has been approved by the department. *If the complainant or the railroad files exceptions to a proposal for a decision made without a hearing, the department shall convene a hearing and if the department of public service after notice and hearing orders the installation of a safety device, or the construction, reconstruction, modernization or replacement of major parts, as defined by the department, of said safety device, gates, or other type of special protection, or the removal of a structure, embankment or other obstruction to the view, or orders the construction, reconstruction or maintenance of an underground or overhead crossing on any public road, street, or highway, it may in the same order direct that the costs thereof be divided between the railroad company and the public authority involved on such basis as the parties may agree, or, if they fail to agree, then the costs thereof shall be as determined by the department of public service on the basis of benefit to the users of each; or the department may defer determination of the division of costs to a subsequent order to be made on the basis of evidence previously taken. Where a state trunk highway is involved, the state's share of the costs shall be paid from any funds available to the department of highways. In all other cases the public's share of the costs shall be paid from available funds or from the Minnesota highway safety account, if ordered by the department, or from any combination of the above or other available funds; provided that any highway, street or road fund shall only be expended for such costs on a highway, street or road within the political subdivision charged with the maintenance and cars thereof and only upon the highways, streets or roads for which the fund was allocated, or for which the fund was created.*

Page 4, line 28, strike "unwashed"

Page 9, strike lines 11 and 12

Page 9, line 13, strike "carrier."

Page 10, line 25, strike "truck-tractors" and insert "*power units*"

Page 10, line 28, strike "truck-tractors" and insert "*power units*"

Page 10, line 30, strike "truck-tractor" and insert "*power unit*"

Page 10, line 32, strike "displayed on" and insert "*carried in*"

Page 10, line 32, strike "truck-tractor" and insert "*power unit*"

Page 11, line 2, strike "truck-tractor" and insert "*power unit*"

Page 16, line 26, delete "at"

Page 16, line 29, after "*circumstances*" insert "*anywhere within the state*"

Page 26, line 15, strike "221.191;"

Page 26, line 16, before "239.43" insert "and"

Page 26, line 16, delete "; and 239.45"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, strike "regulated industries;" and insert "the"

Page 1, line 12, after "219.39;" insert "219.40;"

Page 1, line 19, strike "221.191;"

Page 1, line 19, after "239.42;" insert "and"

Page 1, line 19, after "239.43" delete the semicolon

Page 1, line 20, delete "and 239.45"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1283: A bill for an act relating to the university of Minnesota; appropriating money for corn improvement research by the department of agronomy and plant genetics.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, lines 8 and 9, strike "exclusively by the department of agronomy and plant genetics" and insert "by the Minnesota Agricultural Experiment Station"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1391: A bill for an act relating to water and related land resources management; amending Minnesota Statutes 1974, Section 378.31, Subdivision 2, and by adding a subdivision; repealing Laws 1945, Chapter 163.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 896: A bill for an act relating to field archaeology; regulating field archaeology on state sites; defining terms, providing for the appointment of a state archaeologist and prescribing his powers and duties; prescribing the powers and duties of the director of the

Minnesota historical society pertaining to field archaeology; amending Minnesota Statutes 1974, Sections 138.31, Subdivisions 2, 5, 9, and 10; 138.32; 138.33; 138.34; 138.35; 138.36; 138.37, Subdivisions 1 and 2; 138.38; 138.39; and 138.40; repealing Minnesota Statutes 1974, Sections 138.31, Subdivision 8; and 138.37, Subdivision 3.

Reports the same back with the recommendation that the bill be amended as follows:

Strike all of sections 2 through 12 and insert:

"Sec. 2. Minnesota Statutes 1974, Section 138.35, Subdivision 1, is amended to read:

138.35 [STATE ARCHAEOLOGIST.] Subdivision 1. [APPOINTMENT.] The state archaeologist shall be a professional archaeologist ~~on the staff of the university~~ and shall be appointed ~~for a four year term by the director of the Minnesota historical society for a four year term from nominees recommended by the council for Minnesota Archaeology, Inc., or its successor. The office of the state archaeologist shall be attached to the Minnesota historical society. The state archaeologist shall report directly to the director of the society.~~"

Renumber the remaining sections

Amend the title as follows:

Line 3, strike "defining terms,"

Strike lines 10 and 11

Line 12, strike "2; 138.38" and insert "Subdivision 2; 138.35, Subdivision 1"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1321: A bill for an act relating to tax forfeited land; authorizing the county board to sell certain land to veterans for the purpose of homesteading; amending Minnesota Statutes 1974, Sections 282.031; 282.032; 282.0331 and 282.037.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, strike "after" and insert "*during the period*"

Page 1, line 14, after "1961" insert "*to July 27, 1973*"

Page 2, line 16, strike "after" and insert "*during the period*"

Page 2, line 16, after "1961" insert "*to July 27, 1973*"

Page 4, line 14, strike "*The rate*"

Page 4, strike lines 15 and 16

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 413: A bill for an act relating to natural resources; authorizing acquisition of perpetual conservation restrictions by the commissioner of natural resources and certain nonprofit corporations; amending Minnesota Statutes 1974, Sections 84.64, Subdivision 1; and 84.65, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Section 84.64, Subdivision 1, is amended to read:

84.64 [CONSERVATION RESTRICTIONS.] Subdivision 1. *A conservation restriction for a definite period or in perpetuity may be acquired by:*

(a) *The commissioner of natural resources, in the name of the state, may acquire by gift, purchase or exchange, conservation restrictions with funds specifically made available for that purpose ; or*

(b) *A nonprofit charitable corporation whose purposes include conservation of land or water areas.*

Sec. 2. Minnesota Statutes 1974, Section 84.65, Subdivision 1, is amended to read:

84.65 [CONSERVATION RESTRICTIONS; EFFECT OF RECORDING; RELEASE OF RESTRICTIONS; ENFORCEMENT.] Subdivision 1. *No conservation restriction as defined in section 84.64 held by the commissioner of natural resources or a nonprofit charitable corporation shall be unenforceable on account of lack of privity of estate or contract or lack of benefit to particular land. Nonprofit charitable corporations acquiring such conservation restrictions shall file a notice of each such acquisition with the department of natural resources within 90 days. All restrictions shall be duly recorded and indexed in the office of the register of deeds or the registrar of titles for the county where the land lies so as to affect its title, in the manner of other conveyances of interests in land, and shall describe the land subject to the restrictions by adequate legal description or by reference to a recorded plat showing its boundaries.*

Sec. 3. Minnesota Statutes 1974, Section 84.65, Subdivision 3 is amended to read:

Subd. 3. *The restrictions may be released, in whole or in part, by the holder for consideration, if any, as the holder may determine, in the same manner as the holder may dispose of land or other interests in land, subject to conditions as may have been imposed at the time of creation of the restriction, conveyed in the same manner as any other interest in land. Notwithstanding any other provision to the contrary, a restriction may be released by the holder of the restriction or the dominant interest to the holder of the fee title or the servient interest. In the event a corporation, defined in section 84.64,*

*subdivision 1(b), no longer holds a license to do business in Minnesota, and said corporation has made no provision for the disposition of a conservation restriction held by it, the conservation restriction shall revert to and vest in the state of Minnesota and be administered by the commissioner of natural resources.*

Sec. 4. *This act is effective the day following its final enactment.*"

Amend the title as follows:

Page 1, line 7, strike "Subdivision 1" and insert "Subdivisions 1 and 3"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Finance, to which was referred

S. F. No. 625: A bill for an act relating to crimes; regulating the transfer, possession, and use of pistols; requiring licenses to sell pistols; requiring permits to acquire and carry pistols; prohibiting the sale or transfer to or carrying by certain persons of pistols; prescribing penalties.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, strike "15" and insert "14"

Page 1, line 12, strike "15" and insert "14"

Page 1, line 21, strike "15" and insert "14"

Page 4, strike lines 11-32

Page 5, strike lines 1-14

Re-number the remaining sections in sequence

Page 8, line 2, strike "be in the form prescribed by the commissioner"

Page 8, line 3, strike "and shall"

Page 8, line 8, strike "FINGERPRINTING;" and strike "The chief"

Page 8, strike lines 9-11

Page 8, line 12, strike "fingerprints"

Page 8, line 12, strike "contact the" and insert "check"

Page 8, line 13, strike "state bureau of criminal apprehension for"

Page 8, line 14, after "applicant" insert "through the Minnesota Crime Information System computer"

Page 8, line 14, strike "An"

Page 8, strike lines 15-19

Page 8, line 22, strike "5" and insert "4"

Page 9, line 6, strike "in the form prescribed by"

- Page 9, line 7, strike "the commissioner and shall be"
- Page 9, line 8, strike "quadruplicate" and insert "triplicate"
- Page 9, line 10, strike "quadruplicate" and insert "triplicate"
- Page 9, line 13, strike "commissioner and the"
- Page 9, line 14, strike "second copy to the"
- Page 9, line 18, strike "third" and insert "second"
- Page 9, line 19, strike "fourth" and insert "third"
- Page 9, line 20, strike "commissioner and"
- Page 9, line 21, strike "their copies" and insert "its copy"
- Page 10, line 19, strike "6" and insert "5"
- Page 10, line 26, strike "6" and insert "5"
- Page 10, line 30, strike "6" and insert "5" and strike "7" and insert "6"
- Page 11, line 2, strike "5" and insert "4"
- Page 11, line 11, strike "6" and insert "5"
- Page 11, line 25, strike "6" and insert "5"
- Page 12, line 13, strike "5" and insert "4"
- Page 12, line 15, strike "commissioner who shall then advise the"
- Page 12, line 16, after "permit" strike "to"
- Page 12, line 17, strike "the commissioner"
- Page 14, line 3, strike "dealer's license," and after "permit" strike the comma
- Page 14, line 4, strike "registration"
- Page 14, line 4, strike "request a hearing before" and insert "appeal the denial to the county court having jurisdiction over the county or municipality wherein the denial occurred. The matter shall be heard de novo without a jury."
- Page 14, strike lines 5-14
- Page 14, line 16, strike "9" and insert "8"
- Page 14, line 31, after "to" and before "shall" strike "14" and insert "13" and after "shall" insert "not"
- Page 14, line 32, after "prohibit" insert "more restrictive"
- Further amend the title as follows:
- Page 1, line 3, strike "requiring licenses"
- Page 1, line 4, strike "to sell pistols;"



And when so amended the bill be re-referred, without recommendation, 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. 675: A bill for an act relating to commerce; regulating the relationship between gasoline retail dealers and other petroleum enterprises; providing penalties.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Section 80C.01, is amended by adding a subdivision to read:

*Subd. 17. "Motor vehicle fuel dealer" means any person engaged in the retail sale of gasoline products to members of the public under a marketing agreement entered into with a supplier, other than a person who is an employee of a supplier.*

Sec. 2. Minnesota Statutes 1974, Section 80C.01, is amended by adding a subdivision to read:

*Subd. 18. "Motor vehicle fuel marketing agreement" means an agreement between a supplier and a dealer under which the dealer is granted the right to use a trademark, trade name, service mark, or other identifying symbol or name owned by the supplier. Marketing agreement also means an agreement between a supplier and a dealer by which the dealer is granted the right to occupy premises owned, leased or controlled by the supplier, for the purpose of engaging in the retail sale of motor vehicle fuel products supplied by the supplier or any other agreement whereby a dealer may market motor vehicle fuel.*

Sec. 3. Minnesota Statutes 1974, Section 80C.01, is amended by adding a subdivision to read:

*Subd. 19. "Service station" means any site equipped for the sale and dispensing of gasoline into vehicles of members of the public.*

Sec. 4. Minnesota Statutes 1974, Section 80C.01, is amended by adding a subdivision to read:

*Subd. 20. "Motor vehicle fuel supplier" means any person engaged in the sale, consignment, or distribution of gasoline products at wholesale to dealers and who maintains a contractual relationship with a dealer or dealers for the sale of the products, at wholesale or retail, and shall include any subsidiary or affiliated corporation in which it holds at least ten percent voting control.*

Sec. 5. Minnesota Statutes 1974, Section 80C.04, is amended by adding a subdivision to read:

*Subd. 3. The public offering statement to be used in connection with the offer, sale, or grant of motor vehicle fuel marketing agreements shall contain the following information:*

- (a) *A copy of the proposed marketing agreement.*
- (b) *A summary of the obligations of the supplier and dealer together with a summary of the marketing agreement referred to in clause (a).*
- (c) *Any offer for the sale or other disposition of the location subject to the marketing agreement or negotiations which might result in an offer, sale or other disposition of the location.*
- (d) *Any agreement that would result in the demolition or a major alteration of the condition of the location, or negotiations that would proceed an agreement to demolish or otherwise materially alter the condition of the location.*
- (e) *A statement disclosing the interest and the nature thereof enjoyed by the supplier in the location and, further, a disclosure of any other interest and the nature thereof enjoyed by any other person in said location.*
- (f) *Full disclosure of the total amount of any security deposits required, plus the amount of interest that shall be paid on any cash security deposit, and the conditions for the return of any security deposit.*
- (g) *The training program, if any, and the specific goods and services the supplier will provide for and to the dealer.*
- (h) *The gallonage volume history, if any, of the location under negotiation for and during the three year period immediately past or for the entire period for which the location has been supplied by the supplier, whichever is shorter.*
- (i) *The name and last known address of the previous dealer or dealers for the last five years or for and during the entire period for which the location has been supplied by the supplier, whichever is shorter, and the reason or reasons of the supplier where an afore-described relationship has ended by cancellation.*
- Sec. 6. Minnesota Statutes 1974, Section 80C.13, is amended by adding a subdivision to read:
- Subd. 4. (a) *A supplier shall not cancel a motor vehicle fuel marketing agreement except for one or more of the following grounds:*
- (1) *A mutual agreement between the parties;*
  - (2) *The bankruptcy or insolvency of the dealer;*
  - (3) *The dealer's failure to act in good faith in carrying out the terms of his marketing agreement with the supplier;*
  - (4) *A good faith voluntary or involuntary decision by the supplier to discontinue doing business at the service station site;*
  - (5) *Decline in annual sales from the service station site below the figure set forth in the marketing agreement or otherwise agreed to by the parties in writing when the marketing agreement is signed. The foregoing shall not apply to declines that materially result from extrinsic physical changes, such as those resulting from highway con-*

*struction, construction on the premises or changes in highway routes, but not limited thereto.*

*(b) The supplier shall exercise any right of cancellation above by giving written notice to the dealer in person or by certified mail of his intent to terminate or cancel at least 60 days prior to the date on which he intends to terminate or cancel the marketing agreement; provided, however, that where criminal misconduct, fraud, abandonment, bankruptcy or insolvency of the dealer, adulteration of product, or the giving of a nonsufficient fund check which remains dishonored for a period of ten days after notice, which notice shall be effective on the fifth day after the date of mailing, is proven at the time of termination or cancellation, the 60 day notice shall not be required. Where notice is given by certified mail, the notice shall be effective on the date of mailing.*

*(c) The notice required for cancellation shall include a statement of reasons setting forth the basis of the proposed cancellation and shall provide the dealer a reasonable opportunity to rectify any default constituting the basis for cancellation. In no event shall the time in which rectification is allowed be less than 30 days. The notice of cancellation shall be void upon rectification of the matters set forth in the statement of reasons for cancellation. However, the supplier need not afford an opportunity to rectify the default constituting the basis for cancellation if the dealer has repeatedly committed serious defaults of the motor vehicle fuel marketing agreement and the supplier has notified the dealer of these defaults.*

Sec. 7. Minnesota Statutes 1974, Section 80C.13, is amended by adding a subdivision to read:

*Subd. 5. (a) Except as provided in paragraph (b), either party to a motor vehicle fuel marketing agreement may refuse to renew the marketing agreement upon giving the other party notice of his intent not to renew at least 90 days prior to the expiration of the marketing agreement.*

*(b) Where the supplier and the dealer have been parties to one or more marketing agreements extending for three consecutive years, or where the dealer has sold the same brand name motor vehicle fuel for such period, or where the dealer has been in business as a motor vehicle fuel dealer in the same location for such period and the supplier has obtained the interest of the prior supplier to that location, the supplier shall either automatically renew the existing marketing agreement or, in good faith, offer another marketing agreement, different either in its terms or location. This obligation of the supplier shall also apply whenever the supplier and the dealer have had any marketing agreement written or otherwise in existence as of August 1, 1973, and any of the relationships mentioned above have been effective for a period of one year thereafter. However, this obligation of the supplier shall not apply where the supplier would have a right to cancel his relationship with the dealer under any of the provisions of subdivision 4.*

Sec. 8. Minnesota Statutes 1974, Section 80C.13, is amended by adding a subdivision to read:

*Subd. 6. A supplier shall not take retaliatory action against a dealer who files or manifests an intent to file a complaint of alleged violation of state or federal law by the supplier with the appropriate state or federal regulatory authority. Retaliatory action shall include, but shall not be limited to, a refusal to continue the franchise agreement, a reduction in the quality or quantity of services or products available to the dealer under the franchise agreement, any violation of privacy, harassment or the inducing or attempt to induce others to engage in retaliatory actions against the dealer.*

Sec. 9. Minnesota Statutes 1974, Section 80C.14, is amended to read:

**80C.14 [UNFAIR PRACTICES.]** *Subdivision 1. No person, whether by means of a term or condition of a franchise or otherwise, shall engage in any unfair or inequitable practice in contravention of such rules as the commissioner may adopt defining as to franchises the words "unfair and inequitable". Any violation of this section is enjoined by a court of competent jurisdiction.*

*Subd. 2. No supplier, whether by means of a term or condition of a motor vehicle fuel marketing agreement or otherwise, shall engage in any unfair or inequitable practice. Unless a motor vehicle fuel marketing agreement includes the following provisions, among others, it shall be deemed unfair and inequitable. Any violation of this section is enjoined by a court of competent jurisdiction.*

*(a) The dealer shall have the right to cancel his marketing agreement until midnight of the seventh business day after the day on which the agreement was signed, by giving the supplier in person or by certified mail written notice of cancellation, provided that any money, equipment, or merchandise loaned, sold, or delivered to the dealer is returned to the supplier for full credit, or cash equivalent, together with the delivery of full possession of the service station location to the supplier within ten days after delivery of notice.*

*(b) The right of either party to trial by jury or the interposition of counterclaims or crossclaims shall not by agreement be waived.*

*(c) The price at which the dealer sells products shall not be fixed or maintained by the supplier, nor shall he seek to do so, nor shall the price of products be subject to enforcement or coercion by the supplier in any way, provided that nothing herein shall be construed to prohibit a supplier from suggesting prices.*

*(d) No dealer shall be required to use or utilize any promotion, premium, coupon, give-away, or rebate in the operation of the business. Except as otherwise provided by law, nothing herein shall be construed to prohibit the dealer from voluntarily participating financially in promotion, premium coupon, give-away, or rebate sponsored by the supplier.*

*(e) In the event of any termination or cancellation, whether by mutual agreement or otherwise, the supplier shall be required to*

*purchase from the dealer within 30 days from the date of termination at the then current wholesale prices any and all merchantable products purchased by the dealer from the supplier; provided, however, that in the event of purchase, the supplier shall have the right to apply the proceeds against any existing indebtedness owed to him by the dealer and that the repurchase obligation is enforceable to the extent that there are not other valid claims or liens against the products by or on behalf of other creditors of the dealer.*

*(f) No supplier shall unreasonably withhold his consent to any assignment, transfer, or sale of a marketing agreement.*

*(g) No supplier shall restrict or inhibit, directly or indirectly, the right of free association among dealers for any lawful purpose.*

*(h) No supplier shall require a dealer to assent to a release or waiver of the dealer's rights hereunder.*

*(i) The supplier may set forth in the franchise agreement the required number of hours per day and days per week that the dealer must maintain his retail outlet open for business; however, the supplier shall not unreasonably withhold consent to a modification of such requirements where dictated by changes of circumstances.*

*(j) The supplier may set forth in the marketing agreement prohibitions and limitations on the conduct of any other business at the service station site by the dealer, including a charge for additional rent where another business is permitted and conducted; however, the supplier shall not:*

*(1) Unreasonably withhold its consent to the performance of another business;*

*(2) Impose unreasonable limitations on the dealer's ability to perform another business; or*

*(3) Charge an unreasonable rent for the conduct of another business, considering the fair rental value of the site and any imposition upon the supplier's business.*

*(k) Require a surety deposit except for the purpose of securing against loss of or damage to real or personal property. Any security deposit required of the dealer may be satisfied by the deposit of cash or a pledge of a savings account or its equivalent in a Minnesota banking institution. Such security deposit shall be held by the banking institution and the supplier in a fiduciary capacity only, for the benefit of the dealer.*

*(l) No supplier doing business in this state and engaged in the sale, consignment or distribution, other than at retail, of any motor vehicle fuel shall discriminate between its dealers by selling motor vehicle fuel at a lower price or rate to one dealer than offered to another dealer 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 point of distribution and freight costs therefrom. This prohibition shall embrace any scheme of special rebates, collateral contracts, or any device of any nature which in substance violates the provisions of this subdivision."*

Further, amend the title by striking it in its entirety and insert:

"A bill for an act relating to commerce; franchises; amending Minnesota Statutes 1974, Sections 80C.01, by adding subdivisions; 80C.04, by adding a subdivision; 80C.13, by adding subdivisions; and 80C.14."

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. 1110: A bill for an act relating to motor vehicles; authorizing the issuance of personalized license plates; prescribing additional charges therefor; amending Minnesota Statutes 1974, Section 168.12, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, strike "\$30" and insert "\$50"

Page 1, line 22, strike "a timely" and insert "an"

Page 1, line 23, after "them" insert the following: "at least thirty days prior to the first date on which his registration can be renewed"

Page 2, line 6, after the period, insert the following: "Notwithstanding the provisions of subdivision 1 of this section, personalized license plates issued pursuant to this subdivision may be transferred to another motor vehicle upon the payment of a fee of \$5, which fee shall be paid into the state treasury and credited to the highway user tax distribution fund. The registrar may by regulation provide a form for such notification.

*The fee prescribed for personalized license plates shall be paid only in those years in which the number plate itself is issued, and shall not be payable in any year in which a year plate, tab or sticker is issued in lieu of a number plate.*

*All fees from the sale of personalized license plates shall be paid into the state treasury and credited to the highway user tax distribution fund."*

Page 2, after line 6, insert:

*"Sec. 2. This act is effective November 15, 1976, for the year 1977 and subsequent years."*

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. 942: A bill for an act relating to the collection, security and dissemination of data on individuals by the state and its political subdivisions; clarifying necessary definitions; changing reporting requirements; restructuring the duties of responsible authori-

ties and the rights of subjects of data; providing for issuance of rules relating to the implementation of the act by the commissioner of administration; providing for the establishment of a state privacy board; providing penalties; amending Minnesota Statutes 1974, Sections 15.162; 15.163; 15.165; 15.166; 15.167; and Chapter 15, by adding sections; repealing Minnesota Statutes 1974, Sections 15.164 and 15.168.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 1, strike “(b) maintained in the records of governmental agencies and”

Page 2, strike lines 2 to 8 and insert:

“(b) collected by a civil or criminal investigative agency as part of an active investigation undertaken for the purpose of the commencement of a legal action, provided that the burden of proof as to whether such investigation is active or in anticipation of a legal action is upon the agency; (c) data which supplies the basis for the diagnosis of the psychiatric condition of an individual as determined by a licensed physician.”

Page 2, line 17, after the period insert “In the case of a minor individual under the age of 18, “individual” shall mean a parent or guardian acting in a representative capacity, except where such minor individual indicates otherwise.”

Page 10, line 1, reinstate the stricken comma

Page 10, line 2, reinstate the stricken language

Page 10, line 6, reinstate the stricken language

Page 10, line 14, reinstate the stricken language

Page 10, line 15, reinstate the stricken language

Pages 11 to 13, strike all of section 8 and insert:

“Sec. 8. Minnesota Statutes 1974, Chapter 15, is amended by adding a section to read:

[15.169] [PRIVACY STUDY COMMISSION.] *Subdivision 1. There is hereby created a privacy study commission consisting of 4 members, 2 of whom shall be appointed by the committee on committees, and 2 of whom shall be appointed by the speaker of the house. The commission shall act from the time its members are appointed until the commencement of the 1977 regular session of the legislature. Any vacancy shall be filled by the appointing power.*

*Subd. 2. [ORGANIZATION AND PROCEDURE.] At its first meeting the commission shall elect a chairman, a vice-chairman and such other officers from its membership as it may deem necessary. The commission shall adopt rules governing its operation and the conduct of its meetings and hearings, which rules are not subject to the provisions of the administrative procedure act.*

*Subd. 3. [DUTIES AND POWERS.] The commission shall make a*

continuing study and investigation of data on individuals collected, stored, used and disseminated by political subdivisions, state agencies, statewide systems and any other public or private entity in the state of Minnesota the commission may deem appropriate for such study and investigation. The powers and duties of the commission shall include, but are not limited to the following:

(1) The holding of meetings at times and places it designates to accomplish the purposes set forth in this act. The commission may hold hearings at times and places convenient for the purpose of taking evidence and testimony to effectuate the purposes of this act, and for those purposes the commission may, through its chairman by a three-fourths vote of its members, issue subpoenas, including subpoenas duces tecum, requiring the appearance of persons, production of relevant records and the giving of relevant testimony. In the case of contumacy or refusal to obey a subpoena issued under the authority herein provided, the district court in the county where the refusal or contumacy occurred may, upon complaint of the commission, punish as for contempt the person guilty thereof.

(2) The study of all data on individuals collected, stored, used or disseminated in the state of Minnesota including, but not limited to that collected, stored, used or disseminated by any political subdivision, state agency or statewide system in order to determine the standards and procedures in force for the protection of private and confidential data on individuals. In conducting such study, the commission shall:

(a) determine what executive orders, attorney general opinions, regulations, laws or judicial decisions govern the activities under study and the extent to which they are consistent with the rights of public access to data on individuals, privacy, due process of law and other guarantees in the Constitution.

(b) determine to what extent the collection, storage, use or dissemination of data on individuals is affected by the requirements of federal law.

(c) examine the standards and criteria governing programs, policies and practices relating to the collection, storage, use or dissemination of data on individuals in the state of Minnesota.

(d) collect and utilize to the maximum extent practicable, all findings, reports, studies, hearing transcripts, and recommendations of governmental legislature, and private bodies, institutions, organizations and individuals which pertain to the problems under study by the commission.

(3) The recommendation to the legislature of the extent, if any, to which the requirements and principles of this act should be applied to information practices in existence in the state of Minnesota by legislation, administrative action or voluntary adoption of such requirements and principles, and report on such other legislative recommendations as it may determine to be necessary to protect the privacy of individuals while meeting the legitimate needs of government and society for information.



*Subd. 4. [OFFICE.] The commission shall maintain an office in the capitol group of buildings in space provided by the commissioner of administration.*

*Subd. 5. [SUPPLIES; STAFF.] The commission may purchase equipment and supplies and employ such professional, clerical, and technical assistants from the senate and house staff as it deems necessary in order to perform the duties herein prescribed. The commission may invite consultants and other knowledgeable persons to appear before it and offer testimony and compensate them appropriately.*

*Subd. 6. [ASSISTANCE OF OTHER AGENCIES.] The commission may request any information including any data on individuals from any political subdivision, statewide system, or state agency or any employee thereof in order to assist in carrying out the purposes of the act, and notwithstanding any law to the contrary, such employee or agency is authorized and directed to promptly furnish any such data or information requested.*

*Subd. 7. [EXPENSES, REIMBURSEMENT.] Members of the commission shall be compensated as provided in Minnesota Statutes, Section 3.102.*

*Subd. 8. [PENALTIES FOR DISCLOSURE.] (1) Any member, assistant or staff of the commission who, by virtue of his employment or official position, has possession of, or access to, agency records which contain private or confidential data on individuals the disclosure of which is prohibited by law, and also knowing or having reason to know that disclosure of such data is prohibited, willfully discloses such data in any manner to any person or agency not entitled to receive it shall be guilty of a misdemeanor.*

*(2) Any member, assistant or staff of the commission who knowingly and willfully requests or obtains any private or confidential data on individuals under false pretenses the disclosure of which such person is not entitled by law shall be guilty of a misdemeanor.*

*Subd. 9. [REPORT TO THE LEGISLATURE.] The commission shall report its findings and recommendations to the legislature as soon as they are available, in any case not later than November 15, 1976, and may supplement them thereafter until January 15, 1977. One copy of the report shall be filed with the secretary of the senate, one copy with the chief clerk of the house of representatives and ten copies with the legislative reference library.*

*Subd. 10. [APPROPRIATION.] There is appropriated from the general fund the sum of \$20,000 or as much thereof as necessary, to pay the expenses incurred by the commission. Expenses of the commission shall be approved by the chairman or another member as the rules of the commission provide and paid in the same manner that other state expenses are paid."*

Page 11, lines 16 and 17, strike "state privacy board" and insert "privacy study commission"

Amend the title as follows:

Page 1, line 11, strike "state privacy board" and insert "privacy study commission"

Page 1, line 12, after "penalties;" 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. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1429: A bill for an act relating to the city of Saint Paul; compensation of elected officers; amending Laws 1973, Chapter 691, Section 4, Subdivision 3.

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. Laws 1973, Chapter 691, Section 4, Subdivision 1, is amended to read:

Sec. 4. [ST. PAUL, CITY OF; OFFICERS COMPENSATION.] Subdivision 1. Notwithstanding any provision of law or the St. Paul city charter to the contrary, the city of St. Paul shall have the power, from and after the effective date of this section, to fix in term and refix from time to time the compensation of all duly elected officers under its charter. Such compensation shall be fixed by ordinance passed upon in the manner provided for by the charter of the city of St. Paul, provided that no ordinance increasing compensation of elected officials may be passed during the last three months of any term of office. Except for the initial fixing of compensation authorized as provided herein, no subsequent fixing of compensation shall be prescribed to take effect during the term of office for which the elected officials shall have been elected. *The city of St. Paul is authorized to provide by ordinance, adopted in the manner provided for by the charter of the city of St. Paul, that compensation of all duly elected officers under its charter be increased by an amount not to exceed \$2,000, provided that the ordinance is enacted and becomes effective prior to December 31, 1975.*"

Further amend the title:

Page 1, line 4, after "Subdivision" strike "3" and insert "1"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred

S. F. No. 1057: A bill for an act relating to unemployment compensation; defining the term employment; excluding certain legislative employees from coverage; amending Minnesota Statutes 1974, Section 268.04, Subdivision 12.

Reports the same back with the recommendation that the bill be amended as follows:

Page 13, line 10, strike "*for the duration of a legislative session*" and insert "*as temporary employees*"

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. 135: A bill for an act relating to education; providing for aids to post-secondary vocational education and for tax levies; changing the funding of post-secondary vocational education to a current funding basis; appropriating money; amending Minnesota Statutes 1974, Sections 121.21, Subdivisions 2 and 6; 124.11; 124.17, Subdivisions 1 and 2; 124.18, Subdivision 2; 124.57; 275.125, Subdivision 3, and by adding subdivisions; Chapter 124, by adding sections; Laws 1967, Chapter 822, Section 7, as amended; Laws 1969, Chapters 775, Section 4, Subdivision 2, as amended; 1060, Section 7; and Laws 1971, Chapter 722, Section 1; repealing Minnesota Statutes 1974, Sections 121.21, Subdivisions 5, 7, 9, and 10; and 121.211; Laws 1969, Chapters 95, Section 3; and 1060, Section 8.

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. Notwithstanding Laws 1974, Chapter 521, Section 33, districts qualifying for increased foundation aid calculated pursuant to the provisions of Laws 1974, Chapter 521, Section 18, shall be eligible to receive such foundation aid for the 1973-74 school year.*

*Sec. 2. Notwithstanding section 124.17, subdivision 2, pupils enrolled in the Minnesota National Guard junior enlistment program shall be construed to be in attendance for purposes of computing average daily membership during any period of the regular school year, but not to include summer school, during which the pupil is attending military active duty training pursuant to that program. During that period of military active duty training, the pupil shall earn all aid for the district of residence or attendance which would be otherwise earned by his presence. This section shall expire October 1, 1975.*

*Sec. 3. [CITATION.] Sections 3 to 6 of this act may be cited as "The early childhood and family education act."*

*Sec. 4. [PURPOSE.] The purpose of sections 3 to 6 of this act is to provide a means by which parents can develop the ability to help their children learn by emphasizing measures designed to encourage children to develop to the maximum level the physical, mental, and social potentials which they possess; to strengthen the role of the family as the first and most fundamental influence on learning and child development; to maximize the importance of each child's education within the natural environment of his home and community, and to provide opportunities for young children, through parental involvement in the learning process.*

*Sec. 5. [DEFINITIONS.] Subdivision 1. As used in sections 3 to 6 of this act, the terms defined in this section have the meanings assigned them.*

*Subd. 2. "Early childhood" means that period of life before kindergarten and below age six in which a child's intellectual, social, emotional, physical and mental qualities are in the formative stage and in which the foundation for his future development is made.*

*Subd. 3. "Early childhood and family educational programs" include but are not limited to the following components:*

*(a) Educational assessment during the first five years of the child's life, consisting of the best assessment techniques available in current educational practice. The primary purpose of this assessment is to make sure that no child progresses through the formative years with some undetected problem that might hamper his ability to learn since deficiencies in learning and primary skills may become evident during this period and may lead to further and often more extensive learning problems. Should the need for specialized medical services arise, the family shall be referred to the necessary treatment, but this program shall not pay the costs of any such medical service.*

*(b) Educational programs for parents stressing the physical, mental and emotional development of children as well as the development of parenthood skills.*

*(c) Libraries of books, toys and other educational materials which can be borrowed for use in the home. District personnel should provide information and, where desired, training in the use of such materials.*

*(d) Family services made available for the parents or guardians of children which are designed to strengthen the family unit and assist the parents in providing sound early childhood learning and development.*

*(e) Education for parenthood programs to be conducted as part of the secondary school curriculum to increase adolescents' awareness of the social, educational and health needs of children, and of the role of parents in fostering a child's development.*

*(f) In-center activity.*

*(g) Home activity kits.*

*(h) Community and resource information and referrals.*

**Sec. 6. [EARLY CHILDHOOD AND FAMILY EDUCATION PROGRAMS.]** *Subdivision 1. The school board of any district, however organized, may provide early childhood and family education programs in one or more elementary school attendance areas within the district and may receive state aids for these programs, to be distributed in accordance with Minnesota Statutes, Sections 124.17 and 124.212.*

*Subd. 2. Each district providing early childhood and family education programs shall establish and maintain an account separate from all other district accounts for the receipt and disbursement of all funds related to these programs.*

*Subd. 3. A school district providing early childhood and family education programs shall be eligible to receive funds for these programs from other governmental agencies and from private sources when such funds are available.*

*Subd. 4. A district may charge reasonable fees for early childhood and family education programs; however, a district shall waive the charge or fee if any pupil, his parent or guardian is unable to pay it.*

*Subd. 5. Each district providing early childhood and family education programs shall coordinate its services with any early childhood and family education services provided in the district by other governmental agencies and may develop cooperative programs with private agencies. All governmental agencies shall cooperate with the school district in these coordination efforts. Any district which provides early childhood and family education programs but does not coordinate its efforts with other governmental agencies shall submit an explanatory report to the commissioner of education within one year after the implementation of its programs and each year thereafter in which such coordination is not established.*

*Subd. 6. [ADVISORY COMMITTEES.] Subdivision 1. Each program center shall provide for an advisory committee selected from the attendance area by the local board of education. A majority of the members of this committee shall be parents participating in the local programs. This committee shall aid in the design, development, coordination, supervision, and review of all center programs and shall ascertain priorities for child learning and development services in its respective community. The committee shall report to the local school board and the district community school advisory council if this council has been established in the district. The state department of education shall function in cooperation with the committee in an advisory capacity in the interest of promoting the goals and objectives of sections 3 to 6 of this act.*

*Subd. 7. [PERSONNEL.] Each school board may, as it considers appropriate, employ and discharge personnel to further the purposes of its early childhood and family education programs pursuant to law. Staff and personnel may participate in retirement programs and any other programs available to other public school staff and personnel.*

*Subd. 8. [VOLUNTARY PARTICIPATION.] All participation by parents and children in these early childhood and family education programs shall be voluntary, and shall not preclude participation in any other state or local program. All programs shall provide services to all qualified individuals, regardless of race, religion or ethnic background, and no such programs shall be used in whole or in part for religious worship or instruction.*

*Subd. 9. [STATE BOARD OF EDUCATION.] The state board of education, in cooperation with the council on quality education, shall provide leadership to districts by:*

- (1) Annually reviewing district programs designed to provide*

*early childhood and family educational programs for very young children and parents;*

*(2) Applying for funds which are, or may become, available under federal programs pertaining to child development, including funds for administration, demonstration projects, training, technical assistance, planning, and evaluation;*

*(3) Encouraging cooperation in the delivery of services by districts operating these programs;*

*(4) Assisting children and their parents or guardians in obtaining the assistance and services which the child needs and which are provided by community agencies;*

*(5) Making maximum use of existing information services to inform the public concerning comprehensive early childhood development services;*

*(6) Providing professional and technical assistance;*

*(7) Conducting ongoing program reviews.*

**Sec. 7. Subdivision 1. [HIGH POTENTIAL CHILD DEFINED.]**

*A child who has superior intellectual ability, high academic aptitude, special creative talents, or special talents and abilities other than special athletic ability, to the degree that he requires special instruction or services beyond those normally provided by the regular school program, is a high potential child. Standards for identification of a high potential child shall be set by the local school district, combinations of districts, or educational service area, relative to the particular school and its environment, with the assistance of guidelines established by the state board of education.*

**Subd. 2. [PROGRAMS.]** *Programs shall be subject to approval by the state board of education. Once approved by the state board, these continuing programs shall be conducted by local school districts, combinations of districts, or educational service areas, beginning with the 1975-1976 school year, for kindergarten through grade 12, and may include: (a) identification of high potential children, (b) specific curriculum enrichment within the regular classroom, (c) special classes, (d) release from class hours for special projects, (e) staff development programs for all professional personnel in each district or educational service area, (f) utilization of community personnel and organizations as resources, and (g) use of noncertified post-secondary personnel to instruct elementary and secondary high potential children either on campuses or local school sites.*

**Subd. 3. [QUALIFICATION AND EVALUATION.]** *The state board shall set standards for content and evaluation of programs, and eligibility for the grant funds provided in this subdivision. Following grant application, funds shall be distributed by the state board to districts or cooperating districts, up to a limit of 25 districts or cooperating districts. The state board shall consider geographic and demographic data in distributing these funds as equitably as possible throughout the state.*

*Subd. 4. [COMPOSITION OF PROGRAM.] School districts shall make every reasonable effort to assure that the composition of these high potential programs reflects the composition of the district student population as a whole as to race, sex, and ethnic background, and shall file a certificate of compliance with this section, when it applies for grant funds to the state board.*

**Sec. 8. [STATE AID FOR EXTRAORDINARY TAX DELINQUENCY OF INDEPENDENT SCHOOL DISTRICT NO. 272.]**

*Subdivision 1. For any calendar year in which Independent School District No. 272 receives, in real property tax proceeds of any kind, including collections of delinquencies from previous years, resulting from levies certified pursuant to section 275.125, subdivision 2a, and its predecessor and successor general school purpose levy authorization statutes, less than 97 percent of the amount levied in the preceding calendar year, the school district may apply to the department of education within 30 days after the end of the calendar year and the state shall pay aid to the school district by the following February 28, in the amount by which the receipts are less than 97 percent of the amount levied.*

*Subd. 2. If the school district has previously received state aid pursuant to subdivision 1, foundation aid for the school district shall be reduced in any fiscal year which begins in a calendar year in which the school district has received more than 97 percent in real property tax proceeds as described in subdivision 1, by the amount of the excess, or the amount of state aid previously paid pursuant to subdivision 1, whichever is lesser. In the event the excess is lesser, the reduction in state aid shall be deemed to offset first the state aid that was paid earliest in time, pursuant to subdivision 1. The reduction in state aid shall be made, as nearly equal as possible, from four aid installments beginning no earlier than February.*

*Subd. 3. Any aid so paid shall constitute an advance to the district without interest and in the fiscal year six years after the fiscal year in which state aid has been paid to the school district pursuant to subdivision 1, foundation aid for the school district shall be reduced by the amount of such state aid paid six years previous, to the extent the aid payment has not been offset by any prepayment made by the school district.*

*Subd. 4. The application, aid payments, and repayments made pursuant to this section shall be based upon the best information available, subject to correction by the department of education in the next succeeding year. The provisions of subdivision 1 shall expire June 30, 1981; but shall be effective with respect to real property taxes received in calendar year 1975 and thereafter.*

**Sec. 9. [LEGISLATIVE SCHOOL FINANCE STUDY COMMISSION.]** *Subdivision 1. [CREATION.] A permanent commission to continually study and investigate school finance systems is hereby created.*

*Subd. 2. [POWERS.] The name of the commission is the legislative school finance study commission. The commission shall make*

*a continuing study and investigation of school finance plans applicable to school districts in this state. The powers and duties of the commission include, but are not limited to the following:*

*(a) The study of school finance in Minnesota in all its aspects including federal, state and local financing of elementary, secondary, adult, and vocational education;*

*(b) The making of recommendations to the legislature within the scope of the study, including attention to various methods and plans for financing education, and the filing of a report biennially to the legislature;*

*(c) The consideration of the financial status of school districts throughout Minnesota, including analysis of both revenues and expenditures;*

*(d) The consideration of future revenue needs and resources of Minnesota school districts and of plans for meeting these needs;*

*(e) The creation of a data base as necessary for the compilation and analysis of financial information on school districts in Minnesota;*

*(f) The study of power equalization financing as it would relate to Minnesota school districts;*

*(g) The study of revisions in categorical aid areas including, but not limited to, special education, secondary and adult vocational education, adult education, transportation aids, special aids, and in lieu aids;*

*(h) The study of other areas relating to the financing of schools in Minnesota including, but not limited to, school enrollments, school construction, interdistrict cooperation, staff salaries, administration, and disparities in costs, revenues, and taxes;*

*(i) To study, analyze, and prepare reports regarding any other subjects certified to the commission for such study.*

*Subd. 3. [MEMBERSHIP.] The commission consists of five members of the senate to be appointed by the committee on committees and five members of the house of representatives to be appointed by the speaker. The first members of this commission shall be selected to serve for a term expiring on January 15 of the next succeeding regular session of the legislature and until their successors are appointed. Subsequent members of the commission shall be appointed at the commencement of each regular session of the legislature for a two year term beginning January 16 of the year of such regular session. Vacancies on the commission occurring while the legislature is in session shall be filled in the same manner as original appointments to the commission. If the legislature is not in session, vacancies in the membership of the commission shall be filled by the last senate committee on committees or other appointing authority designated by the senate rules in case of a senate vacancy, and by the last speaker of the house, or if he be not available, by the last chairman of the house rules committee in case of a house vacancy.*



*Subd. 4. [OFFICE, MEETINGS, OFFICERS.] The commission shall maintain an office in the capitol group of buildings in space which the commissioner of administration shall provide. The commission shall hold meetings at such times and places as it may designate. It shall select a chairman, a vice chairman and such other officers from its membership as it may deem necessary.*

*Subd. 5. [STAFF.] The commission may employ such professional, clerical, and technical assistants as it deems necessary in order to perform the duties herein prescribed.*

*Subd. 6. [ASSISTANCE OF OTHER AGENCIES.] The commission may request information from any state officer or agency in order to assist in carrying out the terms of this section and such officer or agency is authorized and directed to promptly furnish any data requested.*

*Subd. 7. [LEGISLATIVE BILLS FURNISHED.] The secretary of the senate and the chief clerk of the house shall provide the commission with a copy of each bill introduced in the legislature concerning school finance.*

Sec. 10. Minnesota Statutes, Section 120.03, Subdivision 3, is amended to read:

*Subd. 3. Every child who by reason of an emotional disturbance, or a learning disability, or a special behavior problem needs special instruction and services, but who is educable, as determined by the standards of the state board is a handicapped child.*

Sec. 11. Minnesota Statutes 1974, Section 120.17, Subdivision 1, is amended to read:

120.17 [HANDICAPPED CHILDREN.] Subdivision 1. [SPECIAL INSTRUCTION FOR HANDICAPPED CHILDREN OF SCHOOL AGE.] Every district and unorganized territory shall provide special instruction and services for handicapped children of school age who are residents of the district and who are handicapped as set forth in section 120.03, subdivisions 1, 2, and 3, and 4, after July 1, 1972 programs shall be provided either within the district or in another district for trainable mentally retarded as defined in section 120.03, subdivision 4. When the provision of instruction, training, and services may result in hardship or injury to the child, the school board may appeal the mandatory provisions of Laws 1971, Chapter 689 to the commissioner of education who shall determine what provisions shall be made by the district for the education of the child. Through July 1, 1972 every district and unorganized territory may provide special training and services for school age residents of the district who are handicapped as set forth in section 120.03, subdivision 4. School age means the ages of four years to 21 years for children who are deaf, blind, crippled or have speech defects; and five years to 21 years for mentally retarded children handicapped as set forth in section 120.03; and shall not extend beyond secondary school or its equivalent. Every district and unorganized territory may provide special instruction and services for handicapped children who have not attained school age. Districts with less than the minimum number of eligible handi-

capped children as determined by the state board shall cooperate with other districts to maintain a full sequence of programs for education, training and services for handicapped children as defined in section 120.03, subdivisions 1 to 3. A district that decides to maintain programs for trainable handicapped children is encouraged to cooperate with other districts to maintain a full sequence of programs.

*Every district may provide summer programs for handicapped children living within the district, including non-resident children temporarily placed in the district pursuant to section 120.17, subdivisions 6 and 7. The school district providing the special instruction and services shall apply for all state aid for the summer program, including special state aid pursuant to section 124.32, foundation aid and transportation aid. For the purposes of computing foundation aid for these programs, all pupils enrolled in these programs shall be construed to be residents of the district providing the programs. The unreimbursed actual cost of providing the program for non-resident handicapped children may be billed to the district of the child's residence and shall be paid by the resident district.*

Sec. 12. Minnesota Statutes 1974, Section 120.17, is amended by adding a subdivision to read:

*Subd. 1a. School districts may provide special instruction and services through the school year in which the pupil reaches age 25 for trainable mentally retarded pupils as defined in section 120.03, subdivision 4, who have attended public school less than nine years prior to September, 1975.*

Sec. 13. Minnesota Statutes 1974, Section 120.76, is amended to read:

**120.76. [POST-SECONDARY INSTRUCTIONAL PROGRAMS.]** Sections 120.71 to 120.76 shall not be construed to prohibit a school board from charging reasonable fees for goods and services provided in connection with any post-secondary instructional program, including but not limited to vocational-technical, adult veterans, continuing education, and community services, evening school and general education development programs.

Sec. 14. Minnesota Statutes 1974, Section 120.80, Subdivision 1, is amended to read:

**120.80 [EARLY GRADUATION.]** Subdivision 1. Notwithstanding any law to the contrary, any secondary school student who has completed all required courses may, with the approval of the student, his parent or guardian, and local school officials, graduate prior to the completion of the school year. All aid which such student, had he not graduated, would have earned for the district pursuant to section 124.212, plus that portion of the amount raised by the local tax levy which results from such transitional year students plus that portion of any excess levy allowable under section 275.125, subdivision 3 6, clause (5) shall continue to be earned by the district.

Sec. 15. Minnesota Statutes 1974, Section 121.21, Subdivision 2, is amended to read:

Subd. 2. Upon receipt of such petition, the state board shall examine the petition and any supporting evidence which it may require. The state board ~~may~~ *shall* conduct hearings, *and may* investigate school records and such other facts relating to vocational-technical training as it may deem appropriate.

Sec. 16. Minnesota Statutes 1974, Section 121.21, Subdivision 6, is amended to read:

Subd. 6. The ~~commissioner, subject to approval by the state board ; for vocational education shall make promulgate, pursuant to chapter 15,~~ such rules and regulations governing the operation and maintenance of schools so classified as will afford the people of the state an equal opportunity to acquire public vocational and technical education.

The rules shall provide for, but are not limited to, the following:

(a) The area to be served by each school, which may include one or more districts or parts thereof, including unorganized territory ; ;

(b) Curriculum and standards of instruction and scholarship ; ;

(c) Attendance requirements, age limits of trainees, *Minnesota non-resident attendance, tuition payments by non-residents, the determination of the actual costs of providing individual programs, and attendance for which no tuition shall be charged, all to be determined in accordance with the provisions of sections 56 to 59 of this act;*

(d) *The distribution and apportionment to the local districts of all funds, whether state or federal or other funds, which may be made available to the state board for vocational education for carrying out the purposes of post-secondary vocational-technical education as provided by this section, shall be apportioned and distributed by the state board for vocational education to the various local school districts as additional aid for use in helping such local school districts in defraying the cost involved in maintaining and operating approved vocational training courses or departments, subject to such reasonable rules and regulations as may be prescribed by the state board for vocational education and in accordance with law and the approved state plan for vocational education ; ;*

(e) Transportation requirements and payment of aid therefor ; ;

(f) *Attendance by graduates of secondary schools and by adults, for which no tuition shall be charged. If no tuition is charged for such non-resident students, the district maintaining the school shall be entitled to any aid calculated on a pupil basis for such students, Payment by the state board of tuition to school districts or post-secondary vocational-technical schools in another state;*

(g) General administrative matters.

Sec. 17. Minnesota Statutes 1974, Section 121.89, is amended to read:

121.89 [REIMBURSEMENT BY STATE.] Subject to the limitations imposed by section 121.87, subdivision 2, the state board of education shall reimburse each school district operating a community school program in compliance with the rules and regulations established by the state board an amount which is equal to one-half of the salary up to \$5,000 of each community school director and coordinator employed by the district. During the ~~fiscal years 1972 and 1973,~~ 1975-76 school year, reimbursement shall be paid for no more than ~~67~~ 125 directors and coordinators employed during the 1974-75 school year ~~positions shall be subject to reimbursement,~~ no more than one-third of which may be allocated to school districts in each one-third of the total number of school districts ranked according to size of enrollment, provided that any such positions remaining unfilled may be reallocated at the discretion of the state board. In order to insure the maximum use of school facilities and insure the efficient application of funds appropriated by ~~Laws 1971, Chapter 000~~ this act, the department of education is encouraged to give priority to the funding of those community school programs which have been jointly planned and developed under the terms of a cooperative agreement or program between the school district and the park board, recreation department or other similar agency having jurisdiction within the school district.

*This section shall expire June 30, 1976.*

Sec. 18. Minnesota Statutes 1974, Section 123.80, is amended to read:

123.80 [SAFETY EDUCATION FOR TRANSPORTED STUDENTS.] *Subdivision 1.* Not later than January 1, 1975, the state board of education shall provide by rule or regulation a program of safety education for students who are transported to school. Each district receiving aid under the provisions of section 124.222 shall implement the program for the school year beginning in September 1975. In drafting said regulations, the board shall give particular attention to procedures for loading, unloading, vehicle lane crossing and emergency evacuation procedures as they affect school buses.

*Subd. 2.* Not later than January 1, 1976, the state board of education shall promulgate rules and regulations which will assure the safe and efficient transportation of handicapped pupils who because of their special handicapping conditions require special transportation arrangements. In drafting these regulations, the board shall give particular attention to standards for vehicles used in transporting handicapped pupils, equipment to assure the safety of these pupils, and the qualifications of the drivers and aides providing transportation services.

Sec. 19. Minnesota Statutes 1974, Section 124.04, is amended to read:

124.04 [CAPITAL EXPENDITURE TAXING AUTHORITY.] In addition to the tax levy prescribed by law for general and special school purposes, the board of any district may levy annually an amount such that the sum of the levy and attached machinery

aid for capital outlay purposes calculated pursuant to section 273.138, subdivision 3, clause (1), shall not exceed ~~the greater of \$75 per pupil unit or \$75 per 1974-1975 pupil unit or, in districts where the pupil unit count for the school year preceding the year in which the levy is certified was increased pursuant to section 124.17, subdivision 1, clause (7), \$85 per pupil unit~~ . No levy under this section shall exceed 10 mills on each dollar of assessed valuation of the taxable property in the district as adjusted for the preceding year by the equalization aid review committee notwithstanding the provisions of sections 272.64 and 275.49, provided that said levy may not exceed by more than two mills (three mills if the district adds units pursuant to section 124.17, subdivision 1, clause (7) ) the levy under this section in the previous year and provided further that any district which did not levy pursuant to this section in 1972 may certify a maximum levy of 6 mills not to exceed \$65 per pupil unit in 1974. The tax so levied shall be collected in the manner provided by law for the collection of school taxes. The proceeds of the tax may be used only to acquire land, improve and repair school sites , and to equip, re-equip, repair and improve buildings and permanent attached fixtures , *to pay leasing fees for computers and computer services, and to pay the installation and continuing connection charges portion of telephone services* . Subject to the commissioner's approval, the tax proceeds may also be used to rent or lease buildings for school purposes and to acquire or construct buildings. The board shall establish a fund in which the proceeds of this tax shall be accumulated until expended.

The proceeds of the tax shall not be used for custodial or other maintenance services.

Sec. 20. Minnesota Statutes 1974, Section 124.11, is amended to read:

124.11 [DATES OF AID PAYMENTS.] Except as may be otherwise authorized by the commissioner to accommodate a flexible school year program, ten percent of the estimated *elementary and secondary* foundation aids shall be paid to districts in each of the months from September through May based upon information available and the final distribution shall be made in the following August. *Estimated post-secondary vocational foundation aid shall be paid to districts in 12 equal monthly payments beginning July 15, 1976. The estimated post-secondary vocational foundation aid shall be paid on the basis of the prior year's average daily membership except that the average daily membership and the payments based thereon may be adjusted in September, December, March and June to reflect any increases or decreases in enrollment. The September payment in each fiscal year shall be increased or decreased to reflect any deficit or excess in post-secondary vocational foundation aid received in the prior fiscal year.* If any school district is unable to borrow necessary funds for the operation of its facilities during any fiscal year, due to legal borrowing restrictions or the lack of reasonable credit facilities, the commissioner of finance and state treasurer may, upon certification of such conditions by the commissioner of administration, advance such educa-

tion aids as may be required to such district, with the condition that such aids be discounted by an amount equal to six percent or the current yield on U.S. treasury bills on the date of such payment to a maturity approximating the date on which aids are to be paid, whichever rate is higher, pursuant to the terms of this section. The amount of such discount shall be determined by the commissioner of finance, with the six percent discount or the "bid" price quoted on treasury bills of an appropriate maturity calculated after consultation with the staff of the state board of investment.

Estimated *elementary and secondary* foundation aids shall be paid out on the basis of the prior year's pupil unit enrollment unless the October 1 enrollment is larger, in which case the October enrollment shall be used. Adjustment for final *elementary and secondary* pupil unit figures shall be made in the August payment of aids.

Sec. 21. Minnesota Statutes 1974, Section 124.14, Subdivision 1, is amended to read:

124.14 [DISTRIBUTION OF SCHOOL AIDS; APPROPRIATION.] Subdivision 1. The state board shall supervise distribution of the school aids in accordance with law. It may make rules and regulations consistent with law for such distribution which will enable districts to perform efficiently the services required by law and further education in the state, including reasonable requirements for such reports and accounts to it as will assure accurate and lawful apportionment of aids. *It shall require that the pupil unit count of a minimum of 25 school districts be audited each fiscal year. The audits shall be conducted at random throughout the state with no prior notice to any district. Disparities between pupil unit counts reported by the school districts and those found by the auditors shall be reported to the commissioner who shall order an increase or reduction of foundation aids accordingly. A reduction of foundation aid under this section may be appealed to the state board of education and its decision shall be final.* Public schools shall at all times be open to the inspection of the state board, and the accounts and records of any district are open to inspection by the state auditor, or the state board.

Sec. 22. Minnesota Statutes 1974, Section 124.14, is amended by adding a subdivision to read:

*Subd. 3. Any school district officer or employee who intentionally misrepresents a pupil unit count violates Minnesota Statutes, Section 609.43, and shall be dismissed from his position upon conviction.*

Sec. 23. Minnesota Statutes 1974, Section 124.17, Subdivision 1, is amended to read:

124.17 [DEFINITION OF PUPIL UNITS.] Subdivision 1. Pupil units for each resident pupil in average daily membership shall be counted as follows:

(1) In an elementary school, for kindergarten and for handicapped pre-kindergarten pupils as defined in section 120.03, and enrolled in one-half day sessions throughout the school year or the equivalent

thereof, approved by the commissioner of education, one-half pupil unit and other elementary pupils, one pupil unit.

(2) In secondary schools, pupils in junior high school or a six-year school and all other pupils in secondary schools, one and four-tenths pupil units. Pupils enrolled in the seventh and eighth grades of a ~~middle school~~ *any school, including middle schools and elementary schools*, shall be counted as secondary pupils.

(3) In area vocational-technical schools one and one-half pupil units. *This clause shall expire June 30, 1976.*

(4) To meet the problems of educational overburden caused by broken homes, poverty and low income, each pupil in clauses (1) and (2) from families receiving aid to families with dependent children or its successor program shall be counted as an additional five-tenths pupil unit. *By April 1 of each year the department of public welfare is directed to furnish to the department of education, and to each school district to the extent the information pertains to it, that information concerning children from families with dependent children which is necessary to calculate pupil units. Additional aids to a district for such pupils may be distributed on a delayed basis until the department of education publicly certifies that the information needed for paying such aids is available on such a timely basis that such aids may be paid concurrently with other foundation aids.*

(5) In every district where the number of pupils from families receiving aid to families with dependent children or its successor program exceeds ~~nine~~ *five* percent of the total actual pupil units in the district for the same year, as computed in clauses (1) and (2), each such pupil shall be counted as an additional ~~35/100~~ *one-tenth* of a pupil unit *for each percent of concentration, over five percent of such pupils in the district. The percent of concentration shall be rounded up to the next whole percent for purposes of this clause, provided that in districts where the percent of concentration is less than five, no additional pupil units shall be counted under this clause for pupils from families receiving aid to dependent children or its successor program and provided further that no such pupil shall be counted as more than one and one-tenth additional pupil units pursuant to clauses (4) and (5).* ~~;~~ *for those districts where the number of such pupils is more than eight percent but not more than nine percent of the total pupil units in the district for the same year, as computed in clauses (1) and (2), each such pupil shall be counted as an additional two-tenths of a pupil unit and for those districts where the number of such pupils is at least five percent but not more than eight percent of the total pupil units in the district for the same year, as computed in clauses (1) and (2), each such pupil shall be counted as an additional one-tenth of a pupil unit.* Such ~~weighing~~ *weighting* shall be in addition to the ~~weighing~~ *weighting* provided in clauses (1), (2), (3), and (4) of this section. School districts are encouraged to allocate a major portion of the aids that they receive on account of clauses (4) and (5) to *early childhood and family education programs and primary grade programs and services, particularly to programs and services that involve participation of parents. Each district receiving aids on account of clauses (4) and (5) shall establish and*

*maintain accounts separate from all other district accounts for the receipt and disbursement of all such aids received.*

(6) Where the total pupil units of a district are used as a multiplier in determining foundation aids and spending and levy limitations and where the actual number of pupil units has decreased from the prior year, the number of pupil units for such district shall equal the average of pupil units for the prior year minus one-third of the difference between the actual pupil units for the prior and current years.

(7) Where the actual number of pupil units has increased from the prior year by more than three percent, a number of pupil units equal to one-fourth of the difference between the units as computed in clauses (1) and (2) for the two years shall be added to the other units for the district. In districts maintaining classified secondary schools where the actual number of pupil units has increased from the prior year by more than two percent, the additional pupil units over the prior year, as computed in clauses (1) and (2), shall be multiplied times one-tenth for each percent of increase over two percent over the prior year and a number of pupil units equal to the product shall be added to the other units for the district. The percent of increase shall be rounded up to the next whole percent for purposes of this clause, provided that in districts where the percent of increase is less than two, no additional pupil units shall be added to the other units for the district and provided further that the number of pupil units of increase over the period year shall under no circumstances be multiplied by more than six-tenths.

(8) Only pupil units in clauses (1) and (2) shall be used in computing adjusted maintenance cost per pupil unit.

(9) In districts providing early childhood and family education programs, one-tenth pupil units for each pupil served by a program. Any child prior to entering kindergarten or below age six may qualify for this aid, provided that either the child or his parent or guardian is served by the program. Provided further that (a) for school districts with enrollment of less than 25,000 pupils, 100 pupils per school district shall be eligible for funding; (b) for school districts with enrollments of more than 25,000 pupils, 1000 pupils per school district shall be eligible for funding; and (c) for school districts serving less than 50 pupils in early childhood and family education programs, no funds shall be available; however, school districts may establish cooperative programs in order to qualify for aid.

Sec. 24. Minnesota Statutes 1974, Section 124.17, Subdivision 2, is amended to read:

Subd. 2. Membership for pupils in grades kindergarten through twelve ; for pupils in area vocational-technical schools and for handicapped prekindergarten pupils shall mean the number of pupils on the current roll of the school, counted from the date of entry until withdrawal. The date of withdrawal shall mean the day the pupil permanently leaves the school or the date it is



officially known that the pupil has left or has been legally excused; provided that any pupil, regardless of age, who has been absent from school without a legally justifiable excuse for 15 consecutive school days shall be dropped from the roll and classified as withdrawn. Nothing in Extra Session Laws 1971, Chapter 31, shall be construed as waiving the compulsory attendance provisions cited in section 120.10. Average daily membership shall equal the sum for all pupils of the number of days of the school year each pupil is enrolled in the district's schools divided by the number of days said schools are in session. For districts operating 12 month schools, days schools are in session shall mean the number of session days required by section 124.19, subdivision 1. The average daily membership of a pupil enrolled on a shared time basis shall equal the ratio of the total minutes for which such pupil is enrolled and the minimum minutes required during the year for a regularly enrolled public school pupil. ~~Foundation aid for each pupil in such shared time classes shall be paid at a rate proportionate to aid paid for other resident pupils of the district providing instruction. Foundation aid for shared time pupils shall equal the amount which would accrue if shared time pupil units, counted pursuant to this section, were added to the district's total pupil units used in determining its foundation aid.~~ A district shall not be entitled to transportation aid under section 124.22 for pupils enrolled on a shared time basis unless the statutes specifically provide for transportation aid to such student. *This section of this act shall be effective July 1, 1975 as applied to shared time foundation aid and July 1, 1976 as applied to pupils in area vocational-technical schools.*

Sec. 25. Minnesota Statutes 1974, Section 124.17, Subdivision 2a, is amended to read:

Subd. 2a. Notwithstanding subdivision 2, pupils granted transitional year status shall continue to be counted as members on the current roll of the school for the remainder of the school year. *For purposes of computing average daily membership pupils enrolled in an early childhood and family education program shall be counted for membership on the current roll of the school from the time of enrollment until withdrawal or the end of the school year if either the pupil or his parent or guardian is served by the program.* For purposes of computing average daily membership transitional year pupils shall be considered to be enrolled every day school is in session for the remainder of the school year.

Sec. 26. Minnesota Statutes 1974, Section 124.13, Subdivision 2, is amended to read:

Subd. 2. [TUITION.] Every district which provides instruction in other districts and which receives foundation program aid, ~~and the county which pays tuition aid~~ shall pay to the district furnishing *this* elementary and secondary or area vocational-technical school instruction ~~on account of such instruction;~~ the actual cost thereof chargeable to maintenance exclusive of transportation costs ~~or the legal maximum prescribed in section 124.211, subdivision 2, clause (1).~~

There shall also be paid for capital outlay and debt service to the district providing such instruction \$10 per pupil unit in average daily attendance membership for each non-resident pupil unit, except that every district educating non-resident pupils may charge and include in its tuition, for capital outlay and debt service, an amount per pupil unit in average daily attendance based on the amount that the average expenditure for capital outlay and debt service determined by dividing such annual expenditure by the total number of pupil units in average daily attendance membership in the district exceeds \$10 per pupil unit. If the district has no capital outlay or debt service the district receiving such funds may use them for any purpose for which it is authorized to spend money. Provided further that, if a district invests capital moneys to remodel existing facilities or to build new facilities for the primary purpose of providing provides instruction for non-resident handicapped and trainable children, tuition shall be as specified in Minnesota Statutes 1961, Sections Section 120.17, and 120.18, Subdivision 4 such district may charge and include in its tuition for capital outlay and debt service an amount per pupil unit in average daily attendance determined by dividing such expenditure over a period of years mutually agreeable to the districts concerned; and by dividing each annual amount so determined by the total number of pupil units in average daily attendance enrolled in this area of handicap instruction in the district.

Sec. 27. Minnesota Statutes 1974, Section 124.20, is amended to read:

124.20 [EDUCATION; STATE AID; SUMMER SCHOOL AND FLEXIBLE SCHOOL YEAR CLASSES.] *State Foundation aid for (1) summer school classes which are not a part of the regular school term in hospitals, sanatoriums and home instruction programs, (2) and inter-session classes of flexible school year programs and summer school classes in elementary and secondary schools, and (3) summer school instruction in area vocational schools or teachers college laboratory schools or in the university laboratory school, shall be paid at a proportionate rate for foundation aids paid during for the preceding regular school term year, provided that no district shall receive aid for programs under this section in an amount greater than its actual expenditures for these programs. Payments of aid for summer classes at a proportionate rate to foundation aid pursuant to this section in 1972 and preceding years is hereby sanctioned. The provision in this section for payment of aid for summer classes at a proportionate rate to foundation aid for the preceding school year shall apply to summer classes in 1973 and subsequent years.*

Sec. 28. Minnesota Statutes 1974, Section 124.212, Subdivision 1, is amended to read:

124.212 [FOUNDATION AID.] Subdivision 1. The foundation aid program for school districts for school years 1973-1974 1975-1976 and 1974-1975 1976-1977 shall be governed by the terms and provisions of this section.

Sec. 29. Minnesota Statutes 1974, Section 124.212, Subdivision 2, is amended to read:

Subd. 2. Except as may otherwise be provided in this section, the following words and phrases when used in this section shall have the meanings herein ascribed to them.

(1) "Adjusted maintenance cost" means the state and local current expense for pupils in elementary and secondary schools, exclusive of transportation, veterans training program, community services, and after reduction for receipts from the sale of ~~other~~ *authorized* items sold to the individual pupil by the school such as lunches, paper, ~~workbooks, and other materials used in the instructional program~~ *items of personal use, or other items specifically authorized by law or under the procedures set forth in sections 120.71 to 120.76,* and after reduction for receipts from quasi-school activities when the school board has assumed direction and control of same. For purposes of determining the adjusted maintenance costs, the state department of education shall use only figures from the annual financial reports of the districts for the prior year and any supplementary documents received by it on or before August 1 of the current year, ~~(November 1, in 1971 only)~~. For any district which has not transmitted to the department of education before August 1, ~~(November 1, in 1971 only)~~ its annual financial report for the prior year, the figures from the most recent financial report of that district received on or before August 1, ~~(November 1, in 1971 only)~~ shall be used for purposes of calculating its certified levy and foundation aid. ~~In calculating the adjusted maintenance cost in 1970-1971, a district may include for calculating its certified levy and foundation aid under this article salaries paid in the 1971-1972 school year which are for services rendered in 1970-1971.~~

(2) "Adjusted assessed valuation" shall mean the assessed valuation of the taxable property notwithstanding the provisions of section 275.49 of the school district as adjusted by the equalization aid review committee.

Sec. 30. Minnesota Statutes 1974, Section 124.212, Subdivision 3a, is amended to read:

Subd. 3a. Notwithstanding any of the other provisions of this section, for the ~~1973-1974 1975-1976~~ school year neither the sum nor the sum per pupil unit of the aggregate foundation aid earned by a district maintaining a classified secondary school and the amount raised by the maximum levy authorized by Minnesota Statutes ~~1971 1974~~, Section 275.125, subdivision 2 *2a*, clause (2) and for the ~~1974-1975 1976-1977~~ school year neither the sum nor the sum per pupil unit of the aggregate foundation aid earned by such a district and the amount raised by the maximum levy authorized for ~~1973 1975~~ by section 275.125, subdivision 2a *2b*, clause (1), shall be less than the sum or the sum per pupil unit respectively of the aggregate foundation aid earned for the 1972-1973 school year, any payments earned for 1972-1973 which but for the operation of Minnesota Statutes 1971, Section 124.212, Subdivision 3, would not have been earned, and the amount raised by the levy authorized by Minnesota Statutes 1971, Section 275.125, Subdivision 2, Clause (1). Aggregate foundation aid includes foundation aid for all pupil units *except units computed*

*in section 124.17, clause (3). For purposes of this computation pupil units used as a divisor shall include only those units identified in section 124.17, subdivision 1, clauses (1) ~~to (3)~~ and (2).*

Sec. 31. Minnesota Statutes 1974, Section 124.212, is amended by adding a subdivision to read:

*Subd. 6b. For the 1975-1976 school year a district shall receive in foundation aid the lesser of (1) \$890 per pupil unit less 30 mills times the 1973 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 \$162, and the greater of (a) one-half of the difference that results when the adjusted maintenance cost per pupil unit, so increased, is subtracted from \$890, or (b) \$65, bears to \$890. This section shall not be construed as in any instance authorizing the levy of total amounts of taxes for school purposes in excess of the amount allowed by law on October 15, 1974.*

Sec. 32. Minnesota Statutes 1974, Section 124.212, is amended by adding a subdivision to read:

*Subd. 7b. For the 1976-1977 school year a district shall receive in foundation aid the lesser of (1) \$950 per pupil unit less 28 mills times the 1974 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 124.212, Subdivision 6b, Clause (2), and the greater of (a) two-thirds of the difference that results when such greater sum is subtracted from \$890, or (b) \$60, bears to \$890.*

Sec. 33. Minnesota Statutes 1974, Section 124.212, Subdivision 8a, is amended to read:

*Subd. 8a. Notwithstanding any provisions of any other law to the contrary, the adjusted assessed valuation used in calculating foundation aid shall include only that property which is currently taxable in the district. For districts receiving payments under sections 298.23 to 298.28; 298.32; 298.34 to 298.39; 298.391 to 298.396; 298.405; 298.51 to 298.67; 294.21 to 294.28; 124.215, subdivision 2a; 124.25; 124.30; 360.133; 360.135; and 124.28; and any law imposing a tax upon severed mineral values, or under any other law distributing proceeds in lieu of ad valorem tax assessments on copper or nickel properties; the foundation aid shall be reduced by: The previous year's payment to the district pursuant to said sections times the ratio of the maximum levy allowed the district under section 275.125, subdivision 2a 2b, to the total levy allowed by section 275.125, but not to exceed ~~35~~ 45 percent in ~~1973-1974~~ 1975-1976 and ~~40~~ 50 percent in ~~1974-1975~~ 1976-1977 of the previous year's payment.*

Sec. 34. Minnesota Statutes 1974, Section 124.212, Subdivision 11, is amended to read:

*Subd. 11. (a) The committee shall not increase the adjusted assessed valuation, exclusive of property valuation added, improved, reclassified, or reassessed since the prior assessment, of taxable*

property for 1962 or any subsequent year in any school district by more than eight percent over the certified valuation established for the year immediately preceding.

~~(b) Whenever the adjusted assessed valuation of any district is more than eight percent less than the adjusted assessed valuation of the preceding year, the state board of education may, upon application by the district prior to June 30 of such school year, authorize payment of additional foundation aid in the August adjustment following such school year in the amount of 30 mills times the difference in the said two successive adjusted assessed valuations.~~

~~(e) (b) The sales ratio studies, or any part thereof, or any copy of the same, or records accumulated in preparation thereof, which are prepared by the commissioner of revenue for the equalization aid review committee for use in determining school aids pursuant to this section shall not be admissible in evidence in any proceeding, except actions for review of the determination of the school aids payable under this section.~~

Sec. 35. Minnesota Statutes 1974, Section 124.222, Subdivision 1, is amended to read:

124.222 [TRANSPORTATION AID ENTITLEMENT.] Subdivision 1. [COMPUTATION.] For the ~~1974-1975~~ *each* school year the state shall pay to each school district for all school transportation and related services for which the district is authorized by law to receive state aid: (1) The lesser product of either

(a) the actual net operating cost per eligible pupil transported during the ~~1975~~ fiscal year *in which payment is made* times the number of eligible pupils transported during the ~~1975~~ fiscal year *in which payment is made*; or

(b) ~~115~~ *110* percent of the actual net operating cost per eligible pupil transported during the *fiscal year ending June 30, 1973 two years prior to the end of the fiscal year in which payment is made*, times the number of eligible pupils transported during the ~~1975~~ fiscal year *in which payment is made*;

(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 calendar year ~~1974~~ *of the beginning of the fiscal year*;

(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~~ *12½* percent per year of the net cost of the fleet. *The cost of all equipment added to or installed in a school bus specifically to meet special needs of handicapped individuals shall be added to the remaining undepreciated value of that bus and depreciated over the remainder of the depreciation term for that bus.*

Sec. 36. Minnesota Statutes 1974, Section 124.222, is amended by adding a subdivision to read:

*Subd. 2a In addition to the amounts authorized in subdivision 1,*

*if the actual net operating cost per eligible handicapped pupil transported during the fiscal year in which payment is made exceeds 120 percent of the actual net operating cost per eligible handicapped pupil transported during the fiscal year ending two years prior to the end of the fiscal year in which payment is made, the state shall pay to the district all costs for handicapped transportation in excess of this 120 percent. Transportation aid for handicapped pupils shall not be computed on an average daily attendance basis.*

Sec. 37. Minnesota Statutes 1974, Section 124.222, Subdivision 3, is amended to read:

Subd. 3. [PAYMENT SCHEDULE.] Except as may be otherwise authorized by the commissioner to accommodate a flexible school year program, the state shall pay to each school district 30 percent of its estimated school transportation aid entitlement for the 1975 fiscal year on or before each of the following dates: September 30, December 31, and March 31. The actual balance due the district shall be paid on or before August 31 of the following fiscal year. *For the purposes of subdivisions 1 and 2a, the fiscal year in which payment is made shall be the fiscal year in which the September, December, and March payments are made.*

Sec. 38. Minnesota Statutes 1974, Section 124.223, is amended to read:

124.223 [TRANSPORTATION AID AUTHORIZATION.] For the 1974-1975 school year and thereafter, school transportation and related services for which state transportation aid is authorized are:

(1) Transportation or board of resident pupils who reside one mile or more from the public schools which they could attend, or transportation to, from, or between the schools they attend pursuant to a program approved by the commissioner of education, or who reside one mile or more from a private school actually attended, but only to the extent permitted by sections 123.76 to 123.79 with respect to private school pupils; provided that state transportation aid is authorized in an amount not to exceed ~~\$700,000~~ \$1,000,000 annually for the transportation of any elementary pupil, if the commissioner determines that the transportation is necessary because of extraordinary traffic hazards;

(2) Transportation to *and from* or board and lodging in another district, of resident pupils of a district without a secondary school; the pupils may attend a classified secondary school in another district and shall receive board and lodging in or transportation to *and from* a district having a classified secondary school at the expense of the district of the pupil's residence;

(3) Transportation for residents to *and from* 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 persons who fulfill the eligibility requirements of section 252.23(1) to and from licensed day-time activity centers attended by these persons;

(6) When necessary, board and lodging for nonresident handicapped pupils in a district maintaining special classes;

(7) *Transportation from one educational facility to another within the district for resident pupils enrolled on a shared time basis in educational programs approved by the commissioner of education;*

~~(7)~~ (8) Services described in clauses (1) to ~~(7)~~ (7) when provided in conjunction with a state board approved summer school program.

Sec. 39. Minnesota Statutes 1974, Section 124.26, is amended to read:

124.26 [EDUCATION PROGRAMS FOR ADULTS.] *Subdivision 1.* For evening schools and continuing education programs for adults established for persons over 16 years of age and not in attendance upon regular day schools, the state shall compensate any district maintaining such programs in accordance with requirements established by the state board from funds appropriated for that purpose, or such funds combined with federal funds insofar as federal funds are available. *Beginning July 1, 1975, the state shall not reimburse expenditures from the 1974-75 school year programs, but shall pay aids for the 1975-76 school year programs and for each year thereafter on a current funding basis.* The portion of such compensation from state appropriation shall ~~not exceed three-fourths~~ *be 100 percent* of the compensation paid each teacher for his services in such programs up to \$5,300 ~~\$8,000~~ per year based on the costs in that current year. All classes shall be tuition free when taught by teachers subsidized under this section ; ~~but this and there shall not preclude charging a reasonable~~ *be no charge* for registration , fee and ~~charging for necessary~~ *charging* materials and supplies , or G.E.D. tests. Evening school and continuing education programs are defined as those public day or evening school programs which are established for persons over 16 years of age not in attendance at the full time elementary or secondary schools and which qualify such persons for the high school diploma, the high school equivalency certificate or for academic achievement at the secondary level.

*Subd. 2.* Each district providing evening school and continuing education programs shall establish and maintain accounts separate from all other district accounts for the receipt and disbursement of all funds related to these programs. All aid received pursuant to this section shall be utilized solely for the purposes of evening school and continuing education programs. In no case shall a district pursuant to this section receive more than the actual cost of providing these programs.

*Subd. 3.* The state department of education shall reimburse each G.E.D. testing center the sum of \$10 for each battery of G.E.D. tests or \$2 for each individual test administered by that center.

Sec. 40. Minnesota Statutes 1974, Chapter 124, is amended by adding a section to read:

[124.271] [COMMUNITY SCHOOL PROGRAMS AID.] *Subdivision 1. In fiscal year 1977 and each year thereafter, the state shall pay to each qualifying district the greater of either*

*(a) an amount equal to 50 cents for each \$2 certified to be levied for that year by a qualifying district pursuant to section 275.125, subdivision 7; or*

*(b) an amount which is equal to 50 percent of the current salary up to \$5,000 of one community school director or coordinator employed by a school district operating a community school program in compliance with the rules and regulations established by the state board of education.*

*Subd. 2. In fiscal year 1977, the state shall not reimburse school districts for past expenditures for salaries of community school directors and coordinators employed by the districts in the 1975-76 school year.*

*Subd. 3. Each district providing community school programs pursuant to sections 121.85 to 121.88 shall establish and maintain accounts separate from all other district accounts for the receipt and disbursement of all funds related to these community school programs. All funds received pursuant to this section and to the levy authorized in section 275.125, subdivision 7, shall be utilized solely for the purposes of community school programs.*

*Subd. 4. All community school programs aid shall be distributed by the state aids, statistics and research section of the state department of education. Aid shall be distributed prior to November 1, 1976 and each year thereafter.*

Sec. 41. Minnesota Statutes 1974, 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~~ 70 percent of the salary of essential personnel, but this amount shall not exceed ~~\$5,600~~ \$10,000 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~~ 70 percent of the salary of essential personnel, but this amount shall not exceed ~~\$5,600~~ \$10,000 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.

Sec. 42. Minnesota Statutes 1974, Section 124.32, is amended by adding a subdivision to read:

*Subd. 3a. The purpose of this subdivision is to change the method of funding of educational programs for handicapped children from*



*reimbursement based on past expenditures to a current funding basis. Beginning July 1, 1976, the state shall not reimburse expenditures from the 1975-76 school year programs, including 1976 summer school programs, but shall pay aids for the 1976-77 school year programs and for each year thereafter on a current funding basis.*

Sec. 43. Minnesota Statutes 1974, 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 \$300,000 shall be spent annually for purposes of implementing this subdivision. If that amount does not suffice, the aid shall be pro rated among all qualifying districts.~~

The following types of facilities may be approved by the commissioner:

(a) A residential facility operated by a public school district and designed to serve the low incidence handicapped, the multiple handicapped, or the most severely handicapped children, either within or outside of the state, or, a state residential school outside of the state.

(b) A private, nonsectarian residential facility designed to provide educational services for handicapped children either within or outside of the state.

(c) A state hospital or private nonsectarian residential center designed to provide care and treatment for handicapped children.

Sec. 44. Minnesota Statutes 1974, Section 124.38, Subdivision 4, is amended to read:

Subd. 4. ~~"Sinking Debt service fund"~~ means the aggregate of all funds maintained by a district which are appropriated to payment of principal of and interest on its debts as required by Minnesota Statutes, Chapter 475.

Sec. 45. Minnesota Statutes 1974, Section 124.38, Subdivision 5, is amended to read:

Subd. 5. "Debt service levy" means the levy for all ~~sinking debt service~~ fund purposes in accordance with Minnesota Statutes, Chapter 475.

Sec. 46. Minnesota Statutes 1974, Section 124.38, Subdivision 7, is amended to read:

Subd. 7. "Maximum effort debt service levy" means a levy in a total dollar amount computed as ~~2-1~~ 20 mills on the ~~market~~ *adjusted assessed* value; except that the maximum effort debt service levy of any school district having received a debt service or capital loan from the state before January 1, 1965, shall be computed as

~~1.362%~~ 4.10 mills on the market value in each year, unless the district applies or has applied for an additional loan subsequent to January 1, 1965, or issues or has issued bonds on the public market, other than bonds refunding state loans, subsequent to January 1, 1967; and except that the maximum effort debt service levy of any school district granted a debt service or capital loan between January 1, 1965, and July 1, 1969, shall be computed as 5½ mills on the market value in each year, until and unless the district receives an additional loan; and *except that the maximum effort debt service loan of any school district granted a debt service or capital loan between July 1, 1969 and July 1, 1975 shall be computed as 6.3 mills on market value on each year until and unless the district has received an additional loan.*

Sec. 47. Minnesota Statutes 1974, Section 124.38, Subdivision 8, is amended to read:

Subd. 8. "*Adjusted assessed valuation*" means, as of any date, the valuation of all taxable property most recently determined by the equalization aid review committee in accordance with the provisions of 124.212. "Market value" means the value of all taxable property in the district in which its net debt limit is based as provided in section 475.53, subdivision 4.

Sec. 48. Minnesota Statutes 1974, Section 124.42, Subdivision 1, is amended to read:

124.42 [DEBT SERVICE LOANS.] Subdivision 1. Any school district in which the required levy for debt service in any year will exceed its maximum effort debt service levy by ten percent or by \$5,000, whichever is less, is qualified for a debt service loan hereunder in an amount not exceeding the amount applied for, and not exceeding one percent of the sum of the net debt of the district and the aggregate amount of all state loans to the district outstanding on the date granted, and not exceeding the difference between the required and the maximum effort debt service levy in such year. Applications shall be filed with the committee in each calendar year up to and including September 15. The committee shall determine whether the applicant is entitled to such loan and the amount thereof, and on or before October 1 shall certify to each applicant district the amount granted and its due date. A copy of each such certificate shall be filed with the commissioner. Upon receipt by the commissioner of a copy of the committee's certificate that the loan is granted, the commissioner shall notify the county auditor or county auditors in which the district is located that the amount so certified is available and appropriated for payment of principal and interest on its outstanding bonds and such auditors shall reduce by that amount the taxes otherwise leviable as the district's debt service levy on the tax rolls for such year; ~~which taxes shall nevertheless be increased by the amount necessary to pay interest on this and any other state loans, as herein provided. Each debt service loan shall be for a term of 30 years, prepayable at par at any time, and shall bear interest from its date at a rate determined by the commissioner of finance, not less annually, at the multiple of one-tenth of one percent per annum next higher than the average annual rate payable on Minnesota~~

state school loan bonds most recently issued prior to the disbursement of the loan to the district from time to time outstanding, but in no event less than 3½ percent per annum on the principal amount from time to time remaining unpaid, payable on December 15 of the year next following that in which the loan is received and annually thereafter.

Sec. 49. Minnesota Statutes 1974, Section 124.42, Subdivision 2, is amended to read:

Subd. 2. Each debt service loan shall be evidenced by a note which shall be executed in behalf of the district by the signatures of its chairman or vice chairman and the school district clerk, shall be dated November 1 of the year in which executed, and shall state its principal amount, due date, interest rate, and that it is payable at the commissioner's office. It shall have printed thereon, or the commissioner shall attach thereto, a grill for entry of the date and amount of each payment and allocations of each payment to accrued interest or principal, and a certificate to be executed by the county auditor of each county in which any portion of the school district is situated, prior to the delivery of the note, stating that such county auditor has entered the debt service loan evidence thereby in his bond register. Such notes shall be delivered to the committee not later than November 15 of the year in which executed. The secretary shall cause a record to be made and preserved showing the obligor district and the date, and principal amount, and due date of each note, and shall then deliver it to the commissioner who shall make suitable record thereof.

Sec. 50. Minnesota Statutes 1974, Section 124.42, Subdivision 4, is amended to read:

Subd. 4. Each district receiving a debt service loan shall levy in that year for debt service its required debt service levy as reduced by the amount of the loan, in that year and each year thereafter in which it shall not have received a debt service loan, until all its debts to the fund are paid, the district is hereby obligated to levy for debt service (a) the amount of its maximum effort debt service levy, or (b) the amount of its required debt service levy less the amount of any debt service loan in that year, whichever is greater. Whenever the maximum effort debt service levy is greater the district shall remit to the commissioner, within ten days after its receipt of the last regular tax distribution in the year in which it is collected, that portion of the maximum effort debt service tax collections, including penalties and interest, which exceeded exceeds the principal and interest payable on its bonded debt in the period for which the levy was made required debt service levy. In addition to the foregoing, the district shall levy in each year, commencing in the year a debt service loan is granted and continuing until the entire loan is paid, a sum sufficient to produce full payment of the interest payable in the ensuing year on its debt service note, and the proceeds of such levy shall in each year be remitted to the commissioner for payment of such interest. On or before November 1 in each year the commissioner shall notify the county auditor of each county containing taxable property situated within the school district of the amount of the maximum effort debt service levy of the

district for that year, and the additional amount necessary to be levied to produce a sum five percent in excess of the total amount of interest to become due in the ensuing year on all debt service notes and capital loans of the district, and said county auditor or auditors shall extend upon the tax rolls an ad valorem tax upon all taxable property within the district in the aggregate amount so certified. If any interest is not paid when due, the commissioner shall add the amount thereof to the amount of interest so certified in the following year, with one year's interest on such amount at the rate borne by the loan.

Sec. 51. Minnesota Statutes 1974, Section 124.43, Subdivision 1, is amended to read:

124.43 [CAPITAL LOANS.] Subdivision 1. To the extent moneys are from time to time available hereunder, the committee is authorized, *after review and recommendation by the state board of education*, to effect capital loans to school districts. Proceeds of such loans shall be used only for sites for school houses buildings and for acquiring, bettering, furnishing, or equipping school houses buildings under contracts to be entered into within 12 months from and after the date on which each loan is granted. Applications with the accompanying data specified in subdivision 2 shall be filed between October 1 of any year and June 1 next following. *No application shall be approved unless the state board of education certifies that the loan is needed to replace facilities dangerous to the health and safety of pupils, or to provide for pupils for whom no adequate facilities exist; that such facilities could not be made available by consolidating the district with an adjacent district without substantially lowering the fiscal capacity of that district or so increasing its area that it would no longer be viable; and that existing institutions or facilities within the area could not be acquired or leased to provide the needed facilities safely and at a lower cost. The state board shall make recommendations to the committee.* No loan shall be approved for any district exceeding an amount computed as follows:

(1) The amount voted by the district under subdivision 2;

(2) Plus the aggregate principal amount of general obligation bonds of the district outstanding on the date of approval, not exceeding the limitation on net debt of the district in section 475.53, subdivision 4;

(3) Less the maximum net debt permissible for the district on the date of approval, under the limitation in section 475.53, subdivision 4; and

(4) Less any amount by which the amount voted exceeds the total cost of the facilities for which the loan is granted, as estimated in accordance with subdivision 4, provided that the loan may be approved in an amount computed as provided in clauses (1) to (3), subject to subsequent reduction in accordance with this clause (4).

Sec. 52. Minnesota Statutes 1974, Section 124.43, Subdivision 2, is amended to read:

Subd. 2. The school board of any district desiring a loan shall adopt a resolution stating the amount proposed to be borrowed, the purpose for which the debt is to be incurred, and an estimate of the dates when the facilities for which the loan is requested will be contracted for and completed. The question of authorizing the borrowing shall then be submitted to the voters of the district at a regular or special election. The question submitted shall state the entire amount to be borrowed and that application will be made for a loan from the maximum effort school loan fund of such amount as may be available and allowable to the district and the remainder will be borrowed on bonds sold at a public sale within the limitations prescribed by law. A majority of those voting on the question shall be sufficient to authorize the district to effect the state loan and also to issue the bonds on public sale in accordance with chapter 475. Applications for loans shall be accompanied by (a) a copy of such resolution, (b) a certificate by the clerk showing the vote at the election, (c) a certificate by the clerk and treasurer showing the then outstanding indebtedness of the district, and (d) a certificate by the county auditor of each county in which a portion of the district lies showing the information in his official records which is required to be used in computing the debt limit of the district under section 475.53, subdivision 4. The clerk's and treasurer's certificate shall show, as to each outstanding bond issue, the amount originally issued, the purpose for which issued, the date of issue, the amount remaining unpaid as of the date of the resolution, and the interest rates and due dates and amounts of principal thereon. Applications shall be in such form and accompanied by such additional data as the committee *and state board of education* shall prescribe, which may include a statement from the state department of education as to the district's need of the proposed school-houses in comparison with needs of other districts. When an application is received, the committee shall obtain from the commissioner of revenue, and from the public service commission when required, the information in their official records which is required to be used in computing the debt limit of the district under section 475.53, subdivision 4.

Sec. 53. Minnesota Statutes 1974, Section 124.43, Subdivision 3, is amended to read:

Subd. 3. The committee shall examine and consider all applications for capital loans *which have been recommended by the state board of education*, and if any applicant district is found not qualified it shall be promptly notified thereof. On January 1 and July 1 of each year, the committee shall make its determination on all pending applications which have been on file with it more than one month. If an applicant is qualified in the opinion of the committee and the aggregate of the amounts applied for does not exceed the amount available or which can be made available in the capital loan account, all loans so applied for shall be granted, subject to acceptance by the respective districts as specified below. If the aggregate exceeds the amount which is or can be made available, the committee shall allot the available amount among the qualified applicant districts, or any of them, according to the committee's judgment and discretion based upon their respective needs. The committee shall promptly certify to each qualified applicant district the amount, if any, of the

capital loan granted to it, subject to adjustment under subdivision 1, clause (4).

Sec. 54. Minnesota Statutes 1974, Section 124.43, Subdivision 4, is amended to read:

Subd. 4. Each capital loan shall be for a term of 30 years and evidenced by a contract between the school district and the state acting through the committee. It shall obligate the state to pay to the district, out of the maximum effort school loan fund, an amount computed as provided in subdivision 1, upon receipt by the committee of a certified resolution of the school board reciting that contracts for construction of the facilities for which the loan is granted have been awarded and that bonds of the district have been issued and sold in the amount necessary to pay all costs thereof in excess of the amount of the loan, and estimating such costs. It shall obligate the district ~~on its full faith and credit to repay the entire principal of the state loan out of the excesses of its maximum effort debt service levy over its required debt service levy, and also to pay including interest at a rate determined annually by the commissioner of finance, not less at the multiple of one-tenth of one percent per annum next higher than the average annual rate payable on Minnesota state school loan bonds most recently issued prior to the disbursement of the loan to the district, but in no event less than 3½ percent per annum on the principal amount from time to time unpaid. The district shall each year, as long as it is indebted to the state, levy for debt service (a) the amount of its maximum effort debt service levy or (b) the amount of its required debt service levy, whichever is greater, except as such required debt service levy may be reduced by a loan under section 124.42. Whenever the maximum effort debt service levy is greater, the district shall remit to the commissioner within ten days after its receipt of the last regular tax distribution in each year, that portion of the debt service tax collections, including penalties and interest, which exceeded the required debt service levy. The commissioner shall supervise the collection of outstanding accounts due the fund and may, by notice to the proper county auditor require the maximum levy to be made as required hereunder. Interest on capital loans shall be paid on December 15 of the year next following that in which the loan is granted and annually thereafter. In addition to the levies otherwise required by this subdivision, the district shall levy in each year, commencing in the year a capital loan is granted and continuing until the entire loan is paid, a sum sufficient to produce full payment of the interest payable in the ensuing year on its capital loan contract, and the proceeds of such levy shall in each year be remitted to the commissioner for payment of such interest. On or before November 1 in each year the commissioner shall notify the county auditor of each county containing taxable property situated within the school district of the amount of the maximum effort debt service levy of the district for that year, and the additional amount necessary to be levied to produce a sum five percent in excess of the total amount of interest to become due in the ensuing year on all capital and debt service loans of the district, and said county auditor or auditors shall extend upon the~~

tax rolls an ad valorem tax upon all taxable property within the district in the aggregate amount so certified. If any interest is not paid when due, the commissioner shall add the amount thereof to the amount of interest so certified in the following year, with one year's interest on such amount at the rate borne by the loan. In the event that any capital loan is not paid within 30 years after it is granted from maximum effort debt service levies in excess of required debt service levies, the liability of the school district thereon shall be satisfied and discharged and interest thereon shall cease. After a district's capital loan has been outstanding for 20 years, the district shall not issue bonds on the public market except for the purpose of refunding such loan.

Sec. 55. Minnesota Statutes 1974, Section 124.45, is amended to read:

124.45 [APPLICATIONS OF PAYMENT.] The commissioner shall apply payments received from *collections of maximum effort debt service levies in excess of required debt service levies of a district on its debt service notes and capital loan contracts as follows: First, to payment of interest accrued on its notes, if any; second, to interest on its contracts, if any; third, toward principal on of its notes, if any; and last, toward payment of principal of its contracts, if any. While more than one note or more than one contract is held, priority of application payment of interest shall be given to the one of earliest date of the instrument, and after interest accrued on all notes is paid, similar priority shall be given in the application of any remaining amount to the payment of principal. In any year when the receipts from a district are not sufficient to pay the interest accrued on any of its notes or contracts, the deficiency shall be added to the principal, and the commissioner shall notify the district and each county auditor concerned of the new amount of principal of the note or contract.*

Sec. 56. Minnesota Statutes 1974, Chapter 124, is amended by adding a section to read:

[124.561] [POST-SECONDARY VOCATIONAL-TECHNICAL EDUCATION FUNDING.] *Subdivision 1. [PURPOSE.] The purpose of sections 56 to 59 of this act is to change the funding of post-secondary vocational-technical education from reimbursement of post expenditures to a current funding process.*

*Subd. 2. [CURRENT AID.] Beginning July 1, 1975, the state board for vocational education shall not enter into agreements to pay reimbursements but shall be obligated for reimbursement payments incurred in fiscal year 1975. Beginning July 1, 1976, all post-secondary vocational foundation aid and post-secondary vocational categorical aid shall be paid for the current fiscal year in accordance with sections 57 and 58 of this act.*

*Subd. 3. [BUDGETS.] Before January 1, 1976, and before January 1 of each year thereafter post-secondary vocational-technical school budgets for the following fiscal year shall be submitted to the state board for vocational education. The state board for vocational education shall approve the state and federal portion of the budgets for each district at a consolidated public hearing*

held pursuant to Minnesota Statutes, Chapter 15, which shall be held prior to May 15 of each year and which shall continue until all interested persons, representatives, and organizations have had an opportunity to be heard. The total amount of reimbursement payments approved for fiscal year 1975 payable in fiscal year 1976 shall not exceed by more than 14 percent the amount appropriated for post-secondary vocational-technical education for payment in fiscal year 1975. No district shall increase its indebtedness during fiscal year 1976 or any year thereafter unless authorized to do so by the state board for vocational education. Any such increase in indebtedness shall be the sole responsibility of the school district and the state shall have no responsibility or liability for any such indebtedness. The state board for vocational education shall before January 1, 1975 promulgate rules and regulations which establish the approval criteria for budgets, including responsiveness to current and projected manpower needs of population groups to be served in the various geographic areas and communities of the state, particularly disadvantaged and handicapped persons; adequacy of evaluation of programs; and other criteria set forth in the state plan for vocational education. The commissioner, in cooperation with the department of finance, shall establish program budget standards by which area vocational-technical institutes shall submit financial requests.

Subd. 4. [LOCAL DEFICITS.] *The commissioner with the approval of the state board for vocational education shall establish a uniform auditing procedure for post-secondary vocational-technical education. This procedure shall be used to determine the local deficit or surplus in each district as of July 1, 1975 and as of July 1 for each year thereafter. This deficit or surplus shall be certified to the commissioner before September 1, 1975 and September 1 of each year thereafter.*

Sec. 57. Minnesota Statutes 1974, Chapter 124, is amended by adding a section to read:

[124.562] [POST-SECONDARY VOCATIONAL FOUNDATION AID.] *Subdivision 1. For the 1976-77 school year a district shall receive post-secondary vocational foundation aid in the amount of \$2,500 times the number of Minnesota resident post-secondary vocational-technical pupils in average daily membership, as defined in subdivision 3, less any amounts received as tuition for Minnesota resident post-secondary vocational-technical pupils.*

Subd. 2. *If the sum of the post-secondary vocational foundation aid to a district plus the amount raised by the levy allowable in Minnesota Statutes, Section 275.125, Subdivision 12, exceeds the sum of (1) the total allowable expenditures for the district as approved by the state board for vocational education, (2) debt service, and (3) fixed costs, the post-secondary vocational foundation aid shall be reduced by the amount of the excess.*

Subd. 3. *Membership for pupils in post-secondary vocational-technical schools shall mean the number of Minnesota resident pupils on the current roll of the school, counted from the date of entry until withdrawal. The date of withdrawal shall mean the day the pupil perma-*



nently leaves the school or the date it is officially known that he has left or has been legally excused; provided that any pupil, regardless of age, who has been absent from school without a legally justifiable excuse for 15 consecutive school days shall be dropped from the roll and classified as withdrawn. Average daily membership shall equal the sum for all Minnesota resident pupils of the number of days of the school year each pupil is enrolled in a post-secondary vocational-technical school in a district divided by 175. Average daily membership for pupils who are enrolled on a part time basis, but not including adult vocational pupils, shall equal (a) the sum for all Minnesota resident pupils of the number of days of the school year each pupil is enrolled in a post-secondary vocational-technical school in the district times the number of hours per day each student is enrolled divided by the number of hours the school is in session per day (b) divided by 175. For a post-secondary vocational-technical school, the normal school year shall be at least the number of session days required by Minnesota Statutes, Section 124.19, Subdivision 1. In all post-secondary vocational-technical schools, the minimum length of the school day for each pupil, exclusive of the noon intermission, shall be six hours. Exceptions may be made by the local school administration for approved programs to meet individual student needs.

*Subd. 4. All funds, whether state, federal, or from other sources, which may be made available to the department of education for carrying out the purposes of post-secondary vocational-technical education shall be apportioned by the state board for vocational education to the various school districts in accordance with law and shall be distributed by the state aids, statistics and research section of the state department of education. All post-secondary vocational foundation and categorical aids shall be paid to the school district where the pupil is in attendance.*

*Subd. 5. Each district providing post-secondary vocational-technical education programs shall establish and maintain accounts separate from all other district accounts for the receipt and disbursement of all funds related to these post-secondary vocational-technical education programs. All post-secondary vocational foundation and categorical aids and all funds received pursuant to the levy authorized by Minnesota Statutes, Section 275.125, Subdivision 12, shall be utilized solely for the purposes of post-secondary vocational-technical education programs.*

*Subd. 6. The provisions of Minnesota Statutes, Section 124.212, Subdivisions 10 to 18, shall apply to this section.*

*Subd. 7. None of the provisions of Minnesota Statutes, Chapter 16, shall apply to appropriations enacted to carry out the provisions of this section.*

*Subd. 8. This section shall be effective July 1, 1976.*

Sec. 58. Minnesota Statutes 1974, Chapter 124, is amended by adding a section to read:

[124.563] [POST-SECONDARY VOCATIONAL CATEGORICAL AID.] Subdivision 1. "Post-secondary vocational categorical aid" means all state and federal funds, exclusive of post-secondary vocational foundation aid, apportioned by the state board for vocational education to local school districts for the purpose of assisting in the conduct of

*post-secondary vocational-technical training. No district shall qualify for post-secondary vocational categorical aid unless it has certified the maximum levy permitted it by section 275.125, subdivision 12. In the apportionment of this aid, priority shall be given to districts conducting high cost programs which require funds in addition to the post-secondary vocational foundation aid provided.*

*Subd. 2. Post-secondary vocational categorical aid shall be apportioned by the state board for vocational education at a consolidated public hearing held pursuant to Minnesota Statutes, Chapter 15. One such public hearing shall be held in February and one in August of each year. All aid approved at the public hearings shall be distributed to the districts on March 15 and September 15 of each year. On the date of each post-secondary vocational categorical aid payment, the state board shall report to the appropriate committees of the legislature on the distribution of post-secondary vocational categorical aid. The report shall include (a) the recipients of the aid; (b) the amounts distributed; and (c) the reasons for these distributions.*

*Subd. 3. Sixteen and two-thirds percent of all discretionary federal money received by the state for vocational education shall be distributed to local school districts as post-secondary vocational categorical aid for the purpose of assisting in the conduct of post-secondary vocational-technical training.*

*Subd. 4. This section shall be effective July 1, 1976.*

Sec. 59. Minnesota Statutes 1974, Chapter 124, is amended by adding a section to read:

[124.564] [POST-SECONDARY VOCATIONAL EDUCATION TUITION.] *Subdivision 1. Any Minnesota resident who is under 21 years of age may attend a post-secondary vocational-technical school without tuition, provided that the individual meets the entrance requirements for the training course in which enrollment is sought and the school has the room and the facility to receive him.*

*Subd. 2. Any person who has attained his 21st birthday and who would, but for that fact, qualify under subdivision 1 to attend a post-secondary vocational-technical school without tuition, may attend the school without tuition subject to the other provisions of this subdivision, if he entered active military service in any branch of the armed forces of the United States before his 21st birthday, and who has then been separated or discharged from active military service under conditions other than dishonorable, and if he applies for admission to the school before his 29th birthday. Time after separation or discharge from military service spent as an in-patient in a hospital or similar institution for treatment of an illness or disability or in recovery from an illness or disability that prevents gainful occupation or study shall be added to the time allowed for application.*

*Subd. 3. Tuition at a post-secondary vocational-technical school for a Minnesota resident pupil who does not come within the exemptions provided in subdivisions 1 and 2, shall be \$2 per day for each school day the pupil is enrolled.*

*Subd. 4. Unless covered by a higher education reciprocity agree-*

*ment relating to nonresident tuition, entered into by the Minnesota higher education coordinating commission and approved by the state board for vocational education, tuition at a post-secondary vocational-technical school for a pupil who is not a resident of Minnesota shall be \$4 per day for each school day the pupil is enrolled.*

*Subd. 5. The state board for vocational education may pay a school district or post-secondary vocational-technical school in another state for tuition charges for Minnesota pupils who meet the qualifications of subdivisions 1 and 2 and who are enrolled in post-secondary vocational-technical schools in that state. This payment may not exceed the amount specified for post-secondary vocational foundation aid in section 57 of this act. This subdivision shall expire June 30, 1976.*

Sec. 60. Minnesota Statutes 1974, Section 124.57, is amended to read:

124.57 [AID FOR VOCATIONAL EDUCATION.] Whenever any district shall have established a vocational school, department, or classes in accordance with the rules and regulations established by the state board adopted by that board, and the plan for vocational education, and approved by the United States office of education or other federal agency to which its functions are assigned, the state board shall reimburse such district or state tax supported institution for its expenditures for salaries and necessary travel of vocational teachers or other reimbursable expenditures from federal funds and may supplement such federal funds with such state aid as it may deem desirable under such rules as it may adopt, provided, however, that in the event of such funds not being sufficient to make such reimbursement in full, the state board shall prorate the respective amounts available to the various districts entitled to receive reimbursement. All instruction may be given at the place of the abode of the pupils, and adults may be given instruction in adjoining or nearby districts.

In like manner the state board shall have power to reimburse other governmental agencies for expenditures for salaries and necessary travel expenses of vocational teachers from federal funds, according to rules and regulations adopted by the state board.

When local districts desire but cannot provide vocational instruction for the related training required by apprentices and other learners in the trade, industrial, and distributive fields, the state board is empowered upon request of such local district or districts to employ itinerant vocational teachers to provide this service and pay the salary and necessary travel expense from authorized federal and state vocational aid funds under such rules as it may adopt. An itinerant vocational teacher in this section is defined as a vocational teacher employed to give part-time or periodic vocational instruction in one or more districts.

*Sixteen and two-thirds percent of all discretionary federal money received by the state for vocational education shall be distributed under this section as aid to local school districts for secondary vocational education programs. Sixteen and two-thirds percent of all discretionary federal money received by the state for vocational education shall be distributed under this section as aid to local school districts for adult vocational education programs.*

*This section shall apply only to secondary and adult vocational education programs. Sections 56 to 59 of this act shall not apply to secondary and adult vocational education programs. This section of this act shall be effective July 1, 1976.*

Sec. 61. Minnesota Statutes 1974, Chapter 124, is amended by adding a section to read:

[124.807] [DECREASED ASSESSED VALUATION.] *If in any year the assessed value of any district is less than the assessed value of the immediate preceding year, the equalization aid review committee shall, upon notification by the county assessor prior to October 16 of that assessment year, redetermine the adjusted assessed value of the immediate preceding year taking into account the decrease in assessed value. On or before November 1 of the assessment year, the equalization aid review committee shall file the redetermined adjusted assessed value with the commissioner of education who shall thereupon certify to the county auditors and school districts affected the appropriate levy limits of the school districts affected pursuant to section 275.125, subdivision 9. Notwithstanding section 275.07, the districts affected may certify the taxes voted to the county auditor on or before December 1.*

Sec. 62. Minnesota Statutes 1974, Section 128.04, is amended to read:

128.04 [DUTIES OF BOARD.] It shall be the duty of the board to furnish school facilities to every child of school age residing in any part of the county district, either by building school houses, leasing schoolrooms, transporting the children to the nearest school, boarding the children within convenient distance of school at the expense of the board, or otherwise, and to provide necessary supplies and text and library books.

The annual meeting as held in ~~ten or more townships independent~~ districts need not be held, but the clerk of the board shall publish once in a legal newspaper published in the county the annual report required by law to be made by the district treasurer.

When not otherwise provided in sections 128.01 to 128.06, the school board of any such county district shall have and exercise all of the powers and be subject to the same laws and regulations as boards of ~~ten or more townships independent~~ districts, and all laws applicable to ~~ten or more townships independent~~ districts, and all laws applicable to state aid for equalizing educational opportunities in unorganized territory shall apply to the county district including Laws 1921, Chapter 467.

Sec. 63. Minnesota Statutes 1974, Section 275.125 is amended by adding a subdivision to read:

*Subd. 2b. (1) In 1975, a school district may levy for all general and special school purposes, an amount equal to the amount raised by the 1974 adjusted assessed valuation of the district times the number of mills, not to exceed 28, that bears the same relation to 28, as the greater sum computed pursuant to section 124.212, subdivision 7b, clause (2), bears to \$950.*

*(2) In 1976, a school district may levy for all general and special*

*school purposes, an amount equal to the amount raised by the 1975 adjusted assessed valuation of the district times the number of mills, not to exceed 28, that bears the same relation to 28, as the sum of the greater sum computed pursuant to section 124.212, subdivision 7b, clause (2), and the greater of (a) two thirds of the difference that results when such greater sum is subtracted from \$1010, or (b) \$60, bears to \$1010.*

*(3) For any district levying less than the maximum levy allowable in clauses (1) and (2) of this subdivision, beginning with the levy certified in 1975, payable in 1976, the foundation aid to that district, calculated pursuant to section 124.212, shall be reduced by the amount of the difference between the actual levy and the maximum levy allowable under clauses (1) and (2).*

*(4) The levy authorized by clauses (1) or (2) may be increased in any amount which is approved by the voters of the district at a referendum called for the purpose. Such a referendum may be called by the school board or shall be called by the school board upon written petition of qualified voters of the district. The referendum shall be held on a date set by the school board. Only one such election may be held in a single school year. The question on the ballot shall be whether a specific millage which will yield a specific amount based on the most recent assessed valuation may be added to that authorized by clauses (1) or (2). If approved, the amount provided by the millage applied to each year's assessed valuation shall be authorized for certification until revoked by the voters of the district at a subsequent referendum, which may be called by the school board and which shall be called by the school board upon the written petition of qualified voters of the district unless the petition for revocation is submitted in the same year in which a levy has been increased by the voters pursuant to this clause. A petition authorized by this clause shall be effective if signed by a number of qualified voters in excess of 15 percent, or 10 percent if the school board election is held in conjunction with a general election, of the average number of voters at the two most recent district wide school elections. A referendum invoked by petition shall be held within three months of submission of the petition to the school board unless the petition for revocation is submitted in the same year in which a levy has been increased by the voters pursuant to this clause. Notwithstanding any law to the contrary, the approval of 50 percent plus one of those voting on the question is required to pass a referendum.*

Sec. 64. Minnesota Statutes 1974, Section 275.125, Subdivision 3, is amended to read:

Subd. 3. In addition to the levy authorized by section 275.125, subdivision 2a 2b, a qualifying district may levy additional amounts as follows: ~~provided in subdivisions 4 to 13 of this section.~~

~~(1) Subd. 4. The amounts necessary to make payments for bonds issued and for interest thereon, including the bonds and interest thereon, issued as authorized by clause (7) (C) of section 275.125, subdivision 3, as it read on January 1, 1975 this subdivision, and for repayment of debt service loans and capital loans, the amount authorized for capital expenditures pursuant to section 124.04, and the amount authorized for liabilities of~~

dissolved districts pursuant to section 122.45 and the amounts necessary to pay the district's obligations under section 268.06, subdivision 25.

(2) *Subd. 5.* For school transportation services, an amount not to exceed the amount raised by a levy of one mill times the adjusted assessed valuation of the taxable property of the district for the preceding year, provided that in 1973 and thereafter a district having boundaries coterminous with the boundaries of a city of the first class may levy an amount not to exceed 20 percent of its costs for transportation and related services for which state aid is authorized for the 1974-1975 school year and thereafter, and provided further that A district may levy under this clause for the annual cash payments to be made for the purchase of buses, but only for that portion of the payments not offset by state transportation aid received on account of depreciation; and provided further that beginning with the levy certified in 1974, a district may levy for that portion of transportation costs approved by the commissioner as qualifying for aid because of extraordinary traffic hazards but for which no state aid is receivable for the current fiscal year pursuant to section 124.223, clause (1).

(3) For purposes of the 1973 levy, collectible in 1974, any district which qualified for an extra levy under Minnesota Statutes 1971, Section 275.125, Subdivision 3, Clause (4), shall be allowed to levy the same amount per pupil unit allowed by that clause. Provided, however, that a district having boundaries coterminous with the boundaries of a city of the first class which was affected by the limitation of an extra levy not to exceed 1.5 mills times the adjusted assessed valuation of the district shall be allowed to levy 1.9 mills. For purposes of the 1973 levy, collectible in 1974, any district which qualified for an extra levy in 1971, collectible in 1972, under Minnesota Statutes 1971, Section 275.125, Subdivision 3, Clause (3) but did not qualify for an extra levy under Minnesota Statutes 1971, Section 275.125, Subdivision 3, Clause (4) in 1972, collectible in 1973, shall be allowed to levy the amount per pupil unit it was qualified to levy under Minnesota Statutes 1971, Section 275.125, Subdivision 3, Clause (3).

(4) In 1973 only, for a district which was authorized to levy pursuant to Minnesota Statutes 1971, Section 275.125, Subdivision 3, Clause (3), but which was not authorized to levy pursuant to Minnesota Statutes 1971, Section 275.125, Subdivision 3, Clause (4), an amount not to exceed the aggregate amount authorized by Minnesota Statutes 1971, Section 275.125, Subdivision 3, Clause (3).

(5) *Subd. 6.* For the 1974 levy, collectible in 1975, in 1975 and each year thereafter, any district, other than a district with boundaries coterminous with the boundaries of a city of the first class, in which the 1970-1971 adjusted maintenance cost per pupil unit in average daily membership was greater than \$663 per pupil unit, may levy the greater of (1) an amount per pupil unit which is equal to or less than the difference between the 1970-1971 adjusted main-

tenance cost per pupil unit in average daily membership and \$663 per pupil unit, reduced by two and one-half percent each year or (2) an amount which is equal to or less than that amount raised by the number of mills levied in 1974 pursuant to Minnesota Statutes 1974, Section 275.125, Subdivision 3, Clause (5), reduced by two and one-half percent each year, times the adjusted assessed valuation of the taxable property in the district for the preceding year. No district may levy under this clause an amount which exceeds the sum of the levy permitted under section 275.125, subdivision 3 (3) and the amount raised by 2 mills times the adjusted assessed valuation of the taxable property of the district for the preceding year. Provided, however, that a district with boundaries coterminous with the boundaries of a city of the first class which was affected by the limitation of an extra levy not to exceed 1.9 mills times the adjusted assessed valuation of the district shall be allowed to levy 2.0 mills.

(C) 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.

(7) (A) In order that the transition from existing patterns of financing public schools to the system prescribed in Extra Session Laws 1971, Chapter 31, Article 20 may be made in an orderly fashion, a district may levy an additional levy under the terms of this section.

(B) If that part of the levy certified by the school district in 1970, received in 1971, plus so much of the levy, allowed under subdivisions 2 and 3, sections 1 to 5 of this act, to be certified in 1971, received in 1972, as will be received between July 1, 1971 and June 30, 1972, and when added to all other state aids, local funds available and net existing local debts, exclusive of bonded debt and existing capital loans will not be sufficient to allow a district to spend an amount per pupil unit sufficient to raise its 1970-1971 adjusted maintenance cost per pupil unit by \$42 it may petition the commissioner of education for authority to levy an additional levy. Before such a levy can be made, the commissioner must authorize such a levy. Such authorization shall specify the amount of the levy, provided that such levy may not exceed .5 mills in a city of the first class or 1.5 mills in any other district times the 1970 adjusted assessed valuation of the district as determined by the equalization aid review committee.

(C) If the additional levy allowed in (B) is insufficient to raise the adjusted maintenance cost of a district to \$42 above its costs in 1970-1971 it may petition the commissioner of education for authority to issue general obligation bonds of an amount sufficient to meet the deficiency. The commissioner must authorize such a bond issue. The authorization shall specify the

amount of the bond issue provided that the levy authorization to pay the principal and interest on the bonds may not exceed .5 mills in a district within a city of the first class, or 1.5 mills in any other district, times the 1970 adjusted assessed valuation of the district as determined by the equalization aid review committee. The bonds authorized by this section shall be sold and issued pursuant to the provisions of chapter 475, except as otherwise provided herein. Such bonds shall not be included in computing any debt limitation for a district and no election shall be required for their sale and issuance.

A district may not be authorized an additional levy under both ~~(B)~~ and ~~(C)~~ of this section.

~~(8)~~ *Subd. 7.* In 1973 1975, and each year thereafter, for a district which has established a community school advisory council pursuant to section 121.88, whether or not the district receives reimbursement from the state pursuant to section 121.89, an amount of money raised by the greater of (A) 1\$ \$2 per capita, or (B) the number of mills not to exceed the number of mills necessary in 1973 1975 to raise \$1 \$2 per capita in 1973 1975 for community services including summer school, nonvocational adult programs, recreation programs, and programs contemplated by sections 121.85 to 121.89.

*A school district shall be authorized to make this additional levy only after it has filed a certificate of compliance with the commissioner of education, certifying that members of the school board have met with members of the governing bodies of the county and city or township in which the school district, or any part thereof, is located, in order to discuss methods of increasing mutual cooperation between such bodies.*

The population of the district for purposes of this clause is the population determined as provided in section 275.14 or as certified by the department of education from the most recent federal census.

~~(9)~~ *Subd. 8.* Districts which receive payments which result in deductions from foundation aid pursuant to section 124.212, subdivision 8a, shall reduce the permissible levies authorized by *subdivisions 3 to 13 of this section* ~~this subdivision~~ by 25 percent in 1973, 50 percent in 1974, 75 percent in 1975, and 100 percent for each year thereafter of that portion of the previous year's payment not deducted from foundation aid on account of the payment, unless such a levy reduction is otherwise required by law. The levy reductions shall be made in the proportions that each permissible levy bears to the sum of the permissible levies.

~~(10)~~ *Subd. 9.* The commissioner shall certify to the county auditors the levy limits for all school districts headquartered in the respective counties together with adjustments for errors in levies not penalized pursuant to subdivision 4 14 as well as adjustments to final pupil unit counts.

A school district shall have the right to require the commissioner to review his certification and to present evidence in support of modification of his certification.



The county auditor shall reduce levies for any excess of levies over levy limitations pursuant to section 275.16. Such reduction in excess levies may at the discretion of the school district be spread over not to exceed two calendar years.

~~(11)~~ *Subd. 10.* The commissioner of education shall certify to the county auditors any underlevies made in 1971 and 1972 in the transportation levy amounts. The 1971 underlevies shall be determined to be (1) the actual net costs of reimbursable transportation as reported to the department of education for the 1972-1973 school year plus the amount expended by the district to acquire school buses in 1972-1973 used for reimbursable transportation, less (2) the 1971 certified transportation levy as amended and state aids received in 1972-1973 for transportation including depreciation. Underlevies in the 1972 transportation levy shall be computed in like manner using 1973-1974 costs and state aids received in the 1973-1974 school year. The 1974 levy shall be adjusted to correct for such underlevies, provided that upon written request of the affected school board to the commissioner, the adjustment shall be prorated in the 1974 and 1975 transportation levies. No district may levy under this clause in any year an amount which exceeds the amount raised by a levy of two mills times the previous year's adjusted assessed valuation of the taxable property of the district.

~~(12)~~ *Subd. 11.* When a district finds it economically advantageous to rent or lease existing school buildings for instructional purposes, and the proceeds of the levy permitted under section 124.04 are insufficient for this purpose, it may apply to the commissioner for permission to make an additional capital expenditure levy for this purpose. An application for permission to levy under this clause shall contain financial justification for the proposed levy, the terms and conditions of the proposed lease, and a description of the space to be leased and its proposed use. The criteria for approval of applications to levy under this clause shall include: the reasonableness of the price, the appropriateness of the space to the proposed activity, the feasibility of transporting pupils to the leased building, conformity of the lease to the laws and regulations of the state of Minnesota, and the appropriateness of the proposed lease to the space needs and the financial condition of the district. The commissioner shall not authorize a levy under this clause in an amount greater than the cost to the district of renting or leasing a school building for approved purposes.

Sec. 65. Minnesota Statutes 1974, Section 275.125, is amended by adding a subdivision to read:

*Subd. 12. Districts maintaining a post-secondary vocational-technical school shall levy for post-secondary vocational-technical purposes as follows:*

*(1) For districts in cities of the first class, a minimum of one-half mill up to a maximum of two mills, exclusive of debt service, times the adjusted assessed valuation of the taxable property of the district for the preceding year as determined by the equalization aid review committee.*

*(2) For districts formed pursuant to Laws 1967, Chapter 822,*

as amended, and Laws 1969, Chapters 775 and 1060 as amended, a minimum of one-half mill up to a maximum of two mills, exclusive of debt service, times the adjusted assessed valuation of the taxable property of the district for the preceding year as determined by the equalization aid review committee.

(3) For other districts maintaining post-secondary vocational schools, a minimum of one mill up to a maximum of three mills, exclusive of debt service, times the adjusted assessed valuation of the taxable property of the district for the preceding year as determined by the equalization aid review committee.

Sec. 66. Minnesota Statutes 1974, Section 275.125, is amended by adding a subdivision to read:

*Subd. 13. Districts maintaining a post-secondary vocational-technical school may levy additional amounts as follows:*

(1) A district maintaining a post-secondary vocational-technical school shall assume responsibility for a local share of the district post-secondary vocational deficit. The local share shall be 30 percent of the district post-secondary vocational deficit as of July 1, 1975, as certified to the commissioner of education pursuant to Minnesota Statutes, Section 124.561, Subdivision 4, for post-secondary vocational-technical schools established prior to December, 1971. For post-secondary vocational-technical schools established subsequent to November, 1971, the local share of the district post-secondary vocational deficit as of July 1, 1976, as certified to the commissioner, shall be 15 percent.

(2) For the purpose of eliminating the local share of its post-secondary vocational deficit, a district may petition the commissioner of education for authority to make an additional levy. Before such a levy can be made, it must be approved by the commissioner. The approval shall specify the years in which the additional levy may be made and shall specify its dollar amount. No levy so approved shall be made in more than four successive years, beginning with the levy certified in 1975, and shall not annually exceed .25 mills in a district in a city of the first class, 1.5 mills in districts formed pursuant to Laws 1969, Chapter 1060, as amended; Laws 1969, Chapter 775, as amended; or Laws 1967, Chapter 822, as amended, or three mills in any other district maintaining a post-secondary vocational-technical school times the adjusted assessed valuation of the district for the preceding year as determined by the equalization aid review committee. Under no circumstances may a district, other than a district with a post-secondary vocational-technical school established subsequent to November, 1971, levy a total amount greater than the local share of its post-secondary vocational deficit as of July 1, 1975, as certified to the commissioner of education. Under no circumstances may a district with a post-secondary vocational-technical school established subsequent to November, 1971 levy a total amount greater than the local share of its post-secondary vocational deficit as of July 1, 1976, as certified to the commissioner of education.

(3) If the additional levy allowed in clause (2) of this subdivision would be insufficient to eliminate the local share of the

*district's post-secondary vocational deficit as of July 1, 1975, or as of July 1, 1976 in the case of a district with a post-secondary vocational-technical school established subsequent to November, 1971, as certified to the commissioner of education, it may petition the commissioner of education for authority to issue general obligation bonds in an amount sufficient to meet the deficiency. Before the bonds may be issued, they must be authorized by the commissioner. The authorization shall specify a term not to exceed seven years and the amount of the bond issue provided that the levy authorization to pay the principal and interest on the bonds may not annually exceed .25 mills in a district in a city of the first class, .5 mills in districts formed pursuant to Laws 1969, Chapter 1060, as amended; Laws 1969, Chapter 775, as amended; or Laws 1967, Chapter 822, as amended, or six mills in any other district maintaining a post-secondary vocational-technical school times the 1973 adjusted assessed valuation of the district as determined by the equalization aid review committee; provided, however, that the mill limitation is subject to the provisions of Minnesota Statutes, Section 475.74. The bonds authorized by this section shall be sold and issued pursuant to the provisions of Minnesota Statutes, Chapter 475, except as otherwise provided herein. The bonds shall not be included in computing any debt limitation for a district and no election shall be required for their sale and issuance.*

*(4) A district may not be authorized an additional levy under both clauses (2) and (3) of this subdivision.*

*(5) The state shall assume responsibility for 70 percent of a district's post-secondary vocational deficit as of July 1, 1975, as certified to the commissioner of education, for post-secondary vocational-technical schools established prior to December, 1971. The state shall assume 85 percent of a district's post-secondary vocational deficit as of July 1, 1976, as certified to the commissioner of education, for post-secondary vocational-technical schools established subsequent to November, 1971. The state portion of the deficit shall be paid to each district in fiscal years 1977 and 1978 in two equal payments, provided that the levy for the district's portion of the deficit has been approved by the commissioner and the required portion for the 1975 levy has been certified to the county auditor.*

Sec. 67. Minnesota Statutes 1974, Section 275.125, Subdivision 4, is amended to read:

Subd. 4 14. Any district which in any year levies an amount which is greater than the amount allowed by subdivisions 2 2b and 3 to 13, shall lose an amount of state foundation aid equal to one-half of the excess in the levy, provided that any levy which is found to be excessive as a result of a decision of the tax court or a re-determination by the equalization aid review committee under section 124.212, subdivisions 11 to 20, shall not be compensated for in the next levy of the district. The amount of aid lost shall be deducted from the aid which would otherwise have been received for the school year which commences in the calendar year during which the excessive levy is being collected. Any foundation aid so withheld shall be withheld in accordance with the procedures specified in

section 124.15. A levy made in 1971 prior to the effective date of Extra Session Laws 1971, Chapter 31, Article 20 shall be reviewed, and may be modified, by the appropriate authority of the district for the purpose of reducing such levy to conform to the limitation imposed by Extra Session Laws 1971, Chapter 31, Article 20. Any reduction in such levy made prior to December 15, 1971 shall be given the same effect as though such reduction had been made prior to the expiration of the time allowed by law for making the levy.

Sec. 68. Minnesota Statutes 1974, Section 275.125, Subdivision 5, is amended to read:

Subd. 5 15. For the purposes of this section, the number ~~by~~ of pupil units in average daily membership shall be computed in accordance with section 124.17, provided that the district may use an estimated average daily membership for the current school year. Any district which increased its pupil units, exclusive of consolidation, or merger of districts, or change of definition of pupil units by more than five percent from one year to another may use an estimated pupil unit count for the next succeeding school year for determining a levy certified in the current year. If as a result of such estimate the levy is different from the amount that could actually have been levied under this section had such levy been based upon the pupil units computed under section 124.17 for that school year, then in that event the authorized levy for the following year shall be adjusted for the difference.

Sec. 69. Minnesota Statutes, Section 275.125, Subdivision 6, is amended to read:

Subd. 6 16. Notwithstanding any other charter provision, general or special laws to the contrary, every school district in the state shall abide by the terms and provisions of this section.

Sec. 70. Minnesota Statutes 1974, Section 275.125, Subdivision 7, is amended to read:

Subd. 7 17. By November 1 of each year each district shall submit to the commissioner of education a certificate of compliance with the levy limitations of this section. The commissioner of education shall prescribe the form of this certificate.

Sec. 71. Minnesota Statutes 1974, Section 275.48, is amended to read:

275.48 [ADDITIONAL TAX LEVIES IN CERTAIN MUNICIPALITIES.] Whenever *by virtue of chapter 278, sections 270.07, 375.192, or otherwise*, the assessed valuation of any city, township or school district for any taxable year is reduced after the taxes for such year have been spread by the county auditor and whenever the mill rate as determined by the county auditor based upon the original assessed valuation is applied upon such reduced valuations and does not produce the full amount of taxes as actually levied and certified for such taxable year upon the original assessed valuations, such city, township or school district may include in its tax levy made following *final determination and notice of such reduction in assessed valuation*, an amount equal to

the difference between the total amount of taxes actually levied and certified for such taxable year upon the original assessed valuation, not exceeding the maximum amount which could be raised upon such assessed valuation as reduced, within existing mill limitations, if any, and the amount of taxes collected for such taxable year upon such reduced valuations.

The amount of taxes so included shall be levied separately and shall be levied in addition to all limitations ~~permitted by section 275.11, as other applicable laws limiting levies in cities, towns or school districts imposed by law; and further shall not result in any penalty in the nature of a reduction in state aid of any kind .~~

Sec. 72. Minnesota Statutes 1974, Section 475.54, Subdivision 2, is amended to read:

Subd. 2. A serial maturity schedule conforming to subdivision 1 may be established for each new issue of obligations of a municipality, or the governing body may in its discretion adjust such schedule so that the combined maturities of the new issue and any other designated issue or issues will conform to subdivision 1, provided that all such issues are general obligations or all are payable from a common fund. Notwithstanding the provisions of any other general or special law, any school district having an outstanding state loan or loans, if it issues and sells bonds on the public market for any purpose other than refunding such loans , *or refunding outstanding bonds as provided herein shall adjust the schedule of the maturities thereof so that the total amount of principal and interest to become due on these bonds and on all other bonds of the school district, during each of the 30 fiscal or calendar years next following, will be as nearly equal as practicable, provided that the annual amounts of maturing principal may be fixed at multiples of \$5,000. A school district which has an outstanding state loan or loans may refund outstanding bonds, provided that the school loan committee established in section 124.41 approves such refunding. The committee shall approve refunding outstanding bonds only if such refunding results in lower annual debt service payments than the district made prior to the refunding.*

Sec. 73. Laws 1967, Chapter 822, Section 7, as amended by Laws 1969, Chapter 945, Section 2, is amended to read:

Sec. 7. [TAX LEVIES.] ~~If so provided in the agreement, The joint school board may shall each year, for the purpose of paying any administrative, planning, operating, or capital expenses incurred or to be incurred for area vocational-technical schools, certify to each participating school district a the tax levy which shall never in any year exceed four mills on each dollar of assessed valuation of all taxable property specified in Minnesota Statutes, Section 275.125, Subdivision 12, Clause (2). Additional tax levies may be certified which shall not in any year exceed two .6 mills on each dollar of assessed valuation for expenses for the following: special education ; and driving of motor vehicles. Of the amount so levied, however, not to exceed one-half of one mill shall be for the driving of motor vehicles, it being contemplated that 50 percent of the cost thereof be paid by the student. Each participating~~

school district shall include such tax ~~levy~~ *levies* in the next tax roll which it shall certify to the county auditor or auditors, and shall remit the collections of such ~~levy~~ *levies* to the board promptly when received. Such ~~levies~~ *levies* shall not be included in computing the limitations upon the levy of any district under Minnesota Statutes, Section ~~275.12~~ *275.125*. The board may, any time after such ~~levy~~ *levies* have been certified to the participating school districts, issue and sell certificates of indebtedness in anticipation of the collection of such ~~levy~~ *levies*, but in aggregate amounts such as will not exceed the portion of the ~~levy~~ *levies* which ~~is~~ *are* then not collected and not delinquent.

Sec. 74. Laws 1969, Chapter 775, Section 4, Subdivision 2, as amended by Laws 1971, Chapter 267, Section 3, is amended to read:

Subd. 2. The intermediate school board ~~may~~ *shall* in each year for the purpose of paying any administrative, planning, operating, or capital expenses incurred or to be incurred certify to each county auditor of each county in which said intermediate school district shall lie, as a single taxing district, ~~a the tax levy which shall never in any year exceed five mills, exclusive of debt service, on each dollar of assessed valuation of all taxable property within said intermediate school district specified in Minnesota Statutes, Section 275.125, Subdivision 12, Clause (2). An additional tax levy may be certified which shall not in any year exceed .6 mills on each dollar of assessed valuation for expenses for special education.~~ Said annual tax ~~levy~~ *levies* shall be certified pursuant to Minnesota Statutes ~~1969~~, Section 124.02. Upon such certification the county auditor or auditors and other appropriate county officials shall levy and collect such ~~levies~~ *levies* and remit the proceeds of collection thereof to the intermediate school district as in the case with independent school districts. Such ~~levy~~ *levies* shall not be included in computing the limitations, if any, upon the levy of the intermediate district or any of the participating districts under Minnesota Statutes ~~1967~~, Section ~~275.12~~ *275.125*. After such ~~levies~~ *levies* have been certified to the appropriate county officials the intermediate school board may issue and sell by negotiation or at public sale its certificates of indebtedness in anticipation of the collection of such ~~levies~~ *levies*, but in aggregate amount such as will not exceed the portion of such tax ~~levy~~ *levies* which is then not collected and not delinquent.

Sec. 75. Laws 1969, Chapter 1060, Section 7, is amended to read:

Sec. 7. [TAX LEVIES.] If ~~so provided in the agreement,~~ The joint school board ~~may~~ *shall* each year, for the purpose of paying any administrative, planning, operating, or capital expenses incurred or to be incurred for area vocational-technical schools, certify to each participating school district ~~a the tax levy which shall never in any year exceed four mills on each dollar of assessed valuation of all taxable property specified in Minnesota Statutes, Section 275.125, Subdivision 12, Clause 2. Additional tax levies may be certified which shall not in any year exceed .6 mills on each dollar of assessed valuation for expenses for special education.~~

Each participating school district shall include such tax levy levies in the next tax roll which it shall certify to the county auditor or auditors, and shall remit the collections of such levy levies to the board promptly when received. Such levies shall not be included in computing the limitations upon the levy of any district under Minnesota Statutes, Section ~~275.12~~ 275.125. The board may, any time after such levy has levies have been certified to the participating school districts, issue and sell certificates of indebtedness in anticipation of the collection of such levy levies, but in aggregate amounts such as will not exceed the portion of the levy levies which is are then not collected and not delinquent.

Sec. 76. Laws 1971, Chapter 722, Section 1, is amended to read:

Section 1. [SPECIAL DISTRICT NO. 1; TAX LEVY.] To provide moneys to pay any administrative, operational, planning or capital expenses of an area vocational-technical school established pursuant to the provisions of Minnesota Statutes, Section 121.21, the board of directors of special school district No. 1 of Minneapolis may shall levy annually upon all taxable property in the district a the tax specified in Minnesota Statutes, Section 275.125, Subdivision 12, Clause (1) in excess of the limitation contained in Minnesota Statutes, Section ~~275.12~~ 275.125.

Sec. 77. Laws 1973, Chapter 683, Section 26, Subdivision 17, is amended to read:

Subd. 17. The provisions of this section shall expire July 1, ~~1977~~ 1979. At any time the experimental school may be terminated upon unanimous vote of the officers of the committee and 30 days notice to the board of District No. 309, whereupon the board of District No. 309 shall resume the care, management and control of the entire district on July 1 following. Prior to December 1 of each year the committee shall submit to the legislature a report of the experimental school established by this section. Such report shall document the success or failure of the experimental school.

Sec. 78. Laws 1974, Chapter 521, Section 9, is amended to read:

Sec. 9. Notwithstanding any law to the contrary, in Independent School Districts No. 93 and No. 99 where the adjusted assessed valuation is under contest in a Minnesota court as of February 1, 1974, foundation aid payments for the 1972-73 and 1973-74 school years and for any future school years until such time as the valuation is finally decided shall be made on the basis of the uncontested portion of the valuation of these districts. If as a result of the pending litigation these districts experience an increase in the adjusted assessed value as determined by the equalization aid review committee and recover tax revenues in excess of those which would have been raised on the uncontested adjusted assessed value as determined by the equalization aid review committee, any excess in foundation aid payments which resulted from the use of this uncontested adjusted assessed value in the aid determination shall be returned to the state by these districts.

Sec. 79. Laws 1975, Chapter 13, Section 110, Subdivision 1, is amended to read:

473.633 [SCHOOL DISTRICTS.] Subdivision 1. [ALLOCATION FROM PROCEEDS OF INCOME TAXES.] When the properties of any school district in this state are detached from such school district because they comprise a part of or are located on a major airport, such district shall receive annually an allocation from the proceeds of income taxes in the *an* amount that would be produced by a tax on such detached properties at the current tax rate for school purposes in the school district. *In fiscal year 1976, the district shall receive 75 percent of the amount that would be produced by a tax on such detached properties at the current tax rate for school purposes in the school district. In fiscal year 1977, 50 percent of such amount; in fiscal year 1978, 25 percent of such amount.*

Sec. 80. Laws 1975, Chapter 13, Section 110, is amended by adding a subdivision to read:

*Subd. 6. This section shall expire on June 30, 1978.*

Sec. 81. Laws 1975, Chapter 13, Section 111, is amended to read:

473.635 [APPROPRIATION IN LIEU OF TAXES ON AIRPORT PROPERTY.] *In fiscal year 1976, there is hereby appropriated annually to Independent School District No. 16 of Anoka County the sum of \$15,000 \$11,250, of which ~~20,750~~ 65 percent of this amount is appropriated from the state airports account within the special revenue fund in the state treasury and ~~5,250~~ 35 percent of this amount is appropriated from the general fund in the state treasury, all as payment in lieu of taxes upon real property owned by the Minneapolis-St. Paul metropolitan airports commission. In fiscal year 1977, there is appropriated \$7,500 to Independent School District No. 16 with the same percentages appropriated from the same funds. In fiscal year 1978, there is appropriated \$3,750 to Independent School District No. 16 with the same percentages appropriated from the same funds. This section shall expire June 30, 1978.*

Sec. 82. [APPROPRIATION.] *There is appropriated from the general fund of the state treasury to the department of education the following sums for the years and purposes indicated:*

	<i>For the year ending</i>	
	<i>June 30</i>	
	<i>1976</i>	<i>1977</i>
<i>(1) Foundation Aid</i>	<i>\$594,372,000</i>	<i>\$634,722,000</i>
<i>The appropriation in (1) includes not to exceed \$300,000 in 1976 for emergency aid.</i>		
<i>(2) Transportation Aid</i>	<i>\$ 60,448,000</i>	<i>\$ 71,130,000</i>
<i>(3) Special Education Aid</i>	<i>\$ 42,000,000</i>	<i>\$ 45,125,000</i>
<i>(4) Secondary Vocational Aid</i>	<i>\$ 12,000,000</i>	<i>\$ 13,000,000</i>
<i>(5) Adult Vocational Aid</i>	<i>\$ 3,100,000</i>	<i>\$ 3,700,000</i>



	For the year ending June 30	
	1976	1977
(6) <i>Veteran Farmer Cooperative Training Programs</i>	\$ 900,000	\$ 1,000,000
(7) <i>Post-Secondary Vocational Foundation Aid</i>	\$ 0	\$ 66,000,000
(8) <i>Post-Secondary Vocational Categorical Aid</i>	\$ 36,000,000	\$ 4,650,000
(9) <i>Post-Secondary Vocational Deficit Payment</i>	\$ 0	\$ 1,540,000
(10) <i>Adult Education Aid</i>	\$ 340,000	\$ 360,000
(11) <i>G.E.D. Reimbursement Aid</i>	\$ 60,000	\$ 60,000
<i>If the appropriation for this purpose in either year is insufficient, the reimbursement shall be prorated among all qualifying testing centers.</i>		
(12) <i>Programs for High Potential Children</i>	\$ 250,000	\$ 250,000
(13) <i>Community Education Aid</i>	\$ 625,000	\$ 1,835,000
(14) <i>Flexible School Year Incentive Grants</i>	\$ 200,000	
<i>The appropriation in (14) shall be used by the state board of education as incentive grants for school districts which begin operation of flexible school year programs pursuant to sections 120.59 to 120.67, after July 1, 1975. Not more than 10 percent of the appropriation in (14) may be expended for evaluation of these programs.</i>		
(15) <i>Legislative School Finance Study Commission</i>	\$ 65,000	\$ 65,000
<i>Any unexpended balance remaining from the appropriations in (1) to (15) for 1976 shall not cancel but shall be available for the second year of the biennium, unless otherwise provided in (1) to (15).</i>		
(16) <i>Extraordinary Tax Delinquency Advances to Independent School District No. 272</i>	\$ 140,000	\$ 160,000
(17) <i>For Gross Earnings Aid Pursuant to Section 124.28</i>	\$ 800,000	\$ 700,000

	<i>For the year ending</i>	
	<i>June 30</i>	
	<i>1976</i>	<i>1977</i>
(18) <i>Exempt Land Special School Aid Pursuant to Section 124.30</i>	\$ 400,000	\$ 400,000
(19) <i>For Aid to School Districts Pursuant to Laws 1975, Chapter 13, Section 110</i>	\$ 108,750	\$ 72,500
(20) <i>For Aid to School Districts Pursuant to Laws 1975, Chapter 13, Section 111</i>	\$ 11,250	\$ 7,500
(21) <i>School Aid—Counties A/C of Non Tax Areas</i>	\$ 48,000	\$ 48,000

*The amount appropriated in (21) shall be expended in 1976 and 1977, as provided in Laws 1971, Chapter 966, Section 16, for 1971 and 1972. If the appropriations made in (16) to (21) in either year are insufficient, the aids shall be prorated among all qualifying districts.*

*None of the amounts appropriated in (1) to (21) of this section shall be expended for a purpose other than the purpose indicated, unless otherwise provided in (1) to (21).*

Sec. 83. [REPEALER.] *Laws 1969, Chapter 945, Section 3; Laws 1969, Chapter 1060, Section 8; Minnesota Statutes 1974, Sections 121.21, Subdivisions 5, 7, 9, and 10; 121.211; 124.50, are repealed. This section of this act shall be effective June 30, 1976.*

Sec. 84. [REPEALER.] *Laws 1919, Chapter 271; Laws 1951, Chapter 659; Minnesota Statutes 1974, Sections 124.212, Subdivisions 6a and 7a; 124.222, Subdivision 2; 124.475; 124.801; 124.802; 124.803; 124.804; 124.805; 124.806; 275.125, Subdivision 2a, are repealed.*

Further, amend the title by striking it in its entirety and inserting the following:

“A bill for an act relating to the operation of government; providing for aids to education, tax levies, and the distribution of tax revenues; changing the funding of adult education, special education, post-secondary vocational-technical education, and community school education to a current funding basis; establishing early childhood and family education programs and programs for high potential children; granting certain powers to school districts, the state board of education, and the state board for vocational education; providing state aid for extraordinary tax delinquency to Independent School District No. 272; providing penalties; appropriating money; amending Minnesota Statutes 1974, Sections 120.03, Subdivision 3; 120.17, Subdivision 1 and by adding a subdivision; 120.76; 120.80, Subdivision

1; 121.21, Subdivisions 2 and 6; 121.89; 123.80; 124.04; 124.11; 124.14, Subdivision 1 and by adding a subdivision; 124.17, Subdivisions 1, 2, and 2a; 124.18, Subdivision 2; 124.20; 124.212, Subdivisions 1, 2, 3a, 8a, 11, and by adding subdivisions; 124.222, Subdivisions 1, 3, and by adding a subdivision; 124.223; 124.26; 124.32, Subdivisions 1 and 5, and by adding a subdivision; 124.38, Subdivisions 4, 5, 7, and 8; 124.42, Subdivisions 1, 2, and 4; 124.43, Subdivisions 1, 2, 3, and 4; 124.45; 124.57; 128.04; 275.125, Subdivisions 3, 4, 5, 6, 7, and by adding subdivisions; 275.48; 475.54, Subdivision 2; Chapter 124, by adding sections; Laws 1967, Chapter 822, Section 7, as amended; Laws 1969, Chapters 775, Section 4, Subdivision 2, as amended; 1060, Section 7; Laws 1971, Chapter 722, Section 1; Laws 1973, Chapter 683, Section 26, Subdivision 17; Laws 1974, Chapter 521, Section 9; Laws 1975, Chapter 13, Section 110, Subdivision 1 and by adding a subdivision; Laws 1975, Chapter 13, Section 111; repealing Minnesota Statutes 1974, Sections 121.21, Subdivisions 5, 7, 9, and 10; 121.211; 124.212, Subdivisions 6a and 7a; 124.222, Subdivision 2; 124.475; 124.50; 124.801; 124.802; 124.803; 124.804; 124.805; 124.806; 275.125, Subdivision 2a; Laws 1919, Chapter 271; Laws 1951, Chapter 659; Laws 1969, Chapters 945, Section 3; and 1060, Section 8."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Pursuant to Rule 60, a roll call was taken on the motion of Mrs. Brataas to further amend S. F. No. 135 as follows:

Page 30, strike lines 7 through 17 and insert:

*"Subd. 6b. For the 1975-1976 school year a district shall receive in foundation aid \$925 per pupil unit less 30 mills times the 1973 adjusted assessed valuation of the district."*

Page 30, strike lines 21 through 28 and insert:

*"Subd. 7b. For the 1976-1977 school year a district shall receive in foundation aid \$1,025 per pupil unit less 28 mills times the 1974 adjusted assessed valuation on the district."*

There were yeas 5 and nays 9 as follows:

Those who voted in the affirmative were:

Brataas, Dunn, Patton, Stassen and Ueland

Those who voted in the negative were:

Anderson; Hughes; Humphrey; Kleinbaum; Lewis; Olson, H. D.; O'Neill; Stumpf and Wegener

The amendment was not adopted.

Pursuant to Rule 60, a roll call was taken on the motion of Mr. Stassen to further amend S. F. No. 135 as follows:

Page 30, strike lines 7 through 17 and insert:

*"Subd. 6b. For the 1975-1976 school year a district shall receive in foundation aid \$910 per pupil unit less 30 mills times the 1973 adjusted assessed valuation of the district."*

Page 30, strike lines 21 through 28 and insert:

*"Subd. 7b. For the 1976-1977 school year a district shall receive in foundation aid \$970 per pupil unit less 28 mills times the 1974 adjusted assessed valuation of the district."*

There were yeas 5 and nays 10 as follows:

Those who voted in the affirmative were:

Brataas, Dunn, Patton, Stassen and Ueland

Those who voted in the negative were:

Anderson; Hughes; Humphrey; Kleinbaum; Lewis; Moe; Olson, H. D.; Sillers; Stumpf and Wegener

The amendment was not adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1462: A bill for an act relating to the city of St. Paul; providing for the abolition of the power of the city to levy and raise taxes for the payment of severance pay obligations of the board of education of said city; amending certain provisions pertaining to the method of computing severance pay for city of St. Paul employees; increasing the mill rate levy for payment of severance pay obligations of the city; providing for death benefits to be paid to surviving spouse of city employee; amending Laws 1959, Chapter 690, Sections 2, as amended; and 3, as amended, and by adding a section; repealing Laws 1967, Chapter 529.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 29, strike "*100 days' pay or*"

Page 2, lines 29 and 30, strike "*, whichever is greater*"

Pages 4 & 5, strike Section 3

Page 5, strike Section 4

Renumber sections in sequence

Further, amend the title as follows:

Page 1, line 10, strike the line after the semicolon

Page 1, line 11, strike the line before "*amending*"

Page 1, line 13, after "*amended*" strike the remainder of the line and insert a period

Page 1, strike line 14

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. 1461: A bill for an act relating to the city of Saint Paul; establishing the city's tax levy limits as that levy limit established by general and special state law; repealing Laws 1971, Chapter 762.

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. 1421: A bill for an act authorizing the city of Saint Paul to rezone lots or tracts of land in certain circumstances without the consent of landowners in the immediate vicinity.

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. 1460: A bill for an act relating to the city of St. Paul; authorizing planting, care, maintenance, spraying, trimming, protection, replanting, and removal of trees in the city of St. Paul; providing for a special tax levy exempt from all limitations of municipal tax levies.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 2, strike "lieu of" and insert "addition to"

Page 2, line 9, strike "three mills" and insert "one mill"

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. 1425: A bill for an act relating to the city of Saint Paul; authorizing the city to directly negotiate and enter into contracts for solid waste collection and disposal; exempting such contracts from the Minnesota antitrust law of 1971.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, strike "a"

Page 1, line 12, strike "contract" and insert "contracts"

Page 1, line 14, strike "The contract" and insert "Contracts"

Page 1, line 16, strike "2" and insert "3"

Page 1, line 16, after "labor" insert "and resource recovery facilities"

Page 1, line 16, strike "a contract is" and insert "contracts are"

Page 1, line 18, strike "the contract" and insert "contracts"

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 under Rule 35, together with the committee report thereon,

S. F. No. 1054: A bill for an act relating to insurance; legal expense insurance; authorizing the use of closed panel insurance plans; amending Minnesota Statutes 1974, Section 60A.08, Subdivision 10.

Reports the same back with the recommendation that the report from the Committee on Labor and Commerce shown in the Journal for April 14, 1975 that "the bill do pass" be adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred under Rule 35, together with the committee report thereon,

S. F. No. 829: A bill for an act relating to state colleges; permitting the state college board to designate certain colleges as state universities.

Reports the same back with the recommendation that the report from the Committee on Education shown in the Journal for April 7, 1975 that "when so amended the bill do pass" be adopted. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred for proper reference under Rule 35: S. F. Nos. 1230, 1127 and 1544 reports the same back with the recommendation that the bills be re-referred as follows:

S. F. Nos 1230 and 1127 to the Committee on Judiciary.

S. F. No. 1544 to the Committee on Natural Resources and Agriculture.

Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred under Rule 54, the committee report on appointments to the

#### STATE ETHICS COMMISSION

Mrs. Elizabeth Ebbott

Mrs. Rosemary Davis

Stanley W. Holmquist

Judge Spencer Sokolowski

David Durenberger

Irene Scott

Reports the same back with the recommendation that the report from the Committee on Governmental Operations as shown in the Journal for April 14, 1975 that the "appointments be confirmed" be adopted.

Mr. Coleman moved that the foregoing committee report be laid on the table. The motion prevailed.

Mr. Coleman from the Committee on Rules and Administration, to which were referred letters received from the Honorable Wendell R. Anderson relative to appointments as shown in the Journal for April 14, 1975:

**STATE BOARD OF EDUCATION**

Daniel Burton

Reports the same back with the recommendation that the appointment be re-referred to the Committee on Education.

**COMMISSIONER OF THE DIVISION OF SECURITIES,  
DEPARTMENT OF COMMERCE**

Edward Driscoll

Reports the same back with the recommendation that the appointment be re-referred to the Committee on Labor and Commerce.

**MINNESOTA HIGHER EDUCATION COORDINATING COMMISSION**

Vladimir Shipka

Reports the same back with the recommendation that the appointment be re-referred to the Committee on Education.

Report adopted.

Daniel Burton to the State Board of Education to the Committee on Education.

Edward Driscoll, Commissioner of the Division of Securities, Department of Commerce to the Committee on Labor and Commerce.

Vladimir Shipka to the Minnesota Higher Education Coordinating Commission to the Committee on Education.

Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 350, 777 and 1003 for proper reference, recommends the above House Files be re-referred to their respective Committees as follows:

H. F. No. 777 to the Committee on Governmental Operations.

H. F. No. 350 to the Committee on Labor and Commerce.

H. F. No. 1003 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. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 1160, 203, 981 and 674 for comparison to companion Senate Files, reports 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.
1160	1141	203	151		
981	389				
674	742				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 1160 be amended as follows:

Page 2, after line 2, insert the following:

"Subd. 3. To carry out the purposes of this section a governmental unit is authorized to levy taxes in excess of any applicable statutory or charter levy limitations."

Renumber the remaining subdivisions in order

And when so amended, H. F. No. 1160 will be identical to S. F. No. 1141 and further recommends that H. F. No. 1160 be given its second reading and substituted for S. F. No. 1141 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 203 be amended as follows:

Page 4, after line 1, insert a section to read as follows:

"Sec. 2. *This act is effective upon approval by the city council of the city of Minneapolis and upon compliance with the provisions of Minnesota Statutes, Section 645.021.*"

And when so amended, H. F. No. 203 will be identical to S. F. No. 151 and further recommends that H. F. No. 203 be given its second reading and substituted for S. F. No. 151 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 981 be amended as follows:

Page 1, line 21, delete "*up to 15 percent*"

Delete page 3, line 18 through page 5, line 32 and insert in lieu thereof the following:



*"Subd. 4. The commissioner of revenue or his duly authorized agents are hereby authorized and empowered to seize and confiscate in the name of the state any truck, automobile or means of transportation other than a common carrier, used in the illegal importation and transportation of any article or articles of tangible personal property by a retailer or his agent or employee who does not have a sales or use tax permit and has been engaging in transporting personal property into the state without payment of the tax, to demand the forfeiture and sale of the truck, automobile or other means of transportation together with the said property being transported unless the owner can establish to the satisfaction of the commissioner or the court that he had no notice or knowledge or reason to believe that the vehicle was used or intended to be used in any such violation. Within two days after the seizure, the person making the seizure shall deliver an inventory of the property seized to the person from whom the seizure was made, if known, and to any person known or believed to have any right, title, interest or lien on the property, and shall also file a copy with the commissioner. Within ten days after the date of service of the inventory, the person from whom the property was seized or any person claiming an interest in the property may file with the commissioner a demand for a judicial determination of the question as to whether the property was lawfully subject to seizure and forfeiture, and thereupon the commissioner, within 30 days, shall institute an action in the district court of the county where the seizure was made to determine the issue of forfeiture. The action shall be brought in the name of the state and shall be prosecuted by the county attorney or by the attorney general. The court shall hear the action without a jury and shall try and determine the issues of fact and law involved. Whenever a judgment of forfeiture is entered, the commissioner may, unless the judgment is stayed pending an appeal to the supreme court, cause the forfeited property to be sold at public auction as provided by law. If a demand for judicial determination is made and no action is commenced as provided in this subdivision, the property shall be released by the commissioner and redelivered to the person entitled to it. If no demand is made, the property seized shall be deemed forfeited to the state by operation of law and may be disposed of by the commissioner as provided where there has been a judgment of forfeiture. It is further the intent and purpose of these proceedings that the forfeiture and sale of the automobile, truck or other means of transportation, and of the property being transported therein, shall be and operate as a penalty for the violation of this chapter. After deducting the expense of keeping the property, the fee for seizure, and the costs of the sale, the commissioner shall pay all liens according to their priority, which are established at the hearing as being bona fide and as existing without the lienor having any notice or knowledge that such property was being used or was intended to be used for or in connection with any such violation as specified in the order of the court, and shall pay the balance of the proceeds into the state treasury to be credited to the general fund. Any sale under the provisions of this section shall operate to free the property sold from any and all liens thereon, and appeal from such order of the district court will lie to the supreme court as in other civil actions.*

*For the purposes of this section, "common carrier" includes any*

*person who engages in transportation of tangible personal property by motor vehicle such as, (1) persons possessing a certificate or permit authorizing for-hire transportation of property from the Interstate Commerce Commission or the Minnesota Public Service Commission; or (2) such persons transporting commodities defined as "exempt" in for-hire transportation; or (3) such persons who pursuant to contracts with persons described in (1) or (2) above, transport tangible personal property."*

And when so amended, H. F. No. 981 will be identical to S. F. No. 389 and further recommends that H. F. No. 981 be given its second reading and substituted for S. F. No. 389 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 674 be amended as follows:

Page 3, line 20, delete "*uncontested*"

Page 3, line 23, delete "*uncontested*"

Page 3, line 26 after "*the*" insert "*uncontested*"

Page 4, line 22, delete "8" and insert "9"

Page 8, line 19, delete "*an uncontested*" and insert "*a certain*"

Page 8, lines 19 and 20 delete "*owed to the commissioner of revenue*"

Page 9 line 15, delete "*that*" and insert "*his homestead and property*"

Page 9, line 16, before "550.37" insert "510.01 or"

Page 10, line 5, delete "*The levy for collection of*"

Page 10, delete lines 6 to 32

Page 11, delete lines 1 to 32

Page 12, delete lines 1 to 15

Page 12, line 22, delete "*eight*" and insert "*nine*"

Page 12, line 24, delete "*Unpaid*"

Page 12, delete lines 24 to 28

Page 12, line 31, delete "*eight*" and insert "*nine*"

Page 13, line 1, delete "*Unpaid taxes collected under*"

Page 13, delete lines 2 to 5

Page 13, line 9, delete "*eight*" and insert "*nine*"

Page 13, line 11, delete "*Any penalty collected under*"

Page 13, delete lines 12 to 14

Page 13, line 18 delete "*eight*" and insert "*nine*"

Page 14, line 5, delete "8" and insert "9"

Page 14, line 20, delete "8" and insert "9"

Page 15, line 3, delete "8" and insert "9"

Page 15, line 15, delete "8" and insert "9"

Page 16, line 5, delete "8" and insert "9"

Page 16, line 9, delete "8" and insert "9"

Page 17, line 4, delete "8" and insert "9"

Page 17, line 15, delete "8" and insert "9"

Page 18, line 5, delete "8" and insert "9"

Page 18, line 28, delete "8" and insert "9"

Page 18, line 32, delete "8" and insert "9"

Page 19, line 7, after "wages," insert "or"

Page 19, lines 7 and 8 strike "or make payments to or deposits"

Page 23, line 14, delete "8" and insert "9"

Page 24, line 19, delete the new language and restore the stricken

Page 26, line 2, delete "8" and insert "9"

Page 26, line 17, delete "8" and insert "9"

Page 26, line 32, delete "8" and insert "9"

Page 28, delete lines 11 to 13

Page 28, line 14, delete "file a false or fraudulent return" and insert

*"Subd. 3. If any person willfully fails to file any return or make any payment required by this chapter, or willfully files a false or fraudulent return, or willfully attempts in any manner to evade or defeat any such tax or payment thereof"*

Page 28 delete lines 19 to 23

Page 28 line 24, delete "taxes shall be guilty of a gross misdemeanor." and insert

*"Subd. 4. In addition to the penalties hereinbefore described, any person who willfully fails to make a return or willfully makes a false return or willfully fails to pay the taxes due, with intent to evade such taxes, shall be guilty of a gross misdemeanor unless the amount of the tax involved exceeds \$500, in which event he shall be guilty of a felony."*

Page 28, line 26, delete "employee" and insert "employer"

Page 29, line 3, delete "8" and insert "9"

Page 29, line 13, delete "8" and insert "9"

Page 29, line 22, delete "8" and insert "9"

Page 29, lines 26 and 27, delete the new language and restore the stricken

Page 30, line 7, delete the new language and restore the stricken

Page 30, line 11, delete the new language

Page 31, line 5, delete "*and the unpaid tax and*" and insert "*on the tax and the*"

Page 31, line 6, delete "8" and insert "9"

Page 32, delete lines 2 to 4

Page 32, line 5, delete "*file a false or fraudulent return*" and insert

*"Subd. 3. If any person willfully fails to file any return or make any payment required by this chapter, or willfully files a false or fraudulent return, or willfully attempts in any manner to evade or defeat any such tax or payment thereof"*

Page 32, delete lines 10 to 14

Page 32, line 15, delete "*misdemeanor.*" and insert

*"Subd. 4. In addition to the penalties hereinbefore described, any person who willfully fails to make a return or willfully makes a false return or willfully fails to pay the taxes due, with intent to evade such taxes, shall be guilty of a gross misdemeanor unless the amount of the tax involved exceeds \$500, in which event he shall be guilty of a felony."*

Page 32, line 26, delete "8" and insert "9"

Page 33, line 4, delete "8" and insert "9"

Page 34, line 18, delete "8" and insert "9"

Page 34, line 28, delete the new language and restore the stricken

Page 35, line 4, delete "8" and insert "9"

Page 35, line 24, delete "8" and insert "9"

Page 35, line 32, delete "8" and insert "9"

Page 36, line 25, delete "8" and insert "9"

Page 37, line 3, delete "8" and insert "9"

Page 37, line 26, delete "8" and insert "9"

Page 39, line 14, delete "8" and insert "9"

Page 40, line 5, delete "8" and insert "9"

Page 42, line 5, delete "*and*" and after "7" insert "*, 8 and 17*"

Page 42, line 7, delete "*40 and*" and after "*41*" insert "*and 42*"

Page 42, line 9, delete "*15*" and insert "*16*"

And when so amended, H. F. No. 674 will be identical to S. F. No. 742 and further recommends that H. F. No. 674 be given its second reading and substituted for S. F. No. 742 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by

the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 202, 899, 927, 1156, 864 and 1093 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:

<b>CALENDAR OF</b>					
<b>GENERAL ORDERS</b>		<b>ORDINARY MATTERS</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
927	544	202	152		
1156	1046	1093	1274		
864	1081				
899	463				

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. 1434, 747, 840, 1296, 306, 779, 935, 1441, 1442, 1443, 765, 921, 230, 963, 637, 892, 746, 468, 349, 741, 1391, 896, 1321, 413, 675, 1429, 1057, 1462, 1461, 1421, 1460, 1425, 1054 and 829 were read the second time.

#### **SECOND READING OF HOUSE BILLS**

H. F. Nos. 111, 1160, 981, 674, 203, 864, 1156, 927, 899, 202 and 1093 were read the second time.

#### **MOTIONS AND RESOLUTIONS**

Mr. Milton moved that the name of Mr. Ueland be added as co-author to S. F. No. 1170. The motion prevailed.

Mr. Milton moved that the name of Mr. Pillsbury be added as co-author to S. F. No. 1520. The motion prevailed.

Mr. Milton moved that the name of Mr. Kirchner be added as co-author to S. F. No. 1550. The motion prevailed.

Mr. Chmielewski moved that the name of Mr. Purfeerst be added as co-author to S. F. No. 410. The motion prevailed.

Mr. Schaaf moved that the name of Mr. Stumpf be added as co-author to S. F. No. 1559. The motion prevailed.

Mr. Ashbach moved that the name of Mr. Stokowski be added as co-author to Senate Concurrent Resolution No. 6. The motion prevailed.

Mr. North moved that the name of Mr. Stassen be added as co-author to S. F. No. 605. The motion prevailed.

Mr. Moe moved that H. F. No. 274 be withdrawn from the Committee on Natural Resources and Agriculture and re-referred to the Committee on Rules and Administration. The motion prevailed.

Mr. Chenoweth moved that the following be printed in the Journal:

A roll call vote was taken in the Metropolitan and Urban Affairs Committee on the motion to pass the committee bill on land planning in the metropolitan area, S. F. No. 1653, introduced by the Metropolitan and Urban Affairs Committee.

There were yeas 12 and nays 2, as follows:

Those who voted in the affirmative were:

Chenoweth; Doty; Gearty; Humphrey; Keefe, J.; Kirchner; Lewis; Milton; North; Schaaf; Stokowski and Stumpf.

Those who voted in the negative were:

Knutson and Stassen.

The motion prevailed.

Mr. Conzemius moved that the report from the Committee on Health, Welfare and Corrections, reported April 17, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Conzemius moved that the foregoing report be now adopted. The motion prevailed.

#### CONFIRMATION

Mr. Conzemius moved that in accordance with the report from the Committee on Health, Welfare and Corrections, reported April 17, 1975, the Senate, having advised with, do now consent to and confirm the appointments of:

#### STATE BOARD OF HEALTH

Dr. George Arvidson, 1789 Alameda, St. Paul, Ramsey County, effective March 7, 1975, for a term expiring January 1, 1978.

Helen Lee, 1445 Salem Church Road, Inver Grove Heights, Dakota County, effective January 1, 1975, for a term expiring January 1, 1979.

Theodore Garcia, 125 Washington Avenue, Crookston, Polk County, effective January 1, 1975, for a term expiring January 1, 1979.

Elizabeth Kalisch, 5371 Hugo Road, White Bear Lake, Ramsey County, effective January 1, 1975, for a term expiring January 1, 1979.

Dr. Valentine O'Malley, Jr., 1960 Summit Avenue, St. Paul, Ramsey County, effective January 6, 1975, for a term expiring January 1, 1979.

John Westerman, 601 Turnpike Road, Golden Valley, Hennepin County, effective January 6, 1975, for a term expiring January 1, 1979.

Dr. Arlen Simi, 121 Imperial Drive, St. Cloud, Stearns County, effective January 6, 1975, for a term expiring January 1, 1979.

The motion prevailed. So the appointments were confirmed.

### CALL OF THE SENATE

Mr. Tennesen imposed a call of the Senate. The following Senators answered to their names:

Anderson	Conzemius	Keefe, J.	Nelson	Schmitz
Arnold	Davies	Keefe, S.	North	Sillers
Ashbach	Doty	Kirchner	Olhoff	Solon
Bang	Dunn	Kleinbaum	Olson, A. G.	Spear
Berg	Fitzsimons	Knutson	Olson, H. D.	Stassen
Bernhagen	Gearty	Kowalczyk	Olson, J. L.	Stokowski
Blatz	Hansen, Baldy	Larson	O'Neill	Stumpf
Borden	Hansen, Mel	Laufenburger	Perpich, A. J.	Tennesen
Brataas	Hanson, R.	Lewis	Pillsbury	Wegener
Brown	Hughes	McCutcheon	Purfeerst	Willet
Chenoweth	Humphrey	Merriam	Renneke	
Coleman	Josefson	Moe	Schaaf	

The Sergeant-at-Arms was instructed to bring in the absent members.

### RECONSIDERATION

Mr. Tennesen moved that the vote whereby the report of the Committee of the Whole on April 17, 1975 recommending that S. F. No. 1029 be re-referred to the Committee on Health, Welfare and Corrections, be now reconsidered.

The question being taken on the adoption of the motion,

Mr. Keefe, J. moved that those not voting be excused from voting. The motion prevailed.

And the roll being called, there were yeas 32 and nays 27, as follows:

Those who voted in the affirmative were:

Arnold	Gearty	Merriam	Perpich, A. J.	Stumpf
Borden	Hansen, Mel	Moe	Purfeerst	Tennesen
Chenoweth	Hughes	North	Schaaf	Wegener
Coleman	Keefe, S.	Ogdahl	Schmitz	Willet
Conzemius	Kleinbaum	Olhoff	Solon	
Davies	Laufenburger	Olson, A. G.	Spear	
Doty	McCutcheon	Olson, H. D.	Stokowski	

Those who voted in the negative were:

Anderson	Brataas	Hanson, R.	Kowalczyk	Perpich, G.
Ashbach	Brown	Humphrey	Larson	Renneke
Bang	Dunn	Josefson	Lewis	Stassen
Berg	Fitzsimons	Keefe, J.	Nelson	
Bernhagen	Frederick	Kirchner	Olson, J. L.	
Blatz	Hansen, Baldy	Knutson	O'Neill	

The motion prevailed. So the vote was reconsidered.

### CALL OF THE SENATE

Mr. Tennesen imposed a call of the Senate for the remainder of

the proceedings on S. F. No. 1029. The following Senators answered to their names:

Anderson	Doty	Keefe, S.	North	Schmitz
Arnold	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	Larson	Olson, J. L.	Stokowski
Borden	Hansen, Mel	Laufenburger	O'Neill	Stumpf
Brataas	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Brown	Hughes	McCutcheon	Perpich, G.	Willet
Coleman	Humphrey	Merriam	Purfeerst	
Conzemius	Josefson	Moe	Renneke	
Davies	Keefe, J.	Nelson	Schaaf	

The Sergeant-at-Arms was instructed to bring in the absent members.

The question recurred on the motion of Mr. Gearty to adopt the Committee of the Whole report on S. F. No. 1029.

The question being taken on the adoption of the motion,

And the roll being called, there were yeas 27 and nays 32, as follows:

Those who voted in the affirmative were:

Anderson	Brataas	Hanson, R.	Larson	Renneke
Ashbach	Brown	Humphrey	Lewis	Solon
Bang	Dunn	Josefson	Nelson	Stassen
Berg	Fitzsimons	Kirchner	Olson, J. L.	
Bernhagen	Frederick	Knutson	O'Neill	
Blatz	Hansen, Baldy	Kowalczyk	Perpich, G.	

Those who voted in the negative were:

Arnold	Gearty	Merriam	Perpich, A. J.	Stumpf
Borden	Hansen, Mel	Moe	Purfeerst	Tennessee
Chenoweth	Keefe, J.	North	Schaaf	Wegener
Coleman	Keefe, S.	Ogdahl	Schmitz	Willet
Conzemius	Kleinbaum	Olhoft	Sillers	
Davies	Laufenburger	Olson, A. G.	Spear	
Doty	McCutcheon	Olson, H. D.	Stokowski	

The motion did not prevail. So the report of the Committee on the Whole on S. F. No. 1029 was not adopted.

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved that the Senate take up the Senate Calendar. The motion prevailed.

### THIRD READING OF SENATE BILLS

S. F. No. 624: A bill for an act relating to local water and related land resources management; granting municipalities authority to construct flood prevention or control facilities on certain bodies of water; amending Minnesota Statutes 1974, Section 459.20.

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 58 and nays 0, as follows:



Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	North	Schmitz
Arnold	Davies	Keefe, J.	Ogdahl	Sillers
Ashbach	Doty	Kirchner	Olhoff	Solon
Bang	Dunn	Kleinbaum	Olson, A. G.	Spear
Berg	Fitzsimons	Knutson	Olson, H. D.	Stassen
Bernhagen	Frederick	Larson	Olson, J. L.	Stokowski
Blatz	Gearty	Laufenburger	O'Neill	Stumpf
Borden	Hansen, Baldy	Lewis	Perpich, A. J.	Tennessen
Brataas	Hansen, Mel	McCutcheon	Perpich, G.	Wegener
Brown	Hanson, R.	Merriam	Purfeerst	Willet
Chenoweth	Hughes	Moe	Renneke	
Coleman	Humphrey	Nelson	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 332: A bill for an act relating to education; correcting and eliminating certain obsolete provisions and text dealing with school district organization, reporting and finance; amending Minnesota Statutes 1974, Sections 120.01; 120.08, Subdivision 1; 120.10, Subdivision 3; 120.11; 120.12; 121.11, Subdivisions 3 and 5; 121.19; 121.20, Subdivision 4; 122.21, Subdivision 1; 122.23; 122.26, Subdivisions 16 and 19; 122.32, Subdivision 1; 122.355, Subdivision 1; 122.41; 122.43; 122.44, Subdivision 1; 122.45, Subdivision 1; 122.51; 123.-015; 123.21; 123.32, Subdivision 25; 123.33, Subdivision 12; 123.34, Subdivision 9; 123.65; 123.78, Subdivision 1; 124.03, Subdivision 1; 124.15, Subdivision 2; 124.41, Subdivision 1; 125.03, Subdivision 1; 125.11; 125.15; 125.16; 127.16; 127.19; 127.25; 136.036, Subdivision 2; 275.124; Chapter 128, by adding a section; repealing Minnesota Statutes 1974, Sections 120.02, Subdivisions 7, 10 and 17; 121.11, Subdivision 10; 121.35, Subdivisions 1, 2, 3 and 4; 121.355; 121.36; 121.37; 121.38; 121.39; 121.40; 121.41; 121.42; 121.43; 121.44; 121.45; 121.46; 121.47; 122.11; 122.22, Subdivisions 17 and 19; 122.31; 122.33; 122.35; 122.44, Subdivisions 2, 3, 4 and 5; 122.49; 123.33, Subdivisions 9 and 13; 123.56; 125.03, Subdivisions 2 and 3; 127.14; 127.18; 471.741; Laws 1945, Chapter 579; Laws 1949, Chapter 375; Laws 1951, Chapter 236; Laws 1953, Chapter 249; Laws 1955, Chapter 698; Laws 1957, Chapter 469; Laws 1959, Chapters 13 and 533; Laws 1961, Chapters 284 and 591; Laws 1963, Chapters 465, 607, 711, and 847; Laws 1965, Chapters 725, 747, and 857; Laws 1967, Chapters 594 and 658; Laws 1971, Chapter 767.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Chenoweth	Hansen, Mel	Kowalczyk	Olhoff
Arnold	Coleman	Hanson, R.	Larson	Olson, A. G.
Ashbach	Conzemius	Hughes	Laufenburger	Olson, H. D.
Bang	Davies	Humphrey	Lewis	Olson, J. L.
Berg	Doty	Josefson	McCutcheon	O'Neill
Bernhagen	Dunn	Keefe, J.	Merriam	Perpich, A. J.
Blatz	Fitzsimons	Keefe, S.	Moe	Perpich, G.
Borden	Frederick	Kirchner	Nelson	Purfeerst
Brataas	Gearty	Kleinbaum	North	Renneke
Brown	Hansen, Baldy	Knutson	Ogdahl	Schaaf

Schmitz Sillers	Solon Spear	Stassen Stokowski	Stumpf Tennessee	Wegener Willett
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So the bill passed and its title was agreed to.

S. F. No. 114: A bill for an act relating to no-fault automobile insurance; requiring that a plan for reparation security be maintained for certain motor vehicles only during the period of their contemplated operation or use; amending Minnesota Statutes 1974, Section 658.48, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Nelson	Schaaf
Arnold	Davies	Keefe, J.	North	Schmitz
Ashbach	Doty	Keefe, S.	Ogdahl	Sillers
Bang	Dunn	Kirchner	Olhoff	Solon
Berg	Fitzsimons	Kleinbaum	Olson, A. G.	Spear
Bernhagen	Frederick	Knutson	Olson, H. D.	Stassen
Blatz	Gearty	Kowalczyk	Olson, J. L.	Stokowski
Borden	Hansen, Baldy	Larson	O'Neill	Stumpf
Brataas	Hansen, Mel	Lewis	Perpich, A. J.	Tennessee
Brown	Hanson, R.	McCutcheon	Perpich, G.	Wegener
Chenoweth	Hughes	Merriam	Purfeerst	Willett
Coleman	Humphrey	Moe	Renneke	

Mr. Laufenburger voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 753: A bill for an act relating to state government; regulating advisory councils, boards and commissions; amending Minnesota Statutes 1974, Chapter 15, by adding a section; Sections 16.853; 16.91; 16.911, Subdivision 1; 31.60, Subdivisions 2 and 3; 52.061; 82.30, Subdivision 1; 116C.05; 121.87, Subdivisions 1 and 3; 145.-865, Subdivision 1; 156A.06, Subdivision 1; 175.007, Subdivision 1; 182.656, Subdivision 3; 184.23, Subdivisions 1 and 3; 254A.04; 256.-482, Subdivision 1; 268.12, Subdivision 6; 299C.47; 299F.55; 362.09, Subdivision 3; and 483.02; repealing Minnesota Statutes 1974, Sections 82.30, Subdivisions 2 and 3; 145.865, Subdivision 2; 175.007, Subdivision 3; 182.656, Subdivision 2; 184.23, Subdivision 2; 254A.-05, Subdivision 2; 256.482, Subdivision 6; 483.03; and 483.04.

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 54 and nays 6, as follows:

Those who voted in the affirmative were:

Anderson	Blatz	Conzemius	Hansen, Baldy	Kirchner
Arnold	Borden	Davies	Hanson, R.	Kleinbaum
Ashbach	Brataas	Doty	Hughes	Knutson
Bang	Brown	Dunn	Humphrey	Kowalczyk
Berg	Chenoweth	Fitzsimons	Keefe, J.	Larson
Bernhagen	Coleman	Gearty	Keefe, S.	McCutcheon

Merriam	Olhoff	Perpich, A. J.	Sillers	Stumpf
Moe	Olson, A. G.	Perpich, G.	Solon	Tennessee
Nelson	Olson, H. D.	Purfeerst	Spear	Wegener
North	Olson, J. L.	Schaaf	Stassen	Willet
Ogdahl	O'Neill	Schmitz	Stokowski	

Those who voted in the negative were:

Frederick	Josefson	Laufenburger	Lewis	Renneke
Hansen, Mel				

So the bill passed and its title was agreed to.

S. F. No. 336: A bill for an act relating to the operation of state government; providing for definitions of types of state agencies; naming and renaming certain agencies, boards, commissions, committees, and councils; amending Minnesota Statutes 1974, Sections 15.01; 115.71, Subdivision 4; and 115.74, 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 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Nelson	Renneke
Arnold	Davies	Keefe, J.	North	Schaaf
Ashbach	Doty	Keefe, S.	Ogdahl	Schmitz
Bang	Dunn	Kleinbaum	Olhoff	Sillers
Berg	Fitzsimons	Knutson	Olson, A. G.	Solon
Bernhagen	Frederick	Kowalczyk	Olson, H. D.	Spear
Blatz	Gearty	Larson	Olson, J. L.	Stassen
Borden	Hansen, Baldy	Laufenburger	O'Neill	Stokowski
Brataas	Hansen, Mel	Lewis	Patton	Stumpf
Brown	Hanson, R.	McCutcheon	Perpich, A. J.	Tennessee
Chenoweth	Hughes	Merriam	Perpich, G.	Wegener
Coleman	Humphrey	Moe	Purfeerst	Willet

So the bill passed and its title was agreed to.

S. F. No. 395: A bill for an act relating to taxation; exempting United States flags from the sales and use tax; amending Minnesota Statutes 1974, 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 56 and nays 5, as follows:

Those who voted in the affirmative were:

Anderson	Brown	Frederick	Keefe, J.	Merriam
Arnold	Chenoweth	Gearty	Kleinbaum	Moe
Ashbach	Coleman	Hansen, Baldy	Knutson	Nelson
Bang	Conzemius	Hansen, Mel	Kowalczyk	North
Berg	Davies	Hanson, R.	Larson	Ogdahl
Bernhagen	Doty	Hughes	Laufenburger	Olhoff
Blatz	Dunn	Humphrey	Lewis	Olson, A. G.
Brataas	Fitzsimons	Josefson	McCutcheon	Olson, H. D.

Olson, J. L.	Perpich, G.	Schmitz	Stassen	Tennessee
O'Neill	Purfeerst	Sillers	Stokowski	Wegener
Patton	Renneke	Solon	Stumpf	Willet
Perpich, A. J.				

Those who voted in the negative were:

Borden	Keefe, S.	Kirchner	Schaaf	Spear
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So the bill passed and its title was agreed to.

S. F. No. 266: A bill for an act relating to the livestock contingency fund; repealing Minnesota Statutes 1974, Section 246.32.

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 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Ogdahl	Sillers
Arnold	Doty	Kirchner	Olhoft	Solon
Ashbach	Dunn	Kleinbaum	Olson, A. G.	Spear
Bang	Fitzsimons	Knutson	Olson, H. D.	Stassen
Berg	Frederick	Kowalczyk	Olson, J. L.	Stokowski
Bernhagen	Gearty	Larson	O'Neill	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Patton	Tennessee
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Wegener
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Willet
Brown	Hughes	Merriam	Purfeerst	
Chenoweth	Humphrey	Moe	Renneke	
Coleman	Josefson	Nelson	Schaaf	
Conzemius	Keefe, J.	North	Schmitz	

So the bill passed and its title was agreed to.

S. F. No. 590: A bill for an act relating to unemployment compensation; requiring reports to the department of employment services be in the same name as appears on the employer's payroll checks; amending Minnesota Statutes 1974, Section 268.16, 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	Davies	Keefe, J.	Nelson	Renneke
Arnold	Doty	Keefe, S.	North	Schaaf
Ashbach	Dunn	Kirchner	Ogdahl	Schmitz
Berg	Fitzsimons	Kleinbaum	Olhoft	Sillers
Bernhagen	Frederick	Knutson	Olson, A. G.	Solon
Blatz	Gearty	Kowalczyk	Olson, H. D.	Spear
Borden	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Brataas	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Brown	Hanson, R.	Lewis	Patton	Stumpf
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Tennessee
Coleman	Humphrey	Merriam	Perpich, G.	Wegener
Conzemius	Josefson	Moe	Purfeerst	Willet

So the bill passed and its title was agreed to.

S. F. No. 617: A bill for an act relating to insurance; authorizing exclusion of certain persons from motor vehicle insurance coverage; prohibiting insurers from refusing to supply requested coverage excluding certain persons; amending Minnesota Statutes 1974, Chapter 65B, 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 19 and nays 40, as follows:

Those who voted in the affirmative were:

Anderson	Brown	Hansen, Baldy	Larson	Perpich, A. J.
Arnold	Coleman	Hanson, R.	Merriam	Solon
Bang	Fitzsimons	Josefson	Olson, H. D.	Spear
Bernhagen	Frederick	Kleinbaum	Olson, J. L.	

Those who voted in the negative were:

Berg	Dunn	Knutson	Olhoft	Schmitz
Blatz	Gearly	Kowalczyk	Olson, A. G.	Sillers
Borden	Hansen, Mel	Lewis	O'Neill	Stassen
Brataas	Hughes	McCutcheon	Patton	Stokowski
Chenoweth	Humphrey	Moe	Perpich, G.	Stumpf
Conzemius	Keefe, J.	Nelson	Purfeerst	Tennessee
Davies	Keefe, S.	North	Renneke	Wegener
Doty	Kirchner	Ogdahl	Schaaf	Willet

So the bill failed to pass.

S. F. No. 460: A bill for an act relating to pollution; prohibiting sale of beverage containers having detachable parts; 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 60 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	Ogdahl	Schmitz
Bang	Fitzsimons	Kleinbaum	Olhoft	Sillers
Berg	Frederick	Knutson	Olson, A. G.	Solon
Bernhagen	Gearly	Kowalczyk	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Larson	Olson, J. L.	Stassen
Brataas	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Brown	Hanson, R.	Lewis	Patton	Stumpf
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Tennessee
Coleman	Humphrey	Merriam	Perpich, G.	Wegener
Conzemius	Josefson	Moe	Purfeerst	Willet

So the bill passed and its title was agreed to.

S. F. No. 102: A bill for an act relating to aeronautics; technical services to municipalities; authorizing a reasonable charge by the department for such services; amending Minnesota Statutes 1974, Section 360.015, 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 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Moe	Renneke
Arnold	Davies	Keefe, J.	Nelson	Schaaf
Ashbach	Doty	Keefe, S.	North	Schmitz
Bang	Dunn	Kirchner	Olhoff	Sillers
Berg	Fitzsimons	Kleinbaum	Olson, A. G.	Solon
Bernhagen	Frederick	Knutson	Olson, H. D.	Spear
Blatz	Gearty	Kowalczyk	Olson, J. L.	Stassen
Borden	Hansen, Baldy	Larson	O'Neill	Stokowski
Brataas	Hansen, Mel	Laufenburger	Patton	Stumpf
Brown	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Chenoweth	Hughes	McCutcheon	Perpich, G.	Wegener
Coleman	Humphrey	Merriam	Purfeerst	Willet

So the bill passed and its title was agreed to.

S. F. No. 690: A bill for an act relating to insurance; requiring certain group insurance policies and plans to provide certain benefits for outpatient mental health treatment.

Was read the third time 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.	Ogdahl	Sillers
Arnold	Doty	Kirchner	Olhoff	Solon
Ashbach	Dunn	Kleinbaum	Olson, A. G.	Spear
Bang	Fitzsimons	Knutson	Olson, H. D.	Stassen
Berg	Frederick	Kowalczyk	Olson, J. L.	Stokowski
Bernhagen	Gearty	Larson	O'Neill	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Patton	Tennessee
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Wegener
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Willet
Brown	Hughes	Merriam	Purfeerst	
Chenoweth	Humphrey	Moe	Renneke	
Coleman	Josefson	Nelson	Schaaf	
Conzemius	Keefe, J.	North	Schmitz	

So the bill passed and its title was agreed to.

S. F. No. 1174: A bill for an act relating to health care; requiring that self insurers offering certain health care plans provide certain benefits for the treatment of alcoholism, chemical dependency and drug addiction; amending Minnesota Statutes 1974, Section 62A.149, 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 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Schaaf
Arnold	Doty	Kirchner	Ogdahl	Schmitz
Ashbach	Dunn	Kleinbaum	Olhoff	Sillers
Bang	Fitzsimons	Knutson	Olson, A. G.	Solon
Berg	Frederick	Kowalczyk	Olson, H. D.	Spear
Bernhagen	Gearty	Larson	Olson, J. L.	Stassen
Blatz	Hansen, Baldy	Laufenburger	O'Neill	Stokowski
Borden	Hansen, Mel	Lewis	Patton	Stumpf
Brataas	Hanson, R.	McCutcheon	Perpich, A. J.	Tennessee
Brown	Hughes	Merriam	Perpich, G.	Wegener
Chenoweth	Josefson	Moe	Purfeerst	Willet
Coleman	Keefe, J.	Nelson	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 699: 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; providing a better procedure for abandonment of ditches in urban areas; providing for the termination of activities of conservancy districts; amending Minnesota Statutes 1974, Sections 106.011, Subdivisions 1, 4, 16 and 17; 106.015, Subdivision 5; 106.021, Subdivision 1; 106.031, Subdivision 1; 106.041; 106.091, Subdivision 1; 106.101, Subdivision 1; 106.121, Subdivision 8; 106.131; 106.141, Subdivision 2; 106.161; 106.171, Subdivisions 1 and 2; 106.191, Subdivision 3; 106.211; 106.221, Subdivision 1; 106.231, Subdivision 1; 106.251; 106.281; 106.291; 106.301; 106.321; 106.331; 106.401; 106.431, Subdivision 2; 106.471, Subdivisions 1, 2, 3, 4 and 7; 106.501, Subdivisions 1 and 2; 106.511; 106.521; 106.531; 106.551; 106.561, Subdivisions 1 and 2; 106.601; 106.631, Subdivision 5; 106.651; 106.661; and 112.76; repealing Minnesota Statutes 1974, Sections 106.011, Subdivisions 5, 6, 7, 8 and 9; 106.015, Subdivisions 3 and 4; 106.021, Subdivision 5; 106.231, Subdivision 7; 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 55 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, J.	Moe	Perpich, G.
Arnold	Dunn	Keefe, S.	Nelson	Purfeerst
Ashbach	Fitzsimons	Kirchner	North	Renneke
Bang	Frederick	Kleinbaum	Ogdahl	Schmitz
Berg	Gearty	Knutson	Olhoff	Sillers
Bernhagen	Hansen, Baldy	Kowalczyk	Olson, A. G.	Stassen
Blatz	Hansen, Mel	Larson	Olson, H. D.	Stokowski
Brown	Hanson, R.	Laufenburger	Olson, J. L.	Stumpf
Chenoweth	Hughes	Lewis	O'Neill	Tennessee
Coleman	Humphrey	McCutcheon	Patton	Wegener
Davies	Josefson	Merriam	Perpich, A. J.	Willet

Mr. Borden voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 66: A bill for an act relating to game and fish; authorizing certain handicapped hunters to transport uncased but unloaded firearms; amending Minnesota Statutes 1974, Section 98.48, Subdivision 12.

With the unanimous consent of the Senate, Mr. Perpich, G. moved to amend S. F. No. 66 as follows:

Page 1, line 18, after the period, insert "A disability once established as permanent shall qualify an applicant for a permanent permit pursuant to this subdivision."

Amend the title as follows:

Line 4, after the semicolon, insert "providing permanent permits for handicapped hunters;"

The motion prevailed. So the amendment was adopted.

S. F. No. 66: A bill for an act relating to game and fish; authorizing certain handicapped hunters to transport uncased but unloaded firearms; providing permanent permits for handicapped hunters; amending Minnesota Statutes 1974, Section 98.48, Subdivision 12.

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	Davies	Keefe, J.	Ogdahl	Sillers
Arnold	Doty	Keefe, S.	Olhoft	Solon
Ashbach	Dunn	Kirchner	Olson, H. D.	Spear
Bang	Fitzsimons	Kleinbaum	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Borden	Hansen, Mel	Lewis	Perpich, G.	Wegener
Brown	Hanson, R.	Merriam	Purfeerst	Willet
Chenoweth	Hughes	Moe	Renneke	
Coleman	Humphrey	Nelson	Schaaf	
Conzemius	Josefson	North	Schmitz	

Mr. McCutcheon voted in the negative.

So the bill, as amended, passed and its title was agreed to.

S. F. No. 869: A bill for an act relating to St. Louis county; providing for the disposition of the proceeds from the sale or rental of tax forfeited lands or from the sale of any products therefrom.

Was read the third time 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.	Ogdahl	Sillers
Arnold	Doty	Kirchner	Olhoft	Solon
Ashbach	Dunn	Kleinbaum	Olson, A. G.	Spear
Bang	Fitzsimons	Knutson	Olson, H. D.	Stassen
Berg	Frederick	Kowalczyk	Olson, J. L.	Stokowski
Bernhagen	Gearty	Larson	O'Neill	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Patton	Tennessee
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Wegener
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Willet
Brown	Hughes	Merriam	Purfeerst	
Chenoweth	Humphrey	Moe	Renneke	
Coleman	Josefson	Nelson	Schaaf	
Conzemius	Keefe, J.	North	Schmitz	

So the bill passed and its title was agreed to.

S. F. No. 320: A bill for an act relating to taxation; increasing the percentage of unrefunded gasoline excise taxes attributable to snowmobile operation; appropriating money; amending Minnesota Statutes 1974, Sections 296.16, Subdivision 1; and 296.421, 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 47 and nays 10, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kirchner	Olhoft	Solon
Arnold	Fitzsimons	Kleinbaum	Olson, H. D.	Stassen
Ashbach	Frederick	Knutson	Olson, J. L.	Stokowski
Bang	Gearty	Kowalczyk	O'Neill	Stumpf
Bernhagen	Hansen, Baldy	Larson	Patton	Tennessee
Blatz	Hanson, R.	Merriam	Perpich, A. J.	Wegener
Borden	Humphrey	Moe	Perpich, G.	Willet
Brataas	Josefson	Nelson	Renneke	
Brown	Keefe, J.	North	Schmitz	
Doty	Keefe, S.	Ogdahl	Sillers	

Those who voted in the negative were:

Chenoweth	Davies	Laufenburger	McCutcheon	Purfeerst
Conzemius	Hansen, Mel	Lewis	Olson, A. G.	Spear

So the bill passed and its title was agreed to.

S. F. No. 582: A bill for an act relating to towns; authorizing towns to acquire land for park and recreation purposes; amending Minnesota Statutes 1974, Section 368.01, Subdivision 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 57 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Olhoft	Sillers
Arnold	Dunn	Kirchner	Olson, A. G.	Solon
Bang	Fitzsimons	Kleinbaum	Olson, H. D.	Spear
Berg	Frederick	Knutson	Olson, J. L.	Stassen
Bernhagen	Gearty	Kowalczyk	O'Neill	Stokowski
Blatz	Hansen, Baldy	Larson	Patton	Stumpf
Borden	Hansen, Mel	Laufenburger	Perpich, A. J.	Tennessee
Brataas	Hanson, R.	Lewis	Perpich, G.	Wegener
Brown	Hughes	Merriam	Purfeerst	Willet
Chenoweth	Humphrey	Moe	Renneke	
Conzemius	Josefson	Nelson	Schaaf	
Davies	Keefe, J.	North	Schmitz	

So the bill passed and its title was agreed to.

S. F. No. 1039: A bill for an act relating to plats and surveys in Olmsted county; providing for approval by the county surveyor and providing for a fee.

Was read the third time 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.	North	Schmitz
Arnold	Doty	Keefe, S.	Olhoft	Sillers
Ashbach	Dunn	Kirchner	Olson, A. G.	Solon
Bang	Fitzsimons	Kleinbaum	Olson, H. D.	Spear
Berg	Frederick	Knutson	Olson, J. L.	Stassen
Bernhagen	Gearty	Kowalczyk	O'Neill	Stokowski
Blatz	Hansen, Baldy	Larson	Patton	Stumpf
Borden	Hansen, Mel	Laufenburger	Perpich, A. J.	Tennessee
Brataas	Hanson, R.	Lewis	Perpich, G.	Wegener
Brown	Hughes	Merriam	Purfeerst	Willet
Chenoweth	Humphrey	Moe	Renneke	
Conzemius	Josefson	Nelson	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 1038: A bill for an act relating to certain counties; providing for the filing of surveys with the county surveyor.

Was read the third time 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	Chenoweth	Hansen, Mel	Kowalczyk	Olson, H. D.
Arnold	Coleman	Hanson, R.	Larson	Olson, J. L.
Ashbach	Conzemius	Hughes	Laufenburger	O'Neill
Bang	Davies	Humphrey	Lewis	Patton
Berg	Doty	Josefson	Merriam	Perpich, A. J.
Bernhagen	Dunn	Keefe, J.	Nelson	Perpich, G.
Blatz	Fitzsimons	Keefe, S.	North	Purfeerst
Borden	Frederick	Kirchner	Ogdahl	Renneke
Brataas	Gearty	Kleinbaum	Olhoft	Schaaf
Brown	Hansen, Baldy	Knutson	Olson, A. G.	Schmitz

Sillers Solon	Spear Stassen	Stokowski Stumpf	Tennessen Wegener	Willet
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So the bill passed and its title was agreed to.

S. F. No. 782: A bill for an act relating to courts; providing compensation and mileage allowance for jurors; amending Minnesota Statutes 1974, 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 50 and nays 8, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, J.	North	Schmitz
Arnold	Dunn	Keefe, S.	Olhoft	Sillers
Berg	Fitzsimons	Kirchner	Olson, A. G.	Solon
Bernhagen	Frederick	Kleinbaum	Olson, H. D.	Spear
Borden	Gearty	Knutson	Olson, J. L.	Stassen
Brown	Hansen, Baldy	Larson	O'Neill	Stokowski
Chenoweth	Hansen, Mel	Laufenburger	Patton	Stumpf
Coleman	Hughes	Lewis	Purfeerst	Tennessen
Conzemius	Humphrey	Merriam	Renneke	Wegener
Davies	Josefson	Milton	Schaaf	Willet

Those who voted in the negative were:

Bang	Brataas	Nelson	Perpich, A. J.	Perpich, G.
Blatz	Kowalczyk	Ogdahl		

So the bill passed and its title was agreed to.

S. F. No. 662: A bill for an act relating to domestic relations; contracts and conveyances between husband and wife; amending Minnesota Statutes 1974, Sections 500.19, by adding a subdivision; and 519.06.

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 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Nelson	Renneke
Arnold	Davies	Keefe, J.	North	Schaaf
Ashbach	Doty	Keefe, S.	Ogdahl	Schmitz
Bang	Dunn	Kirchner	Olhoft	Sillers
Berg	Fitzsimons	Kleinbaum	Olson, A. G.	Solon
Bernhagen	Frederick	Knutson	Olson, H. D.	Spear
Blatz	Gearty	Kowalczyk	Olson, J. L.	Stassen
Borden	Hansen, Baldy	Larson	O'Neill	Stokowski
Brataas	Hansen, Mel	Laufenburger	Patton	Stumpf
Brown	Hanson, R.	Lewis	Perpich, A. J.	Tennessen
Chenoweth	Hughes	Merriam	Perpich, G.	Wegener
Coleman	Humphrey	Milton	Purfeerst	Willet

So the bill passed and its title was agreed to.

S. F. No. 307: A bill for an act relating to the practice of podiatry; allowing the board of podiatry examiners and registration to create

certain registration standards by rule and regulation; amending Minnesota Statutes 1974, Section 153.04.

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 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Nelson	Renneke
Arnold	Davies	Keefe, J.	North	Schaaf
Ashbach	Doty	Keefe, S.	Ogdahl	Schmitz
Bang	Dunn	Kirchner	Olhoft	Sillers
Berg	Fitzsimons	Kleinbaum	Olson, A. G.	Solon
Bernhagen	Frederick	Knutson	Olson, H. D.	Spear
Blatz	Gearty	Kowalczyk	Olson, J. L.	Stassen
Borden	Hansen, Baldy	Larson	O'Neill	Stokowski
Brataas	Hansen, Mel	Laufenburger	Patton	Stumpf
Brown	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Chenoweth	Hughes	Merriam	Perpich, G.	Wegener
Coleman	Humphrey	Milton	Purfeerst	Willet

So the bill passed and its title was agreed to.

S. F. No. 1007: A bill for an act relating to public contracts; providing an exception to the prohibition against interest of public officers in certain governmental units; amending Minnesota Statutes 1974, Section 471.88, 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 18 and nays 42, as follows:

Those who voted in the affirmative were:

Borden	Kirchner	Ogdahl	Schmitz	Wegener
Hansen, Mel	Kleinbaum	Olhoft	Sillers	Willet
Hanson, R.	Larson	Perpich, G.	Solon	
Keefe, J.	Laufenburger	Purfeerst	Stokowski	

Those who voted in the negative were:

Anderson	Chenoweth	Hansen, Baldy	Milton	Renneke
Arnold	Coleman	Hughes	Nelson	Schaaf
Ashbach	Conzemius	Humphrey	North	Spear
Bang	Davies	Josefson	Olson, A. G.	Stassen
Berg	Doty	Keefe, S.	Olson, H. D.	Stumpf
Bernhagen	Dunn	Knutson	Olson, J. L.	Tennessee
Blatz	Fitzsimons	Kowalczyk	O'Neill	
Brataas	Frederick	Lewis	Patton	
Brown	Gearty	Merriam	Perpich, A. J.	

So the bill failed to pass.

S. F. No. 1168: A bill for an act relating to certain political subdivisions; authorizing the governing bodies of cities and counties to advance expense money; amending Minnesota Statutes 1974, Section 471.96, Subdivision 1; and Chapter 471, 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 43 and nays 17, as follows:

Those who voted in the affirmative were:

Arnold	Coleman	Humphrey	North	Schmitz
Ashbach	Davies	Keefe, J.	Olhoff	Solon
Bang	Dunn	Kirchner	Olson, H. D.	Spear
Berg	Fitzsimons	Kleinbaum	Olson, J. L.	Stokowski
Bernhagen	Frederick	Larson	O'Neill	Stumpf
Blatz	Gearty	Lewis	Patton	Wegener
Borden	Hansen, Baldy	Merriam	Purfeerst	Willet
Brataas	Hansen, Mel	Milton	Renneke	
Brown	Hanson, R.	Nelson	Schaaf	

Those who voted in the negative were:

Anderson	Hughes	Kowalczyk	Perpich, A. J.	Tennessen
Chenoweth	Josefson	Laufenburger	Perpich, G.	
Conzemius	Keefe, S.	Ogdahl	Sillers	
Doty	Knutson	Olson, A. G.	Stassen	

So the bill passed and its title was agreed to.

S. F. No. 1015: A bill for an act relating to commerce; providing qualifications for legal newspapers; amending Minnesota Statutes 1974, Section 331.02, 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 58 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Ogdahl	Schmitz
Arnold	Doty	Keefe, S.	Olhoff	Sillers
Ashbach	Dunn	Kirchner	Olson, A. G.	Solon
Bang	Fitzsimons	Kleinbaum	Olson, H. D.	Spear
Berg	Frederick	Knutson	Olson, J. L.	Stassen
Bernhagen	Gearty	Kowalczyk	O'Neill	Stokowski
Blatz	Hansen, Baldy	Larson	Patton	Stumpf
Borden	Hansen, Mel	Laufenburger	Perpich, A. J.	Tennessen
Brataas	Hanson, R.	Lewis	Perpich, G.	Wegener
Brown	Hughes	Merriam	Purfeerst	Willet
Coleman	Humphrey	Nelson	Renneke	
Conzemius	Josefson	North	Schaaf	

Mr. Milton voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 908: A bill for an act relating to counties; providing for the filling of vacancies in the office of county commissioner; amending Minnesota Statutes 1974, Chapter 375, by adding a section; Section 375.03; repealing Minnesota Statutes 1974, Section 375.10.

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 59 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Nelson	Schaaf
Arnold	Davies	Keefe, J.	North	Schmitz
Ashbach	Doty	Keefe, S.	Ogdahl	Sillers
Bang	Dunn	Kirchner	Olhoff	Solon
Berg	Fitzsimons	Kleinbaum	Olson, A. G.	Spear
Bernhagen	Frederick	Knutson	Olson, J. L.	Stassen
Blatz	Gearty	Kowalczyk	O'Neill	Stokowski
Borden	Hansen, Baldy	Larson	Patton	Stumpf
Brataas	Hansen, Mel	Laufenburger	Perpich, A. J.	Tennessen
Brown	Hanson, R.	Lewis	Perpich, G.	Wegener
Chenoweth	Hughes	Merriam	Purfeerst	Willet
Coleman	Humphrey	Milton	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 543: A bill for an act relating to public local grain warehouses; providing for the filing and posting of storage rates and other charges assessed by public local grain warehousemen; prescribing the form of storage receipts; amending Minnesota Statutes 1974, Sections 232.06, Subdivisions 1, 4 and 5; and 232.07.

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 59 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	North	Schaaf
Arnold	Doty	Keefe, S.	Ogdahl	Schmitz
Ashbach	Dunn	Kirchner	Olhoff	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	Larson	O'Neill	Stokowski
Borden	Hansen, Mel	Laufenburger	Patton	Stumpf
Brataas	Hanson, R.	Lewis	Perpich, A. J.	Tennessen
Brown	Hughes	Merriam	Perpich, G.	Wegener
Chenoweth	Humphrey	Milton	Purfeerst	Willet
Coleman	Josefson	Nelson	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 917: A bill for an act relating to waters and watercraft safety; modifying the hours of operation of a watercraft towing a person; authorizing counties to expend moneys received from watercraft license fees for watercraft and swimming safety instructions; amending Minnesota Statutes 1974, Sections 361.09, Subdivision 2; and 361.27, 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 56 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	North	Solon
Arnold	Doty	Keefe, S.	Olhoff	Spear
Ashbach	Dunn	Kirchner	Olson, H. D.	Stassen
Bang	Fitzsimons	Kleinbaum	Olson, J. L.	Stokowski
Bernhagen	Frederick	Knutson	O'Neill	Stumpf
Blatz	Gearty	Kowalczyk	Patton	Tennessee
Borden	Hansen, Baldy	Larson	Perpich, A. J.	Wegener
Brataas	Hansen, Mel	Laufenburger	Perpich, G.	Willet
Brown	Hansen, R.	Lewis	Purfeerst	
Chenoweth	Hughes	Merriam	Schaaf	
Coleman	Humphrey	Milton	Schmitz	
Conzemius	Josefson	Nelson	Sillers	

Mr. Renneke voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1102: A bill for an act relating to the Seaway Port Authority of Duluth; permitting the authority to buy, lease or otherwise contract for vessels.

Was read the third time 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 21, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kirchner	Patton	Stassen
Arnold	Gearty	Kleinbaum	Perpich, A. J.	Stokowski
Borden	Hansen, Mel	Larson	Perpich, G.	Stumpf
Chenoweth	Hansen, R.	Lewis	Purfeerst	Tennessee
Coleman	Hughes	Milton	Schaaf	Wegener
Conzemius	Humphrey	Olhoff	Schmitz	
Davies	Keefe, J.	Olson, H. D.	Solon	
Doty	Keefe, S.	O'Neill	Spear	

Those who voted in the negative were:

Ashbach	Brataas	Josefson	Ogdahl	Willet
Bang	Brown	Knutson	Olson, A. G.	
Berg	Fitzsimons	Kowalczyk	Olson, J. L.	
Bernhagen	Frederick	Laufenburger	Renneke	
Blatz	Hansen, Baldy	North	Sillers	

So the bill passed and its title was agreed to.

S. F. No. 649: A bill for an act relating to agriculture; collective bargaining; agricultural marketing and bargaining associations; amending Minnesota Statutes 1974, Sections 17.694, Subdivision 5, and by adding a subdivision; and 17.697, 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 0, as follows:

Those who voted in the affirmative were:

Anderson	Bang	Blatz	Brown	Davies
Arnold	Berg	Borden	Coleman	Doty
Ashbach	Bernhagen	Brataas	Conzemius	Dunn

Fitzsimons	Keefe, J.	Merriam	Patton	Spear
Frederick	Keefe, S.	Nelson	Perpich, A. J.	Stassen
Gearty	Kirchner	North	Perpich, G.	Stokowski
Hansen, Baldy	Kleinbaum	Ogdahl	Purfeerst	Stumpf
Hansen, Mel	Knutson	Olhoff	Renneke	Tennessee
Hanson, R.	Kowalczyk	Olson, A. G.	Schaaf	Wegener
Hughes	Larson	Olson, H. D.	Schmitz	Willet
Humphrey	Laufenburger	Olson, J. L.	Sillers	
Josefson	Lewis	O'Neill	Solon	

So the bill passed and its title was agreed to.

S. F. No. 393: A bill for an act relating to the metropolitan airports commission; exercise of powers; tax levy; amending Laws 1975, Chapter 13, Section 103, 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 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Nelson	Renneke
Arnold	Davies	Keefe, J.	North	Schaaf
Ashbach	Doty	Keefe, S.	Ogdahl	Schmitz
Bang	Dunn	Kirchner	Olhoff	Sillers
Berg	Fitzsimons	Kleinbaum	Olson, A. G.	Solon
Bernhagen	Frederick	Knutson	Olson, H. D.	Spear
Blatz	Gearty	Kowalczyk	Olson, J. L.	Stassen
Borden	Hansen, Baldy	Larson	O'Neill	Stokowski
Brataas	Hansen, Mel	Laufenburger	Patton	Stumpf
Brown	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Chenoweth	Hughes	Merriam	Perpich, G.	Wegener
Coleman	Humphrey	Milton	Purfeerst	Willet

So the bill passed and its title was agreed to.

S. F. No. 820: A bill for an act relating to education; powers of trustees of incorporated colleges; changing the duty of incorporated colleges or seminaries to report to the commissioner of education to a duty to report to the higher education coordinating commission; amending Minnesota Statutes 1974, Chapter 136A, by adding a section; repealing Minnesota Statutes 1974, Section 121.18.

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 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Brataas	Fitzsimons	Josefson	Laufenburger
Arnold	Brown	Frederick	Keefe, J.	Lewis
Ashbach	Chenoweth	Gearty	Keefe, S.	Merriam
Bang	Coleman	Hansen, Baldy	Kirchner	Milton
Berg	Conzemius	Hansen, Mel	Kleinbaum	Nelson
Bernhagen	Davies	Hanson, R.	Knutson	North
Blatz	Doty	Hughes	Kowalczyk	Ogdahl
Borden	Dunn	Humphrey	Larson	Olhoff



Olson, A. G.	Patton	Renneke	Solon	Stumpf
Olson, H. D.	Perpich, A. J.	Schaaf	Spear	Tennessee
Olson, J. L.	Perpich, G.	Schmitz	Stassen	Wegener
O'Neill	Purfeerst	Sillers	Stokowski	Willet

So the bill passed and its title was agreed to.

S. F. No. 177: A bill for an act relating to public health; changing requirements and procedures for obtaining certificates of need for health care facilities; amending Minnesota Statutes 1974, Sections 145.72, Subdivisions 2 and 3; 145.76; 145.78; 145.80; 145.82; Chapter 145, by adding sections; and repealing Minnesota Statutes 1974, Section 145.81.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Nelson	Renneke
Arnold	Davies	Keefe, J.	North	Schaaf
Ashbach	Doty	Keefe, S.	Ogdahl	Schmitz
Bang	Dunn	Kirchner	Olhoft	Sillers
Berg	Fitzsimons	Kleinbaum	Olson, A. G.	Solon
Bernhagen	Frederick	Knutson	Olson, H. D.	Spear
Blatz	Gearty	Kowalczyk	Olson, J. L.	Stassen
Borden	Hansen, Baldy	Larson	O'Neill	Stokowski
Brataas	Hansen, Mel	Laufenburger	Patton	Stumpf
Brown	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Chenoweth	Hughes	Merriam	Perpich, G.	Wegener
Coleman	Humphrey	Milton	Purfeerst	Willet

So the bill passed and its title was agreed to.

S. F. No. 451: A bill for an act relating to natural resources; raising limitations on values of timber which may be sold by informal sale; reducing the value of timber which may be sold at auction; altering certain sale procedures; amending Minnesota Statutes 1974, Chapter 90, by adding a section; Sections 90.02; 90.101; 90.151, Subdivisions 1 and 13; and 90.191, Subdivision 1.

With the unanimous consent of the Senate, Mr. Willet moved to amend S. F. No. 451 as follows:

Page 5, after line 16, insert:

*"Sec. 7. Minnesota Statutes 1974, Section 9.051, is repealed."*

Page 5, line 17, strike "7" and insert "8"

Amend the title as follows:

Line 8, after "90.191, Subdivision 1" insert "; repealing Minnesota Statutes 1974, Section 9.051"

The motion prevailed. So the amendment was adopted.

S. F. No. 451: A bill for an act relating to natural resources; raising limitations on values of timber which may be sold by informal sale; reducing the value of timber which may be sold at auction; altering certain sale procedures; amending Minnesota Statutes 1974, Chapter 90, by adding a section; Sections 90.02; 90.101; 90.151, Subdivisions 1 and 13; and 90.191, Subdivision 1; repealing Minnesota Statutes 1974, Section 9.051.

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 1, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Olson, A. G.	Solon
Arnold	Dunn	Knutson	Olson, H. D.	Spear
Bang	Fitzsimons	Kowalczyk	Olson, J. L.	Stassen
Berg	Frederick	Larson	O'Neill	Stokowski
Bernhagen	Gearty	Laufenburger	Patton	Stumpf
Blatz	Hansen, Mel	Lewis	Perpich, A. J.	Tennessee
Borden	Hanson, R.	Merriam	Perpich, G.	Wegener
Brown	Hughes	Milton	Purfeerst	Willet
Chenoweth	Humphrey	Nelson	Renneke	
Coleman	Josefson	North	Schaaf	
Conzemius	Keefe, J.	Ogdahl	Schmitz	
Davies	Keefe, S.	Olhoft	Sillers	

Mr. Hansen, Baldy, voted in the negative.

So the bill, as amended, passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS

H. F. No. 319: A bill for an act relating to health; providing for location and zoning regulation of residences for mentally retarded and physically handicapped persons; amending Minnesota Statutes 1974, Sections 252.28, by adding a subdivision; and 462.357, by adding subdivisions.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Ogdahl	Schmitz
Arnold	Doty	Kirchner	Olhoft	Sillers
Bang	Dunn	Kleinbaum	Olson, A. G.	Solon
Berg	Fitzsimons	Knutson	Olson, H. D.	Spear
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Stassen
Blatz	Gearty	Larson	O'Neill	Stokowski
Borden	Hansen, Mel	Laufenburger	Patton	Stumpf
Brataas	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Brown	Hughes	Merriam	Perpich, G.	Wegener
Chenoweth	Humphrey	Milton	Purfeerst	Willet
Coleman	Josefson	Nelson	Renneke	
Conzemius	Keefe, J.	North	Schaaf	

Mr. Hansen, Baldy voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 138: A bill for an act relating to motor vehicles; establishing the classification of collector's vehicles and providing for the registration and taxation of such vehicles; amending Minnesota Statutes 1974, Section 168.10, 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 59 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	North	Schaaf
Arnold	Doty	Keefe, S.	Ogdahl	Schmitz
Ashbach	Dunn	Kirchner	Olhoft	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	Larson	O'Neill	Stokowski
Borden	Hansen, Mel	Laufenburger	Patton	Stumpf
Brataas	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Brown	Hughes	Merriam	Perpich, G.	Wegener
Chenoweth	Humphrey	Milton	Purfeerst	Willet
Conzemius	Josefson	Nelson	Renneke	

Mr. Coleman voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 688: A bill for an act relating to school districts; insurance for school district funds; amending Minnesota Statutes 1974, Section 124.05, 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 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Nelson	Renneke
Arnold	Davies	Keefe, J.	North	Schaaf
Ashbach	Doty	Keefe, S.	Ogdahl	Schmitz
Bang	Dunn	Kirchner	Olhoft	Sillers
Berg	Fitzsimons	Kleinbaum	Olson, A. G.	Solon
Bernhagen	Frederick	Knutson	Olson, H. D.	Spear
Blatz	Gearty	Kowalczyk	Olson, J. L.	Stassen
Borden	Hansen, Baldy	Larson	O'Neill	Stokowski
Brataas	Hansen, Mel	Laufenburger	Patton	Stumpf
Brown	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Chenoweth	Hughes	Merriam	Perpich, G.	Wegener
Coleman	Humphrey	Milton	Purfeerst	Willet

So the bill passed and its title was agreed to.

H. F. No. 87: A bill for an act relating to highway traffic regulations; evidence of speed of a motor vehicle through radar or other speedalyzer devices; standards required for admission as evidence; amending Minnesota Statutes 1974, Section 169.14, 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 16, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Hughes	Milton	Renneke
Arnold	Davies	Keefe, J.	Nelson	Schaaf
Ashbach	Doty	Keefe, S.	North	Schmitz
Bang	Dunn	Kirchner	Olhoff	Spear
Bernhagen	Fitzsimons	Kleinbaum	O'Neill	Stokowski
Blatz	Frederick	Kowalczyk	Patton	Stumpf
Brown	Gearly	Larson	Perpich, A. J.	Tennessee
Chenoweth	Hansen, Mel	Lewis	Perpich, G.	
Coleman	Hanson, R.	Merriam	Purfeerst	

Those who voted in the negative were:

Berg	Humphrey	Laufenburger	Olson, J. L.	Stassen
Borden	Josefson	Ogdahl	Sillers	Wegener
Brataas	Knutson	Olson, A. G.	Solon	Willet
Hansen, Baldy				

So the bill passed and its title was agreed to.

H. F. No. 923: A bill for an act relating to energy; postponing the deadline for promulgation of energy conserving building design and construction standards by the commissioner of administration; amending Minnesota Statutes 1974, Section 116H.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	Conzemius	Josefson	Nelson	Renneke
Arnold	Davies	Keefe, J.	North	Schaaf
Ashbach	Doty	Keefe, S.	Ogdahl	Schmitz
Bang	Dunn	Kirchner	Olhoff	Sillers
Berg	Fitzsimons	Kleinbaum	Olson, A. G.	Solon
Bernhagen	Frederick	Knutson	Olson, H. D.	Spear
Blatz	Gearly	Kowalczyk	Olson, J. L.	Stassen
Borden	Hansen, Baldy	Larson	O'Neill	Stokowski
Brataas	Hansen, Mel	Laufenburger	Patton	Stumpf
Brown	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Chenoweth	Hughes	Merriam	Perpich, G.	Wegener
Coleman	Humphrey	Milton	Purfeerst	Willet

So the bill passed and its title was agreed to.

H. F. No. 249: A bill for an act relating to eminent domain; appraisal fees in acquisition by direct purchase; filing of final certificate; amending Minnesota Statutes 1974, Sections 117.205; and 117.232, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Nelson	Renneke
Arnold	Davies	Keefe, J.	North	Schaaf
Ashbach	Doty	Keefe, S.	Ogdahl	Schmitz
Bang	Dunn	Kirchner	Olhoft	Sillers
Berg	Fitzsimons	Kleinbaum	Olson, A. G.	Solon
Bernhagen	Frederick	Knutson	Olson, H. D.	Spear
Blatz	Gearty	Kowalczyk	Olson, J. L.	Stassen
Borden	Hansen, Baldy	Larson	O'Neill	Stokowski
Brataas	Hansen, Mel	Laufenburger	Patton	Stumpf
Brown	Hanson, R.	Lewis	Perpich, A. J.	Tennessen
Chenoweth	Hughes	Merriam	Perpich, G.	Wegener
Coleman	Humphrey	Milton	Purfeerst	Willet

So the bill passed and its title was agreed to.

H. F. No. 130: A bill for an act relating to the city of Minneapolis; authorizing the city council to grant certain powers and duties to the commission on human relations, director; and department of civil rights and to subject certain areas of city government to the civil rights ordinance; repealing Laws 1967, Chapter 743.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Ogdahl	Schmitz
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	Larson	O'Neill	Stokowski
Blatz	Hansen, Mel	Laufenburger	Patton	Stumpf
Borden	Hanson, R.	Lewis	Perpich, A. J.	Tennessen
Brataas	Hughes	Merriam	Perpich, G.	Wegener
Brown	Humphrey	Milton	Purfeerst	Willet
Chenoweth	Josefson	Nelson	Renneke	
Conzemius	Keefe, J.	North	Schaaf	

Mr. Hansen, Baldy 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 2:00 o'clock p.m. The motion prevailed.

The hour of 2:00 o'clock p.m. having arrived, the President called the Senate to order.

#### MEMBERS EXCUSED

Mr. Chmielewski was excused from the Session of today. Mr. Hansen, Baldy was excused from this afternoon's Session.

**CALL OF THE SENATE**

Mr. Gearty imposed a call of the Senate. The following Senators answered to their names:

Anderson	Coleman	Josefson	Olson, A. G.	Spear
Arnold	Conzemius	Keefe, S.	Olson, H. D.	Stokowski
Ashbach	Davies	Kirchner	Olson, J. L.	Stumpf
Berg	Doty	Kleinbaum	O'Neill	Tennessee
Bernhagen	Dunn	Laufenburger	Perpich, A. J.	Wegener
Blatz	Fitzsimons	Lewis	Perpich, G.	Willet
Borden	Gearty	McCutcheon	Purfeerst	
Brown	Hughes	Ogdahl	Renneke	
Chenoweth	Humphrey	Olhoft	Schmitz	

The Sergeant-at-Arms was instructed to bring in the absent members.

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved that the Senate take up the Calendar of Ordinary Matters. The motion prevailed.

**CALENDAR OF ORDINARY MATTERS**

S. F. No. 987: A bill for an act relating to Hennepin county; re-establishing the jurisdiction of the Hennepin county personnel board as to court reporters in the fourth judicial district; repealing Laws 1969; Chapter 568; and Laws 1971, Chapter 608.

Was read the third time 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	Conzemius	Josefson	Ogdahl	Renneke
Arnold	Davies	Kirchner	Olhoft	Schmitz
Ashbach	Doty	Kleinbaum	Olson, A. G.	Solon
Berg	Dunn	Knutson	Olson, H. D.	Spear
Bernhagen	Fitzsimons	Lewis	Olson, J. L.	Stokowski
Blatz	Gearty	McCutcheon	O'Neill	Stumpf
Brown	Hansen, Mel	Merriam	Perpich, A. J.	Tennessee
Chenoweth	Hughes	Milton	Perpich, G.	Wegener
Coleman	Humphrey	North	Purfeerst	Willet

So the bill passed and its title was agreed to.

S. F. No. 953: A bill for an act relating to Hennepin county; including the librarian and other employees of the county law library within the merit personnel system of the county; amending Laws 1933, Chapter 291, Section 15; and Laws 1965, Chapter 855, Section 7, 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 46 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Olson, A. G.	Spear
Arnold	Doty	Kleinbaum	Olson, H. D.	Stokowski
Ashbach	Dunn	Knutson	Olson, J. L.	Stumpf
Berg	Fitzsimons	Lewis	O'Neill	Tennessee
Bernhagen	Gearty	McCutcheon	Perpich, A. J.	Wegener
Blatz	Hansen, Mel	Merriam	Perpich, G.	Willet
Brown	Hughes	Milton	Purfeerst	
Chenoweth	Humphrey	North	Renneke	
Coleman	Josefson	Ogdahl	Schmitz	
Conzemius	Keefe, S.	Olhoft	Solon	

So the bill passed and its title was agreed to.

S. F. No. 977: A bill for an act relating to Hennepin county; providing for the support and maintenance of the county law library; amending Laws 1933, Chapter 291, Section 12, as amended; and Laws 1933, Chapter 291, Section 16, 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 47 and nays 0, 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.	Stokowski
Berg	Dunn	Knutson	Olson, J. L.	Stumpf
Bernhagen	Fitzsimons	Lewis	O'Neill	Tennessee
Blatz	Gearty	McCutcheon	Perpich, A. J.	Wegener
Borden	Hansen, Mel	Merriam	Perpich, G.	Willet
Brown	Hughes	Milton	Purfeerst	
Chenoweth	Humphrey	North	Renneke	
Coleman	Josefson	Ogdahl	Schmitz	

So the bill passed and its title was agreed to.

S. F. No. 1210: A bill for an act relating to the city of Ely; authorizing the governing body thereof to consolidate the offices of city clerk and city treasurer.

Was read the third time 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 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kleinbaum	Olhoft	Solon
Arnold	Doty	Knutson	Olson, A. G.	Spear
Ashbach	Dunn	Kowalczyk	Olson, H. D.	Stokowski
Berg	Fitzsimons	Laufenburger	Olson, J. L.	Stumpf
Bernhagen	Gearty	Lewis	O'Neill	Tennessee
Blatz	Hansen, Mel	McCutcheon	Patton	Wegener
Borden	Hughes	Merriam	Perpich, A. J.	Willet
Brown	Humphrey	Milton	Perpich, G.	
Chenoweth	Josefson	Nelson	Purfeerst	
Coleman	Keefe, S.	North	Renneke	
Conzemius	Kirchner	Ogdahl	Schmitz	

So the bill passed and its title was agreed to.

S. F. No. 1136: A bill for an act relating to Winona county; authorizing the appropriation of funds for public health nursing; providing for increased per diem payments for public health nursing service committee members.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 57 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	North	Schmitz
Arnold	Davies	Kirchner	Ogdahl	Solon
Ashbach	Doty	Kleinbaum	Olhoft	Spear
Bang	Dunn	Knutson	Olson, A. G.	Stassen
Berg	Fitzsimons	Kowalczyk	Olson, H. D.	Stokowski
Bernhagen	Frederick	Larson	Olson, J. L.	Stumpf
Blatz	Gearty	Laufenburger	O'Neill	Tennessee
Borden	Hansen, Mel	Lewis	Patton	Wegener
Brataas	Hughes	McCutcheon	Perpich, A. J.	Willet
Brown	Humphrey	Merriam	Perpich, G.	
Chenoweth	Josefson	Milton	Purfeerst	
Coleman	Keefe, J.	Nelson	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 845: A bill for an act relating to Itasca County; increasing the permissible per capita expenditure on tourist, agricultural and industrial promotion; amending Laws 1965, Chapter 326, Section 1, 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 0, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Keefe, S.	Nelson	Purfeerst
Arnold	Conzemius	Kirchner	North	Renneke
Ashbach	Davies	Kleinbaum	Ogdahl	Schmitz
Bang	Doty	Knutson	Olhoft	Solon
Berg	Dunn	Kowalczyk	Olson, A. G.	Spear
Bernhagen	Fitzsimons	Larson	Olson, H. D.	Stassen
Blatz	Frederick	Laufenburger	Olson, J. L.	Stumpf
Borden	Gearty	Lewis	O'Neill	Tennessee
Brataas	Hughes	McCutcheon	Patton	Wegener
Brown	Humphrey	Merriam	Perpich, A. J.	Willet
Chenoweth	Keefe, J.	Milton	Perpich, G.	

So the bill passed and its title was agreed to.

S. F. No. 1451: A bill for an act relating to the counties of Pennington and Marshall and their respective interests in a certain nursing home; providing for the withdrawal of the interest of Marshall County therein; repealing Laws 1965, Chapter 406.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 57 and nays 0, as follows:



Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	North	Schmitz
Arnold	Davies	Kirchner	Ogdahl	Solon
Ashbach	Doty	Kleinbaum	Olhoft	Spear
Bang	Dunn	Knutson	Olson, A. G.	Stassen
Berg	Fitzsimons	Kowalczyk	Olson, H. D.	Stokowski
Bernhagen	Frederick	Larson	Olson, J. L.	Stumpf
Blatz	Gearty	Laufenburger	O'Neill	Tennessee
Borden	Hansen, Mel	Lewis	Patton	Wegener
Brataas	Hughes	McCutcheon	Perpich, A. J.	Willet
Brown	Humphrey	Merriam	Perpich, G.	
Chenoweth	Josefson	Milton	Purfeerst	
Coleman	Keefe, J.	Nelson	Renneke	

So the bill passed and its title was agreed to.

Pursuant to Rule No. 9, there being three objectors, S. F. No. 1238 was stricken from the Calendar of Ordinary Matters and placed on General Orders.

S. F. No. 491: A resolution congratulating Seth G. Huntington on his success in the United States coin design competition and on his other artistic achievements.

Was read the third time 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	Doty	Kleinbaum	Olhoft	Schmitz
Arnold	Dunn	Knutson	Olson, A. G.	Sillers
Ashbach	Fitzsimons	Kowalczyk	Olson, H. D.	Solon
Bang	Frederick	Larson	Olson, J. L.	Stassen
Berg	Gearty	Laufenburger	O'Neill	Stokowski
Bernhagen	Hansen, Mel	Lewis	Patton	Stumpf
Blatz	Hughes	McCutcheon	Perpich, A. J.	Tennessee
Borden	Humphrey	Merriam	Perpich, G.	Wegener
Brataas	Josefson	Milton	Pillsbury	Willet
Brown	Keefe, J.	Nelson	Purfeerst	
Conzemius	Keefe, S.	North	Renneke	
Davies	Kirchner	Ogdahl	Schaaf	

So the bill passed and its title was agreed to.

H. F. No. 648: A bill for an act relating to public health; license fees for hospitals and related institutions; exempting the Minnesota veterans home from such fees; amending Minnesota Statutes 1974, Section 144.53.

Was read the third time 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	Kirchner	Ogdahl	Schaaf
Arnold	Doty	Kleinbaum	Olhoft	Schmitz
Ashbach	Dunn	Knutson	Olson, A. G.	Sillers
Bang	Fitzsimons	Kowalczyk	Olson, H. D.	Solon
Berg	Frederick	Larson	Olson, J. L.	Spear
Bernhagen	Gearty	Laufenburger	O'Neill	Stassen
Blatz	Hansen, Mel	Lewis	Patton	Stokowski
Brataas	Hughes	McCutcheon	Perpich, A. J.	Stumpf
Brown	Humphrey	Merriam	Perpich, G.	Tennessee
Chenoweth	Josefson	Milton	Pillsbury	Wegener
Coleman	Keefe, J.	Nelson	Purfeerst	Willet
Conzemius	Keefe, S.	North	Renneke	

So the bill passed and its title was agreed to.

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved that the Senate revert to the Order of Business of Reports of Committees and Second Reading of Senate Bills. The motion prevailed.

### REPORTS OF COMMITTEES

Mr. Coleman from the Committee on Rules and Administration, to which was re-referred

S. F. No. 625: A bill for an act relating to crimes; regulating the transfer, possession, and use of pistols; requiring permits to acquire and carry pistols; prohibiting the sale or transfer to or carrying by certain persons of pistols; prescribing penalties.

Reports the same back with the recommendation that the bill be placed on the General Orders Calendar.

Mr. Coleman moved the adoption of the foregoing committee report. The motion prevailed. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred

House Concurrent Resolution No. 7. A House concurrent resolution commending Robert G. Heyer on his selection as National Teacher of the Year.

Reports the same back with the recommendation that the resolution be adopted.

Mr. Coleman moved the adoption of the foregoing committee report. The motion prevailed. Report adopted.

Mr. Coleman moved that the House Concurrent Resolution No. 7 be laid on the table. The motion prevailed.

### SECOND READING OF SENATE BILLS

S. F. No. 625 was read the second time.

### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Ashbach moved that House Concurrent Resolution No. 7 be taken from the table. The motion prevailed.

House Concurrent Resolution No. 7: A House concurrent resolution commending Robert G. Heyer on his selection as National Teacher of the Year.

WHEREAS, the State of Minnesota has long recognized the importance of education in the lives of the people of the state;

WHEREAS, Minnesota has been a national leader in formulating new, innovative and effective educational programs;

WHEREAS, teachers in the state have made a significant contribution to the overall success of Minnesota education;

WHEREAS, excellence in teaching is to be encouraged and rewarded;

WHEREAS, President Gerald Ford has announced that Robert G. Heyer, a science teacher in the Mounds View school district, is the 1975 National Teacher of the Year;

WHEREAS, the success and spirit of Robert G. Heyer can serve as a model and goal for other teachers; now, therefore,

BE IT RESOLVED, by the House of Representatives of the State of Minnesota, the Senate concurring therein, that Robert G. Heyer be commended and congratulated for his selection as National Teacher of the Year.

BE IT FURTHER RESOLVED, that the Chief Clerk of the House of Representatives transmit a formal copy of this resolution to Robert G. Heyer.

Mr. Ashbach moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved that the Senate resolve itself into a Committee of the Whole and take up Senate Files. The motion prevailed.

#### GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Laufenburger 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 the following:

S. F. Nos. 1142 and 1101 which the committee recommends to pass.

S. F. No. 488, which the committee recommends to pass with the following amendment offered by Mr. Frederick:

Strike everything after the enacting clause and insert in lieu the following:

“Section 1. Minnesota Statutes 1974, Section 59A.08, Subdivision 3, is amended to read:

Subd. 3. The information required by subdivision 1 shall only be

required in the initial *insurance premium finance* agreement where the premium finance agreement which has been entered into provides for open end terms defined as follows: An agreement which provides that additional premiums required on originally financed policies may be added from time to time on which a finance charge may be added for the remaining term of the original finance agreement. The \$10 flat service fee may not be collected on these additional premiums financed entered into if said agreement is open end. An insurance premium finance agreement is open end if it provides that additional or subsequent insurance premiums may be financed and added to the initial insurance premium finance agreement from time to time .

Additional or subsequent premiums may be added to an open end insurance premium finance agreement from time to time, provided that:

(a) The additional or subsequent insurance premium to be added results from additional premiums required under policies presently being financed under the open end insurance premium finance agreement or from a renewal of a policy or from other policies owned or purchased by the insured.

(b) The insurance premium finance company receives written notice or advice from an insurer authorized to do business in this state or from an insurance agent licensed in this state acknowledging that the premium on an existing financed policy has been increased or that a policy has been renewed or that additional policies have or will be issued to the insured. The notice or advice shall contain the amount of the additional premium, the down payment collected by the insurer or agent, if any, and the amount of premium to be added to the open end insurance premium finance agreement.

(c) If the additional premiums to be added to the open end insurance premium finance agreement result from additional premiums required on policies presently financed under the agreement which are to be financed beyond the scheduled maturity of the original financing, the renewal of a policy or from an additional policy owned or purchased by the insured, the insurance premium finance company shall mail a notice to the insured at the address shown in the policy. Said notice shall contain:

(1) The information required by subdivision 1, notwithstanding that the notice is not signed by, nor on behalf of the insured;

(2) A conspicuous statement to the insured stating that he may tender the premiums in full or disaffirm the financing of the premium on the renewal or additional policies by mailing to the insurance premium finance company notice of his intention to do so within ten days after the insurance premium finance company mails to the insured the notice required by this subdivision;

(3) A conspicuous statement to the insured that the insurance premium finance company may, in event of default in payment of the additional premium, or any installment thereof, cause the insured's insurance contract or contracts to be cancelled as provided in section 59A.11.

*(d) At the time the notice of additional premium to be added to the open end insurance premium finance agreement is mailed to the insured as provided in clause (c), an employee of the insurance premium finance company shall prepare and sign a certificate or affidavit of mailing setting forth the following:*

*(1) The name of the employee who mailed the notice of the additional premium to be financed.*

*(2) That the employee mailing the notice is over 18 years of age.*

*(3) The date and place of the deposit of the notice in the mail.*

*(4) The name and address of the person to whom the notice was mailed as shown on the envelope containing the notice.*

*(5) That the envelope containing the notice was sealed and deposited in the mail with the proper postage thereon.*

*A certificate or affidavit of mailing, prepared and signed as prescribed in this subdivision shall raise rebuttable presumption that the notice was mailed to the insured at the address shown in the certificate or affidavit of mailing.*

*(e) The insurance premium finance company may make a finance charge in accordance with section 59A.09 for additional premiums financed and added to an open end insurance premium finance agreement; however, only one flat rate service fee may be made or charged for each insurance premium finance agreement entered into and no additional flat service fee may be made or charged for adding additional or subsequent premiums to an open end insurance premium finance agreement for which a flat service fee was previously made or charged."*

Further, amend the title as follows:

Line 4, after "agreement;" insert "allowing additional premiums to be added to an open end insurance premium finance agreement, and prescribing the conditions therefor; prohibiting flat service fees for adding additional premiums;"

Line 4, after "for" insert "additional"

Line 5, delete "a" and insert "an open end insurance"

S. F. No. 635, which the committee recommends to pass.

The question being taken on the committee recommendation to pass S. F. No. 635,

And the roll being called, there were yeas 27 and nays 22, as follows:

Those who voted in the affirmative were:

Bang	Frederick	Knutson	North	Solon
Berg	Gearty	Kowalczyk	Ogdahl	Spear
Bernhagen	Hansen, Mel	Larson	O'Neill	Stassen
Blatz	Josefson	Lewis	Pillsbury	
Brown	Keefe, J.	Milton	Schmitz	
Dunn	Kirchner	Nelson	Sillers	

Those who voted in the negative were:

Anderson	Conzemius	Kleinbaum	Purfeerst	Wegener
Arnold	Davies	Merriam	Renneke	Willet
Borden	Hughes	Patton	Schaaf	
Chenoweth	Humphrey	Perpich, A. J.	Stumpf	
Coleman	Keefe, S.	Perpich, G.	Tennessee	

The motion prevailed. So the committee recommended S. F. No. 635 to pass.

S. F. No. 605, which the committee recommends to pass with the following amendment offered by Mr. North:

Page 3, line 27, strike "Minnesota"

Page 3, line 28, strike "state"

Page 8, line 6, strike "state"

Page 8, line 16, strike "Minnesota State"

Page 9, line 12, strike "state"

Page 10, line 24, strike "Minnesota"

Page 15, line 16, strike "state"

Page 15, line 29, strike "state"

Page 26, line 4, strike "*such*"

Page 26, line 18, strike "state"

Page 29, line 2, reinsert the stricken "of"

Page 29, line 3, before the period insert "*a podiatrist registered in this state*"

Page 36, line 5, strike "state"

Page 37, line 23, strike "state"

Page 37, line 31, before "the" insert "*the board of examiners of psychologists established pursuant to section 148.90,*"

Page 37, line 31, strike "state"

Page 38, line 1, strike "state"

Page 38, line 3, reinsert the stricken "and"

Page 38, lines 5 and 6, strike the new language

Page 38, line 11, after the stricken comma insert "*the teacher standards and certification commission established pursuant to section 125.183,*"

Page 38, line 14, after "155.04," insert "*the board of assessors established pursuant to section 270.41,*"

Page 38, line 18, after "326.241," insert "*the private detective and protective agent licensing board established pursuant to section 326.33,*"

Page 38, line 21, reinsert the stricken "and"

Page 38, lines 22 to 26, strike the new language

Page 40, line 8, strike "*department*" and insert "*commissioner*"

Page 40, line 10, strike "*department*" and insert "*commissioner*"

Page 41, line 32, strike "*department*" and insert "*commissioner*"

Page 43, line 2, strike "*governor*" and insert "*appointing authority*"

Page 43, line 5, strike "*governor*" and insert "*appointing authority*"

Page 43, line 13, after "*are*" insert "*full-time*"

Page 43, line 16, after "*compensation*" insert "*or benefits*"

Page 43, line 20, strike "*such*" and insert "*the*"

Page 43, line 27, strike "*governor*" and insert "*appointing authority*"

Page 43, line 32, strike "*governor*" and insert "*appointing authority*"

Page 53, strike section 64

Page 55, line 2, strike "*Minnesota*"

Page 61, line 25, after "*until*" insert "*the end of their terms if the terms are scheduled to end in the month of January; otherwise, they shall serve until*"

Page 61, line 27, after the period insert "*Initial successors to the current members shall be appointed to terms of a length determined by the appointing authority to be consistent with the schedule of staggered terms as provided in section 51.*"

Page 61, line 27, strike "*successors to*"

Page 61, line 28, strike "*these*"

Page 61, line 29, strike "*this act*" and insert "*section 1*"

Page 61, line 32, strike "*15.013*" and insert "*15.0585*"

Page 62, line 5, strike "*having*" and insert "*whose primary functions include*"

Page 62, line 5, strike "*and*" and insert "*or*"

Page 62, line 6, strike "*functions*" and insert "*of persons in specified professions or occupations*"

Renumber the sections accordingly

Page 62, after line 13, insert:

"Sec. 78. *This act is effective July 1, 1975.*"

Amend the title:

Page 1, line 6, strike "appropriating money;"

S. F. No. 1383 which the committee reports progress, subject to the following motion:

Mr. Chenoweth moved to amend S. F. No. 1383 as follows:

Page 2, line 3, strike "16" and insert "15"

Page 2, strike section 5

Page 6, line 1, strike "9" and insert "8"

Page 11, line 21, strike "16" and insert "15"

Page 11, line 26, strike "16" and insert "15"

Page 21, after line 10, insert a section to read:

"Sec. 18. Laws 1975, Chapter 13, is amended by adding a section to read:

*Sec. 144A. [473.825] [LEVY.] For the purposes of section 8 of this act, the metropolitan council may levy for the waste control commission upon all taxable property in the metropolitan area, without affecting the amount or rate of taxes which may be levied by the council for other purposes or by any local government in the area, a tax in 1975, payable in 1976, not to exceed .05 mills. The levy shall be extended and collected in the manner provided in section 92."*

Renumber the sections in sequence

Further, amend the title as follows:

Page 1, line 5, strike "42, subdivision 1;"

The motion prevailed. S. F. No. 1383 was then progressed.

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 9:30 o'clock a.m., Monday, April 21, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate



## THIRTY-SIXTH DAY

St. Paul, Minnesota, Monday, April 21, 1975

The Senate met at 9:30 o'clock a.m. and was called to order by the President.

## CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Anderson	Doty	Kleinbaum	Olson, J. L.	Stassen
Arnold	Dunn	Larson	O'Neill	Stokowski
Berg	Frederick	Lewis	Perpich, A. J.	Stumpf
Bernhagen	Gearty	McCutcheon	Perpich, G.	Tennessee
Blatz	Hansen, Mel	Milton	Pillsbury	Ueland
Brown	Hanson, R.	Nelson	Purfeerst	Wegener
Chmielewski	Humphrey	Ogdahl	Schmitz	Willet
Coleman	Keefe, S.	Olson, A. G.	Schrom	
Conzemius	Kirchner	Olson, H. D.	Spear	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rev. Ronald C. Peterson.

The roll being called, the following Senators answered to their names:

Anderson	Davies	Kirchner	Olhoff	Sillers
Arnold	Doty	Kleinbaum	Olson, A. G.	Solon
Ashbach	Dunn	Knutson	Olson, H. D.	Spear
Bang	Fitzsimons	Kowalczyk	Olson, J. L.	Stassen
Berg	Frederick	Larson	O'Neill	Stokowski
Bernhagen	Gearty	Laufenburger	Patton	Stumpf
Blatz	Hansen, Mel	Lewis	Perpich, A. J.	Tennessee
Borden	Hanson, R.	McCutcheon	Perpich, G.	Ueland
Brataas	Hughes	Merriam	Pillsbury	Wegener
Brown	Humphrey	Milton	Purfeerst	Willet
Chenoweth	Jensen	Moe	Renneke	
Chmielewski	Josefson	Nelson	Schaaf	
Coleman	Keefe, J.	North	Schmitz	
Conzemius	Keefe, S.	Ogdahl	Schrom	

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

## MEMBERS EXCUSED

Mr. Hansen, Baldy 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

I have the honor to inform you that the following enrolled Acts of the 1975 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S. F. No.	H. F. No.	Session Laws Chapter No.	Date Approved 1975	Date Filed 1975
8		35	April 17	April 17
186		36	April 17	April 17
194		37	April 17	April 17
326		38	April 17	April 17
371		39	April 17	April 17
409		40	April 17	April 17
603		41	April 17	April 17
701		42	April 17	April 17
737		43	April 17	April 17
	70	44	April 17	April 17
	84	45	April 17	April 17
	136	46	April 17	April 17
	227	47	April 17	April 17
	296	48	April 17	April 17
	445	49	April 17	April 17

Sincerely,

Joan Anderson Growe  
Secretary of State

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bills were read the first time and referred to the committees indicated.

Messrs. Merriam; Keefe, J. and Anderson introduced—

S. F. No. 1654: A bill for an act relating to animals; providing for admission of the public to establishments having custody of stray animals seized by public authority; requiring public notice of seized animals prior to sale or destruction; amending Minnesota Statutes 1974, Section 35.71, Subdivision 3.

Referred to the Committee on Transportation and General Legislation.

Messrs. Solon and Doty introduced—

S. F. No. 1655: A bill for an act relating to the city of Duluth; clarifying the status of the employees of the Duluth airport

authority; amending Laws 1969, Chapter 577, Section 5, Subdivision 3.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Anderson, Sillers and Schaaf introduced—

S. F. No. 1656: A bill for an act relating to real estate; abstracters; increasing fees and amount of bonds; changing enforcement procedures; providing for greater access to public records; changing registration requirement; amending Minnesota Statutes 1974, Sections 386.62; 386.66; 386.68; 386.70; 386.71; and Chapter 386, by adding sections.

Referred to the Committee on Judiciary.

Messrs. Tennessen, Sillers and Doty introduced—

S. F. No. 1657: A bill for an act relating to legal services; providing for the creation of a state legal services corporation; providing for legal assistance to certain persons; providing financial assistance to qualified programs furnishing legal assistance in civil cases; appropriating money; amending Minnesota Statutes 1974, Sections 15A.083, Subdivision 3; 43.01, Subdivision 18; 260.155, Subdivision 2; 611.12, Subdivisions 1 and 2; 611.14; 611.22; 611.23; 611.24; 611.26; and 611.27, Subdivisions 1 and 2; Laws 1969, Chapter 838, by adding a section and Sections 1, as amended, and 2, as amended; and Laws 1973, Chapter 317, Section 1, Subdivisions 2 and 3.

Referred to the Committee on Judiciary.

Messrs. Milton and Keefe, S. introduced—

S. F. No. 1658: A bill for an act relating to disclosure of fees; requiring disclosure of fees charged by professionals; requiring posting of room charges in hospitals and hotels; amending Minnesota Statutes 1974, Chapters 319A, 327, 376 and 447, by adding sections.

Referred to the Committee on Labor and Commerce.

Messrs. Laufenburger, Anderson and Kirchner introduced—

S. F. No. 1659: A bill for an act relating to state banks; authorizing state banks to take second liens on real estate; amending Minnesota Statutes 1974, Section 48.19, Subdivision 1, and by adding a subdivision; and repealing Minnesota Statutes 1974, Section 48.19, Subdivision 3.

Referred to the Committee on Labor and Commerce.

Mr. Purfeerst introduced—

S. F. No. 1660: A bill for an act relating to metropolitan revenue distribution; changing the method of computing the taxable

valuation of certain governmental units; amending Minnesota Statutes 1974, Section 473F.08, Subdivision 2.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Perpich, A. J. introduced—

S. F. No. 1661: A bill for an act relating to taxation; increasing the farming loss deduction limit; amending Minnesota Statutes 1974, Section 290.09, Subdivision 29.

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 the reports on S. F. No. 1496 and Senate Concurrent Resolution No. 7. The motion prevailed.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1189: A bill for an act relating to natural resources; revising priorities for appropriation and use of water; amending Minnesota Statutes 1974, Section 105.41, Subdivision 1a.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1287: A bill for an act relating to natural resources; extending deadlines for preparation of certain water and related land resources plans, regulations, and recommendations; amending Minnesota Statutes 1974, Sections 105.403; 105.41, Subdivisions 1a and 1b; 105.42, Subdivision 1a; and 105.484.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1190: A bill for an act relating to natural resources; clarifying the authority of the commissioner of natural resources to impose conditions in certain water permits; amending Minnesota Statutes 1974, Section 105.41, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1009: A bill for an act relating to agriculture; licensing; fees; amending Minnesota Statutes 1974, Sections 17.35, Subdivision 6; 18.023, Subdivision 6; 18.53; 18.54, Subdivision 1; 18A.02, Subdivision 3; 21.54, Subdivision 2; 24.072, Subdivisions 2 and 4; 28A.03; 28A.04; 28A.05; 28A.08; 28A.09; 28A.15, Subdivision 5; 31.31; 31.39; 32.075; 32.394, Subdivision 8, and by adding subdivisions; 32.59; and 34.05, Subdivisions 1 and 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 14, strike "\$10" and insert "\$6"

Page 5, line 3, strike "\$50" and insert "\$35"

Page 9, line 20, after "of" insert "less than"

Page 9, line 21, strike "or less"

Page 9, line 23, strike "\$25" and insert "\$15" and strike "\$8" and insert "\$5"

Page 9, line 24, strike "more than"

Page 9, line 24, after "\$250,000" insert "to \$1,000,000"

Page 9, line 27, strike "\$50" and insert "\$30" and strike "\$15" and insert "\$10"

Page 9, after line 27 insert:

<i>"(c) Having over \$1,000,000 gross sales for the immediately previous license or fiscal year</i>	\$50	\$15"
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Page 9, line 29, strike "\$50" and insert "\$15" and strike "\$15" and insert "\$5"

Page 9, line 30, before "Wholesale" insert "(a)"

Page 9, after line 31, insert:

<i>"(b) Wholesale food processor of meat or poultry products under supervision of the U.S. department of agriculture</i>	\$50	\$15"
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Page 10, after line 19, insert the following:

*"Provided that the minimum additional fee under this section shall be \$26."*

Page 10, line 25, strike "license"

Page 10, after line 25, insert

*"(d) In addition to identification required by the commissioner, each vending machine for which inspection fees are provided in this section shall be identified with the name and telephone number of the owner or operator of said machine. Nothing in this section is intended to permit enactment of an ordinance regulating an activity where the state has preempted the field."*

Page 11, after line 3, insert the following:

"Sec. 15. Minnesota Statutes 1974, Section 31.101, is amended to read:

**31.101 [REGULATIONS; HEARINGS; UNIFORMITY WITH FEDERAL LAW.]** Subdivision 1. The authority to promulgate and amend regulations for the efficient administration and enforcement of the Minnesota food law is vested in the commissioner and is in addition to authority granted in sections 31.10, 31.11, and 31.12. Such regulations when applicable shall conform, insofar as practicable and consistent with state law, with those promulgated under the federal law.

Subd. 2. Hearings authorized or required by law shall be conducted by the commissioner or such officer, agent, or employee as the commissioner may designate for the purpose.

Subd. 3. Federal pesticide chemical regulations and amendments thereto in effect on April 1, ~~1974~~ 1975 adopted under authority of the federal act are the pesticide chemical regulations in this state. Such regulations may be amended by the commissioner proceeding in accordance with the administrative procedure act.

Subd. 4. Federal food additive regulations and amendments thereto in effect on April 1, ~~1974~~ 1975 adopted under authority of the federal act are the food additive regulations in this state. Such regulations may be amended by the commissioner proceeding in accordance with the administrative procedure act.

Subd. 5. Federal color additive regulations and amendments thereto in effect on April 1, ~~1974~~ 1975 adopted under authority of the federal act are the color additive regulations in this state. Such regulations may be amended by the commissioner proceeding in accordance with the administrative procedure act.

Subd. 6. Federal special dietary use regulations and amendments thereto in effect on April 1, ~~1974~~ 1975 adopted under authority of the federal act are the special dietary use regulations in this state. Such regulations may be amended by the commissioner proceeding in accordance with the administrative procedure act.

Subd. 7. Federal regulations and amendments thereto in effect on April 1, ~~1974~~ 1975 adopted under the fair packaging and labeling act, Title 15, U.S.C. Sections 1451 to 1461, are the regulations in this state. Such regulations may be amended by the commissioner proceeding in accordance with the administrative procedure act; provided that the commissioner shall not adopt amendments to such regulations or adopt other regulations which are contrary to the labeling requirements for the net quantity of contents required pursuant to section 4 of the fair packaging and labeling act and the regulations promulgated thereunder.

*Subd. 8. Applicable federal regulations including recodification contained in Code of Federal Regulations, Title 21, Chapter 1, Parts 0-1299, Food and Drugs, in effect April 1, 1975, and not*

*otherwise adopted herein, also are adopted as food regulations of this state. Such regulations may be amended by the commissioner in accordance with the administrative procedure act.*

Sec. 16. Minnesota Statutes 1974, Section 31.102, Subdivision 1, is amended to read:

31.102 [DEFINITIONS, STANDARDS OF IDENTITY; TEMPORARY PERMITS.] Subdivision 1. Federal definitions and standards of identity, quality and fill of container and amendments thereto, in effect on April 1, ~~1974~~ 1975 adopted under the authority of the federal act, are the definitions and standards of identity, quality and fill of container in this state. Such regulations may be amended by the commissioner proceeding in accordance with the administrative procedure act.

Sec. 17. Minnesota Statutes 1974, Section 31.103, Subdivision 1, is amended to read:

31.103 [FAIR PACKAGING AND LABELING PROVISIONS.] Subdivision 1. All labels of consumer commodities shall conform with the requirements for the declaration of net quantity of contents of section 4 of the fair packaging and labeling act (15 U.S.C. 1451 et seq.) and federal regulations in effect on April 1, ~~1974~~ 1975 promulgated pursuant thereto, except to the extent that the commissioner shall exercise his authority to amend such regulations in accordance with the administrative procedure act. Consumer commodities exempted from the requirements of section 4 of the fair packaging and labeling act shall also be exempt from this subdivision.

Sec. 18. Minnesota Statutes 1974, Section 31.104, is amended to read:

31.104 [FOOD LABELING EXEMPTION REGULATIONS.] The commissioner shall promulgate regulations exempting from any labeling requirements food which is, in accordance with the practice of the trade, to be processed, labeled or repacked in substantial quantities at establishments other than those where originally processed or packed, on condition that such food is not adulterated or misbranded upon removal from such processing, labeling or repacking establishment.

Federal regulations in effect on April 1, ~~1974~~ 1975 adopted under authority of the federal act relating to such exemptions are effective in this state unless the commissioner shall exercise his authority to amend such regulations and he also may promulgate amendments to existing regulations concerning exemptions *in accordance with the administrative procedure act.*"

Page 13, line 15, after "such" strike "annual" and insert "*initial*"

Page 13, line 15, after "license" strike "or" and insert "*shall be \$15 and each*"

Page 13, line 15, strike "\$10" and insert "\$6"

Page 14, line 28, reinsert "\$300" and strike "\$400"

Page 14, line 29, reinsert "\$30" and strike "\$40"

Page 15, line 31, strike "\$300" and insert "\$200"

Renumber the remaining sections in sequence.

Further amend the title:

Page 1, line 2, after "agriculture;" insert "inspection;"

Page 1, line 8, after "Subdivision 5;" insert "31.101; 31.102, Subdivision 1; 31.103, Subdivision 1; 31.104;"

And when so amended the bill do pass. Amendments adopted.  
Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 990: A bill for an act relating to pollution; imposing fees for the deposit of certain materials in state waters; providing penalties; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 5, insert:

"Section 1. The legislature finds that the deposit of residual materials attributable to the production of iron ore concentrate from taconite and iron sulphides deposited into Lake Superior creates a potential health hazard to the citizens of this state. The Legislature recognizes the need to alleviate that hazard within an immediate, reasonable time by imposing a fee on residual materials so deposited to reduce the state's cost in rectifying the health hazard. The legislature also recognizes that the continued deposit of residual materials into Lake Superior increases the potential health hazard to the citizens of the state and increases the cost to the state of rectifying that hazard."

Page 1, line 7, strike "state waters" and insert "Lake Superior"

Page 1, line 11, after "1975." insert "The fee shall be in the amount of one dollar per gross ton of residual materials so deposited on and after July 1, 1976, two dollars per gross ton of residual materials so deposited on and after July 1, 1977, and three dollars per gross ton of residual materials so deposited on and after July 1, 1978."

Page 2, line 6, strike "1" and insert "2"

Page 2, line 9, after "the" insert "general fund of the"

Page 2, line 10, strike "The balance of the"

Page 2, strike lines 11 through 14

Page 2, line 15, strike "waters of the"

Page 2, strike line 16



Page 2, line 17, strike "Statutes, Section 115.01, and"

Renumber the sections

Amend the title as follows:

Page 1, line 3, strike "state waters" and insert "Lake Superior"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1196: A bill for an act relating to energy; defining terms; requiring certain reports to be filed with the director of the Minnesota energy agency at specified times; providing that no large energy facility be constructed or sited in this state after a certain date without a certificate of need issued therefor; amending Minnesota Statutes 1974, Sections 116H.02, Subdivision 5; 116H.10, Subdivision 2; and 116H.13, Subdivisions 1 and 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 22, strike "20" and insert "15"

Page 2, line 31, before "The" insert "*Not later than September 15, 1975,*"

Page 3, after line 11, add the following:

"Sec. 5. [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. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1271: A bill for an act relating to parks; appropriating money for the development of recreation facilities for the handicapped at Islands of Peace park.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 8, strike "state planning agency" and insert "commissioner of natural resources"

Page 1, line 12, after "Fridley" insert "; provided that any grants can only be made for facilities and purposes consistent with any state outdoor recreation program or planning policy"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1311: A bill for an act relating to taxation; providing a credit for use of waste materials; amending Minnesota Statutes 1974, Section 290.06, by adding a subdivision.

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. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 784: A bill for an act relating to the observance of the bicentennial of the American revolution; providing for grants to local units of government to assist in the observance of the bicentennial; authorizing a special tax levy; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 18, after "commission" insert "or other appropriate local agency"

Page 1, line 22, after "of" insert "at least"

Page 1, line 22, strike "elected official from each city" and insert "member of each local bicentennial observance advisory commission or other appropriate local agency"

Page 2, line 1, after the period insert "The county board of supervisors may by resolution designate an existing county bicentennial commission or agency in lieu of appointing a bicentennial observance advisory commission pursuant to this subdivision."

Page 2, line 10, after "appropriated" insert "to the department of revenue or distributed to a county"

Page 2, line 10, strike "by section 2"

Page 2, after line 12, insert:

"Subd. 6. Any appropriation and expenditure of funds made by a county or city prior to the effective date of this act for a bicentennial celebration or observance is hereby validated. Any appropriation of a city or any grant, gift or contribution received by a city from sources other than the state prior to the effective date of this act for bicentennial activities shall qualify as having been appropriated or received after the effective date of this act for purposes of subdivision 3.

Subd. 7. The Minnesota American Revolution Bicentennial Commission shall provide assistance in the coordination of bicentennial celebrations and observances if requested by a county board of supervisors, a city, a county or local bicentennial observance advisory commission or other appropriate local agency."

Page 2, line 18, strike "January 1,"

Page 2, line 19, strike "1977" and insert "December 31, 1976"

Page 2, line 21, before the period insert "and shall expire December 31, 1976"

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. 1496: A resolution memorializing the Congress and the Departments of Treasury and Health, Education and Welfare to continue the present long established policy of the Social Security Administration with respect to reporting and quarterly remittances of social security contributions by State and local governmental units under Section 218 of the Social Security Act.

Reports the same back with the recommendation that the bill do pass. Mr. Coleman questioned the reference thereon and, under Rule 35, the bill was 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. 1379: A bill for an act relating to economic development; participation in federal programs by the area redevelopment agency; appropriating money; amending Minnesota Statutes 1974, Section 472.13, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, before "projects" insert "redevelopment"

Page 1, line 14, after the period, insert "*The loans or guarantees shall be made subject to the conditions and limitations set forth in sections 472.11 and 472.12.*"

Amend the title as follows:

Line 3, after "agency;" insert "authorizing the state agency to make certain loans and guarantees and to expend funds for certain purposes;"

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. 1558: A bill for an act relating to the city of Brainerd; authorizing the issuance of general obligation bonds to finance the razing of hazardous buildings.

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. [CITY OF BRAINERD: ISSUANCE OF BONDS] The city of Brainerd is authorized to issue and sell its general obligation bonds in an amount not to exceed \$150,000 for the purpose of providing funds to finance the demolition of a structure within the city pursuant to court order and judgment entered under the provisions of Minnesota Statutes, Sections 463.15 to 463.261. The bonds shall be issued and sold in accordance with Minnesota Statutes, Chapter 475, and are deemed to be payable wholly or partly from the proceeds of special assessments within the meaning of Minnesota Statutes, Sections 475.51, Subdivision 4, Clause (1), and 475.58.

Sec. 2. [EFFECTIVE DATE] This act is effective upon its approval by the governing body of the city of Brainerd and upon compliance with Minnesota Statutes, Section 645.021.”

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. 571: A bill for an act relating to counties; requiring, with certain exceptions, the approval of the county board before any lands within the county are acquired for park purposes.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

“Section 1. Subdivision 1. No real estate or interest in real estate shall be acquired by gift, purchase, or eminent domain in the county of Wright for park purposes by any governmental subdivision, park, district, or other public body empowered to acquire lands for parks, without first obtaining the approval of the board of county commissioners of Wright county.

Subd. 2. This act shall not apply to the acquisition for park purposes of real estate or interests in real estate by the state of Minnesota, the county of Wright, or any city, situated within the county of Wright, nor shall this act apply to the transfer of real estate or interests therein between public agencies listed in section 1.

Sec. 2. This act shall be effective upon its approval by the board of county commissioners of Wright county and upon compliance with Minnesota Statutes, Sections 645.021.”

Amend the title as follows:

Page 1, line 2, strike “counties” and insert “Wright county”

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. 1307: A bill for an act relating to crime prevention; increasing the compensation for dependents of peace officers killed in the line of duty; amending Minnesota Statutes 1974, Section 352E.04.

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. 1577: A bill for an act relating to the city of Motley; authorizing the city to issue certificates of indebtedness to purchase certain fire equipment.

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. 948: A bill for an act relating to health; providing for a program of treatment for adults having cystic fibrosis; appropriating money; amending Minnesota Statutes 1974, Chapter 144, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, strike "*conduct*" and insert "*implement*"

Page 1, line 10, strike "*including medical*" and insert "*for the treatment of persons aged 21 years or over who are suffering from cystic fibrosis. The program shall include, but not be limited to, provision of medical care and hospital treatment.*"

Page 1, strike lines 11 and 12

Page 1, line 15, strike "*or as much of that amount as is necessary for the*"

Page 1, line 16, strike "*year*"

Page 1, line 16, strike "*department*" and insert "*board*"

Page 1, line 16, strike "*development of the*" and insert "*purposes of this act.*"

Page 1, strike line 17

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. 454: A bill for an act relating to intoxicating liquor; licensing of bottle clubs; amending Minnesota Statutes 1974, Section 340.119, Subdivision 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 3, after "*treasury*" insert "*plus \$100 that is to be payable to the liquor control 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. 750: A bill for an act relating to intoxicating and nonintoxicating liquor; suspension of licenses for gambling violations; amending Minnesota Statutes 1974, Section 340.135.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 22, strike "*or*" and insert " ; "

Page 1, line 22, after "*operator*" insert "*or employee of the owner or operator*"

Page 2, line 1, strike "*or upon*"

Page 2, strike line 2

Page 2, line 3, strike "*operator*"

Page 2, line 9, after the period add "*If upon the evidence as a whole adduced in the trial or guilty plea of such employee referred to above, it appears by a preponderance of the evidence that the owner or operator did not condone, permit or have knowledge of such gambling, then there shall be no suspension under the provisions of this subdivision.*"

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. 12: A bill for an act relating to zoning; public hearings; notice to property owners of proposed changes in zoning districts; amending Minnesota Statutes 1974, Section 462.357, Subdivision 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 19, restore the stricken language

Page 1, line 19, strike the new language

Page 1, line 20, after the period insert "*In cities of the first class, the notice shall be mailed to each owner and each resident within 1,000 feet of the property to which the amendment relates; except that if the proposed amendment involves a change from one residential use to another residential use in conjunction with which no substantial modification in an existing structure or construction of a new structure is to be made, the notice need only be mailed to each owner of affected property and property situated wholly or partly within 350 feet of the property to which the amendment relates.*"

Page 1, line 23, after "owners" insert "*and residents*"

Page 2, line 1, after "owners" insert "*and residents*"

Page 2, line 5, after "owners" insert "*and residents*"

Amend the title as follows:

Page 1, line 2, before "notice" insert "requiring"

Page 1, line 3, after "owners" insert "*and residents*"

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. 1148: A bill for an act relating to Waseca county; authorizing 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

S. F. No. 1155: A bill for an act relating to Cass county; authorizing the issuance of additional on-sale liquor licenses; amending Laws 1973, Chapter 525, Section 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, strike "*ten*" and insert "*eight*"

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. 1275: A bill for an act relating to Hubbard county; authorizing issuance of additional on-sale intoxicating liquor licenses.

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. 1290: A bill for an act relating to licensing and registration of architects, professional engineers and land surveyors; amending Minnesota Statutes 1974, Sections 326.07; 326.09; 326.10; 326.11, Subdivisions 1, 2, and 4; 326.13; and 326.14.

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. 1305: A bill for an act relating to intoxicating liquor; places where sale prohibited; amending Minnesota Statutes 1974, Section 340.14, Subdivision 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. 1326: A bill for an act relating to Itasca county; authorizing issuance of additional on-sale intoxicating liquor licenses.

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. 1350: A bill for an act relating to intoxicating liquor; suspension or revocation of licenses to sell; amending Minnesota Statutes 1974, Section 340.135.

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. 1404: A bill for an act relating to unemployment compensation; excluding from benefits those persons employed by a municipality for a school year; amending Minnesota Statutes 1974, Section 268.08, Subdivision 5.

Reports the same back with the recommendation that the bill be amended as follows:



Page 2, line 6, after "*municipality*" insert "*when the employment is school related*"

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. 1466: A bill for an act relating to intoxicating liquor; removing the general limitation on the number of county on-sale licenses; amending Minnesota Statutes 1974, Section 340.11, Subdivision 10.

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. 1477: A bill for an act relating to intoxicating liquor; Sunday on-sale hours; amending Minnesota Statutes 1974, Section 340.14, 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. 1539: A bill for an act relating to charitable organizations; solicitation; limitations and prohibitions; amending Minnesota Statutes 1974, Section 309.55, Subdivision 5; 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. 1186: A bill for an act relating to cosmetology; authorizing persons practicing hairdressing to trim the hair of any person; granting subpoena powers to the board of cosmetology; requiring a showing of public need for a school of hairdressing at a requested location prior to granting a certificate of approval; amending Minnesota Statutes 1974, Sections 155.02, Subdivision 2; 155.06, Subdivision 1; 155.08; 155.09, Subdivisions 3 and 5, and by adding a subdivision; 155.11, Subdivisions 3 and 6, and by adding a subdivision; and Chapter 155, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, after line 3, insert:

"Sec. 2. Minnesota Statutes 1974, Section 155.02, Subdivision 7a, is amended to read:

Subd. 7a. ~~A junior instructor is a licensed operator who is working under the supervision of a senior instructor for one year. The license fee for junior instructor is \$1, payable on or before June 30 in each year.~~

A senior instructor is a manager-operator having a high school education or its equivalent and who has had two years of practical experience ~~or one year's experience~~ as a junior instructor ~~within the last five years~~, and who has passed an examination for a senior instructor. ~~The fee for such examination is \$5, including the license for the first year. The license fee for a senior instructor is \$5 payable on or before June 30 in each year. A person who is licensed as a senior instructor is not required to hold a current manager-operator's license but is permitted to engage in all practices thereof.~~

Any person who, prior to July 1, 1965, held a license as a manager-operator and then teaching as an instructor, as defined in this subdivision, shall be deemed a senior instructor upon payment of the license fee."

Page 2, line 7, after "shall" insert "meet"

Page 2, line 8, strike everything after "year"

Page 2, strike line 9

Page 2, line 10, strike "pursuant to the provisions of this chapter" and insert a comma

Page 2, line 10, strike "then and"

Page 2, line 11, strike "there"

Page 2, line 11, after "organize" insert "itself"

Page 2, line 11, strike "among"

Page 2, line 14, strike "such assistants, inspectors, and"

Page 2, line 15, strike "clerical help" and insert "employees in the classified civil service"

Page 2, line 16, strike everything after the period

Page 2, strike lines 17 and 18

Page 2, line 19, strike "general qualifications for the work."

Page 2, line 20, strike "and"

Page 2, strike line 21

Page 2, line 22, strike "help"

Page 2, line 23, at the end of the line, strike "The"

Page 2, strike lines 24 through 26

Page 2, line 27, strike "the amount of \$10,000."

Page 2, line 28, strike "maintain its office and"

Page 2, line 29, strike "thereof and receive an annual salary of"

Page 2, lines 30 to 32, strike the new language

Page 2, line 32, strike "payable in semimonthly installments" and at the end of the line strike "any"

Page 3, strike line 1

Page 3, line 2, strike "official duties" and insert "*of the board*"

Page 3, strike all of Section 3 and insert:

"Sec. 4. Minnesota Statutes 1974, Section 155.09, Subdivision 1, is amended to read:

155.09 [APPLICANTS FOR EXAMINATION; LICENSE FEES.] Subdivision 1. The board shall determine the qualifications of each applicant for examination on the following basis:

(1) Such proof as the board, by rule, may require of good moral character;

(2) Such proof as the board, by rule, may require that the applicant is free from contagious or infectious disease;

(3) That the applicant is at least 16 years of age and has a tenth grade education or its equivalent;

(4) That the applicant shall provide the board with a certificate from a school of beauty culture, approved by the board, as herein referred to and described, showing that the applicant has satisfactorily completed all the courses of instruction provided by this approved school, which certificate shall be signed and verified by the individual owner or owners of the approved school, if owned by an individual or partnership, or the proper and lawful officer, if a corporation;

In any case, before an applicant shall be eligible to receive such certificate, the applicant shall have received in accordance with the curriculum established by the board 1,500 hours of instruction in theory and practice in classes actually attended by him, except for manicuring only, 250 hours of instruction shall be deemed sufficient; and

(5) Payment of an examination fee of \$5, ~~except that for manicuring only the examination fee shall be \$3 \$6 .~~"

Page 3, line 26, strike "she"

Page 3, line 26, before "*may*" insert "*he*"

Page 4, line 2, strike everything after "Subd. 5."

Page 4, strike lines 3, 4, 5 and 7 and insert:

*"Fees for the renewal of licenses may be increased or decreased as deemed reasonable and necessary by the board with the approval of the commissioner of administration pursuant to section 214.06."*

Page 4, strike all of Section 6.

Page 5, line 6, after "statement" insert "including an earning statement"

Page 6, after line 17, insert:

"Sec. 11. Minnesota Statutes 1974, Section 155.14, is amended to read:

155.14 [PRACTITIONERS FROM OTHER STATES.] The board may dispense with and waive the examination for license upon the application of any person who is able to furnish documentary evidence and proof of having lawfully practiced in another state, territory, District of Columbia or foreign country for a period of at least two years prior to the time of such application for license in Minnesota, upon the payment of the fee of ~~\$15~~ \$25 for license as provided in this chapter.

Sec. 12. Minnesota Statutes 1974, Section 155.15, is amended to read:

155.15 [LICENSES; DISPLAY, RENEWAL.] Every holder of a license granted by the board, as provided in this chapter, shall display it in a conspicuous place in his place of business. All licenses shall expire ~~December 31~~ on the date each year as set forth, of the year in which issued, unless renewed as herein provided. The holder of a license issued by the board shall ~~annually, on or before December 31,~~ whose last name begins with the letters A through F shall on December 31, 1975 and again on March 31, 1976 and annually thereafter renew his license and pay the renewal fee; whose last name begins with the letters G through L shall on December 31, 1975 and again on June 30, 1976 and annually thereafter renew his license and pay the renewal fee; whose last name begins with the letters M through R shall on December 31, 1975 and again on September 30, 1976 and annually thereafter renew his license and pay the renewal fee; whose last name begins with the letters S through Z shall on December 31, 1975 and annually thereafter, renew his license and pay the renewal fee. If such license is not renewed on or before ~~December 31~~ of the year in which it is issued the designated date, such licensee shall pay a penalty of ~~\$1,~~ in addition to the renewal fee of an operator's license and \$2, in addition to the renewal fee of a ~~manager-operator's or manicurist's~~ license. In the event that such renewal shall be applied for more than ~~one year~~ 3 months subsequent to the expiration date of the last license, then such applicant shall be required to take an examination in the same manner as if no license had ever been issued.

Sec. 13. Minnesota Statutes 1974, 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 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 or *presenting oneself for the examination* for license the fee paid shall not be returned to the applicant ; but anytime within one year after such failure such applicant may present himself and take a second examination without the payment of any additional license fee .”

Renumber the sections in sequence

Amend the title as follows:

Line 8, after the semicolon, insert “requiring staggered renewal of licenses;”

Line 9, strike “Subdivision 2” and insert “Subdivisions 2 and 7a”

Line 10, strike “155.08;”

Line 10, before “3” insert “1,”

Line 11, strike “, and by adding a subdivision”

Line 12, after the semicolon insert “155.14; 155.15; 155.18, Subdivision 1;”

And when so amended the bill be re-referred to the Committee on Governmental Operations. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1114: A bill for an act relating to the operation of state government; providing for salary setting authority and classification for certain positions in the office of attorney general; amending Minnesota Statutes 1974, Sections 8.02; 15A.081, Subdivision 1; and 43.064.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, after the stricken “two” insert “three”

Page 1, line 13, after the stricken “nine” insert “twelve”

Page 5, line 25, strike the new language

Page 5, line 26, strike “and attorney”

Page 5, line 27, strike the new language

Page 5, line 27, after “(4)” insert “employees in the office of the attorney general; (5)”

Page 6, line 2, strike “clause” and insert “clauses”

Page 6, line 2, after “(4)” insert “and (5)”

Page 6, line 3, before "state college" insert "*attorney general, the*"

Page 6, line 5, strike "a"

Page 6, line 5, strike "plan" and insert "*plans*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

Senate Concurrent Resolution No. 7: A senate concurrent resolution urging the President and Congress to abolish governmental regulations, discriminatory practices, and tax policies against recovered or recycled materials on products.

Reports the same back with the recommendation that the resolution be adopted. Mr. Coleman questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 867: A bill for an act relating to civil service; authorizing training, development and compensation of state personnel designated as managerial; amending Minnesota Statutes 1974, Chapter 43, by adding sections.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 6, insert

"Section 1. Minnesota Statutes 1974, Section 15.56, Subdivision 3, is amended to read:

Subd. 3. Employees who are detailed to the receiving agency shall not by virtue of such detail be considered to be employees thereof, except as provided in subdivision 4, ~~nor shall they be paid a salary or wage by the receiving agency during the period of their detail.~~ The *salary and* supervision of the duties of such employees during the period of detail may be governed by agreement between the sending agency and the receiving agency."

Page 1, line 11, after "*those*" insert "*classified*"

Page 1, line 18, after "*of*" insert "*classified*"

Page 2, line 5, strike "*to classes*"

Page 2, after line 19, insert a new paragraph:

*"Appointing authorities shall file a written report with the commissioner by August 15 of each year, in the format prescribed by the commissioner, indicating all increases granted during the pre-*

*vious fiscal year under the provisions of this subdivision. On the basis of the reports the commissioner may require prior approval of all increases for managerial employees in departments where guidelines are not being appropriately applied."*

Page 2, line 29, strike "*such*" and insert "*the*"

Page 3, line 2, strike "*including*" and insert "*providing flexibility between*"

Page 3, line 11, strike "*are*" and insert "*may be*"

Page 3, line 19, strike "EDUCATION" and insert "DEVELOPMENT"

Page 3, line 22, strike "*education*" and insert "*development*"

Page 3, line 25, strike "*education*" and insert "*development*"

Pages 3 and 4, strike all of section 2

Renumber the sections

Amend the title as follows:

Page 1, line 2, strike "civil service" and insert "state employees"

Page 1, line 5, after "1974," insert "Section 15.56, Subdivision 3; and"

Page 1, line 5, strike "sections" and insert "a section"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 726: A bill for an act relating to drainage; authorizing county boards and district courts to order the filing of amended viewers' reports to correct certain deficiencies; amending Minnesota Statutes 1974, Section 106.161.

Reports the same back with the recommendation that the bill do pass. Report adopted.

#### SECOND READING OF SENATE BILLS

S. F. Nos. 1189, 1287, 1190, 1009, 990, 1196, 1558, 571, 1577, 454, 750, 12, 1148, 1155, 1275, 1290, 1305, 1326, 1350, 1404, 1466, 1477, 1539, 1114, 867, 726, and 1653 were read the second time.

#### MOTIONS AND RESOLUTIONS

Mr. Hughes moved that the names of Messrs. Wegener and Stassen be added as co-authors to S. F. No. 1432. The motion prevailed.

Mr. Kleinbaum moved that the name of Mr. Olhoft be stricken and the name of Mr. Willet be added as co-author to S. F. No. 1530. The motion prevailed.

Mr. Solon moved that the name of Mr. Doty be added as co-author to S. F. No. 1641. The motion prevailed.

Mr. Gearty moved that the report from the Committee on Rules and Administration, on the Governmental Operations committee report referred under Rule 54, pertaining to appointments to the State Ethics Commission, be taken from the table. The motion prevailed.

Mr. Gearty moved that the foregoing report be now adopted. The motion prevailed.

Mr. Gearty moved that the appointments be laid on the table. The motion prevailed.

Remaining on the Order of business of Motions and Resolutions, Mr. Coleman moved that the Senate take up the Senate Calendar. The motion prevailed.

**THIRD READING OF SENATE BILLS**

S. F. No. 803: A bill for an act relating to Chisago county; authorizing the levy and expenditure of funds for certain purposes.

With the unanimous consent of the Senate, Mr. Anderson moved to amend S. F. No. 803 as follows:

Page 1, line 12, strike everything after the period

Page 1, strike lines 13 through 16

Amend the title as follows:

Lines 2 and 3, strike "levy and"

The motion prevailed. So the amendment was adopted.

S. F. No. 803: A bill for an act relating to Chisago county; authorizing the expenditure of funds for certain purposes.

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 59 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Josefson	Nelson	Schmitz
Arnold	Conzemius	Keefe, J.	Ogdahl	Schrom
Ashbach	Davies	Keefe, S.	Olhoft	Sillers
Bang	Doty	Kirchner	Olson, H. D.	Spear
Berg	Dunn	Knutson	Olson, J. L.	Stassen
Bernhagen	Frederick	Kowalczyk	O'Neill	Stokowski
Blatz	Gearty	Larson	Patton	Stumpf
Borden	Hansen, Mel	Laufenburger	Perpich, A. J.	Tennessee
Brataas	Hanson, R.	Lewis	Perpich, G.	Ueland
Brown	Hughes	McCutcheon	Pillsbury	Wegener
Chenoweth	Humphrey	Merriam	Purfeerst	Willet
Chmielewski	Jensen	Milton	Renneke	

So the bill, as amended, passed and its title was agreed to.



S. F. No. 46: A bill for an act relating to courts; jurisdictional amount in conciliation court actions; amending Minnesota Statutes 1974, Sections 487.30; 491.03, Subdivision 4; and 491.04, 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 61, and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kleinbaum	Olhoft	Sillers
Arnold	Doty	Knutson	Olson, A. G.	Spear
Ashbach	Dunn	Kowalczyk	Olson, H. D.	Stassen
Berg	Frederick	Larson	Olson, J. L.	Stokowski
Bernhagen	Gearty	Laufenburger	O'Neill	Stumpf
Blatz	Hansen, Mel	Lewis	Perpich, A. J.	Tennessee
Borden	Hanson, R.	McCutcheon	Perpich, G.	Ueland
Brataas	Hughes	Merriam	Pillsbury	Wegener
Brown	Humphrey	Milton	Purfeerst	Willet
Chenoweth	Josefson	Moe	Renneke	
Chmielewski	Keefe, J.	Nelson	Schaaf	
Coleman	Keefe, S.	North	Schmitz	
Conzemius	Kirchner	Ogdahl	Schrom	

Messrs. Jensen and Patton voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 888: A bill for an act relating to counties; publication of financial statements; extending the time for publication and removing the requirement to publish certain detailed accounts; amending Minnesota Statutes 1974, Section 375.17.

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 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	North	Schmitz
Arnold	Davies	Kirchner	Ogdahl	Schrom
Ashbach	Doty	Kleinbaum	Olson, A. G.	Sillers
Bang	Dunn	Knutson	Olson, H. D.	Spear
Berg	Frederick	Kowalczyk	Olson, J. L.	Stassen
Bernhagen	Gearty	Larson	O'Neill	Stokowski
Blatz	Hansen, Mel	Laufenburger	Patton	Stumpf
Borden	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Brataas	Hughes	McCutcheon	Perpich, G.	Ueland
Brown	Humphrey	Merriam	Pillsbury	Wegener
Chenoweth	Jensen	Milton	Purfeerst	Willet
Chmielewski	Josefson	Moe	Renneke	
Coleman	Keefe, J.	Nelson	Schaaf	

So the bill passed and its title was agreed to.

**THIRD READING OF HOUSE BILLS**

H. F. No. 740: A bill for an act appropriating money to the department of administration for the restoration and rehabilitation of the capitol building.

Was read the third time 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	Kirchner	Olhoff	Schrom
Arnold	Doty	Kleinbaum	Olson, A. G.	Sillers
Ashbach	Dunn	Knutson	Olson, H. D.	Spear
Bang	Frederick	Kowalczyk	Olson, J. L.	Stassen
Bernhagen	Gearty	Larson	O'Neill	Stokowski
Blatz	Hansen, Mel	Laufenburger	Patton	Stumpf
Borden	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Brataas	Hughes	McCutcheon	Perpich, G.	Ueland
Brown	Humphrey	Merriam	Pillsbury	Wegener
Chenoweth	Jensen	Milton	Purfeerst	Willet
Chmielewski	Josefson	Moe	Renneke	
Coleman	Keefe, J.	Nelson	Schaaf	
Conzemius	Keefe, S.	Ogdahl	Schmitz	

Mr. North voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 114: A bill for an act relating to the operation of state government; providing for the regulation of publications, duplicating services, guidebooks, state vehicles, disposition of surplus state lands; amending Minnesota Statutes 1974, Sections 15.047, Subdivision 1; 16.02, Subdivisions 16 and 24; 16.75, Subdivision 7; 16.80, Subdivision 1; 94.09, Subdivision 3; 94.10, Subdivision 1; and 482.07, 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 62 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kleinbaum	Olhoff	Schrom
Arnold	Doty	Knutson	Olson, A. G.	Sillers
Bang	Dunn	Kowalczyk	Olson, H. D.	Spear
Berg	Gearty	Larson	Olson, J. L.	Stassen
Bernhagen	Hansen, Mel	Laufenburger	O'Neill	Stokowski
Blatz	Hanson, R.	Lewis	Patton	Stumpf
Borden	Hughes	McCutcheon	Perpich, A. J.	Tennessee
Brataas	Humphrey	Merriam	Perpich, G.	Ueland
Brown	Jensen	Milton	Pillsbury	Wegener
Chenoweth	Josefson	Moe	Purfeerst	Willet
Chmielewski	Keefe, J.	Nelson	Renneke	
Coleman	Keefe, S.	North	Schaaf	
Conzemius	Kirchner	Ogdahl	Schmitz	

Messrs. Ashbach and Frederick voted in the negative.

So the bill passed and its title was agreed to.

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved that the Senate take up the Calendar of Ordinary Matters. The motion prevailed.

### CALENDAR OF ORDINARY MATTERS

H. F. No. 203: A bill for an act relating to the firemen's relief association and the firemen's pension fund in the city of Minneapolis; amending Laws 1965, Chapter 519, 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 60 and nays 2, 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	Schmitz
Bang	Dunn	Kleinbaum	Olson, A. G.	Schrom
Bernhagen	Frederick	Knutson	Olson, H. D.	Sillers
Blatz	Gearty	Kowalczyk	Olson, J. L.	Solon
Borden	Hansen, Mel	Larson	O'Neill	Spear
Brataas	Hanson, R.	Laufenburger	Perpich, A. J.	Stokowski
Brown	Hughes	Lewis	Perpich, G.	Stumpf
Chenoweth	Humphrey	Merriam	Pillsbury	Ueland
Chmielewski	Jensen	Milton	Purfeerst	Wegener
Coleman	Josefson	Moe		Willet

Messrs. Berg and Nelson voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 202: A bill for an act relating to retirement; uses of funds of firemen's relief association in certain cities; amending Minnesota Statutes 1974, Section 69.40.

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 61 and nays 4, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	Ogdahl	Sillers
Arnold	Davies	Kirchner	Olhoft	Solon
Ashbach	Doty	Kleinbaum	Olson, A. G.	Spear
Bang	Dunn	Kowalczyk	Olson, H. D.	Stassen
Berg	Frederick	Larson	O'Neill	Stokowski
Bernhagen	Gearty	Laufenburger	Patton	Stumpf
Blatz	Hansen, Mel	Lewis	Perpich, A. J.	Tennessen
Borden	Hanson, R.	McCutcheon	Pillsbury	Ueland
Brataas	Hughes	Merriam	Purfeerst	Wegener
Brown	Humphrey	Milton	Renneke	
Chenoweth	Jensen	Moe	Schaaf	
Chmielewski	Josefson	Nelson	Schmitz	
Coleman	Keefe, J.	North	Schrom	

Messrs. Knutson; Olson, J. L.; Perpich, G. and Willet voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1093: A bill for an act relating to the Hennepin county park reserve district; authorizing the Hennepin county park reserve district to acquire, establish, operate and maintain trail systems.

Was read the third time 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	Olhoft	Schrom
Arnold	Doty	Kleinbaum	Olson, A. G.	Sillers
Ashbach	Dunn	Knutson	Olson, H. D.	Solon
Bang	Frederick	Kowalczyk	Olson, J. L.	Spear
Berg	Gearty	Larson	O'Neill	Stassen
Bernhagen	Hansen, Mel	Laufenburger	Patton	Stokowski
Blatz	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Borden	Hughes	McCutcheon	Perpich, G.	Tennessee
Brataas	Humphrey	Merriam	Pillsbury	Ueland
Brown	Jensen	Moe	Purfeerst	Wegener
Chenoweth	Josefson	Nelson	Renneke	Willet
Coleman	Keefe, J.	North	Schaaf	
Conzemius	Keefe, S.	Ogdahl	Schmitz	

So the bill passed and its title was agreed to.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Gearty moved that the appointments to the State Ethics Commission be taken from the table. The motion prevailed.

#### CONFIRMATION

Mr. Gearty moved that in accordance with the report from the Committee on Governmental Operations as reported by the Committee on Rules and Administration April 19, 1975, the Senate, having advised with, do now consent to and confirm the appointments of:

#### STATE ETHICS COMMISSION

Mrs. Elizabeth Ebbott, 409 Birchwood Avenue, Birchwood, Washington County, effective April 29, 1974, for a term expiring April 29, 1975.

Mrs. Rosemary Davis, 4007 Cedarwood Road, St. Louis Park, Hennepin County, effective April 29, 1974, for a term expiring April 29, 1976.

Stanley W. Holmquist, Grove City, Meeker County, effective April 29, 1974, for a term expiring April 29, 1976.

Judge Spencer Sokolowski, 10334 N.W. Mississippi Boulevard, Coon Rapids, Anoka County, effective April 29, 1974, for a term expiring April 29, 1977.

David Durenberger, 4887 East Lake Harriet Boulevard, Minneapolis, Hennepin County, effective April 29, 1974, for a term expiring April 29, 1978.

Irene Scott, 5416 - 28th Avenue South, Minneapolis, Hennepin County, effective April 29, 1974, for a term expiring April 29, 1978.

Mr. Davies requested that the appointments be divided.

The question being taken on the confirmation of:

Mrs. Elizabeth Ebbott, 409 Birchwood Avenue, Birchwood, Washington County, effective April 29, 1974, for a term expiring April 29, 1975.

And the roll being called, there were yeas 56 and nays 4, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Knutson	Olson, H. D.	Solon
Arnold	Frederick	Kowalczyk	Olson, J. L.	Spear
Ashbach	Gearty	Larson	O'Neill	Stassen
Bang	Hansen, Mel	Laufenburger	Patton	Stokowski
Berg	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Bernhagen	Hughes	McCutcheon	Perpich, G.	Ueland
Blatz	Humphrey	Merriam	Pillsbury	Wegener
Brataas	Jensen	Milton	Purfeerst	Willet
Brown	Josefson	Moe	Renneke	
Chmielewski	Keefe, J.	Nelson	Schmitz	
Conzemius	Kirchner	Ogdahl	Schrom	
Doty	Kleinbaum	Olhoft	Sillers	

Messrs. Borden, Coleman, Davies and Tennesen voted in the negative.

The motion prevailed. So the appointment was confirmed.

The question being taken on the confirmation of:

Mrs. Rosemary Davis, 4007 Cedarwood Road, St. Louis Park, Hennepin County, effective April 29, 1974, for a term expiring April 29, 1976.

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	Olhoft	Sillers
Arnold	Davies	Kirchner	Olson, A. G.	Solon
Ashbach	Doty	Knutson	Olson, H. D.	Spear
Bang	Dunn	Kowalczyk	Olson, J. L.	Stassen
Berg	Frederick	Larson	O'Neill	Stokowski
Bernhagen	Gearty	Laufenburger	Patton	Stumpf
Blatz	Hansen, Mel	Lewis	Perpich, A. J.	Tennesen
Borden	Hanson, R.	McCutcheon	Perpich, G.	Ueland
Brataas	Hughes	Merriam	Pillsbury	Wegener
Brown	Humphrey	Milton	Purfeerst	Willet
Chenoweth	Jensen	Moe	Renneke	
Chmielewski	Josefson	Nelson	Schmitz	
Coleman	Keefe, J.	Ogdahl	Schrom	

The motion prevailed. So the appointment was confirmed.

The question being taken on the confirmation of:

Stanley W. Holmquist, Grove City, Meeker County, effective April 29, 1974, for a term expiring April 29, 1976.

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Bang	Blatz	Brown	Coleman
Arnold	Berg	Borden	Chenoweth	Conzemius
Ashbach	Bernhagen	Brataas	Chmielewski	Davies

Doty	Keefe, J.	Merriam	Patton	Spear
Dunn	Keefe, S.	Milton	Perpich, A. J.	Stassen
Frederick	Kirchner	Moe	Perpich, G.	Stokowski
Gearty	Kleinbaum	Nelson	Pillsbury	Stumpf
Hansen, Mel	Knutson	Ogdahl	Purfeerst	Tennessee
Hanson, R.	Kowalczyk	Olhoff	Renneke	Ueland
Hughes	Larson	Olson, A. G.	Schmitz	Wegener
Humphrey	Laufenburger	Olson, H. D.	Schrom	Willet
Jensen	Lewis	Olson, J. L.	Sillers	
Josefson	McCutcheon	O'Neill	Solon	

The motion prevailed. So the appointment was confirmed.

The question being taken on the confirmation of:

Judge Spencer Sokolowski, 10334 N. W. Mississippi Boulevard, Coon Rapids, Anoka County, effective April 29, 1974, for a term expiring April 29, 1977.

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Olson, A. G.	Solon
Arnold	Dunn	Knutson	Olson, H. D.	Spear
Ashbach	Frederick	Kowalczyk	Olson, J. L.	Stassen
Berg	Gearty	Larson	O'Neill	Stokowski
Bernhagen	Hansen, Mel	Laufenburger	Patton	Stumpf
Blatz	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Borden	Hughes	McCutcheon	Perpich, G.	Ueland
Brataas	Humphrey	Merriam	Pillsbury	Wegener
Brown	Jensen	Milton	Purfeerst	Willet
Chmielewski	Josefson	Moe	Renneke	
Coleman	Keefe, J.	Nelson	Schmitz	
Conzemius	Keefe, S.	Ogdahl	Schrom	
Davies	Kirchner	Olhoff	Sillers	

The motion prevailed. So the appointment was confirmed.

The question being taken on the confirmation of:

David Durenberger, 4887 East Lake Harriet Boulevard, Minneapolis, Hennepin County, effective April 29, 1974, for a term expiring April 29, 1978.

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Olhoff	Sillers
Arnold	Doty	Kleinbaum	Olson, A. G.	Solon
Ashbach	Dunn	Knutson	Olson, H. D.	Spear
Bang	Frederick	Kowalczyk	Olson, J. L.	Stassen
Berg	Gearty	Larson	O'Neill	Stokowski
Bernhagen	Hansen, Mel	Laufenburger	Patton	Stumpf
Blatz	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Borden	Hughes	McCutcheon	Perpich, G.	Ueland
Brataas	Humphrey	Merriam	Pillsbury	Wegener
Brown	Jensen	Milton	Purfeerst	Willet
Chmielewski	Josefson	Moe	Renneke	
Coleman	Keefe, J.	Nelson	Schmitz	
Conzemius	Keefe, S.	Ogdahl	Schrom	

The motion prevailed. So the appointment was confirmed.

The question being taken on the confirmation of:

Irene Scott, 5416 - 28th Avenue South, Minneapolis, Hennepin County, effective April 29, 1974, for a term expiring April 29, 1978.

And the roll being called, there were yeas 59 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	Nelson	Schmitz
Arnold	Davies	Keefe, S.	Ogdahl	Schrom
Ashbach	Doty	Kirchner	Olhoft	Sillers
Bang	Dunn	Knutson	Olson, A. G.	Solon
Berg	Frederick	Kowalczyk	Olson, H. D.	Spear
Bernhagen	Gearty	Larson	O'Neill	Stassen
Blatz	Hansen, Mel	Laufenburger	Patton	Stokowski
Borden	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Brataas	Hughes	McCutcheon	Perpich, G.	Ueland
Brown	Humphrey	Merriam	Pillsbury	Wegener
Chmielewski	Jensen	Milton	Purfeerst	Willet
Coleman	Josefson	Moe	Renneke	

Mr. Tennesen voted in the negative.

The motion prevailed. So the appointment was confirmed.

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved that the Senate resolve itself into a Committee of the Whole and take up Senate Files. The 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 the following:

S. F. Nos. 501, 1088, 1383, 5, 874, 949, 476, 1026, 1342, 93, 1184, 1183, 1302, 1156, 912, 1055, 1119 and 39 which the committee recommends to pass.

S. F. No. 910 which the committee recommends be returned to the Committee on Local Government.

S. F. No. 757, which the committee recommends to pass with the following amendments offered by Mr. Perpich, A. J.:

Mr. Perpich, A. J. moved to amend S. F. No. 757 as follows:

Pages 1 to 5, strike all of Section 1

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, strike "tax-forfeited lands;"

Page 1, line 4, strike "Sections" and insert "Section"

Page 1, line 5, strike "282.01, Subdivision 1; and"

Mr. Perpich, A. J. then moved to amend S. F. No. 757 as follows:

Page 6, line 6, after the period insert "*Except for property which was homesteaded on the date of forfeiture,*"

Page 6, line 7, after "*and*" insert "*in any case*"

S. F. No. 452, which the committee recommends to pass with the following amendment offered by Mr. Merriam:

Page 4, line 6, after "*nets*" insert "*, other than landing nets,*"

S. F. No. 127, which the committee recommends to pass with the following amendment offered by Mr. Borden:

Page 1, line 13, after "*contest*" insert "*awarding more than \$5,000 in prizes*"

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 9:30 o'clock a.m., Wednesday, April 23, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate



### THIRTY-SEVENTH DAY

St. Paul, Minnesota, Wednesday, April 23, 1975

The Senate met at 9:30 o'clock a.m. and was called to order by the President.

Prayer was offered by the Chaplain, Rev. Ronald C. Peterson.

The roll being called, the following Senators answered to their names:

Anderson	Davies	Keefe, S.	Ogdahl	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	Larson	O'Neill	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Patton	Stumpf
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Tennessen
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Ueland
Brown	Hughes	Merriam	Pillsbury	Wegener
Chenoweth	Humphrey	Milton	Purfeerst	Willet
Chmielewski	Jensen	Moe	Renneke	
Coleman	Josefson	Nelson	Schaaf	
Conzemius	Keefe, J.	North	Schmitz	

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

#### INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time and referred to the committees indicated.

Messrs. Milton, Ogdahl and Kleinbaum introduced—

S. F. No. 1662: A bill for an act relating to mobile homes; redefining certain terms; providing a penalty; amending Minnesota Statutes 1974, Sections 327.31, Subdivisions 5 and 11; 327.51, Subdivision 3; 327.55, Subdivision 1, and by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Messrs. Sillers and Fitzsimons introduced—

S. F. No. 1663: A bill for an act relating to crimes; prescribing that one who causes grievous bodily injury or death when operat-

ing a motor or certain other vehicles while under the influence of a drug or alcoholic beverage is guilty of criminal negligence; amending Minnesota Statutes 1974, Section 169.121, Subdivision 3; and Chapter 609, by adding a section.

Referred to the Committee on Judiciary.

Messrs. O'Neill, Laufenburger and Frederick introduced—

S. F. No. 1664: A bill for an act relating to taxation; providing for the property tax classification of homesteads of survivors of totally disabled veterans; amending Minnesota Statutes 1974, Section 273.13, Subdivision 7.

Referred to the Committee on Taxes and Tax Laws.

Mr. O'Neill, Mrs. Brataas and Mr. Sillers introduced—

S. F. No. 1665: A bill for an act relating to taxation; increasing personal credits against income tax; amending Minnesota Statutes 1974, Section 290.06, Subdivision 3c.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Milton; Keefe, S. and Humphrey introduced—

S. F. No. 1666: A bill for an act relating to public health; establishing a child health disability prevention program to be administered by the department of health and community units; requiring health screening of children; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Ogdahl, Gearty and Coleman introduced—

S. F. No. 1667: A bill for an act relating to certain officers and employees of the state and their dependents; providing optional insurance coverage for certain officers and employees; amending Minnesota Statutes 1974, Section 43.491, Subdivision 2.

Referred to the Committee on Governmental Operations.

Messrs. Nelson, Gearty and Ogdahl introduced—

S. F. No. 1668: A bill for an act relating to Ramsey and Hennepin counties; establishing an inter-county community corrections commission; providing that counties contiguous to Hennepin or Ramsey may become members of the commission; appropriating money.

Referred to the Committee on Metropolitan and Urban Affairs. Mr. Davies questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Humphrey introduced—

S. F. No. 1669: A bill for an act relating to the city of Crystal; license fees for “off-sale” liquor licenses.

Referred to the Committee on Labor and Commerce.

Mr. Perpich, A. J. introduced—

S. F. No. 1670: A bill for an act relating to St. Louis county; authorizing payment of auto mileage expense to county commissioners of St. Louis county; amending Laws 1959, Chapter 301, Section 1; repealing Laws 1951, Chapter 391, Section 2.

Referred to the Committee on Local Government.

Mr. Tennesen introduced—

S. F. No. 1671: A bill for an act relating to taxation; providing a deduction for travel expenses for medical purposes; amending Minnesota Statutes 1974, Section 290.09, Subdivision 10.

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. 286, 645, 730, 764 and 997.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 21, 1975

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. 72: A bill for an act relating to elections; permitting the use of a petition in lieu of filing fees; amending Laws 1975, Chapter 5, Section 15, by adding a subdivision.

There has been appointed as such committee on the part of the House: Enebo, Sarna and Knickerbocker.

Senate File No. 72 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 21, 1975

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. 226: A bill for an act relating to employment services; unemployment compensation; administrative expense; amending Minnesota Statutes 1974, Section 268.05, Subdivision 5.

There has been appointed as such committee on the part of the House: Beauchamp, Voss and Biersdorf.

Senate File No. 226 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 21, 1975

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. 499: A bill for an act relating to insurance; authorizing an insurer to refuse to renew an automobile insurance policy under certain circumstances; amending Minnesota Statutes 1974, Section 65B.17.

There has been appointed as such committee on the part of the House: Prah, Sieloff and Anderson, G.

Senate File No. 499 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 21, 1975

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 49, 174, 493, 556, 700, 100, 503, 594, 686, 911, 351, 775, 778, 1073, 1187, 715, 988, 1230, 1252, 1422, 967, 1207, 1499, 1500 and 1501.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 21, 1975

#### FIRST READING OF HOUSE BILLS

The following bills were read the first time and referred to the committees indicated.

H. F. No. 49: A bill for an act relating to the city of Duluth;

authorizing the rendering of emergency service by a physician's trained mobile intensive care paramedic; granting limited immunity from civil liability for paramedics and physicians advising or instructing paramedics.

Referred to the Committee on Rules and Administration.

H. F. No. 174: A bill for an act relating to trade regulations; providing for unit pricing of certain packaged commodities; providing for exemptions.

Referred to the Committee on Labor and Commerce.

H. F. No. 493: A bill for an act relating to commerce; franchises; amending Minnesota Statutes 1974, Sections 80C.01, by adding subdivisions; 80C.04, by adding a subdivision; 80C.13, by adding subdivisions; and 80C.14.

Referred to the Committee on Rules and Administration.

H. F. No. 556: 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 1974, Section 169.14, Subdivision 5, and by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

H. F. No. 700: A bill for an act relating to elections; making the uniform municipal election day mandatory; amending Minnesota Statutes 1974, Sections 205.10; 205.11, Subdivisions 1 and 2; 205.13; and 205.20; repealing Minnesota Statutes 1974, Sections 205.03; 205.04; 205.05; 205.06; 205.07; 205.08; 205.09; 205.091; 205.12; 205.18; and 205.19.

Referred to the Committee on Transportation and General Legislation.

H. F. No. 100: A bill for an act relating to game and fish; authorizing the commissioner of natural resources to establish limitations on fishing contests and to issue special permits for fishing contests; amending Minnesota Statutes 1974, Section 101.42, by adding a subdivision.

Referred to the Committee on Rules and Administration.

H. F. No. 503: A bill for an act relating to game and fish; prohibiting use of certain sonic equipment; amending Minnesota Statutes 1974, Section 101.42, by adding subdivisions.

Referred to the Committee on Natural Resources and Agriculture.

H. F. No. 594: A bill for an act relating to employments licensed by the state; architects, engineers and surveyors; raising the minimum public building cost for which services of a licensed architect, engineer

or land surveyor are required; amending Minnesota Statutes 1974, Section 326.03, Subdivision 2.

Referred to the Committee on Rules and Administration.

H. F. No. 686: A bill for an act relating to Independent School District No. 497; allowing financing of a deficit.

Referred to the Committee on Education.

H. F. No. 911: A bill for an act relating to crime; prohibiting removing, altering or obliterating identifying marks on property; providing penalties; amending Minnesota Statutes 1974, Section 609.52, Subdivision 2.

Referred to the Committee on Judiciary.

H. F. No. 351: A bill for an act relating to the city of Moorhead; firemen's relief funds and pensions therein; amending Laws 1955, Chapter 75, Sections 14, Subdivisions 1, 2, and 6; and 16; as amended, added, and renumbered.

Referred to the Committee on Governmental Operations.

H. F. No. 775: A bill for an act relating to retirement benefits of certain legislative employees; authorizing payment of contributions for intermittent service during regular and special sessions.

Referred to the Committee on Rules and Administration.

H. F. No. 778: A bill for an act relating to retirement; survivor's benefits payable by the firemen's relief association of the city of Faribault; amending Laws 1947, Chapter 43, Section 23, as amended.

Referred to the Committee on Governmental Operations.

H. F. No. 1073: A bill for an act relating to retirement; restricting establishment of local pension plans; repealing Minnesota Statutes 1974, Section 69.79.

Referred to the Committee on Governmental Operations.

H. F. No. 1187: A bill for an act relating to the operation of state government; providing for implementation of a state register for official notices by state departments; amending Minnesota Statutes 1974, Section 15.0412, Subdivision 4; and Laws 1974, Chapter 344, Section 9.

Referred to the Committee on Rules and Administration.

H. F. No. 715: A bill for an act relating to public welfare; clarifying the definition of vendor of medical assistance to cover public health nurses; amending Minnesota Statutes 1974, Section 256B.02, Subdivision 7.

Referred to the Committee on Rules and Administration.

H. F. No. 988: A bill for an act authorizing the issuance of bonds by Independent School District No. 279 without adjustment of maturities.

Referred to the Committee on Rules and Administration.

H. F. No. 1230: A bill for an act relating to agriculture; sale of nursery stock by out-of-state nurserymen; certificates of inspection; reciprocity with other states; amending Minnesota Statutes 1974, Section 18.55, Subdivision 2.

Referred to the Committee on Rules and Administration.

H. F. No. 1252: A bill for an act relating to the sale of state owned lands to the city of Owatonna; providing for valuation at current fair market value; amending Laws 1965, Chapter 216, Sections 2, as amended; and 3, Subdivision 1, as amended.

Referred to the Committee on Rules and Administration.

H. F. No. 1422: A bill for an act relating to highways; adding an additional leg or alternative route to the highway route designated as the Voyageur highway; amending Minnesota Statutes 1974, Section 161.14, Subdivision 18.

Referred to the Committee on Rules and Administration.

H. F. No. 967: A bill for an act authorizing the city of Plymouth to refund temporary improvement bonds issued in the years 1969 to 1975; amending Laws 1971, Chapter 557, Section 1, as amended.

Referred to the Committee on Rules and Administration.

H. F. No. 1207: A bill for an act relating to the city of St. Paul; providing for two additional commissioners for the St. Paul housing and redevelopment authority; requiring representation of low and moderate income areas; amending Laws 1963, Chapter 514, Section 1.

Referred to the Committee on Metropolitan and Urban Affairs.

H. F. No. 1499: A bill for an act relating to the firemen's relief association in the city of Columbia Heights; membership of certain fire personnel in the public employees police and fire fund; benefits and contributions; amending Laws 1965, Chapter 605, Sections 21, 22, and 25; repealing Laws 1965, Chapter 605, Section 12.

Referred to the Committee on Governmental Operations.

H. F. No. 1500: A bill for an act relating to the city of Buhl; police retirement and survivor benefits.

Referred to the Committee on Governmental Operations.

H. F. No. 1501: A bill for an act relating to the city of Eveleth; firemen's pensions therein; amending Laws 1935, Chapter 208, as amended by adding a section.

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 the report on S. F. Nos. 938 and 1223 and reports pertaining to appointments. The motion prevailed.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 855: A bill for an act relating to metropolitan government; authorizing council regulations establishing standards and guidelines for determining matters of metropolitan significance to be adopted without specific legislative approval; amending Minnesota Statutes 1974, Section 473B.061, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, strike "Minnesota Statutes 1974, Section 473B.061" and insert "Laws 1975, Chapter 13, Section 18"

Page 1, line 10, strike "1" and insert "2"

Page 1, strike line 11

Page 1, line 12, strike "[METROPOLITAN SIGNIFICANCE.]" and insert "Subd. 2."

Page 1, line 14, after "act," insert "Minnesota Statutes,"

Page 1, line 22, restore the stricken language "The metropolitan council shall"

Page 1, line 24, after the stricken word "approval." insert "*by January 15 of each succeeding year submit any change in the regulations adopted by the council pursuant to this section to the legislature for review.*"

Further amend the title:

Page 1, line 6, strike "Minnesota Statutes" and insert "Laws 1975, Chapter 13, Section 18, Subdivision 2."

Page 1, strike line 7.

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. 469: A bill for an act relating to retirement; miscellaneous changes in various provisions of the teachers retirement



act; amending Minnesota Statutes 1974, Chapter 354, by adding a section; Sections 354.05, Subdivisions 13, 22, 25, 26, and by adding a subdivision; 354.06, Subdivision 1; 354.07, by adding a subdivision; 354.092; 354.10; 354.146, Subdivision 1, and by adding a subdivision; 354.43, Subdivisions 1, and 3; 354.46, Subdivision 1; 354.48, Subdivisions 3, and 10; 354.49, Subdivision 5; 354.53, Subdivision 1; 354.55, Subdivisions 3, 11, and 16; and 354.62, Subdivision 5.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 12, strike "354.38 and"

Page 3, strike lines 3 to 11

Page 6, after line 6, insert a new section to read as follows:

"Sec. 8. Minnesota Statutes 1974, Section 354.07, is amended by adding a subdivision to read:

*Subd. 8. [RIGHTS LIMITED.] No provision of chapter 354 shall create or give any contract rights to any person."*

Pages 7 and 8, strike sections 10 and 11

Page 9, after line 27, insert new sections to read:

"Sec. 13. Minnesota Statutes 1974, Section 354.44, is amended by adding a subdivision to read:

*Subd. 1a. [MANDATORY RETIREMENT.] Notwithstanding the provisions of sections 43.30 or 197.45 to 197.48, a member shall terminate employment on August 31, 1975, or at the end of the academic year in which he reaches the age of 65, whichever is later. For purposes of this subdivision, an academic year shall be deemed to end August 31. A member who terminates employment at any time during the academic year at the end of which such person is required to terminate employment pursuant to this subdivision shall, for the purpose of determining eligibility for a proportionate retirement annuity, be considered to have been required to terminate employment at age 65 or earlier pursuant to this subdivision.*

Sec. 14. Minnesota Statutes 1974, Section 354.44, Subdivision 4, is amended to read:

*Subd. 4. [TIME AND MANNER OF PAYMENTS.] After January 1, 1974, a member may make application to the board for a retirement annuity any time after he has satisfied the age and service requirements of this chapter for retirement except that no application for retirement may be made more than 60 days before termination of teaching service. The annuity payment shall begin to accrue after the termination of teaching service or after the application for retirement has been filed with the board, or after the member receives his final salary payment, whichever is later, as follows:*

(a) on the sixteenth day of the month of termination, or filing

or final salary receipt if such termination, or filing or final salary receipt occurs on or before the fifteenth day of such month or

(b) on the first day of the month following the month of termination or filing or final salary receipt if such termination, or filing or final salary receipt occurs on or after the sixteenth day of the month.

*This section will be effective January 1, 1976.*

Sec. 15. Minnesota Statutes 1974, Section 354.44, Subdivision 6, is amended to read:

Subd. 6. [COMPUTATION OF FORMULA PROGRAM RETIREMENT ANNUITY.] (1) The formula retirement annuity hereunder shall be computed in accordance with the applicable provisions of the formula stated in clause (2) hereof on the basis of each member's average salary for the period of his formula service credit. For the purposes of computing the formula benefits under the formula and variable program, if a combination of these formulas is used, the formula percentages used will be those percentages in each formula as continued for the respective years of service from one formula to the next.

For all years of formula service credit "average salary" for the purpose of determining the member's retirement annuity means the average salary upon which contributions were made and upon which payments were made to increase the salary limitation provided in section 354.511 for the highest five successive years of formula service credit *provided however that such "average salary" shall not include any more than the equivalent of sixty monthly salary payments.*

(2) The average salary as defined in clause (1), multiplied by the following percentages per year of formula service credit shall determine the amount of the annuity to which the member qualifying therefor is entitled:

	Coordinated Member	Basic Member
Each year of service during first ten	1.0 percent per year	2.0 percent per year
Each year of service thereafter	1.5 percent per year	2.5 percent per year

(3) Where any member retires prior to age 65 under a formula annuity, he shall be paid a retirement annuity in an amount equal to the normal annuity provided in subdivisions 6 and 7, reduced by one half of one percent for each month that the member is under age 65 to and including age 60 and reduced by one fourth of one percent for each month under age 60 at the time of retirement except that for any member who has 30 or more years of allowable service credit, such reduction shall be applied only for each month such member is under age 62.

*This section will be effective June 1, 1975."*

Page 17, after line 21, insert the following:

*“The requirements and provisions for retirement prior to age 65 contained in section 354.44, subdivision 6, clause (2) shall also apply to an employee fulfilling such requirements with a combination of service as provided in section 354.60.”*

Pages 17, 18, and 19, strike section 22 and insert the following:

“Sec. 24. Minnesota Statutes 1974, Section 354.55, Subdivision 19, is amended to read:

Subd. 19. Any member who has not retired and who made payments to the fund pursuant to Minnesota Statutes 1965, Section 354.511 shall be entitled upon request to receive a refund of such amounts or retired former member who is covered by the formula or formula and variable programs in effect after June 30, 1973 and who made payments to the fund pursuant to Minnesota Statutes 1965, Section 354.511 shall upon request receive a refund of such payments.”

Page 21, line 18, after “1975” insert “except as provided in sections 14 and 15”

Renumber sections in sequence

Further amend the title as follows:

Page 1, line 4, strike “Chapter 354, by”

Page 1, line 5, strike “adding a section;”

Page 1, line 6, strike “22,”

Page 1, line 7, strike “a”

Page 1, line 8, strike “subdivision” and insert “subdivisions”

Page 1, line 8, strike “354.146, Subdivision”

Page 1, line 9, strike “1, and by adding a subdivision;”

Page 1, line 10, after “3;” insert “354.44, Subdivisions 4, and 6, and by adding a subdivision”

Page 1, line 13, after “11,” strike “and”

Page 1, line 13, after “16” insert “, and 19”

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. 175: A bill for an act relating to corrections; increasing the scope of the jurisdiction and power of the ombudsman; preserving the rights of complainants; providing a penalty for persons hindering the ombudsman; removing an expiration date; amending Minnesota Statutes 1974, Sections 241.42, Subdivision 2; 241.44, Subdivisions 1 and 3; and Chapter 241, by adding a section; repealing Laws 1973, Chapter 553, Section 7.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 17, after "and" insert "municipal,"

Page 1, line 17, after "correction" insert "or detention"

Page 1, line 18, strike "agency" and insert "agencies"

Page 1, line 18, after "correction" insert "or detention"

Page 3, line 22, after the semicolon insert "and"

Page 3, line 24, after "hearings" insert "and deliberations"

Page 3, line 24, strike the semicolon and insert a period

Page 3, after line 24, insert:

"Sec. 3. Minnesota Statutes 1974, Section 241.44, is amended by adding a subdivision to read:"

Page 3, line 24, strike "(k)" and insert "Subd. 1a."

Renumber subsequent sections

Page 3, line 26, after "office" insert "or a proceeding brought pursuant to sections 15.162 to 15.168"

Page 4, line 17, before "shall" strike "inmate" and insert "person"

Page 4, line 17, after "the" strike "inmate" and insert "person"

Page 4, line 18, strike "immediately upon" and insert "promptly after"

Page 4, line 19, after "the" insert "general"

Page 4, line 20, after "his" insert "confinement or"

Page 4, line 20, strike "changed in any way not" and insert "unfavorably altered"

Page 4, line 21, strike "favorable to him"

Page 4, line 21, strike "because" and insert "as a result"

Page 4, line 29, strike "\$1,000" and insert "\$500"

Page 4, line 30, after "[REPEALER.]" and before "Laws" insert "Minnesota Statutes 1974, Section 241.42, Subdivision 4; and"

Page 4, line 31, strike "is" and insert "are"

Amend the title as follows:

Page 1, line 8, after "3" and before the semicolon insert ", and by adding a subdivision"

Page 1, line 9, after "repealing" insert "Minnesota Statutes 1974, Section 241.42, Subdivision 4; and"

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. 1457: A bill for an act relating to the city of Mapleview; authorizing the city of Mapleview to borrow \$15,000.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 8, after "\$15,000" insert "directly from a bank, trust company, or savings association. The loan shall be evidenced by a note and mortgage maturing within five years and interest thereon shall not exceed seven percent per annum"

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. 1355: A bill for an act relating to Cook county; creating an upper northeast recreational authority and establishing its duties and powers; providing for funding; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 30, strike "governor with the advice and consent of the senate" and insert "board of directors of the Arrowhead regional development commission"

Page 3, line 14, strike "governor" and insert "board of directors of the Arrowhead regional development commission"

Page 3, line 14, strike "The"

Page 3, strike line 15

Page 3, line 16, strike "Cook county."

Pages 3 and 4, strike all of subdivision 4

Page 4, line 24, strike "corporation" and insert "commission"

Page 5, strike lines 1 through 12

Page 5, strike lines 29 through 32 and insert:

"Subd. 4. The authority may accept gifts, grants or loans of money or other property from the United States, the state or any person or entity. For these purposes the authority may enter into any agreement required in connection therewith whether or not included among the powers otherwise granted to the authority."

Page 6, strike lines 1 through 13

Page 7, line 3, after "manner" insert "and subject to the conditions and restrictions"

Page 8, line 21, strike "not"

Page 8, line 23, strike "other"

Page 9, line 4, strike "instrumentalities" and insert "instruments"

Page 9, line 9, strike "575.58 and in accordance with the procedures set" and insert "475.58"

Page 9, line 10, strike "forth in Minnesota Statutes, Section 373.20"

Page 9, line 13, after the period insert "The aggregate principal amount of the bonds shall not exceed ten percent of the assessed value of the county as defined in Minnesota Statutes, Section 475.51, Subdivision 5."

Page 11, strike all of Section 10

Renumber the sections in sequence

Page 11, line 30, strike "on the day following its final enactment" and insert "upon its approval by the board of county commissioners of Cook county by resolution adopted in accordance with the provisions of Minnesota Statutes, Section 375.51 and upon compliance with Minnesota Statutes, Section 645.021"

Amend the title as follows:

Line 4, strike "providing for funding;" and insert "authorizing the levy of taxes and the issuance of bonds"

Line 5, strike "appropriating money"

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. 1575: A bill for an act relating to Clay county; authorizing expenditure of federal revenue sharing funds for certain purpose; amending Laws 1974, Chapter 163, Section 1.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. [COUNTIES; EXPENDITURES FOR FIRE PROTECTION, COMMUNITY PROJECTS.] Any county located outside the metropolitan area as defined in Laws 1975, Chapter 13, Section 1, Subdivision 2, may appropriate monies from its general fund or expend funds received from the federal government under the State and Local Fiscal Assistance Act of 1972 (Title 1, Public Law 92-512) for the purpose of making grants to cities and towns within the county to be used for providing fire protection, including the constructing and equipping of local fire departments or for other community projects. The grants may be terminated upon expiration of the federal act.

Sec. 2. This act is effective on the day following final enactment."

Amend the title as follows:

Strike it in its entirety and insert:

“A bill for an act relating to certain counties; authorizing the expenditure of county and federal revenue sharing funds for certain purposes.”

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. 1261: A bill for an act relating to St. Louis county; providing an election to determine whether to divide St. Louis county.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, strike “on whether”

Page 1, line 13, strike “city” and insert “town”

Page 1, line 19, after “If” insert “a majority of”

Page 1, line 19, strike “elect to” and insert “voting on the question approve the proposal, the division”

Page 1, line 20, strike “split the county, the split”

Page 1, line 21, after “1978” insert “or such different date or schedule as may be provided in the proposal”

Amend the title as follows:

Page 1, line 2, before “providing” insert “creating a study commission and”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1120: A bill for an act relating to drainage; providing for a program of grants to local government units for the construction of floodwater retention and retarding structures; appropriating money; amending Minnesota Statutes 1974, Chapter 104, by adding sections.

Reports the same back with the recommendation that the bill be amended as follows:

Pages 1 and 2, strike all of Section 1

Page 3, line 2, strike “shall” and insert “may”

Page 3, line 3, strike “state” and insert “soil and water conservation commission”

Page 3, line 3, after “to” strike “the” and insert “a”

Page 3, line 3, strike "*units of government*" and insert "*governmental unit*"

Page 3, line 4, strike "*equal*" and insert "*not*"

Page 3, line 4, after "*to*" and before "*75*" insert "*exceed*"

Page 3, line 6, after the period insert "*Provided that if federal funds are being utilized for a portion of the project costs, the state contribution shall not exceed 75 percent of the remaining non-federal costs unless the structure is located in the state of South Dakota, in which case the two states shall share the non-federal costs equally.*"

Page 3, line 7, after "*granted*" insert "*by the state*"

Page 3, lines 13 and 14, strike "*in the department of natural resources*"

Page 3, line 31, after "*of*" and before "*pertinent*" insert "*recommended*"

Page 4, line 12, strike "*and the staff engineer,*"

Page 4, line 13, strike the comma

Page 4, line 14, strike "*and*" insert "*, the department of natural resources,*"

Page 4, line 14, after "*Service*" insert "*and the Area II Action Committee*"

Page 5, line 7, strike the language after "*include*"

Page 5, strike line 8, and insert "*provisions concerning local*"

Page 5, line 9, after "*funding*" insert "*, if any*"

Page 5, line 21, strike "*There shall be*" and insert "*The commission shall complete*"

Page 7, line 1, after "*the*" insert "*state*"

Page 7, line 2, strike "*within the department of natural resources*"

Renumber the sections

Amend the title as follows:

Page 1, line 2, strike "*drainage*" and insert "*flood plain management*"

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. 982: A bill for an act relating to the personnel system in Hennepin county; increasing the number of members on the personnel board and prescribing certain duties of the board; amending Laws 1965, Chapter 855, Sections 3, Subdivision 1; 4, Subdivision 2; 12, Subdivision 2; and 16.



Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike all of lines 23 and 24

Page 2, strike all of lines 1 to 3

Page 3, line 22, before "Persons" reinstate the stricken word "Three"

Page 3, line 22, strike "*with the top ten examination*"

Page 3, line 23, strike "scores,"

Page 4, line 20, reinstate "before"

Page 4, line 20, strike the comma and insert "*a hearing examiner*"

Page 5, line 9, strike "Subdivision 2,"

Page 5, before line 10, insert:

"Sec. 13. [REMOVALS AND DEMOTIONS.] Subdivision 1. [SEPARATION.] No employee in the classified service who shall have been permanently appointed or inducted into the classified service under the provisions of this act shall be removed, demoted, or discharged except for cause. Removal, reduction, or suspension for religious, racial, or political reasons shall not be considered "cause" for such action under the provisions of this act. If the appointing authority desires to demote or discharge any such employee, he shall notify said employee, in writing, served personally upon him, or by registered mail to him at his last known address, setting forth the charges against him. A copy of the said charges shall at the same time be filed with the personnel director. The accused employee may, within five days from the date the charges are served upon him, file with the appointing authority a written answer to the charges. If the charges brought against the employee are not resolved within five days of the date of the employee's answer, the employee or his representative may, within 15 days from the date the charges are served upon the employee, file with the director a written demand for a hearing, whereupon without unnecessary delay the personnel board shall *authorize a hearing examiner* to conduct such hearing. The hearing shall be confined to the determination of the questions of whether such removal, demotion, or discharge was or was not made for political, racial, or religious reasons, or was or was not made for just cause. After such hearing the *hearing examiner shall make a written statement of his findings to the personnel board. The hearing officer shall recommend to the board an appropriate disposition of the case. If no exceptions are made, the hearing officer's recommended disposition shall, at the option of the board, become final. If exceptions are taken, the board, upon a review of the record, may accept the officer's recommendations with or without additional oral or written evidence from the parties, may remand the case to the officer for further hearing, adopt the hearing officer's report with any changes warranted by the record, or issue its own report of findings and orders.* The board may, if in its estimation the evidence is sufficient, affirm the removal, demotion, or discharge or if it shall find

that removal, demotion, or discharge was made for political, racial or religious reasons, shall order the immediate reinstatement of such person in the position from which he was removed, demoted, or discharged with full pay from the time of such removal, demotion, or discharge; or if it shall find that the removal, demotion, or discharge was not made for just cause, shall order the immediate reinstatement of such person in the position from which such person was removed, demoted, or discharged, which reinstatement shall, if the board so provides in its discretion, be retroactive, and entitle such person to pay or compensation from the time of such removal, demotion, or discharge; or the board may in its judgment reduce the punishment sought to be applied by the appointing authority."

Page 5, line 16, strike "personnel board"

Further amend the title as follows:

Page 1, line 6, after "13" strike the comma

Page 1, line 7, strike "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. 1047: A bill for an act relating to the organization and operation of state government; providing for membership terms, compensation, removal of members, and filling of membership vacancies of certain state boards, commissions, committees, councils, authorities, the housing finance agency and the tax court; amending Minnesota Statutes 1974, Sections 3.922, Subdivision 2; 3.924; 3.927; 10A.02, Subdivision 2; 15.50, Subdivision 1, and by adding a subdivision; 16.71, Subdivision 1, and by adding a subdivision; 16.823, Subdivisions 2 and 3; 35.02; 40.03, Subdivisions 1 and 3, and by adding a subdivision; 43.03, Subdivision 1, and by adding a subdivision; 85A.01, Subdivisions 1 and 4, and by adding a subdivision; 105.71, Subdivisions 1 and 3, and by adding a subdivision; 116.02, Subdivisions 1, 2 and 4; 116C.03, by adding a subdivision; 116C.05, Subdivision 1, and by adding a subdivision; 116E.02, Subdivisions 1, 2 and 4, and by adding a subdivision; 121.02, Subdivisions 1 and 2, and by adding a subdivision; 136.12; 136.61, Subdivision 1, and by adding a subdivision; 136A.02, Subdivision 1, and by adding a subdivision; 136A.26; 139.01; 139.02; 144.01; 144.04; 175.006, Subdivision 1, and by adding a subdivision; 179.72, Subdivisions 1 and 2, and by adding a subdivision; 182.664, Subdivision 1, and by adding a subdivision; 197.978, Subdivision 1, and by adding a subdivision; 216A.03, Subdivision 1, and by adding a subdivision; 238.04, Subdivision 2, and by adding a subdivision; 241.045, Subdivision 3, and by adding a subdivision; 250.05, Subdivisions 2 and 3, and by adding a subdivision; 256.975, Subdivision 1, and by adding a subdivision; 271.01, Subdivision 2, and by adding a subdivision; 275.551; 299B.05, Subdivisions 2 and 3, and by adding a subdivision; 352.03, Subdivision 1, and by adding a subdivi-

sion; 363.04, Subdivision 4, and by adding a subdivision; 414.01, Subdivisions 3 and 6a, and by adding a subdivision; 462A.04, Subdivision 1, and by adding a subdivision; 490.15; 626.842; Chapter 15, by adding a section; repealing Minnesota Statutes 1974, Sections 3.922, Subdivision 3; 10A.02, Subdivision 6; 16.823, Subdivision 5; 43.03, Subdivision 3; 136.61, Subdivision 4; 136A.02, Subdivision 4; 216A.03, Subdivision 2; 238.04, Subdivisions 4 and 5; 352.03, Subdivisions 2 and 3; 363.04, Subdivision 6; 462A.04, Subdivisions 2 and 5.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 34, strike "*governor*" and insert "*appointing authority*"

Page 2, line 37, strike "*governor*" and insert "*appointing authority*"

Page 3, line 3, after "*extend*" insert "*, subject to the advice and consent of the senate if the member was appointed by the governor,*"

Page 3, line 8, after "*are*" insert "*full time*"

Page 3, line 9, after "*or*" insert "*full time*"

Page 3, line 11, after "*compensation*" insert "*or benefits*"

Page 3, line 13, after "*are*" insert "*full time*"

Page 3, line 13, after "*or*" insert "*full time*"

Page 3, line 15, strike "*such*" and insert "*the*"

Page 3, line 18, strike "*governor*" and insert "*appointing authority*"

Page 3, line 20, strike "*governor*" and insert "*appointing authority*"

Page 3, line 26, strike "*governor*" and insert "*appointing authority*"

Page 3, line 27, after "*senate*" insert "*if the member is appointed by the governor*"

Page 3, line 31, after "*TERMS*" insert "*, COMPENSATION, REMOVAL, VACANCIES*"

Page 4, line 7, reinsert the stricken "*Appointments for succeeding terms shall*" and reinstate "*be for*"

Page 4, line 7, after the stricken word "*three*" insert "*four*"

Page 4, lines 8 and 9, reinsert the stricken language

Page 4, line 9, strike "*membership terms,*"

Page 4, line 9, after "*compensation*" strike "*, removal*"

Page 4, line 10, strike "*, and filling of vacancies on the commis-*

sion" and insert "in respect to commission members other than legislator and ex-officio members"

Page 4, line 19, strike "for a four year term"

Page 4, line 21, strike "for a four year term"

Page 4, line 23, strike "for a four year term"

Page 4, lines 25 and 26, strike "for a four year term"

Page 4, line 28, strike "for a four year term"

Page 4, line 30, strike "for a four year term"

Page 4, line 32, strike "for a four year term"

Page 5, line 2, strike "for a four year term"

Page 5, line 3, strike "Eight members,"

Page 5, line 3, after "one" insert "member"

Page 5, line 4, after "one" insert "member"

Page 5, strike lines 8 and 9

Page 5, line 10, strike "serve six year terms."

Page 6, line 3, strike everything after "2."

Page 6, strike lines 4 to 6

Page 6, line 7, strike "term, as determined by lot."

Page 6, line 17, after "1" insert "except that the extension of terms and the filling of vacancies shall be subject to the advice and consent of the legislature in the same manner as provided in subdivision 1 of this section"

Page 7, strike lines 16 to 18

Page 7, line 19, strike "(d)" and insert "(c)"

Page 7, line 25, strike "(e)" and insert "(d)"

Page 8, line 5, after "terms" insert ", compensation, removal of members"

Page 8, line 6, strike everything after "vacancies"

Page 8, strike line 7

Page 8, line 8, strike "members appointed by the governor"

Page 8, after line 9, insert:

"Sec. 8. Minnesota Statutes 1974, Section 15A.081, Subdivision 1, is amended to read:

15A.081 [SALARIES AND SALARY RANGES FOR CERTAIN OFFICERS AND EMPLOYEES.] Subdivision 1. The following salaries or salary ranges are provided for the below listed officers and employees in the executive branch of government:

	Base Salary or Range
Administration, department of	
commissioner .....	\$36,000
deputy commissioner .....	28,800
Aeronautics, department of	
commissioner .....	20,400
Agriculture, department of	
commissioner .....	22,000
deputy commissioner .....	17,600
Attorney general, office of	
attorney general .....	36,500
chief deputy attorney general .....	24,500-31,500
deputy attorney general .....	19,100-27,500
solicitor general .....	21,300-28,000
assistant attorney general .....	12,000-26,000
special assistant attorney general .....	12,600-22,600
Auditor, office of	
auditor .....	26,000
deputy auditor .....	20,800
Commerce, department of	
commissioner of banks .....	22,000
commissioner of insurance .....	22,000
commissioner of securities .....	22,000
Community college system	
chancellor .....	27,500
Corrections, department of	
commissioner .....	28,000
deputy commissioner .....	22,400
Economic development, department of	
commissioner .....	22,000
deputy commissioner .....	17,600
Education, department of	
commissioner .....	29,800
Employment services, department of	
commissioner .....	26,400
Finance, department of	
commissioner .....	35,500
deputy commissioner .....	28,400
Governor, office of	
governor .....	41,000
Health, department of	
commissioner .....	30,300
Higher education coordinating commission	
executive director .....	26,100
assistant executive director .....	20,900

	Base Salary or Range
Highways, department of commissioner .....	33,600
Human rights, department of commissioner .....	20,000
Indian affairs commission executive director .....	17,500
Investment, board of executive secretary .....	35,000
Labor and industry, department of commissioner .....	26,400
deputy commissioner .....	21,100
<del>workmen's compensation commissioner</del> .....	<del>22,000</del>
judge, workmen's compensation court of appeals .....	25,000
director, mediation services .....	21,000
Lieutenant governor, office of lieutenant governor .....	30,000
Liquor control, department of commissioner .....	19,000
<i>Municipal Commission</i> member .....	10,500
Natural resources, department of commissioner .....	28,300
deputy commissioner .....	22,600
Personnel, department of commissioner .....	31,000
deputy commissioner .....	24,800
Planning agency director .....	27,000
Pollution control agency director .....	24,000
Public safety, department of commissioner .....	26,900
deputy commissioner .....	21,500
Public service, department of commissioner, public service commission .....	22,000
director .....	20,700
Public welfare, department of commissioner .....	33,600
deputy commissioner .....	26,900
Revenue, department of commissioner .....	28,900
Secretary of state, office of secretary of state .....	25,000
deputy secretary of state .....	17,500

	Base Salary or Range
State college system	
chancellor .....	32,500
Treasury, state	
treasurer .....	25,000
deputy treasurer .....	17,500
Veterans affairs, department of	
commissioner .....	16,000"

Page 8, line 18, strike everything after the period

Page 8, line 19, strike "begin July 1, 1955, and expire February 1, 1957."

Page 11, line 25, after "*senate*" insert a period

Page 11, line 25, strike "from nominees who are" and insert "*These five members shall be*"

Page 11, line 27, strike the comma and insert "*. In making these appointments the governor may consider persons*"

Page 11, line 28, strike "submitted to the"

Page 11, strike lines 29 to 32

Page 12, strike lines 1 to 3

Page 12, line 4, strike "of five years"

Page 12, line 17, after "*commission*" insert "*with respect to the non-ex-officio members*"

Page 13, line 6, strike "execution"

Page 13, strike lines 7 and 8

Page 13, line 19, strike "shall" and insert "*may*"

Page 14, line 2, strike everything after the period

Page 14, strike lines 3 to 7

Page 14, line 31, strike everything after the period

Page 14, strike line 32

Page 15, strike line 1

Page 15, line 2, strike "ending the first Monday in January, 1975."

Page 15, line 10, after "*board*" insert "*for all voting members*"

Page 15, line 31, strike "Such"

Page 15, strike line 32

Page 16, strike line 1

Page 16, line 3, strike the period

Page 17, line 22, strike everything after the second period

Page 17, strike lines 23 to 29

Page 18, after line 12, insert

“Sec. 28. Minnesota Statutes 1974, Section 116C.03, Subdivision 2, is amended to read:

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, the director of the Minnesota energy agency, a representative of the governor's office designated by the governor, the chairman of the citizens advisory committee, and three other members of the citizens advisory committee as designated by the governor. *The names of the four members of the citizens advisory committee designated to serve on the council shall be submitted to the senate for its advice and consent. Upon the expiration of the citizens advisory committee the governor shall appoint four members from the general public to the council, subject to the advice and consent of the senate.*”

Page 18, line 17, after “members” insert “, or public members, as appropriate,”

Pages 18 and 19, strike sections 28 and 29

Page 19, line 25, strike “governor” and insert “*chairman of the state council*”

Page 19, line 26, strike “*the advice and consent of the senate*” and insert “*approval of the state council*”

Page 20, line 1, reinsert the stricken “The terms of”

Page 20, line 2, reinsert the stricken language

Page 20, line 3, reinsert the stricken “and shall extend for a”

Page 20, line 3, after the stricken “two” insert “*four*”

Page 20, line 3, reinsert the stricken “year term and until his successor”

Page 20, line 4, reinsert the stricken language

Page 20, line 5, reinsert the stricken “qualifies. A vacancy in the office of a member of”

Page 20, line 6, reinsert the stricken “any regional council shall be filled by the”

Page 20, line 7, reinsert the stricken language

Page 20, strike lines 8 to 22

Page 20, line 26, after “state” strike “and”

Page 20, line 27, strike “*regional councils*” and insert “*council*”



Page 20, line 32, reinsert the stricken language

Page 21, line 1, reinsert the stricken "the regional councils shall serve"

Page 21, line 2, reinsert the stricken "without compensation, but each member of the"

Page 21, line 3, reinsert the stricken "regional councils may be reimbursed for actual and"

Page 21, lines 4 and 5, reinsert the stricken language

Page 22, line 2, strike "quarterly"

Page 22, line 3, strike "and may hold special meetings"

Page 22, line 3, strike "such"

Page 22, line 4, strike "such"

Page 22 to 23, strike section 35

Page 23, line 18, strike "confirmation by" and insert "*the advice and consent of*"

Page 23, strike lines 25 to 32

Page 24, strike lines 1 to 5

Page 24, line 13, after "I" insert "*except that the term of the student member shall be two years*"

Page 25, strike lines 13 to 15

Page 26, strike lines 14 to 19

Page 26, strike lines 23 to 27

Page 27, line 1, strike "*on the*" and insert "*for*"

Page 27, line 1, after "*authority*" insert "*members other than the executive director of the higher education coordinating commission*"

Page 27, line 28, after "*board*" insert "*except for the ex-officio members*"

Page 28, line 9, strike "The licensed health"

Page 28, strike lines 10 and 11

Page 28, line 12, strike "January of each second year."

Page 29, line 15, reinsert the stricken ", for a term of six years"

Page 29, line 26, strike "*membership terms,*"

Page 29, line 28, strike everything after the period

Page 29, strike line 29

Page 30, line 12, strike everything after the period

Page 30, strike lines 13 to 15

- Page 30, line 16, strike "April, 1976."
- Page 31, line 15, strike "At the time of"
- Page 31, strike lines 16 and 17
- Page 32, strike lines 5 to 23
- Page 33, line 2, reinsert the stricken language
- Page 33, line 3, reinsert the stricken language "commission shall be"
- Page 33, line 3, after the stricken "five" insert "six"
- Page 33, line 3, reinsert the stricken "years and until their successors"
- Page 33, line 4, reinsert the stricken language
- Page 33, line 15, strike "*membership terms, compensation,*"
- Page 33, line 20, strike "Each member shall be appointed by the"
- Page 33, strike lines 21 to 23
- Page 33, line 24, strike "from January 1 next succeeding their appointment."
- Page 34, line 5, strike "first appointed by the governor shall be appointed" and insert "*shall serve for terms of*"
- Page 34, strike line 6
- Page 34, line 7, strike "one member for four years; and two members for"
- Page 34, line 15, strike "*membership terms,*"
- Page 34, line 15, after "*members*" strike the comma
- Page 34, line 16, after "*authority*" insert "*in respect to members other than the commissioner of corrections*"
- Page 34, line 17, strike "*Members of the authority may also be*"
- Page 34, strike line 18
- Page 34, line 28, after "senate" strike ", for terms , *when first*"
- Page 34, line 29, strike "*appointed, of six years*"
- Page 34, line 30, strike "; provided, however, that initial"
- Page 34, strike lines 31 and 32
- Page 35, line 1, strike everything before the period
- Page 36, line 1, strike "At least one-half of"
- Page 36, strike lines 2 to 5
- Page 36, line 6, strike "council for two year terms."
- Page 36, line 19, strike "The council shall meet at"

Page 36, line 20, strike "least six times annually."

Page 36, line 32, strike "Upon the taking effect of"

Page 37, strike lines 1 to 4

Page 37, line 5, strike "as hereinafter provided."

Page 37, line 9, strike "first tax court shall meet," and insert "*terms of the members of the court shall be six years*"

Page 37, line 10, strike "organize, and adopt rules of procedure"

Page 37, line 13, strike "*membership terms,*"

Page 37, line 13, after "*members*" strike the comma

Page 37, line 15, strike "*Members of the court may also be removed*"

Page 37, strike line 16

Page 38, line 4, strike everything after the stricken period

Page 38, strike line 5

Page 38, line 19, strike "*terms*" and insert "*term*"

Page 38, line 20, strike "*of members*"

Page 38, line 20, after "*vacancies*" insert "*for the public member*"

Page 38, strike section 70

Pages 39 and 40, strike section 73

Page 40, line 6, after "*vacancies*" insert "*for the public members*"

Page 40, after line 7 insert

"Sec. 71. Minnesota Statutes 1974, Section 352.03, Subdivision 2, is amended to read:

Subd. 2. [VACANCY, HOW FILLED.] Any vacancy of a *state employee* in the board caused by death, resignation, or removal of any member so elected shall be filled by the board for the unexpired portion of the term in which the vacancy occurs.

Sec. 72. Minnesota Statutes 1974, Section 352.03, Subdivision 3, is amended to read:

Subd. 3. [DIRECTORS SERVE WITHOUT COMPENSATION.] The members of the board employed by the state shall serve without compensation, but shall be reimbursed out of the retirement fund for expenses actually and necessarily paid or incurred in the performance of their duties, and shall suffer no loss of salary or wages through service on the board. ~~The public members of the board shall be paid \$35 per day for each day actually devoted to duties as a member of the board.~~ Members of the board shall be paid for expenses in travel to and from meetings and for necessary expenses incurred during meetings of the board."

Page 40, line 26, strike "Members may be"

Page 40, strike line 27

Page 40, line 28, strike "malfeasance in office."

Page 40, strike lines 30 to 32

Page 41, strike lines 1 to 5

Page 41, line 6, strike "expiring the first Monday in January 1972."

Page 41, line 12, strike "*Members may also be removed*"

Page 41, strike line 13

Page 41, line 18, strike "The terms of office of all appointed members"

Page 41, strike lines 19 to 24

Page 41, line 25, strike "term of six years. Thereafter"

Page 41, line 26, reinsert the stricken "six" and strike "four"

Page 41, line 26, strike "and until his successor is"

Page 41, strike line 27

Page 41, line 28, strike everything before the period

Page 42, line 3, strike "*membership terms, compensation,*"

Page 42, line 4, after "*members*" strike the comma

Page 42, line 4, after "*vacancies*" insert "*for members other than county commissioner members*"

Page 42, line 5, strike "*Members of the commission may*"

Page 42, strike line 6

Page 42, line 17, strike "Each member" and insert "*The county commissioner members*"

Page 42, line 30, strike "The first public members appointed by the governor"

Page 42, strike lines 31 and 32

Page 43, line 14, after "*vacancies*" insert "*for the public members*"

Page 43, line 30, strike "The"

Page 43, strike lines 31 and 32

Page 44, line 1, strike "appointed shall serve for two years."

Page 44, line 4, strike "Members, other"

Page 44, strike lines 5 to 8

Page 44, line 9, strike "*For citizen members*"

Page 44, strike lines 15 to 19

Page 44, strike line 32

Page 45, line 1, strike "Special"

Page 45, strike lines 11 to 14

Page 45, line 21, strike "and"

Page 45, line 22, after "members" insert "and the filling of vacancies for members appointed pursuant to section 626.841, clauses (a), (b), (c), (d) and (j)"

Page 45, after line 23, insert

"Sec. 82. Notwithstanding any provision in this act to the contrary, a member of a board or agency whose membership term is specified in section 1 and who has been appointed prior to the effective date of this act shall serve until the end of the term to which he was appointed if his term is scheduled to end on the first Monday in January. If the term is not scheduled to end on the first Monday in January he shall serve until the first Monday in January next following the scheduled end of his term. Initial successors to the current members shall be appointed to terms of a length determined by the appointing authority to be consistent with the schedule of staggered terms as provided in section 1. If there is more than one appointing authority for a board or agency, the governor shall determine which of the members shall serve for the terms expiring on each appointment date. Thereafter, all members shall be appointed consistent with section 1.

Sec. 83. The name of the workmen's compensation commission is changed to the workmen's compensation court of appeals, and the workmen's compensation commissioners are to be known as judges of the workmen's compensation court of appeals. The name of the tax court is changed to the tax court of appeals, and the members are to be known as judges of the tax court of appeals. The revisor of statutes in the next and subsequent editions of Minnesota Statutes shall make the necessary changes in the statutes to reflect the name changes made in this section."

Page 45, line 26, after "3;" insert "121.02, Subdivision 2; 136.16;"

Page 45, line 26, after "136.61," strike "Subdivision" and insert "Subdivisions 2 and"

Page 45, line 27, after "4;" insert "175.006, Subdivision 3;"

Page 45, line 28, strike "352.03, Subdivisions 2 and 3" and insert "241.045, Subdivision 5; 271.01, Subdivision 3; 299B.05, Subdivision 2"

Page 45, line 29, after "Subdivisions 2" insert ", 3"

Page 45, after line 29, insert

"Sec. 85. This act shall be effective July 1, 1975, except that sections 59 and 60 shall be effective July 1, 1977."

Renumber the sections in sequence

Amend the title:

Page 1, line 7, after the semicolon insert "changing procedures of the corrections authority; eliminating obsolete language"

Page 1, line 11, after "subdivision;" insert "15A.081, Subdivision 1;"

Page 1, line 18, after "116C.03," insert "Subdivision 2, and"

Page 1, line 19, strike "116C.05, Subdivision 1, and by adding"

Page 1, line 20, strike "a subdivision;"

Page 1, line 20, strike ", 2"

Page 1, line 21, strike "Subdivisions" and insert "Subdivision"

Page 1, line 22, strike "and 2"

Page 1, line 29, strike "197.978, Subdivision 1,"

Page 1, line 30, strike "and by adding a subdivision;"

Page 1, line 38, strike "Subdivisions 2 and" and insert "Subdivision"

Page 1, line 39, strike "Subdivision 1" and insert "Subdivisions 1, 2 and 3"

Page 2, line 6, after "3;" insert "121.02, Subdivision 2; 136.16;"

Page 2, line 7, at the beginning of the line, strike "Subdivision" and insert "Subdivisions 2 and"

Page 2, line 7, before "216A.03," insert "175.006, Subdivision 3;"

Page 2, line 9, strike "352.03, Subdivisions 2 and 3" and insert "241.045, Subdivision 5; 271.01, Subdivision 3; 299B.05, Subdivision 2"

Page 2, line 10, after "2" insert ", 3"

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. 1062: A bill for an act relating to retirement; miscellaneous amendments to the judges retirement act; amending Minnesota Statutes 1974, Sections 490.121, Subdivision 17; and 490.124, Subdivisions 2 and 9.

Reports the same back with the recommendation that the bill be amended as follows:

Pages 1 and 2, strike all of section 1 and insert a new section to read:

"Section 1. Minnesota Statutes 1974, Chapter 490, is amended by adding a section to read:

[490.19] (1) *Upon submission of an agreement to the director of the Minnesota state retirement system prior to July 1, 1975, signed by a retired district or supreme court judge whereby such judge who is receiving benefits computed under laws in effect on or prior to December 31, 1973 shall agree to accept as of July 1, 1975,*

and thereafter, a benefit based on the salary of his former office at the salary level in effect on January 1, 1975; the state shall agree to accept the liability for payment of his retirement benefit for life and upon his death the payment of the benefit of his surviving spouse, if any, with such adjustments in the benefit amount only as may be provided under the provisions of the Minnesota adjustable fixed benefit fund after January 1, 1976, and to pay to such judge any accrued benefits due him as a result of the non-payment of benefits since January 1, 1975 or as a result of any deficiency in benefits paid him from and after November 1971.

Upon receipt of such agreements, for each such judge who signed an agreement, the director shall make the appropriate transfer of funds to the judges' retirement fund and the amount necessary therefor and other payments required herein are hereby appropriated from the assets, if any, in the account for payment of retirement benefits to such retired district or supreme court judges and the balance of any monies necessary is hereby annually appropriated from the general fund. The benefit shall be paid from the judges' retirement fund but shall be adjusted in the same manner at the same time as other benefits payable from the Minnesota adjustable fixed benefit fund to state employees.

(2) Upon submission of agreements to the director of the Minnesota state retirement system by each district court judge who elected to continue contributions to the survivors' account as provided by section 490.124, subdivision 10, wherein each such judge shall agree to accept at time of retirement a benefit based on the salary allotted his office at the date of retirement and agreements signed by surviving spouses of deceased district and supreme court judges who served as a judge between May 1961 and July 1967 wherein each such surviving spouse shall agree to accept as of July 1, 1975, and thereafter, a benefit based on the salary of such deceased judge's former office at the salary level in effect on January 1, 1975; the contributions to the survivors' account made by such district court judges, notwithstanding the provisions of section 490.102, subdivision 8, shall not be required and upon retirement of such judge, his benefit and in the event of his death, his spouse's benefit, if any, shall be paid from the judges' retirement fund but such benefits shall be adjusted at the same time and in the same manner as the benefits payable from the Minnesota adjustable fixed benefit fund to state employees; the liability for payment of the benefits payable on July 1, 1975 from the special supreme and district court survivors' account shall be transferred to the judges retirement fund and such benefits shall be adjusted in the same manner at the same time as benefits payable from the Minnesota adjustable fixed benefit fund; and the director shall pay to each such widow any deficiency in the amount of the benefit due her since November, 1971.

Upon receipt of the agreements provided in clause (2) the director shall commence payment from the judges' retirement fund of the benefits payable as of June 30, 1975 from the special district and supreme court survivor's account and the monies necessary for payment thereof and for other payments provided herein are hereby annually appropriated from the general fund.

*If such agreements are not submitted, the contribution rate to the survivors' account shall be as required by section 490.102, subdivision 8 and such benefits shall not be payable from the judges' retirement fund.*

*(3) District and supreme court judges not referenced in this section may, prior to their retirement, submit comparable agreements to the director and thus be afforded the same benefits. The contributions to the survivors' account by any supreme court judge who makes such agreement shall not be waived but shall be thereafter paid to the judges retirement fund.*

*(4) Notwithstanding any law to the contrary, except as provided by this act, the reserve to pay a retirement benefit of a judge who served as a district or supreme court judge prior to July 1, 1967 and who elected or elects to have his benefit computed under laws in effect on December 31, 1973 shall not remain or be transferred to nor shall the benefit be payable from the adjustable fixed benefit fund.*

*(5) If any of the provisions of this act are declared unconstitutional, the entire act is void."*

Page 2, strike the new language on lines 7, 8, 9 and 10, and insert the following:

*"A judge who shall retire on or, as permitted under sections 490.121 to 490.132, after mandatory retirement date, shall be entitled to a proportionate annuity based upon his service at date of retirement."*

Further amend the title as follows:

Page 1, line 4, strike "Sections 490.121, Subdivision 17;" and insert "Chapter 490, by adding a section;"

Page 1, line 5, after "and" insert "Section"

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. 947: A bill for an act relating to health; establishing a clinical and research pilot project on cystic fibrosis; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, strike "measures of"

Page 1, line 12, after "evaluation," insert "and"

Page 1, line 13, strike "and basic mechanisms of causation and"

Page 1, line 14, strike "pathophysiologic changes,"



Page 1, line 14, after "of" insert "health"

Page 1, line 15, strike "It is recognized" and insert "The legislature finds"

Page 1, line 17, strike "in" and insert ". The legislature also finds"

Page 1, line 20, after the comma insert "that"

Page 1, line 21, after "and" insert "that"

Page 2, line 1, after "problems" and before the period insert "of children"

Page 2, line 4, strike "related to these three"

Page 2, line 5, strike "areas"

Page 2, strike line 25

Page 2, line 27, strike "on"

Page 2, line 28, strike "cystic fibrosis whose purpose shall be"

Page 2, line 28, after "to" insert "comprehensively"

Page 2, line 29, strike "comprehensively"

Page 3, line 6, after "diagnosis," insert "and"

Page 3, line 6, strike ", ultimately"

Page 3, line 6, after "specific" insert "methods of"

Page 3, line 9, strike "that" and insert "which"

Page 3, line 11, strike "for"

Page 3, line 20, strike ", applying current knowledge and experience"

Page 3, strike line 21

Page 3, line 22, strike "elsewhere"

Page 3, line 24, strike "general or"

Page 3, line 25, strike "specific"

Page 3, line 26, strike "to be used"

Page 3, line 26, after "for" insert "the detection of"

Page 3, line 29, strike "acquisition" and insert "onset"

Page 4, line 2, strike "; by demonstration and refinement"

Page 4, strike line 3

Page 4, line 4, strike "throughout the state; and" insert ". The program shall also"

Page 4, line 4, strike "concepts" and insert "methods"

Page 4, line 5, after "improve" insert "the"

Page 4, line 5, after "reduce" insert "the"

Page 4, line 5, strike "which may be generally" and insert "of treatment."

Page 4, strike lines 6 and 7

Page 4, line 9, strike "children" and insert "young adults"

Page 4, line 9, strike "who"

Page 4, line 10, strike "are becoming adults"

Page 4, line 10, strike "educate 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. 1313: A bill for an act relating to family planning services; providing for the establishment of a comprehensive state family planning services plan; appropriating funds.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 20, strike "rhythm"

Page 1, line 21, after "charts," insert "thermometers,"

Page 2, line 4, strike "Annually,"

Page 2, line 4, after "shall" insert "annually"

Page 2, line 9, after "funds" insert "appropriated or granted to the board"

Page 2, strike lines 14 through 17

Renumber subsequent subdivisions

Page 2, line 20, strike ", that" and insert "which"

Page 3, strike lines 2 through 4 and insert "in this act shall prohibit any agency, corporation, individual, or other entity, from making application for family planning funds directly to federal agencies or receiving funds directly from federal agencies. Nothing in this act shall supersede requirements for planning and administration imposed on the department of public welfare by rules and regulations promulgated by the U.S. Department of Health, Education and Welfare."

Page 3, line 7, strike "and make recommendations" and insert a period

Page 3, strike lines 8 and 9

Page 3, line 11, strike "relating to the delivery and quality of

family" and insert "necessary to implement the provisions of this act."

Page 3, strike line 12

Page 3, line 13, strike "department" and insert "commissioner"

Page 3, line 15, strike "county" and insert "local"

Page 3, line 15, strike "departments" and insert "agencies"

Page 3, line 24, strike "the" and insert "an"

Page 3, line 30, strike "to the" and insert "if"

Page 3, line 31, strike "extent that"

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. 1169: A bill for an act relating to school districts; providing for specifications for school bids; amending Minnesota Statutes 1974, Section 471.35.

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. 1436: A bill for an act relating to education; state colleges; authorizing the state college board to enter into reciprocity agreements with foreign institutions; amending Minnesota Statutes 1974, Section 136.111, 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. 1137: A bill for an act relating to education; state community colleges; appropriating money to build a state community college at Cambridge; amending Laws 1973, Chapter 777, Section 13, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, strike "*Cambridge state*" and insert "*Riverview*"

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. 1258: A bill for an act relating to education; higher education coordinating commission; providing for a post-secondary education project in the Fairmont area; 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. 752: A bill for an act relating to education; authorizing the establishment of higher education extension centers to serve downtown St. Paul and its surrounding area; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, strike "St. Paul"

Page 1, line 10, after the period insert "At least one higher education center shall be located in a rural area, at least one in a suburban area, and at least one in an urban area."

Page 1, line 11, strike "St. Paul"

Page 1, line 12, strike "the"

Page 1, line 12, strike "of downtown St. Paul"

Page 1, line 13, strike "and its surrounding area"

Page 1, line 20, strike "St. Paul"

Page 2, line 8, strike "all"

Page 2, line 9, strike "in St. Paul and its surrounding"

Page 2, line 10, strike "area"

Page 2, line 15, strike "committee, to be"

Page 2, line 16, strike "known as the St. Paul"

Page 2, line 16, strike "centers" and insert "center"

Page 2, line 17, after "committee" strike the comma and insert "for each higher education center created pursuant to subdivision 1"

Page 2, line 18, after "by" strike "the" and insert "that"

Page 2, line 19, strike "centers" and insert "center"

Page 2, line 19, strike "one representative" and insert "five representatives"

Page 2, line 20, strike "each of the" and insert "nearby"

Page 2, line 21, strike "St. Paul and its surrounding area, one" and insert "Minnesota."

Page 2, strike lines 22 through 25

Page 2, line 26, strike "committee."

Page 2, line 27, strike "organizations and"

Page 2, line 29, after "additional" insert "public"

Page 2, line 29, strike "who shall be residents of St. Paul"

Page 2, line 31, strike "St. Paul" and insert "Minnesota"

Page 3, line 2, strike "at least once quarterly" and insert "as often as necessary"

Page 3, line 2, after the period insert "Prior to January 31, 1977, and each year thereafter, the higher education coordinating commission shall submit to the legislature a report on the higher education centers established by this section. This report shall document the successes and failures of these centers."

Page 3, line 4, strike "St. Paul"

Page 3, line 8, strike "St. Paul"

Page 3, line 30, strike "St. Paul"

Page 4, line 5, strike "ten" and insert "15"

Page 4, line 6, after "costs" insert "and the reports required by section 1, subdivision 5"

Further amend the title as follows:

Page 1, line 4, strike "to serve downtown St. Paul and its"

Page 1, line 5, strike "surrounding area"

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. 1411: A bill for an act relating to education; agreements when school district has insufficient funds to pay orders; increasing the maximum permissible interest rate to eight percent per year; amending Minnesota Statutes 1974, Section 124.06.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Finance. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 964: A bill for an act relating to education; higher education coordinating commission; providing for a statewide testing program; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 10, after "juniors" insert "who wish to participate"

Page 2, line 12, strike "all"

Page 2, line 18, after "legislature" insert "; provided that this report shall consist solely of summary data as defined in section 15.162, subdivision 8"

Page 2, line 23, after the period insert "A student must specifically request the commission to provide an additional service to be charged a fee under the provisions of this clause."

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. 357: A bill for an act relating to the university of Minnesota board of regents; providing for student or recent graduate members; amending Minnesota Statutes 1974, Chapter 137, 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. 498: A bill for an act relating to education; termination of a teacher's contract after probationary period; providing a June 1 date for resignation of teachers; amending Minnesota Statutes 1974, Section 125.12, Subdivision 4.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 22, strike "*June*" and reinsert the stricken language

Page 1, line 23, reinsert the stricken language

Page 2, lines 1 to 6, reinsert the stricken language

Page 2, line 7, reinsert "effective as of June 30 if submitted prior to that date"

Page 2, line 8, reinsert "and"

Page 2, line 9, reinsert the stricken language

Page 2, line 10, reinsert "beginning shall cease on"

Page 2, line 10, after the stricken "15" insert "*June 30*"

Further amend the title as follows:

Page 1, line 2, strike "termination of a teacher's"

Page 1, line 3, strike "contract after probationary period;"

Page 1, line 4, strike "1" and insert "30"

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. 111: A bill for an act relating to education; creating a senior citizens higher education program for certain resident senior citizens.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 6, strike "SENIOR CITIZENS" and insert "OLDER PERSONS"

Page 1, line 10, strike "Senior citizen" and insert "Older person"

Page 1, line 11, strike "65" and insert "62"

Page 2, line 3, strike "A senior citizen" and insert "An older person"

Page 2, line 5, strike "attend courses offered for credit,"

Page 2, line 6, after "credit" strike the comma

Page 2, line 6, strike "enroll in"

Page 2, line 6, after "courses" strike the comma

Page 2, line 7, after "Minnesota" insert "when space is available"

Page 2, line 10, strike "a senior citizen" and insert "an older person"

Page 2, line 15, strike "senior citizens" and insert "older persons"

Page 2, line 16, strike "admissions officer of the"

Page 2, line 17, strike "shall determine whether a person qualifies for, and" and insert "may"

Page 2, line 18, strike "request, the senior" and insert "determine whether a person meets the age and residency qualifications of section 1"

Page 2, line 19, strike "citizen benefits"

Page 2, line 20, strike "placement office of the"

Page 2, line 21, strike "senior citizens" and insert "older persons"

Further amend the title as follows:

Page 1, line 2, strike "senior citizens"

Page 1, line 4, strike "senior citizens" and insert "older persons"

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. 758: A bill for an act relating to education; school lunch; 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. 938: A bill for an act relating to education; quality education council; changing duties and functions and providing a per diem for members; amending Minnesota Statutes 1974, Sections 3.924; 3.925; 3.926; and 3.927.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 7, strike "Eight" and insert "Nine"

Page 2, line 13, after "and" strike "four" and insert "five"

Page 3, line 7, after "performed" insert "*by the council on quality education as well as*"

Page 3, lines 7 to 12, reinstate the stricken language

Page 3, line 13, strike "*council on quality education*"

Page 3, line 15, reinstate "encourage, promote" and after "promote" insert a comma

Page 3, line 15, reinstate "aid" and after "aid" insert "and"

Page 3, line 16, after "and" insert "*develop quality programs of early childhood and family education and*"

Page 3, line 16, reinstate "elementary and secondary" and after "secondary" insert "*education in Minnesota,*"

Page 3, lines 22 and 23, reinstate the stricken language

Page 3, line 24, reinstate "or loans may be made"

Page 3, line 25, reinstate "in support of"

Page 3, line 25, strike "*These*"

Page 3, lines 26 and 27, reinstate the stricken language

Page 4, after line 22, insert

*"(13) Research relating to such other problems and objectives as the legislature shall direct.*



*A portion of the venture funds shall be used for the purpose of research or the promulgation of programs dealing with areas of education that have been the subject of the council's research."*

Page 4, line 23, reinstate the stricken language

Page 4, line 25, reinstate the stricken language

Page 4, line 26, before "*research*" insert "*or*"

Page 4, line 28, reinstate the stricken language

Page 4, line 28, strike "*research*"

Page 5, line 1, after "*all*" insert "*research and all*"

Page 5, line 1, reinstate the stricken language

Page 5, line 2, reinstate the stricken language and strike "*research*"

Page 5, line 3, reinstate the stricken language

Page 5, lines 8 to 28, reinstate the stricken language

Page 5, line 31, reinstate the stricken language and after "*recommend*" insert "*whether a grant need be made in support of the proposed program, and*"

Page 5, line 32, reinstate "*grant to be made*" and after "*made*" insert "*if need is determined*"

Page 5, line 32, reinstate "*in the*"

Page 6, lines 1 to 14, reinstate the stricken language

Page 6, lines 25 to 27, reinstate the stricken language

Page 6, line 28, reinstate "*department of education, made*" and after "*made*" insert "*for the purposes of sections 3.924 to 3.927,*"

Page 6, line 29, reinstate "*as is necessary, shall be*"

Page 6, line 30, reinstate "*made available to the council for this purpose.*"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Mr. Gearty questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 1170: A bill for an act relating to Independent School District No. 624; authorizing the district to exceed its levy limitations for the purpose of operating a community recreation program.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 8, strike "*District No.*" and insert "*District Nos.*"

Page 1, line 9, after "624" strike "is" and insert "and 77 are"

Page 1, line 16, after "effective" insert "as it relates to each school district"

Page 1, line 17, strike "Independent School" and insert "that district"

Page 1, line 18, strike "District No. 624"

Further amend the title as follows:

Page 1, line 2, strike "District No." and insert "District Nos."

Page 1, line 2, after "624" insert "and 77"

Page 1, line 3, strike "district" and insert "districts"

Page 1, line 3, strike "its" and insert "their"

Page 1, line 4, strike "a"

Page 1, line 5, strike "program" and insert "programs"

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. 776: A bill for an act relating to libraries; providing for funding of public libraries according to a formula; prescribing services to be provided; 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. 360: A bill for an act relating to education; directing the higher education coordinating commission to sponsor a quarterly meeting for representatives of certain boards and agencies dealing with higher education; amending Minnesota Statutes 1974, Chapter 136A, 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. 1285: A bill for an act relating to education; higher education coordinating commission; work-study program for post-secondary students; defining eligibility and setting guidelines for payments; amending Minnesota Statutes 1974, Sections 136A.231; 136A.232; and 136A.233.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 18, 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. Hughes from the Committee on Education, to which was referred

S. F. No. 934: A bill for an act authorizing the issuance of bonds by Independent School District No. 279 without adjustment of maturities.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, strike "and in the issuance of any bonds for the purpose"

Page 1, line 10, strike "of refunding outstanding bonds,"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 1334: A bill for an act relating to private detectives and protective agents; providing for licensing requirements; specifying the qualifications of employees; permitting transportation of firearms; amending Minnesota Statutes 1974, Sections 326.333; 326.336, Subdivision 1; and 326.337, Subdivision 4.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 25, before "equivalent" insert "in an"

Page 2, line 25, strike "grade" and insert "occupation"

Page 2, after line 27, insert:

"Sec. 2. Minnesota Statutes 1974, Section 326.334, Subdivision 2, is amended to read:

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 board.

*If within 20 days of such posting no person has objected in writing to the board 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 board that the applicant is qualified for such license, then the board shall issue a license to such applicant."*

Renumber the sections in sequence

Further amend the title as follows:

Page 1, line 6, after the semicolon insert "326.334, Subdivision 2;"

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. 1550: A bill for an act relating to public welfare; commissioner of public welfare; authorizing payments to county welfare departments for former institutionalized persons placed in community residential and day programs; amending Minnesota Statutes 1974, Section 256.01, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 5, line 12, strike "*To facilitate the placement of persons residing in*"

Page 5, strike lines 13 and 14

Page 5, line 15, strike "*county*" and insert "*local*"

Page 5, line 15, strike "*departments*" and insert "*agencies*"

Page 5, line 16, after "*care*" insert "*for persons residing in institutions under the control of the commissioner who are placed in licensed community-based residential and day care programs. The cost of care liability of the state agency shall be the costs*"

Page 5, line 18, after "*Payments*" insert "*authorized under this provision*"

Page 5, line 20, after "*institution*" insert "*under the control of the commission*"

Page 5, line 20, after "*least*" insert "*the*"

Page 5, line 20, strike "*consecutive*"

Page 5, line 20, strike "*prior to*" and insert "*immediately preceding*"

Page 5, line 21, strike "*a state*" and insert "*the*"

Page 5, line 24, strike "*county*" and insert "*local*"

Page 5, line 25, strike "*departments*" and insert "*agencies*"

Page 5, line 26, strike "*As a condition*"

Page 5, line 27, strike "*of qualifying*" and insert "*To qualify*"

Page 5, line 27, strike "*county*" and insert "*local*"

Page 5, line 28, strike "*department*" and insert "*agency*"

Page 5, line 32, strike "*county*" and insert "*local*"

Page 5, line 32, strike "*department*" and insert "*agency*"

Page 6, line 2, strike "*may*" and insert "*shall*"

Page 6, line 2, after "*promulgate*" insert "*any*"

Page 6, line 3, after "*regulations*" insert "*necessary*"

Page 6, line 3, strike "*the foregoing*" and insert "*this provision*"

Further, amend the title as follows:

Page 1, line 2, strike "commissioner of public"

Page 1, line 3, strike "welfare;"

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 re-referred

H. F. No. 494: A bill for an act relating to commerce; requiring notice to consumers of right to cancel buyer's club contract; amending Minnesota Statutes 1974, Section 325.962, Subdivision 2, and by adding a subdivision.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1628: A bill for an act relating to state parks; authorizing acquisition of a parcel of land in Afton State park by eminent domain with the consent of the owner.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1627: A bill for an act relating to state parks; adding lands to Kilen Woods state park in Jackson county.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1338: A bill for an act relating to the sale of state owned lands to the city of Owatonna; providing for valuation at current fair market value; amending Laws 1965, Chapter 216, Sections 2, as amended; and 3, Subdivision 1, as amended.

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. 1432: A bill for an act relating to education; higher education coordinating commission; providing procedure for registration and approval of private post-secondary institutions.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 8, after "college" insert ", "academy", "institute" "

Page 3, line 5, after "college" insert ", "academy", "institute" "

Page 3, line 14, after "college" insert ", "academy", "institute" "

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. 1516: A bill for an act relating to education; school districts; authorizing the leasing of schoolhouses; amending Minnesota Statutes 1974, Section 123.36, Subdivision 5.

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. 1474: A bill for an act relating to appropriations; appropriating money to the department of education for the operation of the environmental learning center at Isabella.

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. 1473: A bill for an act relating to education; appropriating money to the department of administration for the construction of the fine arts portion of the Vermilion range cultural center in Ely.

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. 795: A bill for an act relating to Special School District No. 1; extending bonding authority; amending Laws 1959, Chapter 462, Section 3, Subdivision 7, as amended.

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. 503: A bill for an act relating to education; providing for a reduction of state aid to school districts permitting violation of state or federal laws prohibiting discrimination; directing the filing of certificates of compliance with state and federal law; amending Minnesota Statutes 1974, Section 124.15, Subdivisions 2 and 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 9, strike "section" and insert "sections 1 and"

Page 2, line 10, strike "8" and insert "13"

Page 2, line 18, before "upon" strike "and" insert "*or, in the case of the violation stated in clause (1) of this subdivision,*"

Page 2, strike lines 21 to 32 and insert "is amended by adding a subdivision to read:

*Subd. 2a. After consultation with the commissioner of human rights, the state board of education shall adopt rules and regulations which direct school districts to file with the commissioners of human rights and of education, assurances of compliance with state and federal laws prohibiting discrimination and which specify the information required to be submitted in support of the assurances. If, after review of the assurances, the supportive information and any other information which the commissioner of human rights may require, it appears to the commissioner of human rights that one or more violations of the Minnesota human rights act are occurring in the district, he shall notify the commissioner of education of the violations, and the commissioner of education shall then proceed pursuant to subdivision 3 of this section."*

Page 3, strike lines 1 through 5

Further, amend the title as follows:

Page 1, line 6, strike "certificates" and insert "assurances"

Page 1, line 8, strike "Subdivisions" and insert "Subdivision"

Page 1, line 8, strike "and 3" and insert "and 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. 1596: A bill for an act relating to education; appropriating moneys for educational television stations complying with certain conditions.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, delete "Minnesota nonprofit"

Page 1, line 11, delete "corporations" and insert "licensees of noncommercial educational television broadcasting stations"

Page 1, line 11, after "television" insert "in Minnesota"

Page 1, line 14, delete "nonprofit corporations" and insert "licensees"

Page 2, line 13, delete "nonprofit corporation" and insert "licensee"

Page 2, line 19, delete "nonprofit corporation" and insert "licensee"

Page 2, line 24, delete "nonprofit corporations" and insert "licensees"

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. 1322: A bill for an act relating to education; higher education coordinating commission; providing for scholarships and grants-in-aid for optometry students; appropriating funds.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 23, strike "If the state cannot contract"

Page 2, strike lines 1 and 2

Page 2, line 3, before "commission" insert "The"

Page 2, line 8, after the period insert "The commission shall also advise the legislature as to the feasibility of the state contracting for the needed number of seats at appropriate existing colleges of optometry."

Page 2, line 10, strike "1976" and insert "1977"

Page 2, strike lines 11 through 21

Further amend the title as follows:

Page 1, line 2, after "to" insert "optometric"

Page 1, strike lines 4 and 5 and insert "a study of the avail-



ability of educational opportunities in optometry for Minnesota students.”

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. 407: A bill for an act relating to education; providing for pilot preschool assessment programs; appropriating money.

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. Subdivision 1. The legislature finds that educational assessment no later than the end of the kindergarten year is necessary to plan educational programs to provide equal opportunity for all children. To accomplish this objective a school readiness assessment procedure shall be developed by the state board of education in cooperation with other appropriate authorities and agencies using presently available tests where appropriate. The assessment procedures shall be administered by the local school district according to standards established by the state board of education.

Subd. 2. Regional meetings shall be held in cooperation with the statewide assessment program to implement statewide school readiness assessment no later than May of 1976.

Subd. 3. Following the assessment, regional meetings in cooperation with the educational cooperative service units and school district personnel will be held prior to September of 1976 to determine the curriculum implications and to prescribe instructional programs for individual children.

Sec. 2. Pilot programs designed for at least one rural, one suburban and one urban district shall be developed to implement a second level of assessment. This assessment shall include specialized assessment procedures in the visual, auditory and motor coordination areas for children with significant educational deficiencies. These second level assessment procedures shall be made available after the pilot phase to local school districts for in-service training on a cost sharing basis.

Sec. 3. The state board of education shall encourage statewide dissemination of all effective materials, procedures and techniques developed in these programs.

Sec. 4. The sum of \$ . . . . . is appropriated from the general fund to the state board of education for the purposes of administering this act.

Sec. 5. This act is effective the day following its final enactment.”

Further amend the title as follows:

Page 1, line 2, after "for" insert "kindergarten and"

Page 1, line 3, before "preschool" insert "second level"

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. 1431: A bill for an act relating to education; learning disabled and mildly retarded children; establishing a pilot program for in-service training of teachers; 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. 1584: A bill for an act relating to public safety; providing for the reporting of malicious false fire alarms and establishing procedures for partial deactivations of fire alarm systems in educational facilities; providing penalties.

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. 1601: A bill for an act relating to Independent School District No. 625, providing for severance pay and the authority to levy and raise taxes for the payment of severance pay obligations of the school district board; amending Laws 1965, Chapter 705, by adding a section.

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. 1587: A bill for an act relating to appropriations; appropriating money to fund a program of graduate training in family practice for physicians.

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. 1198: A bill for an act relating to anatomical gifts; requiring morticians and certain other designated persons to obtain a written release prior to performing an eye enucleation procedure; amending Minnesota Statutes 1974, Section 595.924, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, after "a" and before "licensed" insert "person"

Page 1, line 10, after "licensed" insert "to practice mortuary science under chapter 149,"

Page 1, strike line 11

Page 1, line 12, strike "a" and insert "any other"

Page 1, line 12, strike "designated by the university of Minnesota,"

Page 1, strike line 13

Page 1, line 14, strike "person" and insert "who"

Page 1, line 16, strike "offering said course, and"

Page 1, strike line 17

Page 1, line 18, strike "ophthalmology"

Page 1, line 19, strike "such" and insert "a"

Page 1, line 20, strike "if a" and insert ". A written"

Page 1, line 21, strike "is first" and insert "must be"

Page 1, line 21, after "obtained" and before the period insert "prior to the performance of the procedure"

Page 1, line 23, after "subdivision 2" strike the comma and insert a period

Page 2, strike line 1

Page 2, line 2, strike "or a properly designated" and insert "A mortician or other"

Page 2, line 3, strike the comma

Amend the title as follows:

Page 1, line 6, strike "595.924" and insert "525.924"

And when so amended 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. 345: A bill for an act relating to insurance; providing for indemnification and subrogation in certain cases; amending

Minnesota Statutes 1974, Section 65B.53; repealing Minnesota Statutes 1974, Section 65B.62.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, after "indemnity" reinstate the stricken language

Page 1, lines 13 to 23, reinstate the stricken language and strike the new language

Page 1, line 18, after "payable" insert "*if a vehicle other than a private passenger vehicle was involved in the accident*"

Page 2, strike lines 1 to 13

Renumber the subdivisions in sequence

Page 4, after line 4, insert:

"Sec. 3. *This act is effective the day following final enactment and applies to accidents occurring on and after its effective date.*"

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 the following appointment as reported in the Journal for April 14, 1975:

**COMMISSIONER OF THE DIVISION OF SECURITIES,  
DEPARTMENT OF COMMERCE**

Edward Driscoll

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. The motion prevailed.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1424: A bill for an act relating to retirement; financing teachers retirement in Independent School District No. 625; amending Laws 1965, Chapter 705, Section 1, Subdivision 4.

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. 1366: A bill for an act relating to commerce; consumer fraud; providing an exclusion for mass media; amending Minnesota Statutes 1974, Sections 325.774, Subdivision 1; and 325.79, Subdivision 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 8, strike "Subdivision 1,"

Page 1, line 13, after the semicolon insert "or"

Page 1, strike lines 14 to 20

Page 1, line 21, strike "(3)" and insert "(2)"

Page 1, after line 21, insert:

*"Subd. 2. Sections 325.771 to 325.776 shall apply to publishers, broadcasters, printers, or other persons engaged in the dissemination of information or reproduction of printed or pictorial matters who publish, broadcast, or reproduce material only if the persons have either knowledge of the deceptive trade practice or a financial interest in the goods or services being deceptively offered for sale.*

Subd. 2 3. Section 325.772, subdivision 1, clauses (2) and (3) do not apply to the use of a service mark, trademark, certification mark, collective mark, trade name, or other trade identification that was used and not abandoned before July 1, 1973, if the use was in good faith and is otherwise lawful except for sections 325.771 to 325.776."

Page 2, line 1, strike "Nothing herein" and insert "Sections 325.78 to 325.80"

Page 2, line 2, strike "contained"

Page 2, line 8, after "advertisement," insert "only"

Page 2, line 9, strike "neither" and insert "either"

Page 2, line 10, strike "nor" and insert "or"

Amend the title as follows:

Page 1, line 4, strike ", 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. 1211: A bill for an act relating to banks; permitting revolving loan accounts.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1974, Chapter 48, is amended by adding a section to read:

[48.159] [OPEN END LOAN ACCOUNT ARRANGEMENTS.] *Subdivision 1. Any bank organized under the laws of this state, any national banking association doing business in this*

state, and any savings bank organized and operated pursuant to Minnesota Statutes 1974, Chapter 50, shall have the power to extend credit through an open end loan account arrangement with a debtor, pursuant to which the debtor may obtain loans from time to time by cash advances, purchase or satisfaction of the obligations of the debtor incurred pursuant to a credit card plan, or otherwise under a credit card or overdraft checking plan.

Subd. 2. No bank shall extend credit which would cause the total outstanding balance of the debtor on accounts created pursuant to the authority of this section to exceed \$7,500. No savings bank shall extend credit which would cause the outstanding balance of the debtor to exceed \$5,000, nor shall it extend such credit for any purposes other than personal, family or household purposes, nor shall it extend such credit to any person other than a natural person.

Subd. 3. A bank or savings bank may collect a periodic rate of finance charge in connection with extensions of credit pursuant to this section which does not exceed 1 percent per month computed on an amount no greater than the average daily balance of the account during each monthly billing cycle.

Subd. 4. No charges other than those provided for in subdivision 3 shall be made directly or indirectly for any credit extended under the authority of this section, except that there may be charged to the debtor:

(a) Annual charges, not to exceed \$15 per annum, payable in advance, for the privilege of using a bank credit card which entitles the debtor to purchase goods or services from merchants, under an arrangement pursuant to which the debts resulting from the purchases are paid or satisfied by the bank or savings bank and charged to the debtor's open end loan account with the bank or savings bank.

(b) Charges for premiums on credit life and credit accident and health insurance if:

(i) the insurance is not required by the bank or savings bank and this fact is clearly disclosed in writing to the debtor and

(ii) the debtor is notified in writing of the cost of such insurance and affirmatively elects, in writing, to purchase such insurance.

Subd. 5. If the balance in a revolving loan account under a credit card plan is attributable solely to purchases of goods or services charged to the account during one billing cycle, and the account is paid in full before the due date of the first statement issued after the end of that billing cycle, no finance charge shall be charged on that balance.

Further amend the title as follows:

Page 1, line 2, strike "revolving loan" and insert "open end credit arrangements; amending Minnesota Statutes 1974, Chapter 48, by adding a section"

Page 1, line 3, strike "accounts"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1501: A bill for an act relating to game and fish; regulating entry on agricultural lands for taking big game; providing a penalty; amending Minnesota Statutes 1974, Section 100.273.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1439: A bill for an act relating to agriculture; dividing the state into two regions for purposes of the potato industry promotion act; reducing the number of regions; amending Minnesota Statutes 1974, Section 30.464, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1320: A bill for an act relating to the university of Minnesota; appropriating money for use in wild rice research.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 6, strike "during" and insert "for"

Page 1, line 10, strike "This appropriation shall not lapse until June"

Page 1, strike line 11

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Moe 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; authorizing the department of natural resources to make a grant to the city of Duluth for the construction of a dam at Hartley Pond on Tischer Creek.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 12, insert:

"Sec. 2. The department of natural resources may expend an amount not to exceed \$80,000 for construction of a dam on Elk

River within the city of Elk River. The expenditure shall not be made until the city of Elk River has fulfilled the applicable requirements for such a project as contained in Minnesota Statutes, Sections 105.37 to 105.541."

Page 1, line 13, strike "expenditure" and insert "expenditures"

Renumber the sections

Amend the title as follows:

Line 3, strike "a grant" and insert "grants"

Line 5, before the period insert "and to the city of Elk River for the construction of a dam on the Elk River"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 929: A bill for an act relating to state parks; adding land to Helmer Myre state park; appropriating funds.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 9, after the period insert "Acquisition may be by eminent domain."

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. 1428: A bill for an act relating to the capitol area architectural and planning commission; authorizing the city of St. Paul to expend moneys held by it in accordance with the city capital improvement budget; amending Minnesota Statutes 1974, Section 15.50, Subdivision 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 18, reinsert the stricken "shall"

Page 1, line 18, strike "may"

Page 1, line 22, after the stricken "and" insert "for"

Page 1, line 23, reinsert the stricken language

Page 1, line 23, after the reinserted "area" insert "upon the request of the commission"

Page 1, line 24, reinsert the stricken language

Page 2, line 1, reinsert the stricken language

Page 2, strike the new language in lines 1 to 4



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. 467: A bill for an act relating to retirement benefits of certain legislative employees; authorizing payment of contributions for intermittent service during regular and special sessions.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, strike "times" and insert "multiplied by"

Page 1, line 14, after "credit" strike the comma and insert a period

Page 1, strike lines 15 and 16

Page 1, line 17, strike "is made."

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. 560: A bill for an act relating to retirement; service credit for certain members of the public employees retirement association.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, strike the period and insert the following:

"and the city of St. Paul may pay the public employees retirement association any amount required to be remitted to the association for service of such employee during the period from January 15, 1945 through September 15, 1947. This amount shall not exceed \$3,100, and may be transmitted from available funds."

Page 1, strike lines 14 and 15 and insert the following:

"Sec. 2. This act is effective upon approval by the city council of St. Paul, and upon compliance with Minnesota Statutes, Section 645.021."

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. 1116: A bill for an act relating to courts; setting the salaries for certain court reporters; amending Minnesota Statutes 1974, Section 486.05; and Laws 1969, Chapter 568, Section 1, as amended, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 14, strike "\$19,500" and insert "\$19,100"

Page 2, line 15, before "After" insert "At the beginning of the first payroll period"

Page 2, line 16, after "the" insert "maximum"

Pages 2 and 3, strike section 2

Further, amend the title as follows:

Line 4, strike "; and Laws 1969,"

Strike line 5

Line 6, strike "subdivision"

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. 158: A bill for an act relating to the practice of medicine; physicians, surgeons and osteopaths; suspension of license; amending Minnesota Statutes 1974, Section 147.021, Subdivision 2.

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. 370: A bill for an act relating to solemnization of marriage; authorizing solemnization of marriage among Native Americans by Indian holy men; amending Minnesota Statutes 1974, Section 517.18.

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

S. F. No. 4: A bill for an act relating to courts; general terms in ninth judicial district, eastern area; amending Minnesota Statutes 1974, Section 484.17.

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. 2: A bill for an act relating to crimes and criminals; assault upon a child; specifying penalties therefor; amending Minnesota Statutes 1974, Chapter 609, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, lines 9-12, strike the new language and insert "*Whoever does any of the following commits an assault upon a child and may be sentenced to imprisonment for not more than three years, or to payment of a fine of not more than \$3,000, or both:*

*(1) Does an act with intent to cause in a child under the age of seven years fear of immediate bodily harm or death and in addition causes to the child injury, illness, or any impairment of physical condition; or*

*(2) Intentionally inflicts injury, illness or any impairment of physical condition upon a child under the age of seven years."*

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. 365: A bill for an act relating to retirement; amendments to the public employees retirement law; providing that in the event a surviving spouse is remarried and such marriage is annulled, monthly survivor benefits shall be reinstated; amending Minnesota Statutes 1974, Sections 353.31, Subdivision 1; and 353.657, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1974, Chapter 356, is amended by adding a section to read:

[356.31] [RESTORATION OF SURVIVOR BENEFITS.]  
*Subdivision 1. [RESTORATION UPON TERMINATION OF REMARRIAGE.] Notwithstanding any provision to the contrary of the laws governing any of the retirement funds enumerated in subdivision 2, any person who was receiving a surviving spouse's benefit from any of such funds and whose benefit terminated solely because of remarriage shall, if the remarriage terminates for any reason, again be entitled upon reapplication to a surviving spouse's benefit; provided, however, that such person shall not be entitled to retroactive payments for the period of remarriage. The benefit shall resume at the level which such person would have been receiving if there had been no remarriage. This section shall apply prospectively to any person who first becomes entitled to receive a surviving spouse's benefit on or after the effective date of this act, and shall also apply retroactively to any person who first became entitled to receive a surviving spouse's benefit before the effective date of this act; provided, however, that no such person shall be entitled to retroactive payments for any period of time prior to the effective date of this act.*

*Subd. 2. [COVERED FUNDS.] The provisions of this section shall apply to the following retirement funds:*

*(1) Public employees retirement fund, established pursuant to chapter 353;*

*(2) Public employees police and fire fund, established pursuant to chapter 353;*

*(3) Highway patrolmen's retirement fund, established pursuant to chapter 352B;*

*(4) Legislators' retirement plan, established pursuant to chapter 3A;*

*(5) Elective state officers retirement plan, established pursuant to chapter 352C;*

*(6) Teachers retirement fund, established pursuant to Chapter 354;*

*(7) Minneapolis municipal employees retirement fund, established pursuant to chapter 422A.*

Sec. 2. Minnesota Statutes 1974, Chapter 356, is amended by adding a section to read:

**[356.32] [PROPORTIONATE ANNUITY IN CERTAIN CASES.] Subdivision 1. [PROPORTIONATE RETIREMENT ANNUITY.]** *Notwithstanding any provision to the contrary of the laws governing any of the retirement funds enumerated in subdivision 2, any person who is employed in a position covered by any such fund, who has credit for at least three years but less than ten years of allowable service in such fund or a combination of such funds, and who is required to terminate service at age 65 or earlier pursuant to a mandatory retirement statute or a uniformly applied mandatory retirement policy established by the employer, shall be entitled upon application to a proportionate retirement annuity from each such fund in which he has allowable service credit, based upon his allowable service credit at the time of mandatory retirement; provided, however, that nothing in this section shall prevent the actuarial reduction of an annuity for which application is made prior to normal retirement age.*

*Subd. 2. [COVERED FUNDS.] The provisions of this section shall apply to the following retirement funds:*

*(1) State employees retirement fund, established pursuant to chapter 352;*

*(2) Correctional employees retirement program, established pursuant to chapter 352;*

*(3) Highway patrolmen's retirement fund, established pursuant to chapter 352B;*

*(4) Public employees retirement fund, established pursuant to chapter 353;*

(5) *Public employees police and fire fund, established pursuant to chapter 353;*

(6) *Teachers retirement fund, established pursuant to chapter 354.*

Sec. 3. *This act is effective the day following final enactment.*

Further, amend the title as follows:

Page 1, line 2, strike "amendments to the public"

Page 1, line 3, strike "employees retirement law;"

Page 1, line 5, strike "is annulled" and insert "terminates"

Page 1, line 6, after "reinstated;" insert "providing for proportionate annuities in certain cases;"

Page 1, line 7, after "1974," strike the balance of the line and insert "Chapter 356, by adding sections."

Page 1, strike line 8

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 welfare; authorizing grants for programs of child care services; altering allocations of grants; authorizing child care service areas and agencies; amending Minnesota Statutes 1974, Sections 245.83, Subdivisions 2 and 5, and by adding subdivisions; 245.84; 245.85; 245.86; 245.87; and Chapter 245, 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

"Section 1. Minnesota Statutes 1974, Section 245.83, Subdivision 2, is amended to read:

Subd. 2. "~~Child care service~~ *Licensed child care facilities*" means a family day care ~~home homes~~, group day care ~~center for six or more children centers~~, nursery schools, day nurseries, child day care centers and, play groups and, group family day care homes, *Head Start programs, parent cooperatives* as defined by ~~such the~~ rules and regulations as *promulgated* by the commissioner ~~shall promulgate from time to time~~, and *in-home child care as defined in the Minnesota plan for social services to families and children*.

Sec. 2. Minnesota Statutes 1974, Section 245.83, Subdivision 5, is amended to read:

Subd. 5. "*Interim financing*" means funds to carry out ~~such the~~ activities as are necessary for family day care homes, group family day care homes and cooperative child care centers to ~~receive obtain~~ a state ~~licensing license~~, 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 center *the license*. Interim financing may not exceed a period of 18 months except under such conditions as the commissioner may promulgate *by rule and regulation* from time to time.

Sec. 3. Minnesota Statutes 1974, Section 245.83, is amended by adding subdivisions to read:

*Subd. 6. "Child care council" means an organization whether or not incorporated, which operates on a county, multicounty, or regional level and which is recognized by the commissioner as a child care council as defined in rules and regulations promulgated by the commissioner.*

*Subd. 7. "Child care services" means the services provided by licensed child care facilities.*

Sec. 4. Minnesota Statutes 1974, Section 245.84, is amended to read:

245.84 [AUTHORIZATION TO MAKE GRANTS.] *Subdivision 1. 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 child care councils for the cost of planning, establishing, maintaining or financing, operating a , evaluating, and coordinating 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 services, and for the cost of technical assistance to the child care councils .*

*Subd. 2. The commissioner is further authorized to make provisional grants as provided by sections 245.83 to 245.87 not to exceed 75 percent of the total cost to any such municipality, county, or private corporation , licensed child care facility 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 percent for the cost of any of the following purposes:*

*(a) Startup of new licensed child care facilities and expansion of existing facilities including, but not limited to, the cost of supplies, equipment, and facility renovation and construction;*

*(b) Enrichment of licensed child care facility programs, including, but not limited to, the cost of staff specialists, staff training, supplies, equipment, and facility renovation and construction;*

*(c) Supportive child development services including, but not limited to, inservice training, curriculum development, consulting*

specialist, resource centers, and program and resource materials; and

(d) Operation of programs including, but not limited to, staff, supplies, equipment, facility renovation, and training.

A minimum of ten percent of the total amount of grants made pursuant to this subdivision shall be used for interim financing.

Subd. 3. For the purposes of this section, donated professional and volunteer services, program materials, equipment, supplies, and facilities may be approved as constituting the matching share of the costs.

Subd. 4. The commissioner is further authorized to make grants to counties, municipalities, corporations, or licensed child care facilities for the cost of purchasing free and sliding fee scale child care services for children who are eligible for such services under the Minnesota plan for social services to families and children. Grants shall be used for one, but not both, of the following purposes during any fiscal year:

(a) To match federal child care service funds, provided that the grant does not exceed 25 percent of the total cost and the county maintains at least the same level of local match expenditures as during the 1974-1975 fiscal year; or

(b) To match local funds, provided that the grant does not exceed 75 percent of the total cost and the county maintains at least the same percentages of federal child care service expenditures as during the 1974-1975 fiscal year.

Subd. 5. Licensed child care facilities and programs which receive grants authorized by subdivision 4, must meet federal inter-agency day care requirements.

Subd. 6. The commissioner shall appoint an advisory committee on child care council of not more than 25 people which 35 persons who shall advise the commissioner on grants in aid to licensed child care facilities; one-third of these appointed shall consist of parent users of licensed child day care facilities making grants and other child care issues, including standards for and the establishment of child care service areas and child care councils. The council shall also advise the commissioner in reviewing local child care service plans. One third of the members of the advisory council shall be parent-users of child care services.

Sec. 5. Minnesota Statutes 1974, 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 section 8 of this act, 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 and section 8 of this act. If the commissioner determines that any portion of the grants made to establish and operate a ~~child care licensed child care service facility~~ or a program are ~~is~~ no longer needed, that local support is not available to finance the local share of the cost of ~~such the~~ service or programs, or that ~~such the service facility~~ 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 the~~ notice and cancel the grant to the extent of ~~such the~~ 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 245.86.

Sec. 6. Minnesota Statutes 1974, 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 and section 8 of this act. 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 1974, Section 245.87, is amended to read:

245.87 [ALLOCATIONS.] For the purposes of sections 245.83 to 245.87 and section 8 of this act 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 other than the metropolitan 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 after excluding the allocations for migrant child care services, administrative costs and statewide projects. For the purposes of Laws 1973, Chapter 534 sections 245.83 to 245.87 and section 8 of this act, the commissioner is further instructed that the allocation in each area be based on a need and population basis. Funds for each year of the biennium which have not been granted by the end of the sixth month of that year shall be allocated without regard to area or purpose restrictions.

Sec. 8. Minnesota Statutes 1974, Chapter 245, is amended by adding a section to read:

[245.88] [AUTHORIZATION TO ESTABLISH CHILD CARE SERVICE AREAS AND AGENCIES.] Subdivision 1. The commissioner shall establish at least one child care service area in each of the economic development regions. A child care service area may be comprised of one or more counties or all of the counties in an economic development region.



*Subd. 2. Upon the petition of a municipal, county or regional governmental body, a private agency or organization, whether or not incorporated, or a combination thereof, the commissioner, having solicited the recommendation of the county welfare board or board within the child care service area, shall recognize a single child care council within a child care service area.*

*Subd. 3. The child care council shall be governed by a board of directors established in accordance with the rules and regulations promulgated by the commissioner. The board of directors of a child care council shall have as at least one third of its members, parent-users of child care services and shall include representatives of governmental bodies or agencies and private agencies and organizations which are concerned with child care services. The child care council shall cooperate with and coordinate its activities with any human services board within the child care service area.*

*Subd. 4. The child care council shall provide technical and other assistance to governmental bodies, communities, private agencies and organizations, and individuals in planning, evaluating, and coordinating child care services. The child care council shall identify the needs and demands for child care services at least biannually. Other assistance may include:*

*(a) Planning and assisting in the development of child care services;*

*(b) Obtaining service funding from private, local, state, and federal sources;*

*(c) Recruiting service providers;*

*(d) Assisting service providers to maintain and improve operations;*

*(e) Evaluating the effectiveness and efficiency of services;*

*(f) Facilitating the involvement of parents and community persons in planning and decision making; and*

*(g) Providing public information and education about child care.*

*Subd. 5. The child care council shall submit annually to the commissioner on or before September 15 of each year its annual plan which identifies the programs and services that are recommended for implementation for the child care service area it serves. The commissioner shall annually evaluate the services being provided by the child care council.*

*Subd. 6. In the absence of a recognized child care council in a child care service area, the commissioner may provide technical assistance for the establishment of an agency."*

And when so amended the bill do pass and be re-referred to the Committee on Finance. Mr. Gearty questioned the reference thereon and, under Rule 35, the bill was 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. 271: A bill for an act relating to counties; corrections; community based programs; amending Minnesota Statutes 1974, Sections 401.02; 401.08, Subdivision 1; 401.14; and 401.15, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 7, strike "those"

Page 2, line 11, strike "those"

Page 2, line 16, strike "one quarter's" and insert "the"

Page 2, line 16, after "maximum" insert "quarterly"

Page 2, line 17, strike "eligible"

Page 2, line 17, after "subsidy" and before the period insert "for which the counties are eligible"

Page 2, line 17, after the period insert "The expenses described in this subdivision shall be paid in the same manner and amount as for state employees."

Page 2, line 19, strike "Subdivision 1,"

Page 3, line 22, strike "medical"

Page 3, line 22, strike "profession" and insert "professions"

Page 3, after line 27, insert:

*"If two or more counties have combined to participate in the subsidy authorized by this chapter, the commissioner of corrections may increase the size of the community corrections advisory board to include one county board member from each participating county.*

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, *subject to the approval of the county board or county boards of commissioners of the participating counties*, 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. *The board may elect its own officers.*

Subd. 3. Where two or more counties combine to come within the provisions of sections 401.01 to 401.16 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 sections 401.01 to 401.16 shall actively participate in the formulation of the comprehensive plan for the development, implementation and opera-

tion of the correctional program and services described in section 401.01, 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.

*Subd. 5. If a corrections advisory board carries out its duties through the implementation of a committee structure, the composition of each committee or subgroup shall generally reflect the membership of the entire board. All proceedings of the corrections advisory board and any committee or other subgroup of the board shall be open to the public; and all votes taken of members of the board shall be recorded and shall become matters of public record.*

*Subd. 6. Any member of a corrections advisory board who has been absent from two board meetings shall receive written notice from the commissioner of corrections that his membership will be terminated if the member is absent from a third board meeting. Any member who is absent from a third meeting may be removed by the commissioner, who shall appoint a successor for the unexpired term.*

Sec. 3. Minnesota Statutes 1974, Section 401.10, is amended to read:

401.10 [CORRECTIONS EQUALIZATION FORMULA.] To determine the amount to be paid participating counties during the biennium ending June 30, 1975, the commissioner of corrections will apply the following formula:

(1) All 87 counties will be ranked scored 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, and, in the intervening years between the taking of the federal census, according to the state demographer.

“Per capita expenditure per 1,000 population” for each county is to be determined by multiplying the number of adults and “youthful offenders” under supervision in each county at the end of the current year by \$350. To the product thus obtained will be added:

- (i) the number of presentence investigations completed in that county for the current year multiplied by \$50;
- (ii) the annual cost to the county for county probation officers’ salaries for the current year; and
- (iii) 33 $\frac{1}{3}$  percent of such annual cost for probation officers’ salaries.

The total figure obtained by adding the foregoing items is then divided by the total county population according to the most recent federal census, or, during the intervening years between federal censuses, according to the state demographer.

(2) The percent of county population aged six through 30 years shall be determined according to the most recent federal census , or, during the intervening years between federal censuses, according to the state demographer .

(3) Each county is then ranked scored as follows:

(a) on the basis of per capita income the ranking is from the lowest to the highest Each county's per capita income is divided into the 87 county average;

(b) per capita taxable value is ranked from lowest to highest Each county's per capita taxable value is divided into the 87 county average;

(c) per capita expenditure is ranked from highest to lowest Each county's per capita expenditure for correctional purposes is divided by the 87 county average;

(d) percent of county population aged six through 30 years is ranked from highest to lowest Each county's percent of county population aged six through 30 is divided by the 87 county average.

(4) The ranking scores given each county on each of the foregoing four factors is are then totaled and the counties ranked in numerical order according to score divided by four .

(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 sections 401.01 to 401.16, times the total county population. The resulting product is the amount of subsidy to which the county is eligible under sections 401.01 to 401.16. 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 sections 401.01 to 401.16, which appropriation shall not cancel but is reappropriated for the purposes of sections 401.01 to 401.16.

Sec. 4. Minnesota Statutes 1974, Section 401.11, is amended to read:

401.11 [ITEMS INCLUDED IN PLAN PURSUANT TO REGULATION.] The comprehensive plan submitted to the commissioner for his approval shall include those items prescribed by regulation of the commissioner, which may require the inclusion of the following: (a) the manner in which presentence and post-sentence investigations and reports for the district courts and social history reports for the juvenile courts will be made; (b) the manner in which probation and parole services to the courts and persons under jurisdiction of the youth conservation commission and the adult corrections commission commissioner of corrections and the

*Minnesota corrections authority 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 401.01; (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.*

*In addition to the foregoing requirements made by this section, each participating county or group of counties shall be required to develop and implement a procedure for the review of grant applications made to the corrections advisory board and for the manner in which corrections advisory board action shall be taken thereon. A description of this procedure shall be made available to members of the public upon request."*

Page 4, line 28, after the period insert "*If the amount received pursuant to the estimate is greater than the amount actually expended during the quarter, the commissioner may withhold the difference from any subsequent quarterly payments made pursuant to Section 401.14.*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, strike "corrections;"

Page 1, line 2, after "based" insert "correctional"

Page 1, line 3, after the semicolon insert "providing for the designation of planning counties; expanding the composition of corrections advisory boards; permitting prospective payment of subsidies; changing the subsidy formula;"

Page 1, line 4, strike ", Subdivision 1"

Page 1, line 4, after the semicolon and before "401.14" insert "401.10; 401.11;"

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. 979: A bill for an act relating to chiropractic; further defining the term "chiropractic"; amending Minnesota Statutes 1974, Section 148.01, 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 1974, Section 148.01, is amended by adding a subdivision to read:

*Subd. 3. Chiropractic practice includes those noninvasive means of clinical, physical and laboratory measures and analytical x-ray of the bones of the skeleton which are necessary to make a determination of the presence or absence of a chiropractic condition. The practice of chiropractic may include procedures which are used to prepare the patient for chiropractic adjustment or to complement the chiropractic adjustment. The procedures may not be used as independent therapies or separately from chiropractic adjustment. No device which utilizes heat or sound shall be used in the treatment of a chiropractic condition unless it has been approved by the federal communications commission. No device shall be used above the neck of the patient. Any chiropractor who utilizes procedures in violation of this subdivision shall be guilty of professional misconduct and subject to disciplinary procedures pursuant to section 148.10.*

Sec. 2. Minnesota Statutes 1974, Section 148.08, Subdivision 2, is amended to read:

Subd. 2. [HOW REGULATED.] Chiropractors shall be subject to the same rules and regulations, both municipal and state, that govern other licensed doctors or physicians in the control of contagious and infectious diseases, and shall be entitled to sign health and death certificates, and to all rights and privileges of other doctors or physicians in all matters pertaining to the public health, except prescribing internal drugs or the practice of *medicine, physical therapy, surgery and obstetrics.*"

Amend the title as follows:

Page 1, line 4, strike "Section" and insert "Sections"

Page 1, line 4, after "subdivision" insert "; and 148.08, Subdivision 2"

And when so amended the bill do pass. Amendments adopted.  
Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1381: A bill for an act relating to appropriations; appropriating money to the Minnesota pollution control agency for carrying out the provisions of Minnesota Statutes, Chapter 116F.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, after "1977," insert "*nor shall the appropriations made by Laws 1973, Chapter 748, Section 9, lapse if committed by contract prior to July 1, 1975,*"

Page 1, line 14, strike "All expenses of"

Page 1, strike lines 15 through 19

Page 1, after line 19 insert the following:

"Sec. 2. Minnesota Statutes 1974, Section 116F.04, Subdivision 3 is amended to read:

Subd. 3. Grant-in-aid payments made *to an institution* by the agency pursuant to section 116F.03, shall not exceed 50 percent of the total costs of the projects or programs funded. *Grant-in-aid payments made to a region or municipality by the agency pursuant to section 116F.03 shall not exceed 75 percent of the total costs of the projects or programs funded.*"

Underline all the new language in the bill

Amend the title as follows:

Page 1, line 5, after "116F" insert "; amending Minnesota Statutes 1974, Section 116F.04, Subdivision 3"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 919: A bill for an act relating to governmental operations; establishing a procedure for coordinating and processing certain environmental permits; prescribing certain duties for the environmental quality council.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. [116C.22] [CITATION.] Sections 1 to 14 may be cited as the Minnesota environmental coordination procedures act.

Sec. 2. [116C.23] [PURPOSES.] It shall be the purpose of sections 1 to 14:

(a) to provide an optional procedure to assist those who, in the course of satisfying the requirements of state government prior to undertaking a project which contemplates the use of the state's air, land, or water resources, must obtain more than one state permit, by establishing a mechanism in state government which will coordinate administrative decision-making procedures, and related quasi-judicial and judicial review, pertaining to these permits;

(b) to provide to the members of the public a better and easier opportunity to present their views comprehensively on proposed uses of natural resources and related environmental matters prior to the making of decisions on these uses by state or local agencies;

(c) to provide to the members of the public a greater degree of certainty in terms of permit requirements of state and local government;

(d) to provide better coordination and understanding between state and local agencies in the administration of the various programs relating to air, water, and land resources; and

(e) to establish the opportunity for members of the public to

obtain information pertaining to requirements of federal and state law which must be satisfied prior to undertaking a project in this state.

Sec. 3. [116C.24] [DEFINITIONS.] Subdivision 1. For the purposes of sections 1 to 14, the terms defined in this section have the meanings given them.

Subd. 2. "Council" means the Minnesota environmental quality council.

Subd. 3. "Coordination unit" means the environmental coordination unit established pursuant to section 4.

Subd. 4. "Local governmental unit" means a county, city or town, or special district with statutory authority to issue a permit.

Subd. 5. "Permit" means a license, permit, certificate, certification, approval, compliance schedule, or other similar document pertaining to a regulatory or management program related to the protection, conservation, or use of, or interference with, the natural resources of land, air or water, which is required to be obtained from a state agency prior to constructing or operating a project in this state.

Nothing in sections 1 to 14 shall relate to the granting of a proprietary interest in publicly owned property through a sale, lease, easement, use permit, license or other conveyance.

Subd. 6. "Person" means an individual, an association or partnership, or a cooperative, or a municipal, public, or private corporation, including but not limited to a state agency and county.

Subd. 7. "Project" means a new activity or an expansion of or addition to an existing activity, which is fixed in location and for which permits are required from an agency prior to construction or operation, including but not limited to industrial and commercial operations and developments.

Subd. 8. "Agency" means a state department, commission, board or other agency of the state however titled or a local governmental unit or instrumentality, when acting within existing legal authority to grant or deny a permit that otherwise would be granted or denied by a state agency.

Sec. 4. [116C.25] [CREATION OF ENVIRONMENTAL PERMITS COORDINATION UNIT.] The council shall establish an environmental permits coordination unit to implement and administer the provisions of sections 1 to 14 and the chairman of the council shall employ necessary staff to work for the coordination unit on a continuous basis.

Sec. 5. [116C.26] [MASTER APPLICATION PROCEDURE.] Subdivision 1. A person proposing a project which may require more than one permit may, prior to the initial construction of the project or prior to the initial operation of the project if construction of the project required no state permits, submit a master



application to the coordination unit requesting the issuance of all state permits necessary for construction and operation of the project. The master application shall be on a form furnished by the coordination unit and shall contain precise information as to the location of the project, and shall describe the nature of the project including any contemplated discharges of wastes therefrom and any uses of, or interferences with, natural resources. No master application shall be accepted for processing by the coordination unit pursuant to sections 1 to 14, unless it is accompanied by the certifications issued not more than 180 days prior to the date of the master application as required by section 10. If an environmental impact statement is required by Minnesota Statutes, Chapter 116D, or any regulations or orders promulgated thereunder, for a project which is the subject of the master application, then no master application shall be accepted for processing by the coordination unit pursuant to sections 1 to 14, unless it is accompanied by a certification from the council that either an environmental impact statement concerning the project has been completed or that the council has determined that an environmental impact statement is not required concerning the project.

Subd. 2. Upon receipt of a completed master application, the coordination unit shall immediately notify in writing each agency having a possible interest in the master application arising from requirements pertaining to a permit program under its jurisdiction. The notification from the coordination unit shall be accompanied by a copy of the master application together with the date by which the agency shall respond to the notice. Each notified agency shall respond in writing to the coordination unit within the specified date, not exceeding 20 days from receipt, as determined by the coordination unit, advising whether the agency does or does not have an interest in the master application. If an agency timely responds that it has an interest in the master application, the response shall include information concerning the specific permit programs under its jurisdiction which are pertinent to the project described in the master application. The agency response shall also contain a recommendation whether a public hearing concerning the master application as provided in section 7 would or would not be of value considering the overall public interest.

Subd. 3. Each notified agency which responds within the specified date that it does not have an interest in the master application or which does not respond as required by subdivision 2 within the specified date, shall not subsequently require a permit of the applicant for the project described in the master application; provided the bar to requiring a permit subsequently shall not be applicable if the master application provided the notified agency contained false, misleading, or deceptive information, or lack thereof, which would reasonably lead an agency to misjudge its interest in a master application or unless unusual circumstances prevented the agency from notifying the coordination unit and the agency can establish that failure to require a permit would

result in substantial harm to the public health or welfare, in which case the council may order that the permit be required.

Subd. 4. The coordination unit shall submit application forms concerning the permit programs identified in the affirmative responses under subdivision 2 to the applicant with a direction to complete and return them to the coordination unit within 90 days.

Subd. 5. Within ten days of receipt of the full set of completed application forms by the coordination unit, each application shall be transmitted to the appropriate agency for the performance of its responsibilities of decision making in accordance with the procedures of sections 1 to 12.

Subd. 6. If an agency has a procedure for setting priorities in issuing a permit according to the date of the application for the permit, the date used shall be the date upon which a master application is received by the coordination unit.

Sec. 6. [116C.27] [NOTICE.] Subdivision 1. The coordination unit immediately after transmittal of the completed applications to the appropriate agency shall cause a notice to be published at the applicant's expense once in the Minnesota Register and once each week on the same day of the week for three consecutive weeks in a newspaper of general circulation within each county in which the project is proposed to be constructed or operated. The notice shall describe the nature of the master application including, with reasonable specificity, the project proposed, its location, the various permits applied for, and the agency having jurisdiction over each permit. Except as provided in subdivision 2, the notice shall also state the time and place of the public hearing, to be held not less than 20 days after the date of last publication of the notice. It shall further state that a copy of the master application and a copy of all permit applications for the project are available for public inspection in the office of the county auditor of each county in which the project is proposed to be constructed or operated, as well as in other locations which the coordination unit may designate.

Subd. 2. If the responses to the master application received by the coordination unit from the state agencies unanimously state the position that a public hearing in relation to a master application would not be of value in consideration of the overall public interest, the provisions of subdivision 1 pertaining to the time and place of a public hearing shall not be included in the notice. In place thereof the notice shall state that members of the public may present relevant views and supporting materials in writing to the coordination unit concerning any of the permits applied for within 30 days after the last date of publication of the notice in a newspaper.

Sec. 7. [116C.28] [PUBLIC HEARING.] Subdivision 1. When an agency indicates that a public hearing is required or appropriate on matters relating to the project described in the master application, the affected agencies shall hold a joint hearing. Any

agency which timely responded an affirmative interest in the master application need not participate in, nor share the costs of, the joint hearing if the agency has certified to the coordination unit prior to the date scheduled for the joint hearing that the agency has sufficient information concerning the permit applications within its jurisdiction and either has issued, or intends to issue, the required permits. The hearing shall be held in the county in which all or a major part of the proposed project is to be constructed or operated. The hearing shall be held pursuant to the requirements of section 6, and applicable provisions of Minnesota Statutes, Chapter 15. At the hearing the applicant may submit relevant information and material in support of his applications, and members of the public may present relevant views and supporting materials in relation to the applications being considered.

Subd. 2. Each state agency having an application for a permit before it, as described in the hearing notice, shall be represented at the public hearing by its chief administrative officer or his designee unless excused pursuant to section 7, subdivision 1. Unless otherwise provided in Minnesota Statutes, Chapter 15, a hearing officer appointed jointly by the party agencies or, in the event the party agencies do not agree, appointed by the chairman of the council shall chair the hearing; however, the representative of any state agency within whose jurisdiction a specific application lies shall participate in the portion of the hearing pertaining to submission of information, views, and supporting materials which are relevant to its application. The hearing officer may, when appropriate, continue a hearing from time to time and place to place. The hearing shall be recorded in any manner suitable for transcription pursuant to Minnesota Statutes, Chapter 15, as determined by the coordination unit. Costs of the public hearing shall be equitably apportioned among the affected agencies pursuant to rules which the council shall adopt pursuant to section 11.

Subd. 3. Upon completion of the public hearing and the closing of the hearing record, each state agency which is a party to the hearing shall forward its final decision on permit applications within its jurisdiction to the coordination unit within 60 days; provided that this date may be extended by the chairman of the council for reasonable cause. Every final decision shall set forth the basis for the decision together with a final order denying the permit or granting the permit including the specifying of any conditions under which the permit is issued.

Subd. 4. If notice has been published pursuant to section 7, subdivision 2, and no public hearing is conducted, the coordination unit shall, after 30 days after the last notice publication in the newspaper, submit a copy of all views and supporting material received by it to each agency having jurisdiction concerning any permit application described in the notice. Concurrently therewith, the coordination unit shall notify each state agency, in writing, of the date not to exceed 60 days by which final decisions on applications shall be forwarded to the coordination unit; pro-

vided that this date may be extended by the chairman of the council for reasonable cause. Each final decision shall set forth the information required by subdivision 3.

Subd. 5. As soon as all final decisions are received by the coordination unit from the various participating state agencies, the coordination unit shall immediately incorporate them, without modification, into one document and shall transmit the document to the applicant either personally or by registered mail.

Sec. 8. [116C.29] [WITHDRAWAL OF AGENCY PARTICIPATION.] After an agency has responded that it has an interest in the master application, it may withdraw from further participation in the processing of that master application at any time by written notification to the coordination unit, if it subsequently appears to the agency that it has no permit programs under its jurisdiction which are applicable to the project.

Sec. 9. [116C.30] [APPLICATION.] Subdivision 1. A person aggrieved by a final decision of an agency in granting or denying a permit shall seek redress directly and individually from that agency in the manner provided by Minnesota Statutes, Chapter 15 or any other statute authorizing either judicial or administrative review of an agency decision.

Subd. 2. Each state agency having jurisdiction to approve or deny an application for a permit shall have continuing power as vested in it prior to the effective date of this section, to make such determinations. Nothing in sections 1 to 14 shall lessen or reduce such powers, and such sections shall modify only the procedures to be followed in the carrying out of such powers.

Subd. 3. A state agency may in the performance of its responsibilities of decision making under sections 1 to 12, request or receive additional information from an applicant.

Subd. 4. Fee schedules authorized by statute for an application or permit shall continue to be applicable even though the application or permit is processed under the provisions set forth in sections 1 to 12. The coordination unit shall not charge the applicant or participating agencies a fee for its services.

Subd. 5. Sections 1 to 12 shall have no applicability to an application for a permit renewal, amendment, extension, or other similar document required subsequent to the completion of decisions and proceedings under sections 6 to 8, or to a replacement thereof or to a quasi judicial or judicial proceeding held pursuant to an order of remand or similar order by a court in relation to a final decision of a state agency.

Sec. 10. [116C.31] [LOCAL CERTIFICATION.] Subdivision 1. No master application shall be processed pursuant to sections 1 to 12 unless it is accompanied by a certification issued, not more than 180 days prior to the date the master application is first received by the coordination unit, from the local governmental units in whose jurisdiction the proposed project is located, certifying that the project is in compliance with all zoning ordinances.

subdivision regulations, and environmental regulations administered by the local governmental unit and certifying that the preparation of any environmental impact statement which the local governmental unit is authorized to require pursuant to local ordinance, state statute, or council rule, has been completed or deemed not necessary. If the local governmental unit has required any environmental impact statement concerning the project, a copy of the completed environmental impact statement shall be attached to the local governmental unit's certification. If the local governmental unit has no zoning ordinances, subdivision regulations, or environmental regulations, the certification from the local governmental unit shall so state. A local governmental unit may accept applications for certifications as provided in this section and shall rule upon the same expeditiously to insure that the purposes of sections 1 to 12 are accomplished fully. Upon certification, the local government may not change such zoning ordinances, subdivision regulations, or environmental regulations, except concerning shorelands management, floodplains management, wild and scenic rivers, or critical areas, so as to affect the proposed project until the procedures of sections 1 to 12, including any administrative or judicial reviews, are completed.

Subd. 2. Nothing in sections 1 to 14 shall modify in any manner whatsoever, the applicability or inapplicability of any land use regulation statutes or local zoning ordinances to lands of any state agency.

Subd. 3. A ruling by a local governmental unit denying an application for certification shall not be appealable under sections 1 to 14. The denial of an application for certification by a local governmental unit shall not preclude the applicant from filing a permit application under any other available statute or procedure.

Sec. 11. [116C.32] [RULES; COOPERATION.] The council shall as soon as practicable adopt rules in the manner provided by Minnesota Statutes, Chapter 15, to implement the provisions of sections 1 to 14, including master application procedures, notice procedures, and public hearing procedures and costs.

Sec. 12. [116C.33] [CONFLICT WITH FEDERAL REQUIREMENTS.] Subdivision 1. If in a final order of a court of competent jurisdiction any part of sections 1 to 14 as enacted or administered is found to be in conflict with federal requirements which are a condition precedent to the allocation of federal funds authorized to the state, the conflicting part of sections 1 to 14 shall be void to the limited extent necessary to remove the conflict and the remainder of sections 1 to 14 shall remain effective.

Subd. 2. The council, to the limited extent necessary to comply with procedural requirements of federal statutes relating to permit systems operated by the state, may modify the notice, timing, hearing and related procedural matters provided in sections 1 to 14.

Sec. 13. [116C.34] [PERMIT INFORMATION CENTERS.] Subdivision 1. The council shall establish a permit information

center in its office at St. Paul, which shall establish and maintain an information and referral system to assist the public in the understanding and compliance with the requirements of state and local governmental regulations concerning the use of natural resources and protection of the environment. The system shall provide a telephone information service and dissemination of printed materials. The council shall provide assistance to regional development commissions desiring to create a permit information center.

Subd. 2. The permit information center shall:

(a) Identify all existing state licenses, permit certifications, approvals, compliance schedules, or other programs which pertain to the use of natural resources and to protection of the environment.

(b) Standardize permit titles and assign designation codes to all such permits which would thereafter be imprinted on all permit forms.

(c) Develop permit profiles including applicable rules and regulations, copies of all appropriate permit forms, statutory mandate and legislative history, names of individuals administering the program, permit processing procedures, documentation of the magnitude of the program and of geographic and seasonal distribution of the workload, and estimated application processing time.

(d) Identify the public information procedures currently associated with each permit program.

(e) Identify the data monitored or acquired through each permit and ascertain current users of that data.

(f) Recommend revisions to the current list of natural resource management and development permits currently listed in Minnesota Statutes 1974, Section 116D.04, Subdivision 5.

(g) Recommend legislative or administrative modifications of the existing permit programs which would increase their efficiency and utility.

Subd. 3. The auditor of each county shall post in a conspicuous place in his office the telephone numbers of the permit information centers established in St. Paul and in the office of the applicable regional development commission; copies of any master applications or permit applications forwarded to the auditor pursuant to section 6, subdivision 1; and copies of any information published by any permit information center pursuant to subdivision 1 of this section.

Sec. 14. [116C.35] [REPORT TO LEGISLATURE.] The council, after consultation with other agencies and local governments, shall submit to the legislature by January 1, 1977, a report setting forth the results of the experiences under sections 1 to 14 including any recommendations concerning methods to improve the procedures.

Sec. 15. [EFFECTIVE DATE.] Sections 1 to 4 and 10 to 16 shall be effective the date following final enactment. Sections 5 to 9 shall be effective on February 15, 1976.

Sec. 16. [APPROPRIATION.] The sum of \$245,000 is appropriated from the general fund to the director of state planning for the biennium ending June 30, 1977, for purposes of sections 1 to 14 of this act. Of this amount, \$120,000, or \$10,000 per region is appropriated for grants to regional development commissions, excluding the metropolitan council for the purpose of establishing a permit information center."

Amend the title as follows:

Strike lines 2 to 5 of the title and insert:

"relating to the environment; directing creation of an environmental permits coordination unit within the environmental quality council; authorizing an optional consolidated application and hearing procedure for certain permits; directing establishment of permit information centers; appropriating money."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1530: A bill for an act relating to game and fish; senior citizens' small game licenses; amending Minnesota Statutes 1974, Section 98.47, 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 1974, Section 98.45, Subdivision 1, is amended to read:

98.45 [REQUIREMENT.] Subdivision 1. Except as specifically permitted in chapters 97 to 102, no person may take, buy, sell, transport, or possess any protected wild animals of this state or any aquatic plants without first procuring a license therefor as provided in section 98.46 or in section 98.48. Every license is issued for the calendar a year beginning on the first day of March and is void after the last day of the open season or the lawful time within that year during which the acts authorized may be performed. No license to take beaver or otter may be issued to any person after the third day of the open season provided therefor for that year. Except as provided in this section, no license to take deer with firearm may be issued after the first day of the regular rifle season, and all license agents shall return all stubs and unsold license blanks to the county auditor on the first business day following the first second day of such season. A resident who is discharged from the military or naval forces of the United States, or any active reserve or component thereof, during the regular season for taking deer by firearm or within ten

days before its commencement, may be issued, at any time during the firearm deer season and upon a showing of his official discharge paper, a license to take deer with firearm. Only one license of each kind, except *as authorized by order of the commissioner and except the non-resident short term angling license*, may be issued to a person in any ~~calendar~~ *licensing* year. No license may be transferred except as expressly authorized.

Sec. 2. Minnesota Statutes 1974, Section 98.50, Subdivision 1, is amended to read:

98.50 [ISSUANCE.] Subdivision 1. County auditors are hereby appointed agents of the commissioner for the sale of licenses to take big and small game and fish, and to trap fur-bearing animals, and to harvest wild rice, to residents of the state, and to take big and small game and fish, to non-residents of the state. Each county auditor may appoint sub-agents within his county or within adjacent counties to sell such licenses, and upon such appointment the auditor shall notify the commissioner forthwith of the name and address of the sub-agent. Such appointments may be revoked by the auditor at any time ~~and he may require such security of the agent as he deems advisable~~, and he shall revoke any agency upon demand of the commissioner. *The auditor shall require each sub-agent to furnish a surety bond in favor of the county in an amount at least equal to the value of all license blanks consigned to that sub-agent.* The county auditor shall be responsible for all license blanks issued to, and license fees received by, his agents, except in a county to which Laws 1951, Chapter 381, applies, or in a county wherein the county auditor does not retain fees paid for such license purposes. In such county the responsibility imposed above upon the county auditor is imposed upon the county.

Sec. 3. Minnesota Statutes 1974, Section 98.50, Subdivision 2, is amended to read:

Subd. 2. The commissioner may require county auditors to furnish such additional corporate surety bonds as in his opinion may be required to secure the state, in addition to the auditor's official bond. The commissioner shall prescribe rules and regulations setting up such accounting and procedural requirements as he may deem necessary to assure the efficient handling of licenses and license fees, and all county auditors and other agents shall strictly comply therewith. *The commissioner may by regulation establish such standards and other requirements for the establishment and revocation of sub-agencies as he may deem necessary to assure the efficient distribution of licenses throughout the state, and all county auditors shall strictly comply therewith.*

Sec. 4. Minnesota Statutes 1974, Section 98.50, Subdivision 3, is amended to read:

Subd. 3. The commissioner may appoint agents to issue non-resident licenses authorized under chapters 97 to 102, outside the state. Each agent shall pay cash to the commissioner for all books of licenses obtained by him and shall be ~~entitled to a discount of~~



~~six percent from the price established by law collect a fee for issuing each license in the amount of \$.75 for the license to take deer and \$.50 for all other licenses.~~

Sec. 5. Minnesota Statutes 1974, Section 98.50, Subdivision 5, is amended to read:

Subd. 5. Any resident desiring to sell the licenses referred to in subdivision 4 may ~~A sub-agent shall either purchase for cash or obtain on consignment~~ license blanks from a county auditor ~~at the auditor's option described in subdivision 4~~ in groups of not less than five non-resident, and ten resident license blanks. ~~In addition to the basic license fee, he shall be entitled to a discount of seven percent from the price established by law on cash purchases and six percent on consignments collect a fee for issuing each license in the amount of \$.75 for the license to take deer and \$.50 for all other licenses.~~ In selling such licenses, he shall be deemed an agent of the county auditor and the commissioner, and he shall observe all rules and regulations promulgated by the commissioner for the accounting for and handling of such licenses.

The county auditor shall promptly deposit all moneys received from the sale of licenses with the county treasurer, and shall promptly transmit such reports as may be required by the commissioner, together with his warrant on the county treasurer for 90 96 percent of the price to the licensee, *including any surcharges but excluding the issuing fee*, for each license sold or consigned by him and subsequently sold to a licensee during the accounting period. The county auditor shall retain as his commission ~~three~~ *four* percent of all license fees, *excluding issuing fees*, ~~for licenses sold for cash and resale, four percent of all license fees for licenses consigned to sub-agents, and ten percent of all license fees.~~ *In addition, for licenses sold for cash directly to the licensee, the auditor shall collect the same issuing fee as a sub-agent.* Unsold license blanks in the hands of any agent shall be redeemed by the commissioner if presented for redemption within the time prescribed by the commissioner therefor. Any license blanks not presented for redemption within the period prescribed shall be conclusively presumed to have been sold, and the agent possessing the same or to whom they are charged shall be accountable therefor.

*The commissioner shall collect the same issuing fee as a sub-agent for licenses sold directly through a license distribution center operated by the department of natural resources. The issuing fees so collected by the commissioner shall be credited to the game and fish fund.*

Sec. 6. *The provision contained in sections 3 and 4 of this act apply to licenses issued for licensing years beginning on March 1, 1976, and thereafter."*

Amend the title as follows:

Strike the title and insert the following:

"A bill for an act relating to wild animals; establishing the

expiration date of all game and fish licenses as the last day of February; authorizing the commissioner of natural resources to provide for the issuance of more than one game or fish license to a person during any licensing year; providing for distribution of game and fish licenses on consignment; establishing an issuing fee for such licenses; requiring sub-agents to be bonded; authorizing county auditors to retain a four percent commission on all license fees including surcharges; authorizing the commissioner of natural resources to issue regulations regulating to sub-agencies; amending Minnesota Statutes 1974, Sections 98.45, Subdivision 1; and 98.50, Subdivisions 1, 2, 3 and 5."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1286: A bill for an act relating to pollution; prohibiting littering; prescribing the powers and duties of the commissioner of highways in regard thereto; prescribing penalties; creating a litter control account and authorizing expenditures therefrom; appropriating money; repealing Minnesota Statutes 1974, Section 169.42.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. [174.01] [DEFINITIONS.] Subdivision 1. The following terms have for purposes of sections 1 through 10 the meanings given them unless the context clearly indicates otherwise.

Subd. 2. "Commissioner" means the commissioner of highways.

Subd. 3. "Department" means the department of highways.

Subd. 4. "Litter" means all waste material including but not limited to any glass, bottles, nails, tacks, wire, cans, garbage, swill, papers, carcass of any dead animal, offal, trash or rubbish.

Subd. 5. "Litter bag" means a bag or container with a capacity of at least one quart.

Subd. 6. "Person" means any corporation, partnership, association, or individual.

Subd. 7. "Vehicle" means any self-propelled device licensed to be operated on the public highways of this state or any snowmobile.

Subd. 8. "Watercraft" means any boat, ship, vessel, barge, or other floating craft in which individuals or personal property may be transported.

Subd. 9. "Public place" means any area that is used or held out for use by the public, whether owned or operated by public or private interests.

Sec. 2. [174.02] [RULES; APPLICATION.] In addition to his other powers and duties, the commissioner shall promulgate rules necessary to carry out the provisions of sections 1 to 10, provided the rules are not inconsistent with any rules promulgated by the director of the pollution control agency concerning the transporting, storing, dumping, or removing of solid waste. The rules shall identify one or more types of approved litter receptacles which are reasonably uniform in size and capacity, specify a state-wide litter symbol which shall be displayed on each litter receptacle, and specify standards concerning the distribution and location of litter receptacles in public places.

Sec. 3. [174.03] [ENFORCEMENT.] All peace officers as defined in Minnesota Statutes 1974, Section 353E.02, Subdivision 2, shall enforce the provisions of sections 1 to 10 and all rules adopted thereunder and may issue citations to, and arrest without warrant, persons violating any provision of sections 1 to 10 or any of the rules adopted thereunder. Any person may file a complaint in regard to a violation of sections 1 to 10 or the rules made thereunder with the appropriate law enforcement agency. All law enforcement officials may serve and execute all warrants, citations, and other process issued by courts in enforcing the provisions of sections 1 to 10 and rules adopted thereunder. Mailing by certified mail of a warrant, citation, or other process to his last known place of residence shall be deemed personal service on the person charged.

Sec. 4. [174.04] [LITTERING PROHIBITED.] Subdivision 1. No person shall throw, place, dump, discard or otherwise deposit, or cause to be thrown, placed, dumped, discarded or otherwise deposited any litter on any public street, highway, land, water or the ice thereon except with the permission of and in the manner prescribed by the governing body having jurisdiction over such public places.

Subd. 2. No person shall throw, place, dump, discard or otherwise deposit, or cause to be thrown, placed, dumped, discarded or otherwise deposited any litter on any privately owned land or water or the ice thereon except with the permission of and in the manner prescribed by the owner thereof.

Subd. 3. Any person removing a wrecked or damaged vehicle from a highway shall remove any glass or other injurious substance dropped upon the highway from the vehicle.

Subd. 4. No person shall drop or hurl any destructive or injurious material or object at or upon any motor vehicle or the occupants thereof upon any highway.

Sec. 5. [174.05] [VICARIOUS LIABILITY.] If a violation of section 4, subdivisions 1 or 2, occurs in or from a vehicle or watercraft and the individual violator cannot be determined, the operator of a vehicle, as defined in Minnesota Statutes 1974, Section 169.01, Subdivision 25, or the operator of a watercraft, as defined in Minnesota Statutes 1974, Section 361.02, Subdivision 6, shall be considered to have committed the violation. If the operator cannot be determined, the person in legal possession of the vehicle or watercraft shall be considered to have committed the violation.

Sec. 6. [174.06] [LITTER RECEPTACLES; VIOLATIONS.] It shall be the responsibility of any person owning or operating any public place in which litter receptacles are required by rule to obtain and place receptacles at his own expense on the premises in accord with the rules adopted by the commissioner. The owner or person operating a public place may limit the litter placed in litter receptacles to that which is normally contained in approved litter bags.

Sec. 7. [174.07] [LITTER BAGS; DESIGN AND DISTRIBUTION; VIOLATIONS.] Subdivision 1. The department may make available litter bags and other promotional material bearing the statewide anti-litter symbol. By July 1, 1976, these litter bags may be distributed by the department of public safety, at no charge, to the owner of every licensed vehicle in this state at the time of license renewal. The department may provide these litter bags at no charge at rest areas and field offices. The department of natural resources may make these litter bags available to the owners of watercraft in this state at the time of license renewal.

Subd. 2. No person shall operate a vehicle or a watercraft unless it contains a litter bag.

Sec. 8. [174.08] [LITTER CONTROL PROGRAMS; COOPERATION; DISTRIBUTION OF FUNDS.] The commissioner shall coordinate programs involving public and private agencies for the purposes of research, development, and public education concerning the litter problem. He shall actively encourage the cooperation and support of labor, industry and other persons interested in anti-litter activities. The commissioner shall be the agent of the state for receipt of public or private funds and gifts made available for purposes of sections 1 to 10. He may make grants available for the purposes stated in this section to those persons he deems appropriate and qualified.

Sec. 9. [PENALTIES.] Subdivision 1. Any person who violates the provisions of section 4 is guilty of a petty misdemeanor.

Subd. 2. Any person who fails to provide litter receptacles as provided in section 6 is guilty of a petty misdemeanor.

Subd. 3. Any person who violates the provisions of section 7, subdivision 2, may be fined \$10.

Subd. 4. Upon the conviction of any person for a violation of section 4, subdivisions 1 or 2, the court may order the violator to work under the supervision of a conservation officer or the department for up to eight hours in any program of litter removal or beautification.

Subd. 5. Any political subdivision which collects a fine or bail forfeiture under the provisions of sections 1 to 10 shall forward one half the collected amounts to the state treasury.

Sec. 10. [174.08] [NOTICE TO PUBLIC.] The commissioner shall take appropriate actions necessary to inform the public of the contents of sections 1 to 10 and the penalties for violation thereof.

Sec. 11. [APPROPRIATION.] There is appropriated from the general fund to the department of highways \$500,000 for the biennium ending June 30, 1977.

Sec. 12. [REPEALER.] Minnesota Statutes 1974, Sections 169.42 and 609.68 are repealed.

Sec. 13. [EFFECTIVE DATE.] This act is effective July 1, 1975."

Further amend the title as follows:

Page 1, line 8, strike "Section" and insert "Sections"

Page 1, line 8, after "169.42" insert "and 609.68"

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. 1140: A bill for an act relating to highway traffic regulations; equipment on certain vehicles; requiring tires on certain vehicles to meet requirements of the commissioner of public safety; prohibiting the sale, other than to a dealer, of certain vehicles with unsafe tires; and prescribing penalties.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, strike "use" and insert "motor"

Page 1, line 20, strike "and regulations in accordance with" and insert "pursuant to chapter 15 providing"

Page 1, line 21, strike "the administrative procedure act"

Page 1, line 23, strike "regulations" and insert "rules"

Page 2, line 2, strike "and regulations"

Page 2, line 3, strike "to the"

Page 2, line 4, strike "extent that it is reasonable and practicable,"

Page 2, line 16, after "(4)" insert "Been"

Page 2, line 22, strike "Such"

Page 2, line 32, strike "requirements approved" and insert "rules promulgated"

Page 3, line 5, strike "such" and insert "the"

Page 3, line 6, strike "such" and insert "the"

Page 3, line 8, strike "such" and insert "the"

Page 3, line 16, strike "and regulations"

Page 3, line 18, strike "such" and insert "the"

Page 3, line 18, strike "and regulations"

Page 3, line 19, strike "such" and insert "the"

Page 3, line 20, strike "such" and insert "the"

Page 3, line 22, strike "such" and insert "the"

Page 3, line 22, strike "and"

Page 3, line 23, strike "regulations"

Page 3, line 23, before the period insert "; unless the vehicle is towed or hauled away"

Page 3, line 25, strike "and"

Page 3, line 26, strike "regulations"

Page 3, line 28, strike "or regulation"

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. 115: A bill for an act relating to the Minnesota state arts council; prescribing powers and duties; providing judicial review; repealing Minnesota Statutes 1974, Sections 139.01; 139.02; 139.03; 139.04; and 139.05.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Chapter 139, is amended by adding a section to read:

[139.07] [DEFINITIONS.] *As used in this chapter, the following terms shall have the definitions given them:*

(a) "Arts" means activities resulting in the artistic creation or artistic performance of works of the imagination. Artistic activities include but are not limited to the following forms: music, dance, drama, folk art, architecture and allied fields, painting, sculpture, photography, graphic and craft arts, costume and fashion design, motion pictures, television, radio, tape and sound recording, activities related to the presentation, performance, execution, and exhibition of the art forms, and the study of the arts and their application to the human environment;

(b) "Board" means the board of the arts;

(c) "Director" means the executive director of the board;

(d) "Sponsoring organization" means an association, corporation or other group of persons (1) providing an opportunity for citizens of the state to participate in the creation, performance or appreciation of the arts and (2) qualifying as a tax-exempt organization within the meaning of section 290.05, subdivision 1, clause (i).

Sec. 2. Minnesota Statutes 1974, Chapter 139, is amended by adding a section to read:

[139.08] [BOARD OF THE ARTS.] *Subdivision 1. [MEMBERSHIP.] The board of the arts shall consist of eleven members*

to be appointed by the governor with the advice and consent of the senate. One member shall be appointed from each of the congressional districts, and the remaining members shall be appointed at large. Persons appointed to the board shall have demonstrated experience or interest in the arts. No member shall within two years prior to his appointment have received or applied for, in his own name, a grant, loan or other form of assistance from the board or its predecessor, the state arts council. No more than four of the members shall during their terms of office be officers, directors or employees of recipient sponsoring organizations. The board members shall annually select from their membership a chairman and other officers as they deem necessary.

**Subd. 2. [TERMS OF OFFICE.]** Three of the initial members including one at-large member shall be appointed to terms ending the first Monday in January in each of the years 1977, 1979 and 1980. The remaining two members shall be appointed to terms ending the first Monday in January, 1978. Thereafter, the terms of all members of the board shall be four years. Members may serve until their successors are appointed and qualify. If the governor fails to appoint a successor by the July 1 of the year in which the term expires, the term of the member for whom a successor has not been appointed shall extend, subject to the advice and consent of the senate, until the first Monday in January four years after the scheduled end of the original term.

**Subd. 3. [COMPENSATION.]** Members shall be compensated at the rate of \$35 per day spent on board activities. In addition, members shall receive reimbursement for expenses in the same manner and amount as state employees. Employees of the state or its political subdivisions shall not be entitled to the per diem, but they shall suffer no loss in compensation or benefits as a result of service on the board. Members not entitled to the per diem shall receive expenses as provided in this subdivision unless the expenses are reimbursed from another source.

**Subd. 4. [REMOVAL OF MEMBERS; FILLING VACANCIES.]** A member may be removed by the governor at any time (1) for cause after notice and hearing, (2) for failing to submit any report required in subdivision 5, or (3) for missing three consecutive scheduled meetings of the board. The chairman shall inform the governor of a member missing the three meetings. The secretary of the board shall inform in writing a member after two consecutive missed meetings and before the next meeting that the member is subject to removal if he misses the next meeting. Vacancies on the board shall be filled by the governor, with the advice and consent of the senate, for the remainder of the unexpired term.

**Subd. 5. [REPORTS.]** By November 15 of each year, the board shall prepare and deliver to the legislature and the governor a report which shall include the following:

(a) a financial statement showing receipts and disbursements for the year ending the preceding June 30, including a listing of the donors and amounts of gifts to the board or its advisory committees valued in excess of \$1000;

(b) a brief description of the activities of the board for the preceding year;

(c) the number of meetings and approximate hours spent by board members in meetings and on other board activities;

(d) the names of board members and their addresses, occupations, and dates of appointment and re-appointment to the board;

(e) the names and job classifications of board employees;

(f) a brief summary of board rules proposed or adopted during the period with appropriate citations to the state register and published rules;

(g) the number of requests for assistance received by the board and the number of written and oral complaints received from residents of the state relating to the activities of the board or the performance of the duties of the board as provided in this chapter;

(h) a summary by category of the substance of the complaints and requests referred to in (g) above and the responses of the board thereto;

(i) a listing of all grants, loans or other forms of assistance given by the board. This listing shall indicate (1) the recipients of board assistance who are members of the board or its advisory committees, and (2) each recipient sponsoring organization having a member of the board or its advisory committees as a director, officer or employee. The indication required in clause (2) shall also specify the name of the member who is the officer, director or employee.

Sec. 3. Minnesota Statutes 1974, Chapter 139, is amended by adding a section to read:

[139.09] [EXECUTIVE DIRECTOR; STAFF.] *The director shall be selected by a majority of the board, and shall serve at the pleasure of the board. The director shall be knowledgeable in the arts, and shall have demonstrated proficiency in the administration of programs relating to the arts. The director may upon designation and instruction by the board serve as the state agent to apply for, receive and disburse federal funds made available to the state in furtherance of the arts. The director is the chief administrative officer of the board and is responsible for performing the executive duties of the board as provided in this chapter. He shall not be a member of the board. All other employees of the board shall be in the classified civil service of the state. No employee of the board or its advisory committees may be an applicant for or recipient of board assistance, nor may an employee be an officer, director or employee of a recipient sponsoring organization.*

Sec. 4. Minnesota Statutes 1974, Chapter 139, is amended by adding a section to read:

[139.10] [DUTIES.] *Subdivision 1. The board shall through*



*the following activities stimulate and encourage the creation, performance and appreciation of the arts in the state:*

*(a) receive and consider any requests for grants, loans or other forms of assistance;*

*(b) advise and serve as a technical resource at the request of sponsoring organizations and political subdivisions in the state on programs relating to the arts;*

*(c) advise and recommend on existing or proposed activities of the departments of the state relating to the arts;*

*(d) accept gifts and grants to the board and distribute the same in accordance with the instructions of the donor insofar as the instructions are consistent with law;*

*(e) promulgate by rule procedures to be followed by the board in receiving and reviewing requests for grants, loans or other forms of assistance;*

*(f) promulgate by rule standards consistent with this chapter to be followed by the board in the distribution of grants, loans and other forms of assistance;*

*(g) distribute according to the above procedures and standards grants, loans and other forms of assistance for artistic activities to departments and agencies of the state, political subdivisions, sponsoring organizations and, in appropriate cases, to individuals engaged in the creation or performance of the arts; provided that a member of the board shall not participate in deliberations or voting on assistance to groups or persons in which that member has an interest as officer, director, employee or recipient;*

*(h) appoint advisory committees which the board determines are essential to the performance of its powers and duties under this section; provided that no member of an advisory committee shall within two years prior to his appointment have received or applied for in his own name a grant, loan or other form of assistance from the board or its predecessor.*

*Subd. 2. In performing the duties under subdivision 1, the board shall insofar as reasonably possible:*

*(a) avoid any actions which infringe on the freedom of artistic expression or which interfere with programs in the state which relate to the arts but which do not involve board assistance;*

*(b) distribute board assistance equitably according to population throughout the geographical regions of the state;*

*(c) give special consideration to requests for assistance for the creation or performance of types or variations of the arts which have yet to receive the level of general support and assistance given to the more established types or variations of the arts;*

*(d) distribute annually to individuals engaged in the creation or performance of the arts at least five percent of the moneys from the state's general fund appropriated to the board for each fiscal year.*

Sec. 5. *The board of the arts is the successor of the state arts council. Classified employees of the council are transferred to the employ of the board without loss of compensation or other benefits. The commissioner of finance shall transfer all appropriated funds and any monies in the accounts of the council to the board of the arts. Any pending proceedings or activities undertaken or commenced prior to the effective date of this act by the council may be conducted and completed by the board in the same manner and under the same terms and conditions and with the same effect as though they were undertaken and completed by the council prior to the effective date of this act.*

Sec. 6. *Minnesota Statutes 1974, Sections 139.01; 139.02; 139.03; 139.04 and 139.05 are repealed.*

Sec. 7. *The effective date of this act is January 5, 1976."*

Amend the title by striking it in its entirety and inserting:

"A bill for an act relating to the arts; creating a board of the arts to succeed the state arts council; prescribing powers and duties; amending Minnesota Statutes 1974, Chapter 139 by adding sections; repealing Minnesota Statutes 1974, Sections 139.01; 139.02; 139.03; 139.04 and 139.05."

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. 459: A bill for an act relating to elections; fair campaign practices; amending Minnesota Statutes 1974, Section 211.23.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, after "employee" insert "in order to aid or promote a person's nomination or election"

Page 1, line 16, strike "in" and insert "a"

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. 1297: A bill for an act relating to highway traffic regulations; lengths of certain vehicles and combinations of vehicles; amending Minnesota Statutes 1974, Section 169.81, Subdivision 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 27, strike "herein" and insert "in this section"

Page 3, line 2, strike "subdivision" and insert "subdivisions 3a and"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1393: A bill for an act relating to natural resources; creating the natural resource land fund and authorizing the issuance of state bonds to provide money for appropriation from the fund for acquisition of public lands and interests in land needed for natural resource programs; appropriating money from the fund for this purpose; appropriating money from the general fund for payment of bonds.

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. 1254: A bill for an act relating to crimes; requiring the commissioner of corrections to establish a center for study, assessment and treatment of antisocial sexual behavior or contract for such study, assessment and treatment services; providing for the commitment of certain sex offenders to the commissioner of corrections for treatment or correctional disposition; repealing Minnesota Statutes 1974, Section 246.43.

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 6, the terms defined in this section have the meanings given them.

Subd. 2. "Commissioner" means the commissioner of corrections.

Subd. 3. "Agency" means the public or private agency with which the commissioner of corrections has contracted to provide services for the study, assessment and treatment of antisocial sexual behavior, or the public or private agency with which the commissioner has contracted to evaluate, review or monitor department of corrections programs related to the study, assessment, and treatment of antisocial sexual behavior.

Subd. 4. "Assessment" means a complete, physical, behavioral psychiatric and social examination.

Subd. 5. "Antisocial sexual behavior" means aggressive sexual acts committed against unconsenting or minor persons.

Sec. 2. Subdivision 1. The commissioner of corrections shall provide programs for the study, assessment and treatment of antisocial sexual behavior. To fulfill this duty, the commissioner may contract with public or private agencies to provide services for the study, assessment, and treatment of antisocial sexual behavior, or he may

provide the services through the department of corrections. If the commissioner contracts with an agency to provide these services, the agency shall submit to the commissioner, prior to approval of the contract, a plan specifying the services to be provided by the agency, the proper allocation of agency and department of corrections duties with respect to persons participating in the treatment programs to be provided, the costs of providing these services, and the method of research to be used in studying the causes and treatment of antisocial sexual behavior. Nothing in this act shall be construed to permit the commissioner to provide or contract for services which includes psycho surgery as a treatment modality.

Subd. 2. The commissioner shall provide for the evaluation of programs established pursuant to this act. If the commissioner contracts with an agency for the provision of study, assessment and treatment services under this act, he shall evaluate, review and monitor all agency programs. If the commissioner does not contract with an agency to provide study, assessment and treatment services, he shall contract with a public or private agency to evaluate, review, and monitor department of corrections programs developed and implemented by the commissioner to fulfill his duties under this act.

Subd. 3. The commissioner or the agency, whichever conducts the evaluation required by subdivision 2 of this section, shall prepare a plan specifying the review, evaluation, and monitoring services to be provided and the costs of providing the services. The commissioner or the agency shall:

(a) Conduct evaluations to determine the effectiveness of study, assessment, and treatment programs; and

(b) Review and monitor study, assessment, and treatment programs to insure that they are conducted in the proper legal and ethical manner; and

(c) Report during each legislative session to the legislative standing committees having jurisdiction over the subject matter concerning the evaluations made as required by clauses (a) and (b) of this subdivision; and

(d) Issue any reports or other statements as the commissioner or the agency administrator deems necessary to discharge the duties required by this act.

Subd. 4. During the development and implementation of programs required by this act, the commissioner shall consult with the chairmen of the legislative standing committees having jurisdiction over the subject matter. The commissioner shall also report to the legislature during the 1976 legislative session and each session thereafter concerning the development and implementation of the programs required by this act.

Sec. 3. [PERSONS TO RECEIVE TREATMENT.] Subdivision 1. Any person who is convicted of crime or adjudicated delinquent and committed to the commissioner may, upon compliance with criteria established by the commissioner of corrections and approval by the Minnesota corrections authority, be selected by the

commissioner to participate in the study, assessment, and treatment programs provided by this act.

Subd. 2. If the commissioner of corrections chooses for participation in the programs a convicted person committed to the commissioner of public welfare pursuant to section 246.43, the commissioner of public welfare shall transfer that person to the control of the commissioner of corrections to receive appropriate treatment. Any individual so transferred shall remain in the control of the commissioner of corrections until the individual revokes consent to treatment pursuant to section 4, subdivision 3, or until the commissioner terminates the individual's participation in a treatment program pursuant to section 4, subdivision 3, or until the individual has completed his treatment program to the satisfaction of the commissioner of corrections, whereupon he shall be returned to the control of the commissioner of public welfare for appropriate disposition. Within one month after a person has been returned to the control of the commissioner of public welfare following completion of this treatment program, the commissioner of public welfare shall provide for review of the individual's eligibility for parole. During the term of any individual's participation in a program developed under this act, the cost of his maintenance, care, and treatment shall be paid by the commissioner of corrections. The commissioner of public welfare shall allow the staff conducting assessments of persons in preparation for the selection of participants for these programs access to those persons under his custody whom the assessing staff chooses to interview and assess.

Sec. 4. [CONSENT TO RECEIVE TREATMENT.] Subdivision 1. No person shall be required to participate in any study, assessment, or treatment program established under this act unless he, and in the case of a juvenile his parents also, gives written consent. Prior to requesting any consent for these purposes, the staff charged with providing study, assessment and treatment programs shall inform the person, and in the case of a juvenile his parents also, in detail of the nature and expected results of the treatment. The staff shall also inform the individual and his parents of their right to consult with counsel prior to giving consent for treatment. During discussions with this staff, the person shall be entitled to the presence and advice of any adult advisor he chooses. In the case of a juvenile, his parents shall also be entitled to be present during any of the discussions.

In developing a treatment program for individual persons, the treatment staff shall make efforts to develop an effective treatment plan that is acceptable to the person seeking treatment.

Subd. 2. Modifications of a treatment program, other than minor ones, may only be made with the consent of the individual under treatment, and, in the case of a juvenile, his parents must also give written consent to each modification. During any discussions between staff and the person under treatment concerning any proposed plan modifications, the person shall also be entitled to the presence and advice of an adult advisor of his choosing or his parents. The staff shall inform the individual under

treatment and his parents of their right to consult with counsel prior to giving consent to any modification of the treatment program. In the case of a juvenile, his parents shall also be entitled to be present during any discussions of this nature.

Subd. 3. Any person who has given written consent to allow participation in treatment programs for antisocial sexual behavior established pursuant to this act may at any time revoke consent to participation in any or all treatment programs for antisocial sexual behavior. If consent is revoked for participation in a treatment program, by the individual under treatment, he and the treatment staff shall attempt to agree upon a new or modified program. If the treatment staff and the individual fail to agree upon a new or modified program, the commissioner shall remove the individual from the treatment program and either return him to the jurisdiction from which received or return him to a state correctional institution.

Sec. 5. [PAROLE.] Within one month after completing his participation in a treatment program for antisocial sexual behavior to the satisfaction of the commissioner, a convicted person shall have the right to appear before the Minnesota corrections authority for consideration of his parole eligibility. Within one month after a person who has been adjudicated delinquent has completed a program to the satisfaction of the commissioner, and the juvenile has requested a review of his parole eligibility, the commissioner shall provide a review.

Sec. 6. Any person convicted or adjudicated as provided in section 3 may be granted probation upon condition that, if selected by the commissioner, he participate in the study, assessment and treatment programs provided by this act upon agreement of the responsible county to pay the costs thereof. Upon termination of his participation in the programs authorized by this act for any of the reasons provided in this act or for violation of any other term or condition of his probation, the probationer shall be returned to the proper court.

Sec. 7. The sum of \$\_\_\_\_\_ is appropriated to the commissioner of corrections for the biennium ending June 30, 1977 for the purposes of this act."

Further, amend the title as follows:

Page 1, line 2, strike "crimes" and insert "corrections"

Page 1, line 3, strike "establish a center for" and insert "provide or contract for the"

Page 1, line 5, strike "or contract for such study," and insert "; permitting selected individuals to participate in"

Page 1, line 6, strike "services; providing for the" and insert "programs."

Page 1, strike lines 7 to 10

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. 1620: A bill for an act relating to intoxicating liquor; issuance of licenses by cities; amending Minnesota Statutes 1974, Sections 340.11, Subdivisions 7a and 18, and by adding a subdivision; 340.13, Subdivision 4; and 340.353, Subdivision 5; repealing Minnesota Statutes 1974, Section 340.11, Subdivisions 6 and 7.

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. 1131: A bill for an act relating to insurance; authorizing domestic stock insurance companies to declare and pay dividends quarterly; amending Minnesota Statutes 1974, Section 60A.23, Subdivision 4.

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. 1115: A bill for an act relating to railroads; requiring certain railroad locomotives to have certain equipment; requiring certain records to be kept thereof; and prescribing certain duties of the department of public service in relation thereto.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, after line 10, add the following subdivision:

"Subd. 4. In the event of the failure of the required equipment which occurs after a locomotive has commenced to move in service, the railroad operating that locomotive shall not be deemed in violation of this act if said defect is corrected at the next initial terminal, as defined in Minnesota Statutes 1974, Section 219.551, Subdivision 2, at which initial terminal regular maintenance forces are available to repair or replace such equipment."

Renumber subdivisions 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. 1291: A bill for an act relating to elections; changing the registration cards; amending Minnesota Statutes 1974, Section 201.071, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike line 21

Page 1, line 22, strike "4" and insert "3"

Page 2, strike line 1

Page 2, line 2, strike "6" and insert "4"

Page 2, line 3, strike "7" and insert "5"

Page 2, line 7, strike "8" and insert "6"

Page 2, line 11, strike "9" and insert "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. 661: A bill for an act relating to elections; requiring the secretary of state to train all election officials; appropriating money.

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. Subdivision 1. All election judges and other officials with election responsibilities must be trained in their duties by the secretary of state.

Subd. 2. The secretary of state shall promulgate and distribute to each county auditor rules providing for the in-service training of municipal clerks and chairmen of election boards, the training of election judges, the conduct of elections, the conduct of voter registration, and voting procedures.

Subd. 3. Further, the secretary of state shall conduct conferences for county auditors before each state primary election for the purpose of giving instructions on the administration of election laws.

Subd. 4. The county auditor or his designee shall conduct a program of in-service training for municipal clerks and chairmen of election boards pursuant to rules promulgated by the secretary of state. The county auditor or his designee shall train all election judges in their duties.

Subd. 5. No person shall serve as an election judge unless he has fulfilled the training requirements as provided by the rules of the secretary of state.

Sec. 2. There is appropriated to the secretary of state from the general fund \$69,330 for the period July 1, 1975 through June 30, 1977, for the purposes of this act.

Sec. 3. This act is effective July 1, 1975."

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. 1426: A bill for an act relating to highways; municipal state-aid street system; payment of contract price; amending Minnesota Statutes 1974, Section 162.10.

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. 615: A bill for an act relating to elections; allowing challengers to spend 20 percent more than incumbents for campaigns; amending Minnesota Statutes 1974, Section 10A.25, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, strike "*who is an incumbent*"

Page 1, line 17, reinstate the colon

Page 1, line 17, strike ". *The*"

Page 1, line 18, strike the entire line

Page 1, line 19, strike the entire line

Page 1, line 20, strike "*amounts.*"

Page 2, after line 9, insert a new paragraph as follows:

*"When an incumbent seeks reelection to an office to which he has previously been elected, the spending limitation imposed by subdivision 2 shall be reduced by 20 percent for that incumbent. The provisions of this subdivision are not applicable if a candidate opposing the incumbent has held an elected public office during the four years prior to the election in a district which includes more than 40 percent of the population of the district in which the incumbent is a candidate."*

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. 1551: A bill for an act relating to highways; designating and describing the route of the Viking Trail; amending Minnesota Statutes 1974, Section 161.14, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 5, strike lines 8 through 19 and insert the following:

*"The commissioner of highways shall:*

*(1) Adopt a suitable marking design of signs or informational plaques.*

(2) *Effect the installation of such signs or plaques in public waysides or other public areas as approved and designated by the commissioner.*"

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. 431: A bill for an act relating to public health; establishing the office of director of health care delivery services for migrating Indians.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 8, strike "director of"

Page 1, line 9, after "The" insert "office shall be under the supervision and direction of a"

Page 1, line 9, after "director" insert "who"

Page 1, line 10, after "unclassified" insert "civil"

Page 2, line 4, strike "the director of"

Amend the title:

Page 1, line 3, strike "director of"

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. 373: A bill for an act relating to retirement; mandatory retirement for corrections department employees; amending Minnesota Statutes 1974, Section 43.051, Subdivision 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 25, after "age" and before the comma insert "*for a period of one year not to extend beyond July 1, 1976*"

Page 1, line 26, strike "65" and insert "62"

Page 1, line 26, after "*subject to*" strike the balance of the line and insert the following: "*an annual medical examination and the written approval of the commissioner of corrections, whose decision shall be final.*"

Page 2, strike lines 1 through 3

Page 2, line 4, strike "*the physical requirements of the positions.*"

Page 2, line 6, strike "*at a place designated*" and insert the following: "*and the results and findings of the medical examination shall be transmitted to the commissioner of corrections prior to the date*

*the employee would otherwise have to retire pursuant to this subdivision."*

Page 2, strike lines 7 through 11

Page 2, after line 11, insert a section to read as follows:

*"Sec. 2. This act is effective the day following 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. 601: A bill for an act relating to the Minnesota zoological garden; enabling the state zoological board to acquire lands; authorizing the director to add to and promote the operation; establishing the Minnesota zoological garden operating receipts investment account; authorizing the investment of its assets; assigning income to the Minnesota zoological garden general account; defining "matching funds"; amending Minnesota Statutes 1974, Chapter 11, by adding a section; Sections 85A.02, by adding a subdivision; 85A.03, Subdivisions 4, 4a, and by adding a subdivision; 85A.04, Subdivisions 1 and 2, and by adding subdivisions; and 85A.05, Subdivisions 4 and 6.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 25, strike "*director of the*"

Page 1, line 26, after "*garden*" insert "*board*"

Page 2, after line 7, insert:

"Sec. 2. Minnesota Statutes 1974, Section 85A.02, Subdivision 2, is amended to read:

Subd. 2. The board shall acquire, construct, equip, operate and maintain the Minnesota zoological garden at a site to be selected by the board but which must be located within the area comprised of the counties of Anoka, Carver, in Dakota, Hennepin, Ramsey, Scott and Washington county legally described in section 12. Prior to selection of the site the board shall prepare a comprehensive plan for site location and development which shall be submitted to the metropolitan council for consideration under provisions in section 473B.06, subdivision 6. Any of the above named counties may acquire by gift, purchase, or condemnation a site for the Minnesota zoological garden if the site has been designated by the board as the site for the Minnesota zoological garden, after review by the appropriate legislative committee, and shall convey, without consideration any such site to the state of Minnesota for zoological garden purposes. The zoological garden shall consist of adequate facilities and structures for the collection, habitation, preservation, care, exhibition, examination or study of wild and domestic animals, including, but not limited to mammals, birds, fish, amphibians, reptiles, crustaceans and mollusks. The board may provide

such lands, buildings and equipment as it deems necessary for parking, transportation, entertainment, education or instruction of the public in connection within such zoological garden."

Page 2, line 9, strike "a subdivision" and insert "subdivisions"

Page 2, lines 13 and 14, strike "*defined in the comprehensive plan for site location and development,*" and insert "*described in section 12*"

Page 2, after line 17, insert:

*"Subd. 14. The board shall have power by resolution to acquire any buildings or facilities to be constructed or used on the site of the Minnesota zoological garden as described in section 12 which are determined by it to be necessary or desirable to facilitate transportation of the public on the site of the zoological garden. The acquisition of the buildings or facilities shall be through the issuance of revenue bonds or by the execution of a lease-purchase agreement in the manner permitted in section 471.191. The board may exercise any of the powers and enter into any of the covenants and agreements which a city may exercise or enter into with respect to the lease and purchase of buildings and facilities under the provisions of section 471.191. The board shall have no power to levy taxes, and its obligation to pay principal, interest, or lease rentals under any resolution of the board shall not be a debt of the state or any of its other agencies or subdivisions. Payments shall be made solely from and as a first charge upon the income of the buildings and facilities.*

*Subd. 15. The board may sell or exchange animals determined by it to be superfluous to zoo operations, subject to all state and federal regulations.*

*Subd. 16. The board may provide for promotional and advertising programs which may be developed and implemented either by zoological garden personnel or by contract with outside personnel and which shall be paid for out of funds other than bond revenues."*

Page 3, strike lines 8 to 10

Page 3, strike lines 26 to 31

Page 4, line 11, after "garden" insert "*, including lease rentals and revenue bond payments referred to in section 3,*"

Page 4, line 29, strike "director" and insert "board"

Page 5, line 3, strike "director" and insert "board"

Page 5, line 4, strike "he" and insert "the board"

Page 5, line 9, strike "16" and insert "1b"

Page 5, line 19, strike everything after the comma

Page 5, line 20, strike everything before the period and insert "*to the extent that the transfer is necessary to meet the requirements of section 85A.05, subdivision 4*"

Page 5, line 22, strike "director" and insert "board"

Page 7, line 14, strike "4" and insert "2 and section 8"

Page 9, after line 21, insert:

*"Sec. 12. The site of the Minnesota zoological garden is legally described as follows:*

*The Northwest Quarter of Section 14, Township 115, Range 20, together with Government Lot 2, Section 11, Township 115, Range 20, together with the north one-half of the Southwest Quarter of Section 14, Township 115, Range 20, together with that part of Government Lot 1, Section 10, Township 115, Range 20, lying easterly of the centerline of Galaxie Avenue as traveled, together with that part of the Northeast Quarter of Section 15, Township 115, Range 20, lying easterly of the centerline of Galaxie Avenue as traveled, together with that part of the north one-half of the Southeast Quarter of Section 15, Township 115, Range 20, lying easterly of the centerline of Galaxie Avenue as traveled, all in Dakota County, Minnesota and containing 478.5 acres, more or less."*

Renumber the sections accordingly

Amend the title as follows:

Line 4, after the semicolon, insert "providing bonding and leasing authority for a zoo ride; defining the zoological garden site;"

Line 4, strike "director" and insert "board"

Line 11, after "85A.02," insert "Subdivision 2, and"

Lines 11 and 12, strike "a subdivision" and insert "subdivisions"

Line 12, after "4" strike the comma and insert "and"

Line 12, after "4a" strike ", and by"

Line 13, strike "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. Gearty from the Committee on Governmental Operations, to which was re-referred

S. F. No. 578: A bill for an act relating to public health; authorizing the state board of health to establish mobile health clinics; prescribe fees and requirements for licenses, inspections, and permits; receive funds; enter into agreements for performance of duties by local agents; inspect, license, and regulate hotels and restaurants; providing penalties; transferring the duties and powers of the board of health to the commissioner of health; abolishing the board of health and creating a health advisory council; amending Minnesota Statutes 1974, Sections 62D.21; 144.05; 144.076; 144.-12; 144.121; 144.122; 144.53; 144.653, Subdivisions 6 and 8; 144.-802; 145.866; 149.02; 149.03, Subdivisions 1 and 2; 149.08; 156A.-07, Subdivisions 5, 6 and 7; 157.01; 157.02; 157.03; 157.04; 157.05, Subdivisions 1, 2 and 3; 157.08; 157.09; 157.12; 157.13; 157.14;

326.42; 326.62; 327.15; 327.16, Subdivision 3; Chapters 144 and 145, by adding sections; repealing Minnesota Statutes 1974, Sections 144.01; 144.02; 144.03; 144.04; 157.05, Subdivisions 4, 5, 6 and 7; 157.06; 157.07; and 157.11; and Laws 1974, Chapter 205.

Reports the same back with the recommendation that the bill be amended as follows:

Page 7, strike section 6

Pages 35 to 40, strike sections 36 to 43

Page 40, lines 7 and 8, strike "144.01; 144.02; 144.03; 144.04;"

Renumber the sections in sequence

Amend the title as follows:

Page 1, strike lines 9 to 11

Page 1, line 12, strike "council;"

Page 1, line 13, strike "144.05;"

Page 1, line 14, strike "Subdivisions" and insert "Subdivision"

Page 1, line 14, strike "and 8"

Page 1, line 22, strike "144.01; 144.02; 144.03; 144.04;"

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. 323: A bill for an act relating to motor vehicles; providing for inspection; providing penalties; appropriating money; amending Minnesota Statutes 1974, Section 169.771; and Chapter 168, by adding sections.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 7 through 12

Page 1, line 20, strike "for purposes" and insert "only for the purpose"

Page 1, line 21, after "station" insert ", established under the provisions of section 169.771, or to obtain equipment and/or repairs needed to qualify for an official certificate of inspection and approval"

Page 2, strike lines 3 through 6

Page 2, line 7, strike "3" and insert "2"

Page 3, line 11, strike "state highway patrol" and insert "department of public safety or authorized designees"

Page 3, line 20, strike "which" and insert "where the resident owner or the vehicle"

Page 3, line 27, strike "*trooper*" and insert "*person*"

Page 4, line 2, strike "*regulations*" and insert "*rules*"

Page 4, line 4, strike "*regulations*" and insert "*rules*"

Page 4, line 18, after "*any*" insert "*motor*"

Page 4, line 18, strike "*as defined in*" and insert "*required to be registered pursuant to*"

Page 4, line 18, strike "*168.011*" and insert "*168.017*"

Page 4, line 19, strike "*subdivision 4,*"

Page 5, line 2, strike "*and regulations*" and insert "*pursuant to chapter 15*"

Page 5, line 6, after "*appropriated*" insert "*from the trunk highway fund*"

Page 5, line 8, after the period strike "*Of the sum so appropriated, \$1,500,000*"

Page 5, strike lines 9 through 12

Renumber the sections accordingly.

Further, amend the title as follows:

Page 1, line 5, strike "*sections*" and insert "*a section*"

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. 1532: A bill for an act relating to the metropolitan council; providing for a levy under certain circumstances; amending Laws 1975, Chapter 13, Section 42, 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. 1353: A bill for an act relating to elections; providing certain precinct caucus requirements; amending Minnesota Statutes 1974, Sections 202.22, Subdivision 1 and 3; 202.23, Subdivision 2; and 202.26, Subdivision 2.

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. Laws 1975, Chapter 5, Section 5, Subdivision 1, is amended to read:

Sec. 5. [202A.14] [PRECINCT CAUCUS.] Subdivision 1. [TIME AND MANNER OF HOLDING.] *At 8:00 p.m. on the fourth Tuesday in February in every general election year there shall be held for every election precinct a party caucus in the manner provided in sections 5 to 9 10.*

Sec. 2. Laws 1975, Chapter 5, Section 5, Subdivision 3, is amended to read:

Subd. 3 [NOTICE.] *The county or legislative district chairman shall give ~~two weeks' at least six days'~~ published notice and ~~at least six days'~~ posted notice at the regular polling place of the holding of the precinct caucus, stating the place, date, and time for holding the caucus. ~~He shall deliver the same information to the county auditor at least 20 days before the precinct caucus. The county auditor shall make this information available to persons who request it.~~*

Sec. 3. Laws 1975, Chapter 5, Section 6, Subdivision 1, is amended to read:

Sec. 6. [202A.15] [TIME AND PLACE OF CAUCUS.] Subdivision 1. *Precinct caucuses within a county shall be held on the day provided by law at a time set by the county auditor at least 45 days before the caucus date, after consultation with the chairman of each political party's executive committee. The hour for convening all caucuses throughout a county shall be uniform. No caucus shall be convened before 2:00 p.m. nor later than 9:00 p.m., and the caucuses shall remain open for at least one hour.*

Sec. 4. Laws 1975, Chapter 5, Section 9, Subdivision 2, is amended to read:

Subd. 2. *Nominations for the election of permanent officers and delegates shall remain open for at least the first half hour of the caucus.*

Sec. 5. *This act is effective the day following final enactment."*

Further, amend the title by striking it in its entirety and insert the following:

"A bill for an act relating to elections; providing certain precinct caucus requirements; amending Laws 1975, Chapter 5, Sections 5, Subdivisions 1 and 3; 6, Subdivision 1; and 9, 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. 234: A bill for an act relating to eminent domain; providing for payments and benefits in negotiated acquisitions under no threat of eminent domain; waiver of benefits; amending Minnesota Statutes 1974, Chapter 117, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:



Page 3, line 2, after "Subd. 3." strike the remainder of the line and insert "The provisions of subdivisions 1 and 2 of this section shall not apply to the acquisition of"

Page 3, after line 6, insert

"Subd. 4. The provisions of this act shall not limit any existing rights to waive relocation benefits."

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. 1000: A bill for an act relating to banks; authorizing consumer banking facilities.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, strike "stationary" and insert "manned or unmanned"

Page 1, line 14, strike "which is limited to"

Page 1, strike lines 15 to 19, and insert "as authorized by Minnesota Statutes, Sections 47.51 to 47.57, which meets all of the following specifications:

(a) A consumer banking facility shall perform only services which may legally be provided by banks for their customers. However, a consumer banking facility located on the business premises of a person engaged in the sale of goods may be used to perform internal nonbanking functions for such persons.

(b) Banking services, when performed by a consumer banking facility, must be pursuant to the terms of an existing contractual arrangement between the bank providing its services and its customers.

(c) The person maintaining a consumer banking facility shall make it available for use by a bank located in Minnesota on a fair, equitable and non-discriminatory basis consistent with the provisions of this act."

Page 2, line 1, strike "Upon prior notification to" and insert "Subdivision 1. Thirty days after written notice has been filed with"

Page 2, line 2, after "banks," strike "pursuant to rules and regulations"

Page 2, line 3, strike "adopted by his office,"

Page 2, line 3, strike ", for use by bank"

Page 2, line 4, strike "customers,"

Page 2, line 4, after "maintain" strike ", or provide the use of" and insert "at a specific location,"

Page 2, line 5, after "facilities" insert "for use by its customers, or may provide for the use of such facility to its customers by entering into agreement with any person or persons maintaining"

Page 2, line 5, strike ". A consumer banking"

Page 2, strike lines 6 to 9

Page 2, line 10, strike "has established and maintained or provides the use of"

Page 2, line 11, strike "located in one or more"

Page 2, line 12, strike "municipalities."

Page 2, line 12, after the period, insert "The commissioner of banks shall adopt rules and regulations specifying the contents of such notice. Written notification shall not be deemed filed until all information required by the commissioner of banks has been received by his office, which shall make such information available to any other bank requesting the use of any or all consumer banking facilities which are the subject of such notice.

Subd. 2. Subject to the notification procedures adopted by the commissioner of banks, a consumer banking facility may be established and maintained anywhere within a municipality in which no banks or detached facilities are located, or anywhere within a municipality in which at least one bank is located, provided a bank in that municipality, pursuant to the provisions of this section, has established and maintains or provides the use of one or more consumer banking facilities located in one or more municipalities."

Page 2, line 14, strike "The" and insert "Subdivision 1."

Page 2, line 14, strike "available" and insert "which may be performed"

Page 2, line 15, strike "is unlimited if all" and insert "shall be limited to only lawful"

Page 2, line 16, strike "transactions a consumer banking facility performs" and insert "services, provided the services performed"

Page 2, line 17, strike "subject" and insert "pursuant"

Page 2, line 17, after "to" strike "prior" and insert "the terms of a pre-existing"

Page 2, line 18, strike "customer." and insert "customers. In particular and not in limitation of the foregoing, deposits and withdrawals may be made through the use of a consumer banking facility, but accounts may not be opened at such facilities.

Subd. 2. The method by which a consumer banking facility performs banking transactions may include, but are not limited to, the utilization of electronic based systems."

Page 2, line 18, strike everything after the period

Page 2, strike line 19

Page 2, line 20, strike everything through the period

Page 2, line 20, before "A" insert

"Subd. 3."

Page 2, line 23, strike "if" and insert "provided"

Page 2, line 25, before "Assistance" insert "Such"

Page 2, line 25, after "Assistance" strike "of this type is" and insert "shall"

Page 2, line 25, after "not" insert "be"

Page 2, line 29, after "prohibit" strike "the"

Page 3, line 5, strike "performing" and insert "the performance of"

Page 3, line 24, strike "A bank, group or combination of banks or" and insert "Sections 1 to 5 shall be construed as permitting"

Page 3, line 25, strike "third party establishing, maintaining or offering"

Page 3, line 26, strike "shall promote its use and"

Page 3, strike lines 27 to 32, and insert "only to facilitate, between a bank and a customer thereof, banking transactions deemed a part of the authorized business of such bank as conducted at its principal office. Content, use and distribution of any information, advertising material, or the use of any other promotional effort, to the contrary, is prohibited. Consistent with the foregoing, any advertisement"

Page 4, strike lines 1 to 5

Page 4, line 6, strike "prohibit the use of a brand name"

Page 4, line 7, strike "which does not promote" and insert "promoting the use"

Page 4, line 8, strike "identify" and insert "the location of a consumer banking facility which identifies"

Page 4, line 8, strike "particular"

Page 4, line 9, strike "party." and insert "parties owning or providing for the use of its services, is prohibited. Provided, however, the following shall be expressly permitted:"

Page 4, strike lines 10 to 18 and insert

"(a) A simple directory listing placed at the site of a consumer banking facility identifying the particular banks using its services;

(b) The use and the name, either on or off the consumer banking facility, which does not promote or identify any particular bank, group or combination of banks or any third party;

(c) A direct mailing of any information from a bank to its

customers identifying the location and use of any consumer banking facility which said banks will provide, under the provisions of sections 1 to 5, for its customers.

Sec. 5. [VIOLATIONS; PENALTIES.] A violation of sections 1 to 5 shall be subject to penalties applicable to violations of laws affecting banks. In addition, a violation of sections 1 to 5 may be enjoined by a civil action for injunction by any aggrieved bank.

Sec. 6. The authorization for banks to establish, maintain or use the services of a consumer banking facility granted in sections 1 through 5 is rescinded upon a ruling by a Minnesota federal district court that any of the restrictions contained in sections 1 through 5 which regulate consumer banking facilities including the prohibition on opening new accounts at a consumer banking facility, the prohibition on advertising a consumer banking facility in a manner which identified it as belonging to a particular bank and the requirement that a consumer banking facility be available to all banks on a nondiscriminatory basis, do not apply to national banking associations.

Sec. 7. [CONSUMER PRIVACY.] To protect the privacy of customers using consumer banking facilities, a consumer banking facility, financial institution, or commercial business, except as provided by law, rule of the commissioner, or consent of a customer, shall not provide any information about a customer transaction or a customer account to any unauthorized party.

Sec. 8. [ANTI-TRUST.] No financial institution, bank or bank holding company or service corporation engaged in consumer banking facility activities shall contract, combine or conspire to restrain trade in the market for consumer banking facilities or engage in anti-competitive practices to the detriment of the public interest.

Sec. 9. [EXAMINATION.] A service corporation that provides any services to a consumer bank facility may be examined whenever the commissioner deems it necessary. The service corporation shall pay examination fees as determined by the commissioner.

Sec. 10. [RULES AND REGULATIONS.] The commissioner may promulgate such rules and regulations as are reasonably necessary to carry out and make effective the provisions and purposes of the chapter pursuant to Minnesota Statutes 1974, Chapter 15."

Renumber sections in sequence.

Amend the title as follows:

Page 1, line 3, before the period, insert "; providing penalties"

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. 1125: A bill for an act relating to Anoka county; providing for the establishment of scenic areas; amending Laws 1961, Chapter 209, Sections 1 and 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 14, after the period, insert "*Scenic areas established pursuant to this section may be established only on property adjacent to the Rum River or its tributaries in Anoka county and shall not include property more than three hundred feet landward from the normal high water line of the affected waterway.*"

Page 1, line 21, before the period insert "*, provided that no area situated within the limits of any city shall be acquired without the approval by resolution of the governing body thereof*"

Page 1, line 21, after the period insert "*The county board shall comply with the provisions of Minnesota Statutes, Section 462.356, Subdivision 2, prior to acquisition or disposal of any interest in land pursuant to this act. The county board shall not grant any right to the general public to enter upon any lands on which scenic easements have been acquired pursuant to this act.*"

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. 1553: A bill for an act relating to Ramsey county; authorizing the board of county commissioners to issue general obligation bonds for the costs of construction, including land acquisition, architectural, and other professional fees in the construction of an adult detention center, and a juvenile center; amending Laws 1974, Chapter 435, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, strike "(a)" and insert "*Subdivision 1.*"

Page 1, line 19, strike "(b)" and insert "*Subd. 2.*"

Page 1, line 25, strike "(c)" and insert "*Subd. 3.*"

Page 2, after line 5, insert a new subdivision as follows:

"*Subd. 4. [INTEREST ON BOND PROCEEDS.] Any other law to the contrary notwithstanding, interest earned from the investment of proceeds of these obligations as the term is defined in Minnesota Statutes 1974, Section 475.51, Subdivision 3, may, at the discretion of the governing body of Ramsey county, be used either to pay any costs payable from the proceeds from which the interest is derived or, if the proceeds are not held in a sinking fund account established for the obligations, to pay any costs payable from the sinking fund account; provided the use is consistent with the covenants made with the holders of the obligations to secure payment.*"

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. 300: A bill for an act relating to the town of White Bear; authorizing the town to adopt the calendar year as its fiscal year.

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. 1444: A bill for an act relating to metropolitan government; prohibiting membership in more than one commission.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 11, strike "*this chapter*" and insert "*Laws 1975, Chapter 13*"

Further amend the title:

Page 1, line 3, before the period, insert: "; amending Laws 1975, Chapter 13, Section 7, Subdivision 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. 1293: A bill for an act relating to Carver county; providing for the filing of surveys with the county surveyor.

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. 877: A bill for an act authorizing the city of Plymouth to refund temporary improvement bonds issued in the years 1969 to 1975; amending Laws 1971, Chapter 557, Section 1, as amended.

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. 546: A bill for an act relating to Hennepin county; establishing the salaries of certain officials.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, strike "as full compensation"

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. 1423: A bill for an act relating to the city of St. Paul; authorizing restoration of sick leave in certain circumstances.

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. 1541: A bill for an act relating to counties and the government thereof and, in particular, to Ramsey county; deleting welfare budget deadline as it applies to Ramsey county.

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. 1372: A bill for an act relating to the city of Bloomington; authorizing the city council to grant certain powers and duties to the commission on human relations, director, and department of civil rights and to subject certain areas of city government to the civil rights ordinance.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, strike "statute" and insert "Minnesota Statutes 1974, Chapter 363,"

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. 1157: A bill for an act relating to the city of Bloomington; authorizing housing finance program; providing for the issuance of limited general obligation bonds.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 11, after "program" insert "and to provide for the administrative costs of the program"

Page 3, line 24, strike "governing body" and insert "city council"

Page 3, line 28, after "Sec. 4." insert "Subdivision 1."

Page 4, after line 5, insert a new subdivision to read:

"Subd. 2. The city council may covenant and agree not to amend the regulations adopted by ordinance and in effect at the time any bonds or obligations authorized by this act are issued, to the detriment of the holder of such bonds or obligations."

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. 1619: A bill for an act relating to intoxicating liquors; repealing certain obsolete provisions; increasing the penalty for selling or giving away poisonous liquor; amending Minnesota Statutes 1974, Sections 340.71 and 340.92; repealing Minnesota Statutes 1974, Sections 340.38; 340.70; 340.73; 340.74; 340.76; 340.77; 340.78; 340.79; 340.80; 340.81; 340.83; 340.87; 340.88; 340.89; 340.90; 340.91; 340.92; and 340.93.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 13, strike "340.74;"

Further amend the title as follows:

Page 1, line 7, strike "340.74;"

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. 986: A bill for an act relating to Hennepin county; city of Minneapolis; granting authority to acquire, construct, operate and maintain a correctional facility, work farm, or detention facilities.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 7, after "1." insert "Subdivision 1."

Page 1, line 8, strike "acquire by" and insert "lease for \$1 per year and operate"

Page 1, strike lines 9 to 21

Page 1, line 22, strike "to the acquisition or lease of"

Page 1, line 23, strike "by the county of Hennepin, such" and insert a period

Page 2, line 1, strike "negotiation shall include" and insert



"The lease shall run until July 1, 1977 and"

Page 2, line 1, strike "as to" and insert "between the county and the city of Minneapolis shall be entered into which states"

Page 3, line 14, strike "2" and insert "1"

Renumber the sections in sequence

Further amend the title as follows:

Page 1, line 3, strike "acquire, construct" and insert "lease"

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. 1405: A bill for an act relating to the city of Edina; establishing terms for certain municipal offices.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 5, strike "Beginning with the municipal" and insert "At the city"

Page 1, line 6, strike "in" and insert "for"

Page 1, line 6, strike "trustees" and insert "councilmen"

Page 1, line 7, strike "for that office"

Page 1, line 10, after "years." insert "Thereafter, all councilmen shall serve for terms as provided by law. Beginning with the 1976 city election"

Page 1, after line 10, insert:

"Sec. 2. This act is effective upon its approval by the city of Edina and upon compliance with Minnesota Statutes, Section 645.021."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1422: A bill for an act relating to local government; authorizing political subdivisions to impose charges for emergency or paramedic ambulance services; amending Minnesota Statutes 1974, Section 471.476, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. Laws 1974, Chapter 435, is amended by adding a section to read:

[1.02072] [PAYMENT FOR PARAMEDIC SERVICE.] *Subdivision 1. The governing body of the city of Saint Paul, in conjunction with the operation of its emergency or paramedic ambulance program, may impose reasonable charges for the emergency or paramedic ambulance services in order to finance its costs.*

*Subd. 2. The following persons shall not be subject to such charges:*

*(i) Any person who is eligible for or receiving public assistance under the aid to families with dependent children program, but is not eligible for any federally, state or locally funded public assistance program which would pay for such charges nor has medical, health or accident insurance policies which would pay for such charges; or*

*(ii) Any person who, except for the amount of income or resources, would qualify for aid to families with dependent children, is in need of medical assistance but is not eligible for any federally, state or locally funded public assistance program which would pay for such charges nor has medical, health or accident insurance policies which would pay for such charges; or*

*(iii) Any person over 18 years of age, in need of medical care that neither he nor his relatives responsible under Minnesota Statutes, Sections 256B.01 to 256B.26 are financially able to provide, is not eligible for any federally, state or locally funded public assistance program which would pay for such charges and has no medical, health or accident insurance policies which would pay for such charges.*

*Sec. 2. This act shall become effective only after its approval by a majority of the governing body of the city of Saint Paul and upon compliance with Minnesota Statutes, Section 645.021."*

Further amend the title by striking it and inserting:

"A bill for an act relating to the city of St. Paul; authorizing the city of St. Paul to impose reasonable charges for emergency or paramedic ambulance services; amending Laws 1974, Chapter 435 by adding a section."

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. 133: A bill for an act relating to taxation; eliminating assessor's function of obtaining agricultural statistics and information; appointment of special boards of review and equalization; providing for certification of assessor; reclassification procedures for certain property; amending Minnesota Statutes 1974, Sections 17.03, Subdivision 2; 270.11, by adding a subdivision; 270.48; 273.17, Subdivision 1; 274.01; 274.13; 274.14.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 15, after "property" insert "*or unless he can establish that he did not receive notice of his market value at least five days before the local board of review meeting*"

Page 5, line 23, after "273.01" insert "*or unless he can establish that he did not receive notice of his market value at least five days before the local board of review meeting*"

Page 6, line 5, after "Subd. 2." insert "*The town board of any town,*"

Page 6, line 6, strike "*of the first class*"

Page 7, line 16, strike "*provided that the board may*"

Page 7, strike lines 17 and 18

Page 7, line 19, strike "*equalization*"

Page 8, line 32, strike "*over*"

Page 9, line 1, strike "*100,000 population, according to the census of 1970*"

Page 10, after line 3, insert:

*"Sec. 9. Property used exclusively for housing and related facilities for the elderly and handicapped families and financed by the federal government under Title 202 of the National Housing Act shall be exempt from real estate taxation."*

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, after "property;" insert "*exempting certain property from taxation;*"

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. 927: A bill for an act relating to taxation; exempting certain bingo receipts from sales taxation; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 8, line 14, after "(x)" insert "*That portion of*"

Page 8, line 14, after "*gross receipts*" strike "*less the net receipts*" and insert "*representing the winnings or prizes paid*"

Page 8, line 15, after "*organizations*" insert "*if the bingo games are run exclusively by members or volunteer help, none of whom charge wages or fees in any manner*"

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. 749: A bill for an act relating to intoxicating liquor; investigation of certain license applicants; amending Minnesota Statutes 1974, Section 340.13, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 6, strike "A" and insert "*An investigation*"

Page 2, line 6, strike "*of \$1,000*" and insert "*not to exceed \$500*"

Page 2, line 7, insert a period after "*county*"

Page 2, line 7, strike "*to cover the*"

Page 2, strike lines 8 to 11

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. 1231: A bill for an act relating to intoxicating liquor; authorizing extension of Sunday sales hours; amending Minnesota Statutes 1974, Section 340.14, Subdivision 5.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 17, strike the period after "*food*" and insert a comma

Page 1, strike lines 18 and 19 and insert "*provided that the governing body of any municipality may set the hour for concluding service of intoxicating liquor to one o'clock a.m. on Monday.*"

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 banks; cash reserves of banks and trust companies; recordkeeping of savings associations; amending Minnesota Statutes 1974, Sections 48.22; and 51A.19, Subdivision 4.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 7, after "*commissioner*" insert "*unless these reserve requirements are less than those contained in subdivision 1*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 1308: A bill for an act relating to natural resources; establishing an accelerated program of inventorying, classifying, and designating state waters; prescribing the powers and duties of the commissioner of natural resources and counties in connection therewith; prescribing interim rules and regulations; appropriating money; amending Minnesota Statutes 1974, Chapter 105, 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:

"Section 1. Minnesota Statutes 1974, Section 97.481, is amended to read:

97.481 [ACQUISITION OF WILDLIFE LANDS.] The commissioner of natural resources is hereby authorized and empowered to acquire, in the name of the state, by gift, lease, purchase and transfer of state lands, any such wildlife lands, such as marsh or wetlands, and the margins thereof, including ponds, small lakes and stream bottom lands, which he finds desirable to acquire in the interests of water conservation relating to wildlife development programs, and, he may also acquire for this purpose from any state agency, itself included, lands now in state ownership or tax-forfeited which are suitable for wildlife purposes, and when such lands are so acquired, he is authorized to develop the same in the interest of wildlife, recreational or public hunting areas as he shall deem desirable. *In the determination of which lands will be acquired as wildlife lands, the commissioner shall assign highest priority to parcels containing type 3 or 4 wetlands, as defined in U.S. Fish and Wildlife Service Circular No. 39 (1971 edition), which were previously determined to be public waters.* No such lands shall be acquired until first approved for such purchase, or lease, by a majority of the members of the board of county commissioners in the counties where the land to be purchased, or leased, is located. In the counties in which a soil and water conservation district is organized the supervisors will act as counsellors to the board of county commissioners regarding the best utilization and capability of the land proposed for purchase, including the questions of drainage and flood control. The commissioner in the purchase of such wetlands must recognize that when a majority of land owners, or owners of a majority of the land in the watershed, petition for a drainage outlet, that the state should not interfere, or unnecessarily delay such drainage proceedings when such proceedings are conducted according to the Minnesota Drainage Code. In no case should state lands, so purchased, or leased, be used to produce crops which are in a surplus as defined by the federal government unless such crops are needed to sustain wildlife. No lands described herein shall be acquired unless there is acquired simultaneously therewith a right-of-way or easement from said lands to a public road so as to make entry upon said lands available to the public.

Sec. 2. Minnesota Statutes 1974, Section 105.37, Subdivision 6, is amended to read:

Subd. 6. "Beneficial public ~~purpose use~~", in relation to waters

of the state, includes but is not limited to any or all of the following purposes:

(a) Water supply for municipal, industrial, or agricultural, or other purposes;

(b) Recharge of underground water strata;

(c) Retention of water to prevent or reduce downstream flooding, thereby minimizing erosion and resultant property damage;

(d) Entrapment and retention of nutrients and other materials which impair the quality of natural resources;

(e) Recreational activities such as swimming, boating, fishing, and hunting;

(f) Public navigation other than for recreational purposes;

(g) Wildlife habitat such as fish spawning and rearing areas, waterfowl nesting and feeding areas, and areas for the spawning, rearing, feeding, and protection nesting of other wildlife other than unprotected animals defined pursuant to section 100.26 or rough fish ;

(h) Areas designated as scientific and natural areas pursuant to section 84.033.

Sec. 3. Minnesota Statutes 1974, Section 105.37, is amended by adding a subdivision to read:

*Subd. 9. "Lake basin" means an enclosed natural depression with definable banks capable of containing water which may be partly filled with waters of the state and which is discernible on aerial photographs.*

Sec. 4. Minnesota Statutes 1974, Section 105.37, is amended by adding a subdivision to read:

*Subd. 10. "Natural watercourse" means any natural channel without man made changes which has definable beds and banks capable of conducting confined runoff from adjacent lands.*

Sec. 5. Minnesota Statutes 1974, Section 105.37, is amended by adding a subdivision to read:

*Subd. 11. "Altered natural watercourse" means a former natural watercourse which has been affected by man made changes in straightening, deepening, and widening of the original channel.*

Sec. 6. Minnesota Statutes 1974, Section 105.37, is amended by adding a subdivision to read:

*Subd. 12. "Artificial watercourse" means a watercourse which has been artificially constructed by man where there was no previous natural watercourse.*

Sec. 7. Minnesota Statutes 1974, Section 105.38, is amended to read:

105.38 [DECLARATION OF POLICY.] In order to conserve and utilize the water resources of the state in the best interests of the people of the state, and for the purpose of promoting the public health, safety and welfare, it is hereby declared to be the policy of the state:

(1) Subject to existing rights all waters of the state which serve a *substantial* beneficial public ~~purpose~~ use are public waters subject to the control of the state. *In the determination of whether a beneficial public use is substantial, specific evidence of the actual beneficial public use must be evaluated with reference to the existing land use of the area, the soil types surrounding and underlying the water, the ownership of the land surrounding the water, the relative agricultural and wildlife productivity of the area, and relevant provisions of a county or municipal shorelands ordinance enacted pursuant to section 105.485.* The public character of water shall not be determined exclusively by the proprietorship of the underlying, overlying, or surrounding land or on whether it is a body or stream of water which was navigable in fact or susceptible of being used as a highway for commerce at the time this state was admitted to the union. This section is not intended to affect determination of the ownership of the beds of lakes or streams.

(2) The state, to the extent provided by law from time to time, shall control the appropriation and use of surface and underground waters of the state.

(3) The state shall control and supervise, so far as practicable, any activity which changes or which will change the course, current, or cross-section of public waters, including but not limited to the construction, reconstruction, repair, removal, abandonment, the making of any other change, or the transfer of ownership of dams, reservoirs, control structures, and waterway obstructions in any of the public waters of the state.

Sec. 8. Minnesota Statutes 1974, Chapter 105, is amended by adding a section to read:

[105.385] [LAKE BASIN CLASSIFICATION PROCEDURE.] *Subdivision 1. [COMMISSIONER'S PRELIMINARY DESIGNATION.] On the basis of all information available to him, the commissioner shall inventory the lake basins of each county and make a preliminary designation as to which lake basins constitute public waters. The preliminary designation shall include specific findings concerning the beneficial public uses stated in section 2 and the policy stated in section 7 for each lake basin classified as public water in the preliminary designation. The commissioner shall forward his preliminary designation for each county to the county board of that county.*

*Subd. 2. [COUNTY INVESTIGATION; HEARING; NOTICE.] Upon receipt of the commissioner's preliminary designation of lake basins, the county board may assign any soil and water conservation district or any watershed district with jurisdiction concerning the lake basins specified in the preliminary*

*designation to conduct an investigation and public hearing concerning the designated lake basins and to report the results thereof to the county board within 80 days after the county board received the commissioner's preliminary designation. Either the county board or its designee authorized above shall conduct at least one public hearing within the affected county concerning the lake basins specified in the commissioner's preliminary designation. Prior to the public hearing, the county board or its designee shall cause notice to be published once a week for three consecutive weeks in a legal newspaper within the county. The notice shall include the date, time, and location of the public hearing, together with a map or list of all lake basins classified as public waters in the commissioner's preliminary designation. Any person under oath may offer testimony during the course of the hearing relevant to any beneficial public uses served by any of the waters under examination or relevant to any of the policy factors stated in section 7. The county board or its designee shall encourage testimony from representatives of the commissioner, watershed districts, soil and water conservation districts, the U.S. Soil Conservation Service, and county planning and engineering departments. The commissioner shall forward \$2,000 for each county board to be used by the county board, a soil and water conservation district, or a watershed district to pay all reasonable expenses in conducting a public hearing pursuant to this section. Any funds not expended for the costs of the public hearing shall be used by the county board for its responsibilities pursuant to section 9. Upon completion of the public hearing and the assigned investigation if any, and within 90 days after the county board received the commissioner's preliminary designation, the county board shall notify the commissioner whether it agrees with each lake basin classified as public water in the preliminary designation. If the county board disagrees with any lake basin classification as public waters, it shall include specific findings concerning the beneficial public uses stated in section 2 and the policy stated in section 7.*

*Subd. 3. [FINAL CLASSIFICATION OF AGREED BASINS; APPEALS.] Upon receipt of the county board's response to his preliminary designation, the commissioner shall immediately designate by order pursuant to Minnesota Statutes 1974, Section 97.54, Subdivision 2, the public status of the waters within lake basins which are not the subject of any disagreement between the county board and the commissioner. Any person aggrieved by the commissioner's order may appeal to the district court pursuant to Minnesota Statutes 1974, Section 105.47.*

*Subd. 4. [FINAL CLASSIFICATION OF BASINS WHERE COUNTY AND COMMISSIONER DISAGREE.] If there is a disagreement between the commissioner and the county board concerning the classification of any lake basin within the county as public waters, the commissioner shall attempt to resolve the disagreement within 30 days after receipt of notice thereof. If the commissioner and the county board resolve a disagreement concerning the classification of any waters of any lake basin as public waters, the commissioner shall issue an order pursuant to subdivision 3. If there remains any disagreement between the commissioner and the county board at the expiration of*



the 30 day period each disagreement concerning the classification of the waters of any lake basin within the county shall be resolved by the majority vote of three persons. One of the persons shall be a member of, and appointed by, the state soil and water conservation commission. The second person shall be one of the five supervisors of the soil and water conservation district or one of the managers of a watershed district from within the affected county who shall be appointed by the county board. The third person shall be a member of, and appointed by the regional development commission within whose area the disputed lake basin is located; provided that the member of the regional development commission shall not be a resident of the county within which the disputed lake basin is located and is not a member of the state soil and water conservation commission. The decision of the three persons shall include the classification as public waters of all the lake basins in dispute. The decision of the three persons shall be binding on the commissioner and the affected county board and shall include specific written findings concerning the beneficial public uses stated in section 2 and the policy factors stated in section 7 concerning the classification as public waters of each disputed lake basin. If the decision of the three persons agrees with the commissioner's preliminary designation, the commissioner shall immediately issue an order classifying the public water in each of the disputed lake basins. Any person aggrieved by the commissioner's order may appeal to district court pursuant to Minnesota Statutes 1974, Section 105.47.

If the decision of the three persons agrees with the findings of the county board, then the county board shall pass a resolution classifying the public water in each of the disputed lake basins. Any person aggrieved by the resolution may appeal to the district court pursuant to Minnesota Statutes 1974, Section 15.0424.

Sec. 9. Minnesota Statutes 1974, Chapter 105, is amended by adding a section to read:

[105.386] [WATERCOURSE INVENTORY AND CLASSIFICATION PROCEDURE.] *Subdivision 1. [GRANTS TO COUNTIES.]* Notwithstanding any other law to the contrary, neither the commissioner, nor any employee of the department, nor any member of a county board, nor a member of a soil and water conservation district, nor a manager of a watershed district, shall issue or enact any order, directive, rule, resolution, ordinance, or other document classifying any watercourse as public waters prior to March 1, 1976, except upon application of any person contemplating activities regulated by Minnesota Statutes 1974, Sections 105.42 and 105.43, or pursuant to any criminal prosecutions pursuant to violations of chapter 105. This section shall not preclude any preliminary investigation or inventory of watercourses. The commissioner shall grant aid to counties to complete an inventory of all natural, altered, and artificial watercourses within each county. The inventory shall designate which watercourses constitute public waters based on the beneficial public uses stated in section 2 and the policies stated in section 7. The inventory shall also include a recommendation of a management classification stated in the department rules for each watercourse. The commissioner shall consider the size of a county and the number of watercourses within the county when making a grant.

*Subd. 2. [COUNTY PRELIMINARY INVENTORY.] In the preparation of the county preliminary inventory the county board or its designee shall conduct an investigation and public hearing pursuant to section 8, subdivision 2. The county board shall encourage the assistance of watershed districts, the applicable soil and water conservation district, the U.S. Soil Conservation Service, and the county planning commission and engineering department. The county board shall make specific written findings concerning the beneficial public uses stated in section 2 and the policies stated in section 7 relative to each watercourse classified as public waters. Within a reasonable time following the grant of aid for a watercourse inventory, as specified by the commissioner, the county board shall report to the commissioner on its watercourse inventory, including its recommendations concerning which watercourses should be designated as public waters and recommended management classifications.*

*Subd. 3. [FINAL DESIGNATION AND MANAGEMENT CLASSIFICATION.] Within 90 days after receipt of the county board's preliminary inventory, the commissioner shall by order designate the public status and the management classification of all watercourses which are not the subject of any disagreement between the county board and the commissioner. The commissioner shall immediately notify the county board of any disagreement with its preliminary inventory, including its public waters designation and management classification. The commissioner shall attempt to resolve any disagreement with the county board within 60 days after serving notice of his disagreement. If within the 60 days the commissioner and the county board resolve any disagreement concerning the designation of any watercourses as public watercourses or any disagreement concerning the management classification of any watercourse, the commissioner shall issue an order pursuant to this section. Any person aggrieved by the commissioner's order may appeal to the district court pursuant to Minnesota Statutes 1974, Section 105.47.*

*Subd. 4. [FINAL DESIGNATION AND MANAGEMENT CLASSIFICATION WHEN COMMISSIONER AND COUNTY DISAGREE.] If there remains any disagreement concerning the designation of any watercourse as public water or concerning the management classification of any watercourse, the commissioner shall prepare specific written findings concerning the beneficial public uses stated in section 2 and the policies stated in section 7 relative to each disputed watercourse. All such disagreements shall be resolved by three persons selected pursuant to section 8, subdivision 4. The contents, binding effect, and appeal procedure concerning their decision shall be identical to section 8, subdivision 4.*

Sec. 10. Minnesota Statutes 1974, Chapter 105, is amended by adding a section to read:

[105.387] [INTERIM RULES.] *Notwithstanding any other law to the contrary the procedures, rules and guidelines set forth in the order of the commissioner of natural resources dated prior to May 15, 1975, and filed with the secretary of state before May 15, 1975, and given a document number by the secretary of state,*

*shall be valid and enforceable emergency rules and regulations of the commissioner of natural resources for the purposes of Minnesota Statutes, Sections 15.0411 to 15.0422, with respect to public waters during the period between the effective date of this act and the designation of those waters as public water pursuant to this section, without further act or deed of the commissioner.*

Sec. 11. Minnesota Statutes 1974, Section 105.42, Subdivision 1, is amended to read:

105.42 [PERMITS; WORK IN PUBLIC WATERS.] Subdivision 1. 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, abandon, transfer ownership, or make any change in any reservoir, dam or waterway obstruction on any public water; or in any manner, to change or diminish the course, current or cross-section of any public waters, wholly or partly within the state, by any means, including but not limited to, filling, excavating, or placing of any materials in or on the beds of public waters, 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.

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~~ *public waters of the state*.

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.

Sec. 12. Minnesota Statutes 1974, Section 106.021, Subdivision 2, is amended to read:

Subd. 2. [DRAINAGE OF LAKES.] ~~No lake waters of the state shall be completely drained nor shall a natural watercourse be channelized except upon after the determination of the commissioner of natural resources of the state of Minnesota that such lake or natural watercourse is waters are not public waters of the state as defined by section 105.38, or pursuant to the permit of the commissioner as provided in subdivision 3 unless the public water being completely drained is replaced by a body of water which will have equal or greater public value.~~

Sec. 13. Minnesota Statutes 1974, Section 106.021, Subdivision 6, is amended to read:

Subd. 6. [CRITERIA FOR PROPOSED DRAINAGE SYSTEMS.] ~~Before January 1, 1975, the commissioner of natural resources shall promulgate, in the manner provided in chapter 15, a list of criteria that County boards or court courts must consider the following criteria when establishing and improving drainage systems. No criteria relating to drainage systems, whether promul-~~

gated pursuant to this subdivision or pursuant to Laws 1973, Chapter 315, shall be effective prior to July 1, 1975. The criteria shall relate to the social, economic, and environmental impact of the proposed drainage system, and shall be limited to the following: for which a preliminary order pursuant to Minnesota Statutes 1974, Section 106.101, has not been issued prior to the effective date of this act:

(a) An economic analysis of The private and public benefits and costs derived from the proposed project;

(b) An analysis of The present and anticipated agricultural land acreage availability and use within the county project area;

(c) An analysis of The flooding characteristics of project lands involved;

(d) An analysis of The alternative measures for the conservation, allocation, and development of the drainage waters;

(e) An analysis of The water quality effects as a result of the proposed project;

(f) An analysis of The fish and wildlife resources affected by the proposed project;

(g) An analysis of The 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) ;

(i) *The present land use within the project area .*

Sec. 14. Minnesota Statutes 1974, Section 106.031, Subdivision 1, is amended to read:

106.031 [PETITION.] Subdivision 1. [FORM.] Before any public drainage system or other improvement authorized by sections 106.011 to 106.661 is established, a petition therefor shall be filed with the county auditor, if for a drainage system entirely within one county, or with the clerk of the district court pursuant to section 106.015, subdivision 1, if for a drainage system within two or more counties. Such petition shall be signed by not less than a majority of the resident owners of the land described in the petition or by the owners of at least 60 percent of the area of such land, exclusive of the holder of easements for electric or telephone transmission and distribution lines. The lands described in the petition shall be those over which the proposed ditch passes or upon which the improvement is located, and the petition shall set forth the description of such lands and shall set forth the necessity for the ditch or improvement, and that the same will be of public benefit and utility and will promote the public health, with the description of the starting point, the general course, and terminus or location of the same. The petition shall state 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. Such petition may be signed by the authorized representative of any municipal corporation or by

the commissioner of highways, or the authorized agent of any public institution or any corporation which may be affected by or assessed for the proposed construction; but in such case, the signature of such representatives, commissioner, agent, or corporation shall each count only as one signature on the petition. Each ditch proceeding shall be designated by number assigned by the auditor or clerk.

Sec. 15. Minnesota Statutes 1974, 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 ~~in compliance~~ with reference to the requirements of section 106.021, subdivision 6. *The engineer shall also examine and gather information concerning the factors stated in sections 105.37, subdivision 6, and 106.38, clause (1) for consideration in the determination of whether the proposed drainage system substantially affects any public water.* 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. 16. Minnesota Statutes 1974, 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, *subdivision 6*, 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 consideration of~~

the project as required by section 106.021 , *subdivision 6*, and such other information as the board or court may order.

Sec. 17. Minnesota Statutes 1974, 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 consideration* of the impact of the project as required by section 106.021 , *subdivision 6* .

Sec. 18. Minnesota Statutes 1974, Section 106.091, Subdivision 1, is amended to read:

106.091 [FILING ENGINEER'S REPORT; COMMISSIONER'S REPORT.] Subdivision 1. [FILING.] Upon completion of his survey and report, the engineer shall file his report in duplicate with the auditor or clerk. The auditor or clerk shall transmit one copy thereof to the director of the division of waters, soils and minerals. *If the report be filed with the clerk proposed drainage system involves more than one county*, a duplicate thereof shall also be filed with the auditor of each county affected.

Sec. 19. Minnesota Statutes 1974, Section 106.091, Subdivision 2, is amended to read:

Subd. 2. [COMMISSIONER'S REPORT.] The commissioner of natural resources shall make an advisory 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 sections 105.37, subdivision 6; 105.38, clause (1), and 106.021 , subdivision 6* . If the commissioner determines that the report is not adequate and sufficient, he shall so report *the specific inadequacies or insufficiencies* . 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 the date of the request.

Sec. 20. Minnesota Statutes 1974, 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, *subdivision 6*, 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, or that the outlet is not adequate, the petition shall be dismissed.

Sec. 21. Minnesota Statutes 1974, 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, *subdivision 6*, 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. 22. Minnesota Statutes 1974, Section 106.111, Subdivision 1, is amended to read:

106.111 [ORDER FOR DETAILED SURVEY.] Subdivision 1. Upon the filing of the *preliminary hearing* order as specified in section 106.101, subdivision 5, the board or court shall order the engineer or any other engineer, if a change of engineers be determined, to proceed to make a detailed survey and furnish all necessary plans and specifications for the proposed improvement and report the same to the board or court with all reasonable dispatch. All of the provisions of section 106.071 shall be applicable to the employment of the engineer.

Sec. 23. Minnesota Statutes 1974, Section 106.121, Subdivision 1, is amended to read:

106.121 [ENGINEER'S SURVEY.] Subdivision 1. [SURVEY AND EXAMINATION.] Upon the filing of the order for *detailed survey* named in section 106.111, the engineer shall proceed to survey the lines of the drainage improvement petitioned for and approved by order made upon preliminary hearing, and to survey and examine all lands and properties affected thereby.

Sec. 24. Minnesota Statutes 1974, 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 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 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 shall be made available including a comprehensive examination of all ~~requirements~~ *the criteria* of section 106.021, *subdivision 6*, together with his recommendations thereon.

Sec. 25. Minnesota Statutes 1974, Section 106.131, is amended to read:

106.131 [COMMISSIONER'S FINAL ADVISORY REPORT.] Upon the filing of the engineer's report, a complete copy thereof shall be transmitted to the commissioner by the auditor or clerk.

The commissioner shall examine the same and within 30 days make his *advisory* 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 *specifying the incomplete or nonconforming provisions of the engineer's report*. If he approves the same as being 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 of public benefit or utility based upon the ~~requirements or~~ *criteria* required to be considered by section 106.021, *subdivision 6*, he shall ~~so~~ report *specifically what facts or evidence support his advisory opinion*. 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 commissioner's report shall be directed to the board or court and shall be filed with the auditor or clerk.

No notice shall issue for the final hearing until the commissioner's report shall be filed.

Sec. 26. Minnesota Statutes 1974, Section 106.201, Subdivision 1, 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 based upon the criteria~~ of section 106.021, *subdivision 6*, the board or court shall so find and the petition shall be dismissed.

Sec. 27. Minnesota Statutes 1974, Section 106.201, Subdivision 2, is amended to read:

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. 28. [APPROPRIATION.] *The sum of \$1,160,000 is appropriated from the general fund to the commissioner of natural resources for the purposes of this act. Of this amount, \$400,000 is appropriated for grants to counties for watercourse inventories and \$174,000 or \$2,000 per county is appropriated for grants to counties for the purposes of public hearings pursuant to section 8. Notwithstanding the provisions of section 16A.28 or any other law relating to the lapse of an appropriation, the appropriation made by this section shall not lapse but shall continue until fully expended.*

Sec. 29. [EFFECTIVE DATE.] *This act is effective the day following its final enactment."*

Further strike the title and insert:

"A bill for an act relating to natural resources; clarifying procedures for acquisition of wildlife lands; modifying the definition of beneficial public use; requiring a substantial beneficial public use to be served in order to classify waters as public; establishing an accelerated program of inventorying, classifying, and designating state waters; prescribing the powers and duties of the commissioner of natural resources and counties in connection therewith; prescribing interim rules and regulations; specifying certain restrictions on drainage; eliminating the duty of the commissioner of natural resources to promulgate certain criteria relating to drainage systems; clarifying the criteria which county boards or district courts must consider concerning drainage systems; appropriating money; amending Minnesota Statutes 1974, Sections 97.481; 105.37, Subdivision 6, and by adding subdivisions; 105.38; 105.42, Subdivision 1; 106.021, Subdivisions 2 and 6; 106.031, Subdivision 1; 106.081, Subdivisions 1, 3 and 4; 106.091, Subdivisions 1 and 2; 106.101, Subdivisions 4 and 5; 106.111, Subdivision 1; 106.121, Subdivisions 1 and 4; 106.131; 106.201, Subdivisions 1 and 2; and Chapter 105, 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. 1032: A bill for an act relating to taxation; reducing

the period of redemption for certain land sold or bid in for the state at a tax judgment sale; amending Minnesota Statutes 1974, Section 281.17.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Section 281.17, is amended to read:

281.17 [PERIOD FOR REDEMPTION.] *Subdivision 1. The stated period of redemption of all lands bid in for the state at tax judgment sales heretofore held for taxes for the years 1926, 1927, 1928, and 1929, where such lands have not heretofore been sold or assigned to actual purchasers, is hereby extended to and including July 1, 1936; provided, that if any parcel of such land is actually occupied on such date by any person who has any crop then growing thereon, or theretofore grown thereon during such year, such occupant may remain in possession of such parcel for the purpose of removing such crop, until and including December 1, 1936.*

*Except as provided in this section, the stated period of redemption of all lands sold to actual purchasers or bid in for the state at tax judgment sales heretofore held shall be as provided by existing laws.*

*The stated period of redemption of (a) homesteaded land as defined in section 273.13, subdivision 7, (b) agricultural land as defined in section 273.13, subdivision 6, (c) seasonal recreational land as defined in section 273.13, subdivision 4 and (d) except as provided in subdivision 2, all other lands sold to actual purchasers or bid in for the state at any tax judgment sale hereafter held shall be is five years from the date of sale.*

*Subd. 2. The stated period of redemption for land described in this subdivision that is sold to an actual purchaser or bid in for the state at a tax judgment sale held after December 31, 1975, shall be three years from the date of sale if the land is:*

*(a) Land on which there exists only a structure that is vacant during the 60 days prior to and including the date on which taxes on the land become delinquent;*

*(b) Land on which there exists a residential structure and on which the owner does not reside during the 60 days prior to and including the date on which taxes on the land become delinquent;*

*(c) Land on which there exists no structure if the contiguous acreage is ten acres or more."*

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. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 1187 and 1230 for proper reference, recommends the above House Files be re-referred to their respective Committees as follows:

H. F. No. 1187 to the Committee on Governmental Operations.

H. F. No. 1230 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. 855, 469, 1457, 1355, 1575, 1261, 982, 1047, 1169, 1436, 357, 498, 1170, 360, 934, 1334, 1628, 1627, 1338, 1432, 1516, 795, 503, 1322, 1584, 1601, 1198, 345, 1424, 1366, 1211, 1501, 1439, 1428, 467, 560, 1116, 158, 370, 4, 2, 365, 271, 979, 1140, 115, 459, 1297, 1620, 1131, 1115, 1291, 1426, 615, 578, 1532, 1353, 234, 1000, 1125, 1553, 300, 1444, 1293, 877, 546, 1423, 1541, 1372, 1157, 1619, 986, 1405, 1422, 927, 749, 1231 and 1316 were read the second time.

#### SECOND READING OF HOUSE BILLS

H. F. Nos. 494 and 133 were read the second time.

#### MOTIONS AND RESOLUTIONS

Messrs. Olson, J. L.; Davies and Josefson introduced—

Senate Resolution No. 22: A senate resolution congratulating and thanking John M. Zwach for his forty years of public service.

Referred to the Committee on Rules and Administration.

Messrs. Ogdahl and O'Neill introduced—

Senate Concurrent Resolution No. 8: A senate concurrent resolution establishing a commission on improvement of the legislature.

Referred to the Committee on Rules and Administration.

Mr. Doty moved that the name of Mr. Merriam be added as co-author to S. F. No. 675. The motion prevailed.

Mr. Perpich, A. J. moved that the name of Mr. Hanson, R. be added as co-author to S. F. No. 1681. The motion prevailed.

Mr. Fitzsimons moved that the name of Mr. Hanson, R. be added as co-author to S. F. No. 39. The motion prevailed.

Mr. Jensen moved that his name be stricken as co-author to S. F. No. 441. The motion prevailed.

Mr. Gearty moved that H. F. No. 704 be withdrawn from the Committee on Governmental Operations and re-referred to the Committee on Finance. The motion prevailed.

Mr. Davies moved that H. F. No. 490 be withdrawn from the Committee on Judiciary and be re-referred to the Committee on Rules and Administration for comparison to S. F. No. 779, now on General Orders. The motion prevailed.

### THIRD READING OF SENATE BILLS

S. F. No. 488: A bill for an act relating to insurance premium financing; clarifying the definition of an open end premium finance agreement; allowing additional premiums to be added to an open end insurance premium finance agreement, and prescribing the conditions therefor; prohibiting flat service fees for adding additional premiums; allowing a finance charge for additional premiums added to an open end insurance premium finance agreement; amending Minnesota Statutes 1974, Section 59A.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 59 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Schmitz
Arnold	Doty	Kirchner	Ogdahl	Schrom
Ashbach	Dunn	Kleinbaum	Olhoft	Sillers
Bang	Fitzsimons	Kowalczyk	Olson, H. D.	Solon
Berg	Frederick	Larson	Olson, J. L.	Spear
Bernhagen	Gearty	Laufenburger	O'Neill	Stassen
Blatz	Hansen, Baldy	Lewis	Patton	Stokowski
Brataas	Hansen, Mel	McCutcheon	Perpich, A. J.	Stumpf
Chenoweth	Hughes	Merriam	Perpich, G.	Tennessee
Chmielewski	Jensen	Milton	Pillsbury	Ueland
Coleman	Josefson	Moe	Purfeerst	Wegener
Conzemius	Keefe, J.	Nelson	Renneke	

Messrs. Olson, A. G. and Willet voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 635: A bill for an act relating to pharmacy; prescription drugs; prohibiting unfair price discrimination; amending Minnesota Statutes 1974, Section 151.061, 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 32 and nays 29, as follows:

Those who voted in the affirmative were:

Ashbach	Fitzsimons	Keefe, S.	North	Spear
Bang	Gearty	Kirchner	Ogdahl	Stassen
Bernhagen	Hansen, Mel	Kowalczyk	O'Neill	Stokowski
Blatz	Hughes	Lewis	Pillsbury	Stumpf
Brown	Jensen	McCutcheon	Renneke	
Conzemius	Josefson	Milton	Schaaf	
Dunn	Keefe, J.	Nelson	Solon	

Those who voted in the negative were:

Anderson	Davies	Laufenburger	Olson, J. L.	Schrom
Arnold	Frederick	Merriam	Patton	Sillers
Berg	Hansen, Baldy	Moe	Perpich, A. J.	Tennessen
Chenoweth	Hanson, R.	Olhoft	Perpich, G.	Wegener
Chmielewski	Kleinbaum	Olson, A. G.	Purfeerst	Willet
Coleman	Larson	Olson, H. D.	Schmitz	

So the bill failed to pass.

### RECONSIDERATION

Mr. Davies moved that the vote whereby S. F. No. 635 failed to pass the Senate on April 23, 1975, be now reconsidered. The motion prevailed.

Mr. Davies moved that S. F. No. 635 be re-referred to the Committee on Finance.

The question being taken on the adoption of the motion,

And the roll being called, there were yeas 46 and nays 19, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kowalczyk	Patton	Solon
Arnold	Fitzsimons	Larson	Perpich, A. J.	Stokowski
Bang	Gearty	Laufenburger	Perpich, G.	Stumpf
Berg	Hansen, Baldy	Merriam	Pillsbury	Tennessen
Borden	Hanson, R.	Moe	Purfeerst	Wegener
Chenoweth	Humphrey	Ogdahl	Renneke	Willet
Chmielewski	Josefson	Olhoft	Schaaf	
Coleman	Keefe, J.	Olson, A. G.	Schmitz	
Davies	Keefe, S.	Olson, H. D.	Schrom	
Doty	Kleinbaum	O'Neill	Sillers	

Those who voted in the negative were:

Ashbach	Conzemius	Jensen	Milton	Spear
Bernhagen	Frederick	Kirchner	Nelson	Stassen
Blatz	Hansen, Mel	Lewis	North	Ueland
Brown	Hughes	McCutcheon	Olson, J. L.	

The motion prevailed.

S. F. No. 605: A bill for an act relating to licensing boards and agencies; redefining health related licensing board and non-health related licensing board; providing certain uniform provisions and requirements; amending Minnesota Statutes 1974, Sections 115.74; 125.183, Subdivisions 1 and 3; 125.184, Subdivision 1; 125.185, Subdivision 6; 144.952, Subdivision 2; 147.01;

147.05; 148.03; 148.04; 148.181, Subdivisions 1 and 2; 148.191, Subdivision 1; 148.29, Subdivisions 2 and 3; 148.52; 148.54; 148.-55; 148.60; 148.67; 148.70; 148.90, Subdivisions 2 and 3; 148.95, Subdivision 1; 150A.02, Subdivision 1; 150A.03, Subdivisions 1, 2 and 3; 151.03; 151.06, Subdivision 1; 151.07; 153.02; 153.03; 153.04; 153.13; 153.14; 153.15; 154.22; 154.23; 155.05; 155.06; Subdivisions 1 and 2; 155.08; 156.01, Subdivisions 1 and 3; 214.-01, Subdivisions 2 and 3; 214.04; 270.41; 270.42; 270.45; 326.04; 326.07; 326.08, Subdivision 2; 326.09; 326.17; 326.18; 326.22, Subdivision 3; 326.241, Subdivisions 1 and 3; 326.33, Subdivision 1; 326.334, Subdivision 7; 326.37; 326.541; 326.542; 326.66; 341.-01; 341.02; 386.63, Subdivisions 1 and 4; Chapters 148, by adding a section; 214, by adding sections; and 15, by adding a section; repealing Minnesota Statutes 1974, Sections 125.183, Subdivision 2; 148.07, Subdivision 3; 148.181, Subdivision 3; 148.201; 148.-296, Subdivision 2; 148.68; 148.69; 148.90, Subdivisions 4 and 5; 150A.02, Subdivision 2; 151.08; 153.12; 341.03; 341.14; and 386.-63, 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	Davies	Keefe, S.	Olhoft	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Kowalczyk	Olson, J. L.	Stassen
Berg	Frederick	Larson	O'Neill	Stokowski
Bernhagen	Gearty	Laufenburger	Patton	Stumpf
Blatz	Hansen, Baldy	Lewis	Perpich, A. J.	Tennessee
Borden	Hansen, Mel	McCutcheon	Perpich, G.	Ueland
Brataas	Hanson, R.	Merriam	Pillsbury	Wegener
Brown	Hughes	Milton	Purfeerst	Willet
Chenoweth	Humphrey	Moe	Renneke	
Chmielewski	Jensen	Nelson	Schaaf	
Coleman	Josefson	North	Schmitz	
Conzemius	Keefe, J.	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 1142: A bill for an act relating to state parks; prohibiting littering; providing a penalty; amending Minnesota Statutes 1974, Section 85.20, by adding a subdivision.

Was read the third time 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.	Olhoft	Schrom
Arnold	Doty	Kirchner	Olson, A. G.	Sillers
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Solon
Berg	Fitzsimons	Kowalczyk	Olson, J. L.	Spear
Bernhagen	Frederick	Larson	O'Neill	Stassen
Blatz	Gearty	Laufenburger	Patton	Stokowski
Borden	Hansen, Baldy	Lewis	Perpich, A. J.	Stumpf
Brataas	Hansen, Mel	Merriam	Perpich, G.	Tennessee
Brown	Hanson, R.	Milton	Pillsbury	Ueland
Chenoweth	Hughes	Moe	Purfeerst	Wegener
Chmielewski	Humphrey	Nelson	Renneke	Willet
Coleman	Jensen	North	Schaaf	
Conzemius	Josefson	Ogdahl	Schmitz	

So the bill passed and its title was agreed to.

S. F. No. 1101: A bill for an act relating to acquisition of land for natural resources purposes; specifying procedure to be followed.

Was read the third time 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	Conzemius	Josefson	North	Schaaf
Arnold	Davies	Keefe, J.	Ogdahl	Schmitz
Ashbach	Doty	Kirchner	Olhoft	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	Fitzsimons	Kowalczyk	Olson, H. D.	Solon
Bernhagen	Frederick	Larson	Olson, J. L.	Spear
Blatz	Gearty	Laufenburger	O'Neill	Stassen
Borden	Hansen, Baldy	Lewis	Patton	Stokowski
Brataas	Hansen, Mel	McCutcheon	Perpich, A. J.	Stumpf
Brown	Hanson, R.	Merriam	Perpich, G.	Tennessee
Chenoweth	Hughes	Milton	Pillsbury	Ueland
Chmielewski	Humphrey	Moe	Purfeerst	Wegener
Coleman	Jensen	Nelson	Renneke	Willet

So the bill passed and its title was agreed to.

S. F. No. 452: A bill for an act relating to game and fish; affording protection to turtles and regulating the taking thereof; amending Minnesota Statutes 1974, Sections 97.40, Subdivision 11; 98.46, Subdivision 5; and 101.45.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 5, as follows:

Those who voted in the affirmative were:

Arnold	Borden	Davies	Hansen, Baldy	Josefson
Ashbach	Brataas	Doty	Hansen, Mel	Keefe, J.
Bang	Brown	Dunn	Hanson, R.	Kirchner
Berg	Chmielewski	Fitzsimons	Hughes	Kleinbaum
Bernhagen	Coleman	Frederick	Humphrey	Kowalczyk
Blatz	Conzemius	Gearty	Jensen	Larson



Laufenburger	Ogdahl	Patton	Schrom	Stumpf
Lewis	Olhoft	Perpich, A. J.	Sillers	Tennessee
Milton	Olson, A. G.	Perpich, G.	Solon	Ueland
Moe	Olson, H. D.	Pillsbury	Spear	Wegener
Nelson	Olson, J. L.	Renneke	Stassen	Willet
North	O'Neill	Schmitz	Stokowski	

Those who voted in the negative were:

Anderson	Chenoweth	McCutcheon	Merriam	Purfeerst
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So the bill passed and its title was agreed to.

S. F. No. 757: A bill for an act relating to taxation; restricting the right to repurchase tax-forfeited lands; amending Minnesota Statutes 1974, Section 282.241.

Was read the third time 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	Schaaf
Arnold	Doty	Keefe, S.	Ogdahl	Schmitz
Ashbach	Dunn	Kirchner	Olhoft	Schrom
Bang	Fitzsimons	Kleinbaum	Olson, A. G.	Sillers
Berg	Frederick	Kowalczyk	Olson, H. D.	Solon
Bernhagen	Gearty	Larson	Olson, J. L.	Spear
Blatz	Hansen, Baldy	Laufenburger	O'Neill	Stassen
Brataas	Hansen, Mel	Lewis	Patton	Stokowski
Brown	Hanson, R.	McCutcheon	Perpich, A. J.	Stumpf
Chenoweth	Hughes	Merriam	Perpich, G.	Tennessee
Chmielewski	Humphrey	Milton	Pillsbury	Ueland
Coleman	Jensen	Moe	Purfeerst	Wegener
Conzemius	Josefson	Nelson	Renneke	Willet

So the bill passed and its title was agreed to.

S. F. No. 1088: A bill for an act relating to natural resources; authorizing the establishment of additional state trails; amending Minnesota Statutes 1974, Section 85.015, Subdivision 13.

Was read the third time 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	Chenoweth	Hansen, Baldy	Kleinbaum	North
Arnold	Chmielewski	Hansen, Mel	Kowalczyk	Ogdahl
Ashbach	Coleman	Hanson, R.	Larson	Olhoft
Bang	Conzemius	Hughes	Laufenburger	Olson, A. G.
Berg	Davies	Humphrey	Lewis	Olson, H. D.
Bernhagen	Doty	Jensen	McCutcheon	Olson, J. L.
Blatz	Dunn	Josefson	Merriam	O'Neill
Borden	Fitzsimons	Keefe, J.	Milton	Patton
Brataas	Frederick	Keefe, S.	Moe	Perpich, A. J.
Brown	Gearty	Kirchner	Nelson	Perpich, G.

Pillsbury	Schmitz	Solon	Stokowski	Ueland
Purfeerst	Schrom	Spear	Stumpf	Wegener
Renneke	Sillers	Stassen	Tennessee	Willet
Schaaf				

So the bill passed and its title was agreed to.

S. F. No. 1383: A bill for an act relating to metropolitan government; regulating solid waste; amending Laws 1975, Chapter 13, Sections 1, by adding subdivisions; 11, Subdivision 1; 139; 140, Subdivision 1; 141; 142; 143; and 144; and by adding sections; repealing Laws 1975, Chapter 13, Section 140, 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 38 and nays 26, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Lewis	Olson, A. G.	Stassen
Arnold	Hansen, Baldy	McCutcheon	Olson, H. D.	Stokowski
Borden	Hughes	Merriam	Perpich, A. J.	Stumpf
Chenoweth	Humphrey	Milton	Perpich, G.	Tennessee
Chmielewski	Keefe, S.	Moe	Purfeerst	Wegener
Coleman	Kirchner	North	Schaaf	Willet
Doty	Kleinbaum	Ogdahl	Solon	
Dunn	Laufenburger	Olhoff	Spear	

Those who voted in the negative were:

Ashbach	Brown	Hanson, R.	Nelson	Schmitz
Bang	Conzemius	Josefson	Olson, J. L.	Sillers
Berg	Davies	Keefe, J.	O'Neill	
Bernhagen	Fitzsimons	Knutson	Patton	
Blatz	Frederick	Kowalczyk	Pillsbury	
Brataas	Hansen, Mel	Larson	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 5: A bill for an act relating to state employees; requiring prior written approval of out of state travel requests; amending Minnesota Statutes 1974, Section 43.327, 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	Hansen, Mel	Knutson	Ogdahl
Arnold	Coleman	Hanson, R.	Kowalczyk	Olhoff
Ashbach	Conzemius	Hughes	Larson	Olson, A. G.
Bang	Davies	Humphrey	Laufenburger	Olson, H. D.
Berg	Doty	Jensen	McCutcheon	Olson, J. L.
Bernhagen	Dunn	Josefson	Merriam	O'Neill
Blatz	Fitzsimons	Keefe, J.	Milton	Patton
Borden	Frederick	Keefe, S.	Moe	Perpich, A. J.
Brataas	Gearty	Kirchner	Nelson	Perpich, G.
Brown	Hansen, Baldy	Kleinbaum	North	Pillsbury

Purfeerst	Schmitz	Solon	Stokowski	Ueland
Renneke	Schrom	Spear	Stumpf	Wegener
Schaaf	Sillers	Stassen	Tennessee	Willet

So the bill passed and its title was agreed to.

S. F. No. 874: A bill for an act relating to the state board of investment; authorizing investment of state retirement system funds in obligations guaranteed by the federal small business administration; amending Minnesota Statutes 1974, Section 11.16, 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 67 and nays 0, as follows:

Those who voted in the affirmative were:

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	Larson	O'Neill	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Patton	Stumpf
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Tennessee
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Ueland
Brown	Hughes	Merriam	Pillsbury	Wegener
Chenoweth	Humphrey	Milton	Purfeerst	Willet
Chmielewski	Jensen	Moe	Renneke	
Coleman	Josefson	Nelson	Schaaf	
Conzemius	Keefe, J.	North	Schmitz	

So the bill passed and its title was agreed to.

S. F. No. 476: A bill for an act relating to pensions; invalidating provisions limiting pensions or profit sharing rights if the employee joins a competing employer; amending Minnesota Statutes 1974, Chapter 181B, 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 56 and nays 10, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Ogdahl	Spear
Arnold	Dunn	Kirchner	Olhoft	Stassen
Berg	Fitzsimons	Kleinbaum	Olson, H. D.	Stokowski
Bernhagen	Frederick	Kowalczyk	Perpich, A. J.	Stumpf
Blatz	Gearty	Larson	Perpich, G.	Tennessee
Borden	Hansen, Mel	Laufenburger	Pillsbury	Ueland
Brown	Hanson, R.	Lewis	Purfeerst	Wegener
Chenoweth	Hughes	Merriam	Schaaf	Willet
Chmielewski	Humphrey	Milton	Schmitz	
Coleman	Jensen	Moe	Schrom	
Conzemius	Josefson	Nelson	Sillers	
Davies	Keefe, J.	North	Solon	

Those who voted in the negative were:

Ashbach	Brataas	Knutson	Olson, J. L.	Patton
Bang	Hansen, Baldy	McCutcheon	O'Neill	Renneke

So the bill passed and its title was agreed to.

S. F. No. 1184: A bill for an act relating to Hennepin county; authorizing the county board to make appropriations from the county road and bridge fund to certain municipalities within the county for roads and streets.

Was read the third time 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	Conzemius	Josefson	Nelson	Schaaf
Arnold	Davies	Keefe, J.	North	Schmitz
Ashbach	Doty	Keefe, S.	Ogdahl	Schrom
Bang	Dunn	Kirchner	Olhoff	Sillers
Berg	Fitzsimons	Kleinbaum	Olson, H. D.	Solon
Bernhagen	Frederick	Knutson	Olson, J. L.	Spear
Blatz	Gearty	Kowalczyk	O'Neill	Stassen
Borden	Hansen, Baldy	Larson	Patton	Stokowski
Brataas	Hansen, Mel	Laufenburger	Perpich, A. J.	Stumpf
Brown	Hanson, R.	Lewis	Perpich, G.	Tennessee
Chenoweth	Hughes	Merriam	Pillsbury	Ueland
Chmielewski	Humphrey	Milton	Purfeerst	Wegener
Coleman	Jensen	Moe	Renneke	Willet

Messrs. McCutcheon and Olson, A. G. voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1026: A bill for an act relating to agricultural lands; regulating the ownership of such lands by certain corporations; exempting lands acquired for growing asparagus; amending Minnesota Statutes 1974, Section 500.24, 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 57 and nays 9, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, J.	Nelson	Schaaf
Arnold	Dunn	Keefe, S.	North	Schmitz
Ashbach	Fitzsimons	Kirchner	Ogdahl	Schrom
Berg	Frederick	Kleinbaum	Olson, H. D.	Sillers
Bernhagen	Gearty	Knutson	Olson, J. L.	Solon
Blatz	Hansen, Baldy	Kowalczyk	O'Neill	Stassen
Borden	Hansen, Mel	Larson	Patton	Stokowski
Brataas	Hanson, R.	Laufenburger	Perpich, A. J.	Stumpf
Brown	Hughes	Lewis	Perpich, G.	Ueland
Chmielewski	Humphrey	McCutcheon	Pillsbury	
Conzemius	Jensen	Merriam	Purfeerst	
Davies	Josefson	Milton	Renneke	

Those who voted in the negative were:

Bang	Moe	Olson, A. G.	Tennessen	Willet
Chenoweth	Olhoft	Spear	Wegener	

So the bill passed and its title was agreed to.

S. F. No. 1342: A bill for an act relating to corrections; expanding provisions for the establishment of private industry on grounds of correctional institutions; providing for the employment of inmates at certain wages; amending Minnesota Statutes 1974, Section 243.88, 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 2, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Schmitz
Arnold	Dunn	Kirchner	Ogdahl	Schrom
Ashbach	Fitzsimons	Kleinbaum	Olson, A. G.	Sillers
Bang	Frederick	Knutson	Olson, H. D.	Solon
Berg	Gearty	Kowalczyk	Olson, J. L.	Spear
Bernhagen	Hansen, Baldy	Larson	O'Neill	Stassen
Blatz	Hansen, Mel	Laufenburger	Patton	Stokowski
Borden	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Brataas	Hughes	McCutcheon	Perpich, G.	Tennessen
Brown	Humphrey	Merriam	Pillsbury	Ueland
Chenoweth	Jensen	Milton	Purfeerst	Wegener
Conzemius	Josefson	Moe	Renneke	Willet
Davies	Keefe, J.	Nelson	Schaaf	

Messrs. Chmielewski and Olhoft voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 93: A bill for an act relating to juvenile court; providing for payment of the costs of foster care for delinquent children; amending Minnesota Statutes 1974, Section 260.251, 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 67 and nays 0, as follows:

Those who voted in the affirmative were:

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	Larson	O'Neill	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Patton	Stumpf
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Tennessen
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Ueland
Brown	Hughes	Merriam	Pillsbury	Wegener
Chenoweth	Humphrey	Milton	Purfeerst	Willet
Chmielewski	Jensen	Moe	Renneke	
Coleman	Josefson	Nelson	Schaaf	
Conzemius	Keefe, J.	North	Schmitz	

So the bill passed and its title was agreed to.

S. F. No. 1183: A bill for an act relating to motor vehicles; powers of the registrar of motor vehicles; providing that a county or city officer appointed as a deputy registrar need not give bond to the state; amending Minnesota Statutes 1974, Section 168.33, 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	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	Larson	O'Neill	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Patton	Stumpf
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Tennessee
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Ueland
Brown	Hughes	Merriam	Pillsbury	Wegener
Chenoweth	Humphrey	Milton	Purfeerst	Willet
Chmielewski	Jensen	Moe	Renneke	
Coleman	Josefson	Nelson	Schaaf	
Conzemius	Keefe, J.	North	Schmitz	

So the bill passed and its title was agreed to.

S. F. No. 1302: A bill for an act relating to veterans; providing a Vietnam veterans bonus to the next of kin of those veterans missing in action; amending Minnesota Statutes 1974, Sections 197.971, Subdivision 2 and by adding subdivisions; 197.972; 197.973; and 197.976, 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	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	Larson	O'Neill	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Patton	Stumpf
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Tennessee
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Ueland
Brown	Hughes	Merriam	Pillsbury	Wegener
Chenoweth	Humphrey	Milton	Purfeerst	Willet
Chmielewski	Jensen	Moe	Renneke	
Coleman	Josefson	Nelson	Schaaf	
Conzemius	Keefe, J.	North	Schmitz	

So the bill passed and its title was agreed to.

S. F. No. 1156: A bill for an act relating to political subdivisions; authorizing direct loans to cities, counties and towns; amending Minnesota Statutes 1974, 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 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Olhoft	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Borden	Hansen, Mel	Lewis	Perpich, G.	Ueland
Brataas	Hanson, R.	McCutcheon	Pillsbury	Wegener
Brown	Hughes	Merriam	Purfeerst	Willet
Chenoweth	Humphrey	Moe	Renneke	
Chmielewski	Jensen	Nelson	Schaaf	
Coleman	Josefson	North	Schmitz	
Conzemius	Keefe, J.	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 912: A bill for an act relating to counties; authorizing the blanket performance bonds covering all county officers and employees in lieu of individually required bonds; amending Minnesota Statutes 1974, Section 382.153.

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 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Olhoft	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Borden	Hansen, Mel	Lewis	Perpich, G.	Ueland
Brataas	Hanson, R.	McCutcheon	Pillsbury	Wegener
Brown	Hughes	Merriam	Purfeerst	Willet
Chenoweth	Humphrey	Moe	Renneke	
Chmielewski	Jensen	Nelson	Schaaf	
Coleman	Josefson	North	Schmitz	
Conzemius	Keefe, J.	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 1055: A bill for an act relating to financial institutions; authorizing and regulating face amount certificate investment companies; amending Minnesota Statutes 1974, Chapter 54,

by adding sections; and Sections 49.01, Subdivision 2; 54.26; and 54.27; repealing Minnesota Statutes 1974, Chapter 59, and Sections 54.28; 54.29; and 54.293.

Was read the third time 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	Conzemius	Josefson	Nelson	Schaaf
Arnold	Davies	Keefe, J.	North	Schmitz
Ashbach	Doty	Keefe, S.	Ogdahl	Schrom
Bang	Dunn	Kirchner	Olhoff	Sillers
Berg	Fitzsimons	Kleinbaum	Olson, H. D.	Solon
Bernhagen	Frederick	Knutson	Olson, J. L.	Spear
Blatz	Gearty	Kowalczyk	O'Neill	Stassen
Borden	Hansen, Baldy	Larson	Patton	Stokowski
Brataas	Hansen, Mel	Laufenburger	Perpich, A. J.	Stumpf
Brown	Hanson, R.	Lewis	Perpich, G.	Tennessen
Chenoweth	Hughes	McCutcheon	Pillsbury	Ueland
Chmielewski	Humphrey	Merriam	Purfeerst	Wegener
Coleman	Jensen	Moe	Renneke	Willet

So the bill passed and its title was agreed to.

S. F. No. 1119: A bill for an act relating to the city of Alexandria, the towns of Alexandria, Carlos, Hudson and LaGrand in the county of Douglas, and the Alexandria lake area sanitary district; authorizing formation of certain service regions; providing certain procedures for allocating costs; amending Laws 1971, Chapter 869, Sections 2, by adding a subdivision; 9, Subdivision 1, and by adding a subdivision; 10, Subdivision 3, and by adding subdivisions; and 18, Subdivisions 4, and 6, as amended, and by adding a subdivision; repealing Laws 1971, Chapter 869, Section 9, Subdivisions 2, 3, 4 and 5.

Was read the third time 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 16, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Ogdahl	Schmitz
Arnold	Dunn	Kirchner	Olhoff	Sillers
Ashbach	Fitzsimons	Kleinbaum	Olson, H. D.	Solon
Bang	Gearty	Laufenburger	O'Neill	Spear
Blatz	Hansen, Baldy	Lewis	Patton	Stassen
Borden	Hanson, R.	McCutcheon	Perpich, A. J.	Stokowski
Brataas	Hughes	Merriam	Perpich, G.	Stumpf
Coleman	Humphrey	Moe	Purfeerst	Tennessen
Conzemius	Jensen	Nelson	Renneke	Ueland
Davies	Keefe, J.	North	Schaaf	Wegener



Those who voted in the negative were:

Berg	Chmielewski	Josefson	Larson	Pillsbury
Bernhagen	Frederick	Knutson	Olson, A. G.	Schrom
Brown	Hansen, Mel	Kowalczyk	Olson, J. L.	Willet
Chenoweth				

So the bill passed and its title was agreed to.

S. F. No. 39: A bill for an act relating to taxation; providing exemptions from the motor vehicle excise tax; amending Minnesota Statutes 1974, Section 297B.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 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Olhoft	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Borden	Hansen, Mel	Lewis	Perpich, G.	Ueland
Brataas	Hanson, R.	McCutcheon	Pillsbury	Wegener
Brown	Hughes	Merriam	Purfeerst	Willet
Chenoweth	Humphrey	Moe	Renneke	
Chmielewski	Jensen	Nelson	Schaaf	
Coleman	Josefson	North	Schmitz	
Conzemius	Keefe, J.	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

#### CALENDAR OF ORDINARY MATTERS

S. F. No. 935: A bill for an act relating to courts; providing that conciliation courts of county courts may conduct personal receiverships; amending Minnesota Statutes 1974, Section 487.30.

With the unanimous consent of the Senate, Mr. Solon moved to amend S. F. No. 935 as follows:

Strike everything after the enacting clause and insert:

"Section 1. A conciliation court which has been established in St. Louis County may upon the petition of a debtor within its jurisdiction appoint the clerk to act as personal receiver to receive the personal income of the debtor and distribute it to the debtor and his creditors in the proportions determined by the court. The debtor must be employed for wages or commissions, have debts he is unable to pay, have no income except that from his employment, and own only property exempt from execution. There must be a reasonable probability that all indebtedness can be discharged in 24 months. The supreme court shall provide by rule for the conduct of the receiverships."

Further amend the title:

Line 2, after "to" insert "conciliation"

Line 2, after "courts" insert "in St. Louis County"

Line 2, after "that" insert "the"

Line 3, after "of" insert "St. Louis"

Line 3, after "county" strike "courts"

Line 4, strike "; amending Minnesota Statutes 1974," and insert a period

Strike all of line 5

The motion prevailed. So the amendment was adopted.

S. F. No. 935: A bill for an act relating to conciliation courts in St. Louis county; providing that the conciliation courts of St. Louis county may conduct personal receiverships.

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 1, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	North	Schaaf
Arnold	Davies	Keefe, J.	Ogdahl	Schmitz
Ashbach	Doty	Keefe, S.	Olhoft	Schrom
Bang	Dunn	Kirchner	Olson, A. G.	Sillers
Berg	Fitzsimons	Kleinbaum	Olson, H. D.	Solon
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Spear
Blatz	Gearty	Larson	O'Neill	Stassen
Borden	Hansen, Baldy	Laufenburger	Patton	Stokowski
Brataas	Hansen, Mel	Lewis	Perpich, A. J.	Stumpf
Brown	Hanson, R.	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Hughes	Merriam	Pillsbury	Ueland
Chmielewski	Humphrey	Moe	Purfeerst	Wegener
Coleman	Jensen	Nelson	Renneke	Willet

Mr. Knutson voted in the negative.

So the bill, as amended, passed and its title was agreed to.

S. F. No. 571: A bill for an act relating to Wright county; requiring, with certain exceptions, the approval of the county board before any lands within the county are acquired for park 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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Bernhagen	Chenoweth	Dunn	Hansen, Mel
Arnold	Blatz	Chmielewski	Fitzsimons	Hansen, R.
Ashbach	Borden	Conzemius	Frederick	Hughes
Bang	Brataas	Davies	Gearty	Humphrey
Berg	Brown	Doty	Hansen, Baldy	Jensen

Josefson	Laufenburger	Olhoft	Pillsbury	Spear
Keefe, J.	Lewis	Olson, A. G.	Purfeerst	Stassen
Keefe, S.	McCutcheon	Olson, H. D.	Renneke	Stokowski
Kirchner	Merriam	Olson, J. L.	Schaaf	Stumpf
Kleinbaum	Moe	O'Neill	Schmitz	Tennessen
Knutson	Nelson	Patton	Schrom	Ueland
Kowalczyk	North	Perpich, A. J.	Sillers	Wegener
Larson	Ogdahl	Perpich, G.	Solon	Willet

So the bill passed and its title was agreed to.

S. F. No. 1577: A bill for an act relating to the city of Motley; authorizing the city to issue certificates of indebtedness to purchase certain fire 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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	North	Schaaf
Arnold	Doty	Keefe, S.	Ogdahl	Schmitz
Ashbach	Dunn	Kirchner	Olhoft	Schrom
Bang	Fitzsimons	Kleinbaum	Olson, A. G.	Sillers
Berg	Frederick	Knutson	Olson, H. D.	Solon
Bernhagen	Gearty	Kowalczyk	Olson, J. L.	Spear
Blatz	Hansen, Baldy	Larson	O'Neill	Stassen
Borden	Hansen, Mel	Laufenburger	Patton	Stokowski
Brataas	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Brown	Hughes	McCutcheon	Perpich, G.	Tennessen
Chenoweth	Humphrey	Merriam	Pillsbury	Ueland
Chmielewski	Jensen	Moe	Purfeerst	Wegener
Conzemius	Josefson	Nelson	Renneke	Willet

So the bill passed and its title was agreed to.

H. F. No. 111: A bill for an act relating to the Indian affairs commission; increasing the number of members authorized to approve expenses; amending Minnesota Statutes 1974, Section 3.922, 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 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kirchner	Olhoft	Schrom
Arnold	Fitzsimons	Kleinbaum	Olson, A. G.	Sillers
Bang	Frederick	Knutson	Olson, H. D.	Solon
Berg	Gearty	Kowalczyk	Olson, J. L.	Spear
Bernhagen	Hansen, Baldy	Larson	O'Neill	Stassen
Blatz	Hansen, Mel	Laufenburger	Patton	Stokowski
Borden	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Brataas	Hughes	McCutcheon	Perpich, G.	Tennessen
Brown	Humphrey	Merriam	Pillsbury	Ueland
Chenoweth	Jensen	Moe	Purfeerst	Wegener
Chmielewski	Josefson	Nelson	Renneke	Willet
Davies	Keefe, J.	North	Schaaf	
Doty	Keefe, S.	Ogdahl	Schmitz	

So the bill passed and its title was agreed to.

## GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. McCutcheon in the chair.

After some time spent therein, the committee arose, and the President having resumed the chair, Mr. McCutcheon reported that the committee had considered the following:

S. F. Nos. 527, 709, 733, 767, 551 and 1204 which the committee recommends to pass.

S. F. No. 10, which the committee recommends to pass with the following amendments offered by Mr. Davies:

Mr. Davies moved to amend S. F. No. 10 as follows:

Page 58, line 20, before "and" insert

*"both upon commencement and termination of the proceedings,"*

Mr. Davies then moved to amend S. F. No. 10, as follows:

Page 46, line 9, after "law" insert a period

Page 46, line 9, before "recorded" insert

*"(b) a "fixture filing" is the filing in the office where a mortgage on the real estate would be filed or"*

Page 46, line 15, delete "(b)" and insert "(c)"

S. F. No. 886 which the committee reports progress.

The question being taken on the committee recommendation to pass S. F. No. 886,

And the roll being called, there were yeas 15 and nays 34, as follows:

Those who voted in the affirmative were:

Ashbach	Hansen, Baldy	Larson	Olson, H. D.	Schrom
Brown	Hanson, R.	Laufenburger	Patton	Solon
Fitzsimons	Kleinbaum	Ogdahl	Pillsbury	Ueland

Those who voted in the negative were:

Bernhagen	Davies	Humphrey	Olhoft	Sillers
Blatz	Doty	Keefe, S.	Olson, A. G.	Spear
Borden	Dunn	Knutson	O'Neill	Stassen
Brataas	Frederick	Lewis	Perpich, G.	Stumpf
Chenoweth	Gearty	Merriam	Renneke	Tennessee
Chmielewski	Hansen, Mel	Milton	Schaaf	Wegener
Coleman	Hughes	Nelson	Schmitz	

The motion did not prevail. So the committee progressed S. F. No. 886.

S. F. No. 923, which the committee recommends to pass with the following amendment offered by Mr. Merriam:

Page 1, line 14, after "be", insert *"invested only in certificates of deposit which do not exceed amounts"*

S. F. No. 1166, which the committee recommends to pass with the following amendment offered by Mr. Conzemius:

Page 2, after line 30, insert:

“Sec. 2. Minnesota Statutes 1974, Section 245.66, is amended to read:

245.66 [COMMUNITY HEALTH BOARDS.] Every city, county or town or combination thereof establishing a community mental health services program shall, before it may come within the provisions of sections 245.61 to 245.69, establish a community mental health board. ~~When a combination of four or less of such political subdivisions establish such a program the board shall consist of nine members.~~ When a combination of five or six of ~~such or less~~ political subdivisions establish such a program, the board shall consist of at least nine members, but not more than twelve members, at the option of the selection committee. When seven or more of such political subdivisions establish such a program the board shall consist of at least nine members, but not more than fifteen members, at the option of the selecting committee. When any city, county or town singly establishes such a program, ~~such the~~ board shall be appointed by the chief executive officer of ~~such the~~ city or the chairman of the governing body of ~~such the~~ county or town. When a non-profit corporation is the administrator of such a program not established by a city, county or town, ~~such the~~ corporation shall select a community mental health board which shall be representative of the groups herein enumerated, but the number of members need not be nine. When any combination of the political ~~subdivision subdivisions~~ herein enumerated establishes a community mental health services program, the chief executive officer of each participating city and the chairman of the governing body of each participating county or town shall appoint two members to a selecting committee, which shall select the members of the board. Membership of the community mental health board shall be representative of local health departments, medical societies, county welfare boards, hospital boards, lay associations concerned with mental health, labor, agriculture, business, civic and professional groups and the general public. Nothing in this section shall be construed to preclude the appointment to the community mental health board of individuals who are also members of a board of county commissioners so long as the mental health board retains the representative character indicated above.”

Further, amend the title as follows:

Page 1, line 4, after the semicolon insert “enlarging the community mental health boards formed by four or less political subdivisions;”

Page 1, line 5, strike “Section” and insert “Sections”

Page 1, line 6, after “1” and before the period insert “; and 245.66”

S. F. No. 711, which the committee recommends to pass with the following amendment offered by Mr. Moe:

Amend the title as follows:

Page 1, line 4, strike "at home"

S. F. No. 1251, which the committee recommends to pass with the following amendment offered by Mr. Tennesen:

Page 1, line 15, strike "*all classes*" and insert "*each and every class*"

And then, on motion of Mr. McCutcheon, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 10:00 o'clock a.m., Thursday, April 24, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## THIRTY-EIGHTH DAY

St. Paul, Minnesota, Thursday, April 24, 1975

The Senate met at 10:00 o'clock a.m. and was called to order by the President.

## CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Arnold	Davies	Keefe, S.	Olhoft	Schmitz
Ashbach	Doty	Kirchner	Olson, A. G.	Schrom
Bang	Dunn	Kleinbaum	Olson, H. D.	Solon
Bernhagen	Fitzsimons	Kowalczyk	Olson, J. L.	Stokowski
Blatz	Gearty	Larson	Patton	Stumpf
Borden	Hansen, Baldy	Laufenburger	Perpich, A. J.	Ueland
Chmielewski	Hansen, Mel	Milton	Perpich, G.	Wegener
Coleman	Hanson, R.	Moe	Pillsbury	Willet
Conzemius	Hughes	Ogdahl	Purfeerst	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rev. Ronald C. Peterson.

The roll being called, the following Senators answered to their names:

Anderson	Davies	Keefe, J.	Nelson	Schaaf
Arnold	Doty	Keefe, S.	Ogdahl	Schmitz
Ashbach	Dunn	Kirchner	Olhoft	Schrom
Bang	Fitzsimons	Kleinbaum	Olson, A. G.	Sillers
Bernhagen	Frederick	Knutson	Olson, H. D.	Solon
Blatz	Gearty	Kowalczyk	Olson, J. L.	Spear
Borden	Hansen, Baldy	Larson	O'Neill	Stassen
Brataas	Hansen, Mel	Laufenburger	Patton	Stokowski
Brown	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Chenoweth	Hughes	McCutcheon	Perpich, G.	Tennessee
Chmielewski	Humphrey	Merriam	Pillsbury	Ueland
Coleman	Jensen	Milton	Purfeerst	Wegener
Conzemius	Josefson	Moe	Renneke	Willet

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

## MEMBERS EXCUSED

Messrs. Berg and North were excused from the Session of today.

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bills were read the first time and referred to the committees indicated.

Messrs. Gearty, Borden and Milton introduced—

S. F. No. 1672: A bill for an act relating to taxation; eliminating any labor credit for overtime worked on occupation taxes; amending Minnesota Statutes 1974, Section 298.02, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. North, Kirchner and Chenoweth introduced—

S. F. No. 1673: A bill for an act relating to the operation of state government; authorizing the commissioner of administration to acquire vehicles for the car pooling of state employees; appropriating money; amending Minnesota Statutes 1974, Section 16.755.

Referred to the Committee on Governmental Operations.

Mr. Perpich, A. J. introduced—

S. F. No. 1674: A bill for an act relating to taxation; providing for the taxation of certain commodities on a production basis and for the distribution of the proceeds; appropriating money; amending Minnesota Statutes 1974, Section 273.135, Subdivision 2; and Chapter 298, by adding sections.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Gearty and O'Neill introduced—

S. F. No. 1675: A bill for an act relating to public indebtedness; revising and clarifying provisions as to manner of sale and execution of obligations; maximum interest rates; designation of paying agents; cremation of obligations; use of investment income from proceeds; administration of debt service funds; refunding; method of payment and interest rate on special assessments and obligations payable from special assessments; amending Minnesota Statutes 1974, Sections 48.15, by adding a subdivision; 138.17, Subdivision 1; 429.061, Subdivision 2; 429.091, Subdivisions 1, 3 and 4; 475.51, Subdivision 6; 475.55; 475.553, Subdivisions 1 and 2; 475.60, Subdivisions 2 and 3; 475.65; 475.66; and 475.67, Subdivisions 7 and 12; and repealing Minnesota Statutes 1974, Section 475.553, Subdivision 4.

Referred to the Committee on Local Government.

Mr. Gearty introduced—

S. F. No. 1676: A bill for an act relating to real estate; increas-



ing time period before which contract of sale may be terminated; amending Minnesota Statutes 1974, Section 559.21.

Referred to the Committee on Judiciary.

Mr. Gearty introduced—

S. F. No. 1677: A bill for an act relating to real property; termination of contract for sale; providing differing times of notice in accordance with duration of contract; amending Minnesota Statutes 1974, Section 559.21.

Referred to the Committee on Judiciary.

Mr. Gearty introduced—

S. F. No. 1678: A bill for an act relating to probate; inheritance tax; taxing disclaimed interests; amending Minnesota Statutes 1974, Section 525.532, by adding a subdivision.

Referred to the Committee on Judiciary.

Mr. Borden introduced—

S. F. No. 1679: A bill for an act relating to public health; providing for optional fluoridation of municipal water supplies; amending Minnesota Statutes 1974, Section 144.145.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Borden introduced—

S. F. No. 1680: A bill for an act relating to real estate; providing procedures for vacation of certain streets and public grounds by county board; amending Minnesota Statutes 1974, Section 505.14.

Referred to the Committee on Local Government.

Messrs. Schrom and Kleinbaum introduced—

S. F. No. 1681: A bill for an act relating to the city of Sartell; property assessment as a function of the city assessor.

Referred to the Committee on Taxes and Tax Laws.

Mr. Tennesen introduced—

S. F. No. 1682: A bill for an act relating to courts; providing for certain reorganization of the court system in the state; amending Minnesota Statutes 1974, Sections 2.722; 2.724; 15A.083, Subdivision 1; 480.15, by adding subdivisions; 480.18; 484.08; 484.66, Subdivision 2; 485.01; 487.01, Subdivisions 3 and 6; 487.03, Subdivisions 1 and 4; 488A.01, Subdivision 10; 488A.12, Subdivision 5; 525.04; 525.081; and Chapter 480, by adding a section; repealing

Minnesota Statutes 1974, Sections 15A.083, Subdivision 2; 484.05; 484.09 to 484.18; 484.28; 484.34; 487.05; 488A.021, Subdivisions 7 and 8; 488A.19, Subdivisions 8, 9 and 10; Chapters 488; 530; 531; 532 and 633.

Referred to the Committee on Judiciary.

#### MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 396 and 422.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 23, 1975

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 1110, and repassed said bill in accordance with the report of the Committee, so adopted.

H. F. No. 1110: A bill for an act relating to the operation of state government for the fiscal year ending June 30, 1975; appropriating money therefor.

House File No. 1110 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 23, 1975

#### CONFERENCE COMMITTEE REPORT ON H. F. NO. 1110

A bill for an act relating to the operation of state government for the fiscal year ending June 30, 1975; appropriating money therefor.

April 21, 1975

The Honorable Martin O. Sabo  
Speaker of the House of Representatives

The Honorable Alec G. Olson  
President of the Senate

We, the undersigned conferees for H. F. No. 1110, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 1110 be further amended as follows:

Page 1, strike line 15

Page 1, line 16, strike "(c)" and insert in lieu thereof "(b)"

Page 2, line 5, strike "105,980" and insert in lieu thereof "96,000"

Page 2, line 19, strike "478,372" and insert in lieu thereof "388,372"

Page 3, line 1, strike "108" and insert in lieu thereof "116"

Page 3, line 5, before "patrol" insert "(a)"

Page 3, after line 5, insert "(b) Weigh scale labor 12,000"

Page 3, line 6, strike "This sum is" and insert "These sums are"

Page 3, after line 7, add a subdivision to read:

"Subd. 15. To the executive director of the Minnesota state retirement system, supreme and district court judges retirement 42,824.48.

This appropriation is available to pay retirement benefits only in the amounts necessary to bring the total amount received by a beneficiary since July 1, 1973, up to the amount he would have received under Minnesota Statutes, Section 490.102, prior to the decisions of the Minnesota Supreme Court in Sylvestre v. State and Anderson v. State (1973)."

We request adoption of this report and repassage of the bill.

House Conferees: (Signed) Neil S. Haugerud, Phyllis Kahn, Gerald Knickerbocker, Gordon O. Voss, John R. Arlandson.

Senate Conferees: (Signed) Jerome M. Hughes, Jack Davies, Ralph R. Doty, Earl W. Renneke, J. A. Josefson.

Mr. Hughes moved that the foregoing recommendations and Conference Committee Report on H. F. No. 1110 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H. F. No. 1110: A bill for an act relating to the operation of state government for the fiscal year ending June 30, 1975; appropriating money therefor.

Was read the third time, as amended by the Conference Committee, and placed on its repassage.

The question being taken on the repassage of the bill, as amended by the Conference Committee,

And the roll being called, there were yeas 59 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Josefson	Ogdahl	Schmitz
Arnold	Doty	Kirchner	Olhoft	Schrom
Ashbach	Dunn	Kleinbaum	Olson, A. G.	Sillers
Bang	Fitzsimons	Knutson	Olson, H. D.	Solon
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Spear
Blatz	Gearty	Larson	O'Neill	Stassen
Brataas	Hansen, Baldy	Laufenburger	Patton	Stokowski
Brown	Hansen, Mel	McCutcheon	Perpich, A. J.	Stumpf
Chenoweth	Hanson, R.	Merriam	Perpich, G.	Tennessee
Chmielewski	Hughes	Milton	Pillsbury	Wegener
Coleman	Humphrey	Moe	Renneke	Willet
Conzemiis	Jensn	Nelson	Schaaf	

Messrs. Purfeerst and Ueland voted in the negative.

So the bill, as amended by the Conference Committee, was re-passed and its title was agreed to.

#### MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: 679, 720, 851, 961, 1518, 447, 558, 1428, 1494, 1536, 593, 1133, 1551, 583, 584, 758, 762, 795, 1217, 1335, 1465, 1513, 119, 540, 1262, 1506 and 1596.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 23, 1975

#### FIRST READING OF HOUSE BILLS

The following bills were read the first time and referred to the committees indicated.

H. F. No. 679: A bill for an act relating to crimes; regulating the transfer, possession, and use of pistols; requiring licenses to sell pistols; requiring permits to acquire and carry pistols; prohibiting the sale or transfer to or carrying by certain persons of pistols; prescribing penalties; amending Minnesota Statutes 1974, Section 609.11, Subdivision 1.

Referred to the Committee on Rules and Administration.

H. F. No. 720: A bill for an act relating to district courts; providing for the appointment and compensation of law clerks.

Referred to the Committee on Rules and Administration.

H. F. No. 851: A bill for an act relating to education; vocational-technical training; prescribing duties and functions of advisory committees; amending Minnesota Statutes 1974, Chapter 121, by adding a section.

Referred to the Committee on Education.

H. F. No. 961: A bill for an act relating to labor; making provisions in employment contracts requiring the employee to turn over certain patentable inventions or devices to his employer unenforceable.

Referred to the Committee on Labor and Commerce.

H. F. No. 1518: A bill for an act relating to the city of St. Paul; providing for the abolition of the power of the city to levy and raise taxes for the payment of severance pay obligations of the board of education of said city; amending certain provisions pertaining to the method of computing severance pay for city of St. Paul employees; increasing the mill rate levy for payment of sev-

erance pay obligations of the city; amending Laws 1959, Chapter 690, Sections 2, as amended, and 3, as amended.

Referred to the Committee on Rules and Administration.

H. F. No. 447: A bill for an act relating to real estate brokers and salespersons; authorizing establishment of special licenses applicable solely to the rental or management of real estate; amending Minnesota Statutes 1974, Sections 82.20, Subdivision 1; and 82.22, Subdivision 6.

Referred to the Committee on Rules and Administration.

H. F. No. 558: A bill for an act relating to intoxicating liquor; suspension or revocation of licenses to sell; amending Minnesota Statutes 1974, Section 340.135.

Referred to the Committee on Rules and Administration.

H. F. No. 1428: A bill for an act relating to economic development, including Indian organizations in the definition of a redevelopment area to provide eligibility for certain economic loans; amending Minnesota Statutes 1974, Sections 472.03, Subdivision 3, and by adding subdivisions; and 472.11, by adding a subdivision.

Referred to the Committee on Rules and Administration.

H. F. No. 1494: A bill for an act relating to insurance; providing for use of life insurance mortality tables and interest rates by fraternal beneficiary associations; amending Minnesota Statutes 1974, Sections 64A.21; 64A.24, Subdivision 1; 64A.25, Subdivision 4.

Referred to the Committee on Labor and Commerce.

H. F. No. 1536: A bill for an act relating to crimes; permitting certain ticket sale service fees; amending Minnesota Statutes 1974, Section 609.805, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

H. F. No. 593: A bill for an act relating to retirement; computation of legislative annuities; mandatory age for legislative employees; miscellaneous changes in the Minnesota state retirement system law; amending Minnesota Statutes 1974, Chapters 3A; 352; and 352B, by adding sections; Sections 3A.01, Subdivisions 2 and 4; 3A.02, Subdivisions 1, 3, and 4; 3A.03, Subdivision 2; 3A.04, Subdivisions 1 and 2; 3A.05; and 3A.10, Subdivision 1; 43.051, Subdivision 1; 352.01, Subdivision 17; 352.03, Subdivisions 4, 11, and by adding a subdivision; 352.113, Subdivisions 1, 5, and 12; 352.115, Subdivisions 2, 10, and 11; 352.12, Subdivisions 1, 2, 6, 7, 8, and 11; 352.15; 352.22, Subdivisions 3 and 8; 352.72, Subdivision 2, and by adding a subdivision; 352.91, by adding a subdivision; 352.93, Subdivision 1; 352B.03, Subdivisions 1 and 2;

352D.015, Subdivision 9; 352D.02, Subdivisions 1 and 3; 352D.05, Subdivision 3; 352D.06, Subdivisions 1 and 2; 352D.065, Subdivisions 2 and 3; and 352D.075, Subdivisions 2 and 3; repealing Minnesota Statutes 1974, Sections 352.28; 352.32; 352.38; 352.715; 352B.01, Subdivision 5; 352B.021; 352B.04; 352D.015, Subdivision 10; 352D.05, Subdivision 2; 352D.065, Subdivision 1; 352D.075, Subdivision 1; and 352D.085, Subdivision 2.

Referred to the Committee on Rules and Administration.

H. F. No. 1133: A bill for an act relating to police pensions in the city of Duluth; amending Laws 1953, Chapter 91, Section 1, Subdivisions 7; and 8, as amended; Section 7; and Section 11, Subdivisions 1, as amended; and 2.

Referred to the Committee on Governmental Operations.

H. F. No. 1551: A bill for an act relating to the city of Minneapolis; policemen's pension fund uses; amending Laws 1949, Chapter 406, Section 7, as amended.

Referred to the Committee on Governmental Operations.

H. F. No. 583: A bill for an act relating to retirement; providing that in the event a surviving spouse is remarried and such marriage terminates, monthly survivor benefits shall be reinstated; providing for proportionate annuities in certain cases; amending Minnesota Statutes 1974, Chapter 356, by adding sections.

Referred to the Committee on Rules and Administration.

H. F. No. 584: A bill for an act relating to retirement; miscellaneous amendments to the public employees retirement law; providing that workmen's compensation payments are not salary; venue in law suits to be Ramsey county; monthly benefits payable to a public body under certain circumstances; if spouse survives a deceased annuitant, annuity shall be paid through date of death and survivor benefits to commence with first day following date of death; disability benefits to be reduced by amounts paid under workmen's compensation law after deduction of attorney fees; amending Minnesota Statutes 1974, Sections 353.01, Subdivisions 6, 10 and 24; 353.03, Subdivision 3, and by adding subdivisions; 353.08; 353.15; 353.29, Subdivisions 7 and 8; 353.31, Subdivision 8; 353.32, Subdivision 5; 353.33, Subdivisions 2, 5, and 7; 353.37; 353.46, Subdivision 3; 353.656, Subdivisions 1 and 2; 353.657, by adding a subdivision; 353.71, by adding a subdivision; and Chapter 353, by adding a section.

Referred to the Committee on Rules and Administration.

H. F. No. 758: A bill for an act relating to insurance; clarifying when certain misstatements of mental condition shall not invalidate an insurance policy; amending Minnesota Statutes 1974, Section 61A.11.

Referred to the Committee on Rules and Administration.

H. F. No. 762: A bill for an act relating to commerce; limitations on powers of industrial loan and thrift companies; amending Minnesota Statutes 1974, Section 53.05.

Referred to the Committee on Labor and Commerce.

H. F. No. 795: A bill for an act relating to Chisago county; requiring the Chisago county attorney to prosecute misdemeanors occurring within municipalities in Chisago county; providing for the disposition of fines.

Referred to the Committee on Judiciary.

H. F. No. 1217: A bill for an act relating to Waseca county; authorizing issuance of an on-sale license for the sale of intoxicating liquor.

Referred to the Committee on Rules and Administration.

H. F. No. 1335: A bill for an act relating to Aitkin county; authorizing issuance of additional on-sale intoxicating liquor licenses.

Referred to the Committee on Labor and Commerce.

H. F. No. 1465: A bill for an act relating to the city of St. Paul; authorizing restoration of sick leave in certain circumstances.

Referred to the Committee on Rules and Administration.

H. F. No. 1513: A bill for an act relating to the city of Saint Paul; providing for and authorizing said city to issue its general obligation bonds for housing and rehabilitation loan and grant programs; removing certain bonding authority for rehabilitation loans for urban renewal development and code enforcement areas; amending Laws 1963, Chapter 881, Section 1, Subdivision 1, as amended, and adding a subdivision; Laws 1974, Chapter 351, Section 4; repealing Laws 1963, Chapter 881, Sections 4 and 5, as added by Laws 1973, Chapter 395, Section 2.

Referred to the Committee on Metropolitan and Urban Affairs.

H. F. No. 119: A bill for an act relating to the practice of medicine; physicians, surgeons and osteopaths; suspension of license; amending Minnesota Statutes 1974, Section 147.021, Subdivision 2.

Referred to the Committee on Rules and Administration.

H. F. No. 540: A bill for an act relating to courts; providing for transfer of filing fee when venue is changed in civil actions; amending Minnesota Statutes 1974, Section 542.10.

Referred to the Committee on Judiciary.

H. F. No. 1262: A bill for an act relating to anatomical gifts;

requiring morticians and certain other designated persons to obtain a written release prior to performing an eye enucleation procedure; amending Minnesota Statutes 1974, Section 595.924, by adding a subdivision.

Referred to the Committee on Rules and Administration.

H. F. No. 1506: A bill for an act relating to education; higher education coordinating commission; providing procedure for registration and approval of private post-secondary institutions.

Referred to the Committee on Rules and Administration.

H. F. No. 1596: A bill for an act relating to the city of Farmington; authorizing an increase in firemen's relief association lump sum service pensions.

Referred to the Committee on Governmental Operations.

#### REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. The motion prevailed.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 553: A bill for an act relating to the jurisdiction of the Minnesota corrections authority; amending Minnesota Statutes 1974, Sections 242.09; 242.12; 242.18; 242.19; 242.26; 242.31; 242.34; and 242.37; repealing Minnesota Statutes 1974, Sections 242.03; 242.10; 242.13; 242.20; 242.22; 242.23; 242.24; 242.27; 242.28; 242.29; 242.30; 242.33; 242.35; 242.36; and 242.38.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 10, insert:

"Section 1. Minnesota Statutes 1974, Section 241.045, Subdivision 6, is amended to read:

Subd. 6. [QUORUM.] Except for the parole of persons serving life sentences under the provisions of section 609.185, persons serving extended terms of imprisonment as dangerous offenders under section 609.16, a transfer of a person in the care and custody of the authority under the provisions of section 242.27, or the discharge of such a person pursuant to section 242.31, the authority may shall sit in units of two or three as designated by the chairman under rules prescribed by the authority, and such a the unit shall constitute a quorum.

Sec. 2. Minnesota Statutes 1974, Section 242.02, is amended to read:

242.02 [CREATION.] There is hereby created a Minnesota corrections authority to provide and conduct a program looking



toward for the prevention of juvenile and youth delinquency and to provide and administer preventive and corrective training for persons committed to the authority."

Page 1, line 21, strike "and" and insert a period

Page 2, line 3, strike "upon" and insert "under any"

Page 2, line 10, strike "for which the judge has power"

Page 2, line 11, strike "to commit to the authority"

Page 2, after line 16, insert:

"Sec. 4. Minnesota Statutes 1974, Section 242.16, is amended to read:

242.16 [COMMITMENT.] When a court commits a person to the ~~authority commissioner~~, ~~such~~ the court shall order the sheriff of the county of commitment to convey ~~such~~ the person forthwith to some place of detention approved or established or designated by the ~~authority commissioner~~, or may direct that he be left at liberty until otherwise ordered by the ~~authority~~ under such conditions as will insure his submission to any orders of the ~~director commissioner~~.

Sec. 5. Minnesota Statutes 1974, Section 242.17, is amended to read:

242.17 [CERTIFIED COPY, WARRANT OF COMMITMENT.] When a court commits a person to the ~~authority commissioner~~ it shall promptly forward to the ~~authority commissioner~~ a certified copy of the warrant of commitment."

Page 2, line 22, strike "under"

Page 2, line 22, strike "his rules"

Page 2, line 22, after "shall" insert "provide for a comprehensive investigation and study of the individual and his social history."

Page 2, strike lines 23 through 26

Page 2, line 27, strike "thereupon" and insert "After considering the results of the investigation and study, the commissioner shall"

Page 2, line 27, strike "such"

Page 2, line 27, strike "shall determine" and insert "determines"

Page 3, line 10, after "the" insert "Minnesota"

Page 3, line 11, strike ", which" and insert ". The"

Page 3, strike lines 16 through 24 and insert:

"Records received or compiled by the commissioner or the department of corrections which identify an individual who has been committed to the commissioner shall be classified as private pursuant to sections 15.162 to 15.168. If the commissioner finds that disclosure would subject the person giving the information

*to danger, that part of the record which makes possible the identification of the person giving the information shall be classified as confidential pursuant to sections 15.162 to 15.168."*

Page 4, line 25, strike "and such" and insert ". The"

Page 4, line 26, strike "such"

Page 4, line 26, strike ", or" and insert ". The commissioner may also order confinement"

Page 4, line 28, after "to" insert "appropriate"

Page 4, line 30, strike "that may care for delinquent children"

Page 4, line 31, strike "such supervisions" and insert "any"

Page 4, line 32, strike "and"

Page 4, line 32, strike "as"

Page 5, line 8, strike "such" and insert "the"

Page 5, line 13, strike "or guardian"

Page 5, after line 23, insert:

"Sec. 5. Minnesota Statutes 1974, Section 242.22, is amended to read:

242.22. [LOCAL PROBATION OFFICER; POWERS, DUTIES.] Any person committed to the authority from a county having a probation officer of a district or juvenile court may be placed on probation by the authority under the supervision of such probation officer who shall assume such supervision as though it were pursuant to a judgment or order of the district or juvenile court. Such probation officer shall cooperate with the authority in providing treatment for such person consistent with the purposes of chapter 242, but nothing therein shall give the authority direction or control over such probation officer or require him or his subordinates to perform duties not otherwise required by law. If parole is granted by the authority to such person after confinement to a penal institution or after commitment to the state training school for boys or the Minnesota home school, the parole may be conditioned on like supervision with the consent of the district or juvenile court respectively of such county commissioner of corrections and confined in a state correctional institution who is granted parole therefrom may, with the consent of the district or juvenile court of the county from which committed, be placed under the supervision of the probation officer of the court. The probation officer shall thereupon assume supervision of the parolee as though it were pursuant to a judgment or order of the district or juvenile court, and shall act under the orders of the commissioner or the Minnesota corrections authority in regard to the terms and conditions of the parole. The reimbursement provided in section 260.311, subdivision 5, shall constitute payment for the services authorized by this section."

Page 6, line 3, strike "such" and insert "the"

Page 6, line 15, strike "such" and insert "the"

Page 6, line 17, before "corrections" insert "Minnesota"

Page 6, line 18, strike "shall"

Page 6, line 19, strike "such" and insert "the"

Page 7, line 2, strike "such" and insert "the"

Page 7, line 13, strike "; but any such" and insert ". A"

Page 7, line 16, strike "such" and insert "a"

Page 7, line 16, after "person" insert "*under the control of the commissioner of corrections pursuant to an adjudication as a delinquent child*"

Page 8, line 4, strike "order of"

Page 8, line 8, strike "such"

Page 8, line 8, strike "as he may"

Page 8, line 9, strike "determine"

Page 8, line 9, strike "as"

Page 8, line 10, strike "hereinabove provided"

Page 8, line 12, after "labor" insert a comma

Page 8, line 15, strike the comma and insert a period

Page 8, line 16, strike "such" and insert "the"

Page 8, line 17, before "time" strike "such" and insert "the"

Page 8, line 17, after "to" strike "such" and insert "the"

Page 8, line 20, strike "242.22;"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, after the semicolon insert "abolishing the classification of youthful offender;"

Page 1, line 4, after "Sections" insert "241.045, Subdivision 6; 242.02;"

Page 1, line 4, after "242.12;" insert "242.16; 242.17;"

Page 1, line 4, after "242.19;" insert "242.22;"

Page 1, line 7, strike "242.22;"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 976: A bill for an act relating to Winona county;

authorizing issuance of an on-sale license for the sale of intoxicating liquor.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 12, insert:

"Sec. 2. [OLMSTED COUNTY; ON-SALE LIQUOR LICENSE.] Notwithstanding any provision of Minnesota Statutes, Chapter 340, or any other law to the contrary, the county board of Olmsted county may issue a license for the on-sale of intoxicating liquor to a country club located within Rochester township in Olmsted county. The fee for such license shall be determined by the county board."

Page 1, line 13, before "This" insert "Section 1 of"

Page 1, after line 16, insert:

"Sec. 4. Section 2 of this act is effective upon approval by the county board of Olmsted county and upon compliance with Minnesota Statutes, Section 645.021."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, after "Winona" insert "and Olmsted"

Page 1, line 2, strike "county" and insert "counties"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1315: A bill for an act relating to the Leech Lake, White Earth, Mille Lacs, Fond du Lac and Grand Portage reservations of the Minnesota Chippewa tribe; providing for the retrocession to the United States of America of all civil and criminal jurisdiction in that area of Indian country.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, strike "civil and"

Page 2, line 4, after "Fond du Lac," insert "Bois Forte,"

Page 2, line 12, strike "civil and"

Page 2, line 13, after "criminal" insert "and juvenile court"

Page 2, line 13, after "jurisdiction" insert ", including neglect, dependency and termination of parental rights,"

Page 2, line 15, after "Fond du Lac" insert ", Bois Forte"

Page 2, line 22, after "all" insert "criminal and juvenile court"

Page 2, line 22, after "jurisdiction" insert ", including neglect, dependency and termination of parental rights,"

Page 2, line 22, strike "over civil"

Page 2, strike line 23

Page 2, line 24, strike "parties which arise"

Page 2, line 25, after "Fond du Lac," insert "Bois Forte,"

Page 2, line 27, strike "and all jurisdiction over criminal" and insert a period

Page 2, strike line 28

Page 3, strike all of section 5

Amend the title as follows:

Page 1, line 3, after "Fond du Lac" insert ", Bois Forte"

Page 1, line 6, after "all" strike "civil and"

Page 1, line 6, after "criminal" insert "and juvenile court"

Page 1, line 6, after "jurisdiction" insert ", including neglect, dependency and termination of parental rights,"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 44: A bill for an act relating to cities and counties and the town of Herman; authorizing the rendering of emergency service by physician's trained mobile intensive care paramedic units; granting limited immunity from civil liability for paramedics and physicians advising or instructing paramedics.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 12, strike "any city or county" and insert "the city of Duluth"

Page 1, line 21, strike "Each city or county which has established a"

Page 1, strike lines 22 through 23

Page 1, line 24, strike "board of medical examiners," and insert "The city of Duluth"

Page 3, line 12, after "faith" insert "and in the exercise of reasonable care"

Page 3, line 18, after "faith" insert "and in the exercise of reasonable care"

Page 3, after line 21, insert:

"Sec. 6. [PAYMENT FOR PARAMEDIC SERVICE.] Subdivision 1. The governing body of the city of Duluth and the governing body of the town of Herman, in conjunction with the operation of its emergency or paramedic ambulance program, may impose reasonable

charges for the emergency or paramedic ambulance services in order to finance its costs.

Subd. 2. The following persons shall not be subject to such charges:

(i) Any person who is eligible for or receiving public assistance under the aid to families with dependent children program, but is not eligible for any federally, state or locally funded public assistance program which would pay for such charges nor has medical, health or accident insurance policies which would pay for such charges; or

(ii) Any person who, except for the amount of income or resources would qualify for aid to families with dependent children, is in need of medical assistance but is not eligible for any federally, state or locally funded public assistance program which would pay for such charges nor has medical, health or accident insurance policies which would pay for such charges; or

(iii) Any person over 18 years of age, in need of medical care that neither he nor his relatives responsible under Minnesota Statutes, Sections 256B.01 to 256B.26 are financially able to provide, is not eligible for any federally, state or locally funded public assistance program which would pay for such charges and has no medical, health or accident insurance policies which would pay for such charges.

Sec. 7. This act is effective for the city of Duluth only after its approval by the governing body of the city of Duluth, and for the town of Herman only after its approval by the governing body of the town of Herman, and upon compliance with Minnesota Statutes, Section 645.021."

Amend the title as follows:

Page 1, line 2, strike "cities and counties" and insert "the city of Duluth"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1446: A bill for an act relating to Dodge and Olmsted counties; authorizing a judge of the county court district of Dodge-Olmsted to take a leave of absence for purposes of study and research.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 6, strike "Sick leave and vacation"

Page 2, strike line 7

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 53: A bill for an act relating to peace officer training courses; eligibility; amending Minnesota Statutes 1974, Section 626.851, Subdivision 2.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 159: A bill for an act relating to health professions; authorizing the board of medical examiners to reprimand, censure, place on probation, apply for cease and desist orders, levy fines or assess costs of a hearing for a person adjudged unqualified to practice medicine; amending Minnesota Statutes 1974, Section 147.021, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike lines 20 through 24

Page 2, strike lines 1 through 10

Page 2, line 11, strike "(d)" and insert "(b)"

Page 2, line 14, strike "(e)" and insert "(c)"

Amend the title as follows:

Page 1, line 5, strike ", levy fines or assess costs of a hearing"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 471: A bill for an act relating to retirement; providing a combined service annuity for public employees retirement members who have allowable service credit in more than one Minnesota retirement fund; amending Minnesota Statutes 1974, Section 353.71, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1974, Chapter 356, is amended by adding a section to read:

[356.30] [COMBINED SERVICE ANNUITY.] *Subdivision 1. [ELIGIBILITY; COMPUTATION OF ANNUITY.] Notwithstanding any provisions to the contrary of the laws governing the funds enumerated in subdivision 3, a person who has allowable service totaling ten or more years in any two or more of such funds and has at least six months of allowable service with the last such fund earned during his last period of employment and has not begun to receive an annuity from any such funds, may, upon retirement, in lieu of any augmen-*

tation of deferred annuities provided by the laws of such funds, elect to receive a retirement annuity from each fund in which he has allowable service, based upon the allowable service in each fund, except that: (a) the laws governing annuities shall be the law in effect on the date of his final termination from the last public service under a covered fund; (b) the "average salary" on which the annuity from each covered fund in which the employee has credit in a formula plan shall be based on the employee's highest five successive years of covered salary during his entire service in covered funds; (c) the formula percentages to be used by each fund shall be those percentages prescribed by each fund's formula as continued for the respective years of allowable service from one fund to the next, recognizing all previous allowable service with the other covered funds; and (d) allowable service in all the funds shall be combined in determining eligibility for and the application of each fund's provisions in respect to actuarial reduction in the benefit amount for retirement prior to normal retirement. The benefit amount payable for any allowable service under a non-formula plan of a covered fund shall not be affected but such service and covered salary shall be used in the above calculation. This section shall not apply to any person whose final termination from the last public service under a covered fund is prior to May 1, 1975. For the purpose of computing benefits under this section the formula percentages used by any covered fund shall in no event exceed two and one-half percent per year of service for any year of service or fraction thereof.

Any period of time for which a person has credit in more than one of the covered funds shall be used only once for the purpose of determining total allowable service. Such period shall be used in the computation of the benefit by the fund having primary and principal coverage prior to and following the period. However, if such dual coverage is the result of two part time employments each fund shall apply a pro rata fraction of its formula.

**Subd. 2. [REPAYMENT OF FUNDS.]** Any person who is employed in a position covered by one of the funds enumerated in subdivision 3 who has received a refund from any other of such funds may repay such refund to the respective fund under such terms and conditions as are consistent with the laws governing such other fund, except that he need not be a currently contributing member of the fund to which the refund is repaid at the time the repayment is made.

**Subd. 3. [COVERED FUNDS.]** The provisions of this section shall apply to the following retirement funds:

- (1) State employees retirement fund, established pursuant to chapter 352;
- (2) Correctional employees retirement program, established pursuant to chapter 352;
- (3) Unclassified employees retirement plan, established pursuant to chapter 352D;
- (4) Highway patrolmen's retirement fund, established pursuant to chapter 352B;
- (5) Legislators' retirement plan, established pursuant to chapter 3A;



(6) *Elective state officers' retirement plan, established pursuant to chapter 352C;*

(7) *Public employees retirement association, established pursuant to chapter 353;*

(8) *Public employees police and fire fund, established pursuant to chapter 353;*

(9) *Teachers retirement fund, established pursuant to chapter 354;*

(10) *Minneapolis municipal employees retirement fund, established pursuant to chapter 422A;*

(11) *Minneapolis teachers retirement fund association, established pursuant to chapter 354A;*

(12) *St. Paul teachers retirement fund association, established pursuant to chapter 354A;*

(13) *Duluth teachers retirement fund association, established pursuant to chapter 354A.*

Sec. 2. [EFFECTIVE DATE.] *This act shall be effective on July 1, 1975."*

Amend the title as follows:

Page 1, line 3, strike "retirement"

Page 1, line 4, strike "members"

Page 1, line 6, strike "Section 353.71" and insert "Chapter 356"

Page 1, line 7, strike "subdivision" and insert "section"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1415: A bill for an act relating to public welfare; authorizing an experimental program for the cost of home care of mentally retarded children; appropriating money; amending Minnesota Statutes 1974, Section 252.27, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, strike "that may exist" and insert "provided"

Page 1, line 16, strike "of subsidizing" and insert "to subsidize"

Page 1, line 18, after "retarded" and before the period insert "or cerebral palsied"

Page 2, line 1, strike "extra"

Page 2, line 1, after "of" insert "room and board, as well as the cost of additional needed"

Page 2, line 2, strike "additional to room and board,"

Page 2, line 2, strike the colon and insert “, *but not limited to,*”

Page 2, line 5, strike “*parental relief costs,*”

Page 2, line 7, strike “*babysitting*” and insert “*child care*”

Page 2, line 11, strike “*county*” and insert “*local*”

Page 2, line 12, strike “*department*” and insert “*agency*”

Page 2, line 12, after “*relief*” insert a comma

Page 2, line 13, strike “*and babysitting*” and insert a comma

Page 2, line 14, strike “*county*” and insert “*local*”

Page 2, line 14, strike “*department*” and insert “*agency*”

Page 2, line 18, strike “*department*” and insert “*commissioner*”

Amend the title as follows:

Page 1, line 4, after “*retarded*” insert “*and cerebral palsied*”

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 864: A bill for an act relating to hospitalization and commitment; providing for notice to and hearing on request of attending physician or next of kin of patient before discharge; amending Minnesota Statutes 1974, Section 253A.15, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, before “*Before*” insert “*Five business days*”

Page 1, line 12, after “*notify*” insert “*in writing by certified, registered mail*”

Page 1, line 13, strike “*The next of kin or the attending*”

Page 1, strike lines 14 through 20

Amend the title as follows:

Page 1, line 3, strike “*and hearing on request of*”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 490, 967, 1252, 1422, 775, 988 and 594 for comparison to companion Senate Files, reports the following House Files were found identical and recommends the House Files be given their Second Reading and substituted for their companion Senate Files as follows:

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.
1252	1338	967	877	594	501
1422	993	988	934		
490	779				
775	467				

And that the above Senate Files be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 493 and 100 for comparison to companion Senate Files, reports the following House Files were found not identical with their companion Senate Files as follows:

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.
493	675			100	127

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 493 be amended as follows:

Page 3, line 4, delete "*precede*" and insert "*proceed*"

Page 5, lines 2 and 3, delete "*except for cause where no 60 day notice is required*"

Page 5, line 7, after "*cancellation.*" insert "*However, the supplier need not afford an opportunity to rectify the default constituting the basis for cancellation if the dealer has repeatedly committed serious defaults of the motor vehicle fuel marketing agreement and the supplier has notified the dealer of these defaults.*"

Page 5, line 7, after "(a)" insert "*Except as provided in paragraph (b),*"

And when so amended, H. F. No. 493 will be identical to S. F. No. 675 and further recommends that H. F. No. 493 be given its second reading and substituted for S. F. No. 675 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 100 be amended as follows:

Page 1, lines 13 and 14, delete "*whereby entry fees are involved*" and insert in lieu thereof "*awarding more than \$5,000 in prizes*"

Page 1, line 17, after "*establish*" insert "*such*"

Page 1, line 17, after "*on*" delete "*such*"

Page 1, lines 19 and 20, delete "*and for the safety of participants in the contest*"

Page 2, line 2, delete "[EFFECTIVE DATE.]"

And when so amended, H. F. No. 100 will be identical to S. F. No. 127 and further recommends that H. F. No. 100 be given its second reading and substituted for S. F. No. 127 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 447, 720, 758 and 1428 for proper reference, recommends the above House Files be re-referred to their respective Committees as follows:

H. F. No. 720 to the Committee on Judiciary.

H. F. Nos. 447, 758 and 1428 to the Committee on Labor and Commerce.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

#### **SECOND READING OF SENATE BILLS**

S. F. No. 553, 976, 1315, 44, 1446, 53, 159, 471 and 864 were read the second time.

#### **SECOND READING OF HOUSE BILLS**

H. F. No. 967, 1252, 1422, 490, 594, 988, 775, 493 and 100 were read the second time.

#### **MOTIONS AND RESOLUTIONS**

Mr. Bang moved that S. F. No. 1405, No. 157 on General Orders, be stricken and placed on the Calendar of Ordinary Matters. The motion prevailed.

Mr. Tennesen moved that the name of Mr. Merriam be added as co-author to S. F. No. 1671. The motion prevailed.

Mr. Hansen, Baldy moved that H. F. No. 176 be withdrawn from the Committee on Labor and Commerce and re-referred to the Committee on Rules and Administration for comparison to S. F. No. 1620, now on General Orders. The motion prevailed.

Mr. Hansen, Baldy moved that the report from the Committee on Labor and Commerce, reported April 23, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Hansen, Baldy moved that the foregoing report be now adopted. The motion prevailed.

**CONFIRMATION**

Mr. Hansen, Baldy moved that in accordance with the report from the Committee on Labor and Commerce, reported April 23, 1975, the Senate, having advised with, do now consent to and confirm the appointment of:

**COMMISSIONER OF THE DIVISION OF SECURITIES,  
DEPARTMENT OF COMMERCE**

Edward Driscoll, 1410 St. Paul Avenue, St. Paul, Ramsey County, appointed effective January 6, 1975, for a term expiring the first Monday of January, 1981.

The motion prevailed. So the appointment was confirmed.

**MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Hansen, Baldy moved that S. F. No. 709, No. 6 on the Calendar, be stricken and re-referred to the Committee on Finance. The motion prevailed.

**SUSPENSION OF RULES**

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved to take up the Senate Calendar and that the rules of the Senate be so far suspended as to waive the lie-over requirement on Senate Files. The motion prevailed.

**THIRD READING OF SENATE BILLS**

S. F. No. 527: A bill for an act relating to holidays; Memorial Day to be observed on May 30; amending Minnesota Statutes 1974, Sections 465.50 and 645.44, Subdivision 5.

**CALL OF THE SENATE**

Mr. Laufenburger imposed a call of the Senate. The following Senators answered to their names:

Anderson	Doty	Keefe, S.	Olhoft	Schrom
Arnold	Dunn	Kirchner	Olson, A. G.	Sillers
Ashbach	Fitzsimons	Kleinbaum	Olson, H. D.	Solon
Bang	Frederick	Knutson	Olson, J. L.	Spear
Bernhagen	Gearty	Kowalczyk	O'Neill	Stassen
Blatz	Hansen, Baldy	Larson	Patton	Stokowski
Borden	Hansen, Mel	Laufenburger	Perpich, A. J.	Stumpf
Brataas	Hanson, R.	Lewis	Perpich, G.	Tennessee
Chenoweth	Hughes	McCutcheon	Pillsbury	Ueland
Chmielewski	Humphrey	Merriam	Purfeerst	Willet
Coleman	Jensen	Milton	Renneke	
Conzemiun	Josefson	Moe	Schaaf	
Davies	Keefe, J.	Ogdahl	Schmitz	

The Sergeant-at-Arms was instructed to bring in the absent members.

S. F. No. 527 was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 31 and nays 34, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Kleinbaum	O'Neill	Solon
Bang	Hansen, Baldy	Larson	Patton	Wegener
Bernhagen	Hanson, R.	Laufenburger	Purfeerst	Willet
Brown	Josefson	McCutcheon	Renneke	
Chmielewski	Keefe, J.	Moe	Schmitz	
Dunn	Keefe, S.	Olson, H. D.	Schrom	
Fitzsimons	Kirchner	Olson, J. L.	Sillers	

Those who voted in the negative were:

Arnold	Conzemius	Jensen	Ogdahl	Spear
Ashbach	Davies	Knutson	Olhoft	Stassen
Blatz	Doty	Kowalczyk	Olson, A. G.	Stokowski
Borden	Gearty	Lewis	Perpich, A. J.	Stumpf
Brataas	Hansen, Mel	Merriam	Perpich, G.	Tennessee
Chenoweth	Hughes	Milton	Pillsbury	Ueland
Coleman	Humphrey	Nelson	Schaaf	

So the bill failed to pass.

S. F. No. 949: A bill for an act relating to motor vehicles; registration of school buses; requiring certificate of conformance before registration of school buses; amending Minnesota Statutes 1974, Chapter 168, by adding a section.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Schaaf
Arnold	Doty	Keefe, S.	Ogdahl	Schmitz
Ashbach	Dunn	Kirchner	Olhoft	Schrom
Bang	Fitzsimons	Kleinbaum	Olson, A. G.	Sillers
Bernhagen	Frederick	Knutson	Olson, H. D.	Solon
Blatz	Gearty	Kowalczyk	Olson, J. L.	Spear
Borden	Hansen, Baldy	Larson	O'Neill	Stassen
Brataas	Hansen, Mel	Laufenburger	Patton	Stokowski
Brown	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Chenoweth	Hughes	McCutcheon	Perpich, G.	Tennessee
Chmielewski	Humphrey	Merriam	Pillsbury	Ueland
Coleman	Jensen	Milton	Purfeerst	Wegener
Conzemius	Josefson	Moe	Renneke	Willet

So the bill passed and its title was agreed to.

S. F. No. 10: A bill for an act relating to certain commercial transactions; amending provisions of the uniform commercial code governing secured transactions and related provisions; amending Minnesota Statutes 1974, Chapter 336, by adding sections; and Sec-

tions 336.1-105; 336.1-201; 336.2-107; 336.5-116; 336.9-102; 336.9-103; 336.9-104; 336.9-105; 336.9-106; 336.9-203; 336.9-204; 336.9-205; 336.9-301; 336.9-302; 336.9-304; 336.9-305; 336.9-306; 336.9-307; 336.9-308; 336.9-312; 336.9-313; 336.9-318; 336.9-401; 336.9-402; 336.9-403; 336.9-404; 336.9-405; 336.9-406; 336.9-407; 336.9-501; 336.9-502; 336.9-504; and 336.9-505; repealing Minnesota Statutes 1974, Section 336.9-408.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Nelson	Schaaf
Arnold	Doty	Kirchner	Ogdahl	Schmitz
Ashbach	Dunn	Kleinbaum	Olhoft	Schrom
Bang	Fitzsimons	Knutson	Olson, A. G.	Sillers
Bernhagen	Frederick	Kowalczyk	Olson, H. D.	Solon
Blatz	Gearty	Lewis	Olson, J. L.	Spear
Borden	Hansen, Baldy	Keefe, J.	O'Neill	Stassen
Brataas	Hansen, Mel	Larson	Patton	Stokowski
Brown	Hanson, R.	Laufenburger	Perpich, A. J.	Stumpf
Chenoweth	Hughes	McCutcheon	Perpich, G.	Tennessee
Chmielewski	Humphrey	Merriam	Pillsbury	Ueland
Coleman	Jensen	Milton	Purfeerst	Willet
Conzemius	Josefson	Moe	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 733: A bill for an act relating to rates of interest; permitting lending institutions to charge interest rates on business and agricultural loans of up to five percent more than the federal discount rate at the time the loan was made.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 46 and nays 16, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Josefson	Ogdahl	Sillers
Arnold	Dunn	Keefe, J.	Olson, H. D.	Solon
Bang	Fitzsimons	Kleinbaum	Olson, J. L.	Stassen
Bernhagen	Frederick	Knutson	O'Neill	Tennessee
Blatz	Gearty	Kowalczyk	Patton	Ueland
Borden	Hansen, Baldy	Larson	Pillsbury	Wegener
Brataas	Hansen, Mel	Laufenburger	Purfeerst	
Brown	Hanson, R.	Milton	Renneke	
Coleman	Hughes	Moe	Schmitz	
Conzemius	Jensen	Nelson	Schrom	

Those who voted in the negative were:

Chenoweth	Keefe, S.	Merriam	Perpich, A. J.	Spear
Chmielewski	Lewis	Olhoft	Perpich, G.	Stumpf
Doty	McCutcheon	Olson, A. G.	Schaaf	Willet
Humphrey				

So the bill passed and its title was agreed to.

**S. F. No. 767: A bill for an act relating to motor vehicle carriers; reinstating the rights of certain permit carriers upon filing proof of insurance or other security; amending Minnesota Statutes 1974, Section 221.141.**

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Schaaf
Arnold	Doty	Keefe, S.	Ogdahl	Schmitz
Ashbach	Dunn	Kirchner	Olhoft	Schrom
Bang	Fitzsimons	Kleinbaum	Olson, A. G.	Sillers
Bernhagen	Frederick	Knutson	Olson, H. D.	Solon
Blatz	Gearty	Kowalczyk	Olson, J. L.	Spear
Borden	Hansen, Baldy	Larson	O'Neill	Stassen
Brataas	Hansen, Mel	Laufenburger	Patton	Stokowski
Brown	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Chenoweth	Hughes	McCutcheon	Perpich, G.	Ueland
Chmielewski	Humphrey	Merriam	Pillsbury	Wegener
Coleman	Jensen	Milton	Purfeerst	Willet
Conzemius	Josefson	Moe	Renneke	

Mr. Tennessen voted in the negative.

So the bill passed and its title was agreed to.

**S. F. No. 923: A bill for an act relating to insurance; increasing the amount of admitted assets that may be invested in certificates of deposit; amending Minnesota Statutes 1974, Section 61A.28, Subdivision 5.**

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 5, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, J.	Moe	Schaaf
Arnold	Dunn	Keefe, S.	Nelson	Schmitz
Ashbach	Fitzsimons	Kirchner	Ogdahl	Sillers
Bang	Frederick	Kleinbaum	Olhoft	Solon
Bernhagen	Gearty	Knutson	Olson, H. D.	Spear
Blatz	Hansen, Baldy	Kowalczyk	Olson, J. L.	Stassen
Borden	Hansen, Mel	Larson	O'Neill	Stokowski
Brataas	Hanson, R.	Laufenburger	Patton	Stumpf
Brown	Hughes	Lewis	Perpich, A. J.	Ueland
Chmielewski	Humphrey	McCutcheon	Pillsbury	Wegener
Coleman	Jensen	Merriam	Purfeerst	Willet
Davies	Josefson	Milton	Renneke	

Those who voted in the negative were:

Chenoweth	Conzemius	Olson, A. G.	Perpich, G.	Tennessen
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So the bill passed and its title was agreed to.



S. F. No. 1204: A bill for an act relating to local improvements; authorizing the issuance of obligations in advance of a contract for construction of an improvement; requiring certain actions be taken to safeguard the validity of obligations issued; amending Minnesota Statutes 1974, Section 429.091, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Schmitz
Arnold	Doty	Keefe, S.	Ogdahl	Schrom
Ashbach	Dunn	Kirchner	Olhoff	Sillers
Bang	Fitzsimons	Kleinbaum	Olson, A. G.	Solon
Bernhagen	Frederick	Knutson	Olson, H. D.	Spear
Blatz	Gearty	Kowalczyk	Olson, J. L.	Stassen
Borden	Hansen, Baldy	Larson	O'Neill	Stokowski
Brataas	Hansen, Mel	Laufenburger	Patton	Stumpf
Brown	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Chenoweth	Hughes	McCutcheon	Perpich, G.	Ueland
Chmielewski	Humphrey	Merriam	Pillsbury	Wegener
Coleman	Jensen	Milton	Purfeerst	Willet
Conzemius	Josefson	Moe	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 1166: A bill for an act relating to public health; increasing and extending payments of per diem to members of county public health nursing committees; enlarging the community mental health boards formed by four or less political subdivisions; amending Minnesota Statutes 1974, Sections 145.12, Subdivision 1; and 245.66.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Ogdahl	Schmitz
Arnold	Doty	Kirchner	Olhoff	Schrom
Ashbach	Dunn	Kleinbaum	Olson, A. G.	Sillers
Bang	Fitzsimons	Knutson	Olson, H. D.	Solon
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Spear
Blatz	Gearty	Larson	O'Neill	Stassen
Borden	Hansen, Baldy	Laufenburger	Patton	Stokowski
Brataas	Hansen, Mel	Lewis	Perpich, A. J.	Stumpf
Brown	Hanson, R.	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Hughes	Merriam	Pillsbury	Ueland
Chmielewski	Humphrey	Milton	Purfeerst	Wegener
Coleman	Jensen	Moe	Renneke	Willet
Conzemius	Josefson	Nelson	SchAAF	

So the bill passed and its title was agreed to.

S. F. No. 551: A bill for an act relating to correctional facilities; providing for the establishment of minimum standards for facility management and physical condition; providing the powers and duties of the commissioner of corrections; amending Minnesota Statutes 1974, Sections 241.021, Subdivision 1; and 641.26.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 56 and nays 9, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Olhoff	Spear
Arnold	Doty	Kleinbaum	Olson, A. G.	Stassen
Ashbach	Fitzsimons	Knutson	Olson, H. D.	Stokowski
Bang	Gearty	Kowalczyk	Olson, J. L.	Stumpf
Bernhagen	Hansen, Baldy	Laufenburger	O'Neill	Tennessee
Blatz	Hansen, Mel	Lewis	Perpich, A. J.	Ueland
Borden	Hanson, R.	McCutcheon	Perpich, G.	Wegener
Brown	Hughes	Merriam	Pillsbury	Willet
Chenoweth	Humphrey	Milton	Schaaf	
Chmielewski	Jensen	Moe	Schmitz	
Coleman	Keefe, J.	Nelson	Sillers	
Conzemius	Keefe, S.	Ogdahl	Solon	

Those who voted in the negative were:

Brataas	Frederick	Larson	Purfeerst	Schrom
Dunn	Josefson	Patton	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 711: A bill for an act relating to taxation; sales and use tax; definitions; excluding from term sale and purchase meals and drinks delivered or served to senior citizens or the handicapped by governmental or nonprofit organizations; amending Minnesota Statutes 1974, Section 297A.01, Subdivision 3, and by adding subdivisions.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Schaaf
Arnold	Doty	Keefe, S.	Ogdahl	Schmitz
Ashbach	Dunn	Kirchner	Olhoff	Schrom
Bang	Fitzsimons	Kleinbaum	Olson, A. G.	Sillers
Bernhagen	Frederick	Knutson	Olson, H. D.	Solon
Blatz	Gearty	Kowalczyk	Olson, J. L.	Spear
Borden	Hansen, Baldy	Larson	O'Neill	Stassen
Brataas	Hansen, Mel	Laufenburger	Patton	Stokowski
Brown	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Chenoweth	Hughes	McCutcheon	Perpich, G.	Tennessee
Chmielewski	Humphrey	Merriam	Pillsbury	Ueland
Coleman	Jensen	Milton	Purfeerst	Wegener
Conzemius	Josefson	Moe	Renneke	Willet

So the bill passed and its title was agreed to.

### SUSPENSION OF RULES

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved to take up the Calendar of Ordinary Matters and that the rules of the Senate be so far suspended as to waive the lie-over requirements on Senate Files. The motion prevailed.

### CALENDAR OF ORDINARY MATTERS

S. F. No. 1421: A bill for an act authorizing the city of Saint Paul to rezone lots or tracts of land in certain circumstances without the consent of landowners in the immediate vicinity.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kleinbaum	Olson, A. G.	Solon
Arnold	Dunn	Knutson	Olson, H. D.	Spear
Ashbach	Fitzsimons	Kowalczyk	Olson, J. L.	Stassen
Bang	Frederick	Larson	O'Neill	Stokowski
Bernhagen	Gearty	Laufenburger	Patton	Stumpf
Blatz	Hansen, Mel	Lewis	Perpich, A. J.	Tennessee
Borden	Hanson, R.	McCutcheon	Perpich, G.	Ueland
Brataas	Hughes	Merriam	Pillsbury	Wegener
Brown	Jensen	Milton	Purfeerst	Willet
Chenoweth	Josefson	Moe	Renneke	
Chmielewski	Keefe, J.	Nelson	Schaaf	
Coleman	Keefe, S.	Ogdahl	Schmitz	
Conzemius	Kirchner	Olhoff	Sillers	

Messrs. Hansen, Baldy and Schrom voted in the negative.

So the bill passed and its title was agreed to.

### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Laufenburger moved that S. F. No. 1654 be withdrawn from the Committee on Transportation and General Legislation and referred to the Committee on Natural Resources and Agriculture. The motion prevailed.

### SUSPENSION OF RULES

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved to take up the General Orders Calendar and that the rules of the Senate be so far suspended as to waive the lie-over requirement on Senate Files. The motion prevailed.

### GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Doty in the chair.

After some time spent therein, the committee arose, and the

President having resumed the chair, Mr. Doty reported that the committee had considered the following:

S. F. No. 366 which the committee recommends to pass.

S. F. No. 954 which the committee reports progress, subject to the following motions:

Mr. Keefe, S. moved to amend S. F. No. 954 as follows:

Page 1, line 9, strike "44" and insert "45"

Page 1, line 12, strike "44" and insert "45"

Page 2, line 2, strike "22,"

Page 2, line 2, after "28," insert "29,"

Page 2, line 2, strike "32 and 33" and insert "33 and 34"

Page 3, line 7, strike "44" and insert "45"

Page 5, line 22, strike "44" and insert "45"

Page 7, after line 11, insert:

"Sec. 11. [210A.101] [IMPROPERLY INFLUENCING OR COERCING VOTERS.] Every judge, officer, or other person, who, within or without any polling place, directly or indirectly uses or threatens to use any force, violence, or restraint, or causes or threatens to cause any damage, harm, or loss to any person, with intent to induce, or in any way attempts to induce or compel, such person, or any other person, to vote or refrain from voting at any election, or to vote in any particular way, or who within any polling room, or in any booth or room connected therewith, or within 100 feet from the entrance to any such polling place, asks, persuades, or endeavors to persuade any person to vote for or against any particular candidate, party, or proposition, or who, by abduction, duress, or any fraudulent device or contrivance, impedes or prevents the free exercise of the franchise at any election, or who by any such means, compels, induces, or prevails upon any voter either to give or refrain from giving his vote at any election, shall be guilty of a gross misdemeanor."

Page 11, line 20, strike "44" and insert "45"

Page 11, line 26, strike "44" and insert "45"

Page 12, line 1, strike "44" and insert "45"

Page 13, lines 1, 4, and 24, strike "44" and insert "45"

Page 17, lines 29 and 32, strike "44" and insert "45"

Page 18, lines 9, 21, and 27, strike "44" and insert "45"

Page 19, lines 18 and 28, strike "44" and insert "45"

Page 20, lines 5 and 29, strike "44" and insert "45"

Page 21, lines 19 and 24, strike "44" and insert "45"

Page 22, line 6, strike "34" and insert "35"

Page 22, line 9, strike "34" and insert "35"

Page 22, lines 16, 23, 28, and 32, strike "44" and insert "45"

Page 23, line 13, strike "44" and insert "45"

Page 24, lines 2, 6, 16, and 30, strike "44" and insert "45"

Page 25, lines 8 and 15, strike "44" and insert "45"

Page 27, line 3, strike "44" and insert "45"

Page 27, after line 4, insert:

"Sec. 46. Laws 1975, Chapter 5, is amended by adding a section to read:

*Sec. 95a. [204A.341] [MISMARKING BALLOTS; DISCLOSING HOW MARKED.] Every election official or other person who marks the ballot of any voter, except in the cases and in the manner provided by law, or who informs any person other than such voter how any such ballot was marked, shall be guilty of a gross misdemeanor.*

Sec. 47. Minnesota Statutes 1974, Section 123.015, is amended to read:

123.015 [ELECTIONS; CORRUPT PRACTICES.] The provisions of ~~sections 211.03 and 211.08~~ *sections 3 and 5, subdivision 1, of this act* and all acts amendatory thereof shall apply to any elections of a common school district, an independent school district, a special school district, or a school election held in unorganized territory.

Sec. 48. Minnesota Statutes 1974, Section 290.09, Subdivision 2, is amended to read:

Subd. 2. [TRADE OR BUSINESS EXPENSES; EXPENSES FOR PRODUCTION OF INCOME.] (a) In General. There shall be allowed as a deduction all the ordinary and necessary expenses paid or incurred during the taxable year in carrying on any trade or business, including

(1) A reasonable allowance for salaries or other compensation for personal services actually rendered;

(2) Traveling expenses (including the entire amount expended for meals and lodging) while away from home in the pursuit of a trade or business; and

(3) Rentals or other payments required to be made as a condition to the continued use or possession, for purposes of the trade or business, of property to which the taxpayer has not taken or is not taking title or in which he has no equity. For purposes of the preceding sentence, the place of residence of a member of congress within the state shall be considered his home, but amounts expended by such members within each taxable year for living expenses shall not be deductible for income tax purposes in excess of \$3,000.

(b) Expenses for Production of Income. In the case of an individual, there shall be allowed as a deduction all the ordinary and necessary expenses paid or incurred during the taxable year.

(1) For the production or collection of income;

(2) For the management, conservation, or maintenance of property held for the production of income; or

(3) In connection with the determination, collection, or refund of any tax.

(c) Campaign expenditures in an amount not to exceed the limits set out in ~~Minnesota Statutes, Section 211.06~~ *section 22 of this act*, not subsequently reimbursed, which have been personally paid by a candidate for public office if the candidate has complied with the expenditure limitations set out in ~~Minnesota Statutes, Section 211.06~~ *section 22 of this act* :

(No deduction shall be allowed under this clause for any contribution or gift which would be allowable as a credit under section 290.21 were it not for the percentage limitations set forth in such section);

(d) All expense money paid by the legislature to legislators.

Sec. 49. Minnesota Statutes 1974, Section 290.21, Subdivision 3, is amended to read:

Subd. 3. An amount for contribution or gifts made within the taxable year:

(a) to or for the use of the state of Minnesota, or any of its political subdivisions for exclusively public purposes,

(b) to or for the use of any community chest, corporation, organization, trust, fund, association, or foundation located in and carrying on substantially all of its activities within this state, organized and operating exclusively for religious, charitable, public cemetery, scientific, literary, artistic, or educational purposes, or for the prevention of cruelty to children or animals, no part of the net earnings of which inures to the benefit of any private stockholder or individual,

(c) to a fraternal society, order, or association, operating under the lodge system located in and carrying on substantially all of their activities within this state if such contributions or gifts are to be used exclusively for the purposes specified in subdivision 3(b), or for or to posts or organizations of war veterans or auxiliary units or societies of such posts or organizations, if they are within the state and no part of their net income inures to the benefit of any private shareholder or individual, or to an employee stock ownership trust as defined in this section. Where the beneficiaries of a stock ownership trust include the transferor, his spouse, children, grandchildren, parents, siblings or their children, the amount of the deduction shall be reduced by the product of multiplying said amount by their percentage interest in the trust,

(d) to or for the use of the United States of America for exclusively public purposes, and to or for the use of any community chest, corporation, trust, fund, association, or foundation, organized and operated exclusively for any of the purposes specified in subdivision 3(b) and (c) no part of the net earnings of which inures to the benefit of any private shareholder or individual, but not carrying on substantially all of their activities within this state, in an amount equal to the ratio of Minnesota taxable net income to total net income,

(e) to a political party, as defined in section 200.02, subdivision 7, or a political candidate, as defined in section ~~211.01~~ *1 of this act*, or a political cause when sponsored by any party or association or committee, as defined in section ~~211.01~~ *1 of this act*, in a maximum amount not to exceed the following:

(1) contributions made by individual natural persons, \$100,

(2) contributions made by a national committeeman, national committeewoman, state chairman, or state chairwoman of a political party, as defined in section 200.02, subdivision 7, \$1,000,

(3) contributions made by a congressional district committeeman or committeewoman of a political party, as defined in section 200.02, subdivision 7, \$350,

(4) contributions made by a county chairman or a county chairwoman of a political party, as defined in section 200.02, subdivision 7, \$150;

(f) in the case of an individual, the total credit against taxable net income allowable hereunder shall not exceed 30 percent of the taxpayer's Minnesota gross income as follows:

(i) the aggregate of contributions made to organizations specified in (a), (b) and (d) shall not exceed ten percent of the taxpayer's Minnesota gross income,

(ii) the total credits under this subparagraph for any taxable year shall not exceed 20 percent of the taxpayer's Minnesota gross income. For purposes of this subparagraph, the credits under this section shall be computed without regard to any deduction allowed under subparagraph (i) but shall take into account any contributions described in subparagraph (i) which are in excess of the amount allowable as a credit under subparagraph (i);

(g) in the case of a corporation, the total credit against net income hereunder shall not exceed 15 percent of the taxpayer's taxable net income less the credits allowable under this section other than those for contributions or gifts,

(h) in the case of a corporation reporting its taxable income on the accrual basis, if — (A) the board of directors authorizes a charitable contribution during any taxable year, and (B) payment of such contribution is made after the close of such taxable year and on or before the fifteenth day of the third month following the close of such taxable year; then the taxpayer may elect to treat such contribution as paid during such taxable year.

The election may be made only at the time of the filing of the return for such taxable year, and shall be signified in such manner as the commissioner shall by regulations prescribe."

Page 27, line 8, after "210.21;" insert "210.22;"

Underline all the new language in the bill

Renumber the sections in sequence

Amend the title as follows:

Line 4, after "penalties;" insert "amending Laws 1975, Chapter 5, by adding a section; and Minnesota Statutes 1974, Sections 123.015; 290.09, Subdivision 2; and 290.21, Subdivision 3;"

Line 5, strike "210.21" and insert "210.22"

The motion prevailed. So the amendment was adopted.

Mr. Hansen, Mel moved to amend the Keefe, S. amendment to S. F. No. 954, adopted by the Senate April 24, 1975, as follows:

In the amendment to page 27, after line 4, which inserts a new Section 46, third line of the new language, after "by law," insert "and as directed by the voter,"

The motion prevailed. So the amendment to the amendment was adopted.

S. F. No. 570, which the committee recommends to pass with the following amendments offered by Messrs. O'Neill and Sillers:

Mr. O'Neill moved to amend S. F. No. 570 as follows:

Page 1, line 10, after "others" insert ", not to exceed \$1,000,"

Mr. Sillers moved to amend S. F. No. 570 as follows:

Page 1, line 14, strike "this state" and insert "Minnesota, North Dakota, South Dakota, Iowa, or Wisconsin"

Mr. Frederick moved to amend S. F. No. 570 as follows:

Page 2, after line 3, insert:

"Sec. 2. Minnesota Statutes 1974, Section 290.09, is amended by adding a subdivision to read:

*Subd. 30. [POST-SECONDARY SCHOOL EXPENSE.] Fifty percent of the amount paid to others for tuition, as defined in section 290.09, subdivision 22, and textbooks of each dependent attending an accredited post-secondary school; provided that the deduction for each dependent shall not exceed \$1,000 per year or a cumulative total of \$4,000. For the purposes of this subdivision any grant or scholarship received by a dependent shall be deemed to be for tuition and textbooks."*

Amend the title as follows:

Line 5, after "22" and before the period, insert ", and by adding a subdivision"



The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 27 and nays 28, as follows:

Those who voted in the affirmative were:

Ashbach	Fitzsimons	Knutson	Olson, J. L.	Stassen
Bang	Frederick	Kowalczyk	Patton	Stumpf
Bernhagen	Hansen, Baldy	Milton	Pillsbury	Ueland
Blatz	Jensen	Nelson	Renneke	
Brataas	Josefson	Olhoft	Solon	
Doty	Kirchner	Olson, A. G.	Spear	

Those who voted in the negative were:

Anderson	Dunn	Larson	O'Neill	Stokowski
Arnold	Gearty	Laufenburger	Perpich, G.	Tennessee
Borden	Hansen, Mel	Merriam	Schaaf	Wegener
Brown	Hughes	Moe	Schmitz	Willet
Chmielewski	Humphrey	Ogdahl	Schrom	
Coleman	Keefe, J.	Olson, H. D.	Sillers	

The motion did not prevail. So the amendment was not adopted.

S. F. No. 1029 which the committee reports progress, subject to the following motion:

Mr. Kowalczyk moved to amend S. F. No. 1029 as follows:

Page 3, after line 4, insert:

"Sec. 2. Minnesota Statutes 1974, Section 273.063, is amended to read:

273.063 [APPLICATION; LIMITATIONS.] The provisions of Extra Session Laws 1967, Chapter 32, Article 8, shall apply to all counties except Ramsey county. The following limitations shall apply as to the extent of the county assessors jurisdiction:

In counties *other than Hennepin* having a city of the first class, the powers and duties of the county assessor within such city shall be performed by the duly appointed city assessor. In all other cities having a population of 30,000 persons or more, according to the last preceding federal census, except in counties having a county assessor on January 1, 1967, the powers and duties of the county assessor within such cities shall be performed by the duly appointed city assessor, provided that the county assessor shall retain the supervisory duties contained in section 273.061, subdivision 8."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, after the semicolon insert "assessing procedures;"

Page 1, line 3, after "amending" insert "Minnesota Statutes 1974, Section 273.063; and"

The motion prevailed. So the amendment was adopted.

The question being taken on the committee recommendation to pass S. F. No. 1029,

And the roll being called, there were yeas 31 and nays 32, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Milton	Purfeerst	Tennessee
Borden	Gearty	Ogdahl	Schaaf	Wegener
Brataas	Hansen, Mel	Olhoft	Sillers	Willet
Chenoweth	Keefe, S.	Olson, A. G.	Solon	
Chmielewski	Laufenburger	O'Neill	Spear	
Coleman	McCutcheon	Perpich, A. J.	Stokowski	
Davies	Merriam	Perpich, G.	Stumpf	

Those who voted in the negative were:

Anderson	Dunn	Jensen	Lewis	Renneke
Ashbach	Fitzsimons	Josefson	Moe	Schrom
Bang	Frederick	Keefe, J.	Nelson	Stassen
Bernhagen	Hansen, Baldy	Kirchner	Olson, H. D.	Ueland
Blatz	Hanson, R.	Knutson	Olson, J. L.	
Brown	Hughes	Kowalczyk	Patton	
Conzemius	Humphrey	Larson	Pillsbury	

The motion did not prevail. So the committee progressed S. F. No. 1029.

And then, on motion of Mr. Doty, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

#### RECESS

Mr. Coleman moved that the Senate do now recess until 1:45 o'clock p.m. The motion prevailed.

The hour of 1:45 o'clock p.m. having arrived, the President called the Senate to order.

#### CALL OF THE SENATE

Mr. Laufenburger imposed a call of the Senate. The following Senators answered to their names:

Anderson	Davies	Kleinbaum	North	Stokowski
Arnold	Doty	Knutson	Olson, A. G.	Stumpf
Ashbach	Fitzsimons	Kowalczyk	Olson, H. D.	Tennessee
Borden	Gearty	Laufenburger	Olson, J. L.	Wegener
Brataas	Hansen, Mel	Lewis	Perpich, A. J.	Willet
Brown	Hanson, R.	McCutcheon	Pillsbury	
Chmielewski	Humphrey	Merriam	Purfeerst	
Coleman	Keefe, S.	Milton	Schmitz	
Conzemius	Kirchner	Moe	Spear	

The Sergeant-at-Arms was instructed to bring in the absent members.

#### SUSPENSION OF RULES

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved to take up the Calendar of Ordinary Matters and that the rules of the Senate be so far suspended as to waive the lie-over requirement on Senate Files. The motion prevailed.

## CALENDAR OF ORDINARY MATTERS

S. F. No. 1169: A bill for an act relating to school districts; providing for specifications for school bids; amending Minnesota Statutes 1974, Section 471.35.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 39 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Milton	Schaaf
Arnold	Fitzsimons	Knutson	North	Schmitz
Ashbach	Gearty	Kowalczyk	Olhoft	Spear
Bernhagen	Hansen, Mel	Larson	Olson, A. G.	Stokowski
Brown	Hanson, R.	Laufenburger	Olson, H. D.	Stumpf
Chmielewski	Humphrey	Lewis	Olson, J. L.	Tennessee
Coleman	Josefson	McCutcheon	Perpich, A. J.	Wegener
Davies	Kirchner	Merriam	Pillsbury	

So the bill passed and its title was agreed to.

S. F. No. 4: A bill for an act relating to courts; general terms in ninth judicial district, eastern area; amending Minnesota Statutes 1974, Section 484.17.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 42 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Kirchner	Milton	Schmitz
Arnold	Conzemius	Kleinbaum	North	Spear
Ashbach	Doty	Knutson	Olhoft	Stokowski
Bernhagen	Fitzsimons	Kowalczyk	Olson, A. G.	Stumpf
Borden	Gearty	Larson	Olson, H. D.	Tennessee
Brataas	Hansen, Mel	Laufenburger	Olson, J. L.	Wegener
Brown	Hanson, R.	Lewis	Perpich, A. J.	
Chenoweth	Humphrey	McCutcheon	Pillsbury	
Chmielewski	Josefson	Merriam	Purfeerst	

So the bill passed and its title was agreed to.

S. F. No. 1131: A bill for an act relating to insurance; authorizing domestic stock insurance companies to declare and pay dividends quarterly; amending Minnesota Statutes 1974, Section 60A.23. Subdivision 4.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 43 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Jensen	Merriam	Purfeerst
Arnold	Conzemius	Josefson	Milton	Schmitz
Ashbach	Davies	Kirchner	North	Spear
Bernhagen	Doty	Kleinbaum	Olhoff	Stokowski
Borden	Fitzsimons	Knutson	Olson, A. G.	Stumpf
Brataas	Gearty	Larson	Olson, H. D.	Tennessee
Brown	Hansen, Mel	Laufenburger	Olson, J. L.	Willet
Chenoweth	Hanson, R.	Lewis	Perpich, A. J.	
Chmielewski	Humphrey	McCutcheon	Pillsbury	

So the bill passed and its title was agreed to.

S. F. No. 1541: A bill for an act relating to counties and the government thereof and, in particular, to Ramsey county; deleting welfare budget deadline as it applies to Ramsey county.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 47 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Milton	Schmitz
Arnold	Davies	Kirchner	Moe	Spear
Ashbach	Doty	Kleinbaum	North	Stokowski
Bernhagen	Fitzsimons	Knutson	Olhoff	Stumpf
Borden	Gearty	Kowalczyk	Olson, A. G.	Tennessee
Brataas	Hansen, Mel	Larson	Olson, H. D.	Wegener
Brown	Hanson, R.	Laufenburger	Olson, J. L.	Willet
Chenoweth	Hughes	Lewis	Perpich, A. J.	
Chmielewski	Humphrey	McCutcheon	Pillsbury	
Coleman	Jensen	Merriam	Purfeerst	

So the bill passed and its title was agreed to.

#### SUSPENSION OF RULES

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved to take up the General Orders Calendar and that the rules of the Senate be so far suspended as to waive the lie-over requirement on Senate Files. The motion prevailed.

#### GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Doty in the chair.

After some time spent therein, the committee arose, and the President having resumed the chair, Mr. Doty reported that the committee had considered the following:

S. F. Nos. 1113, 1434, 747, 1215, 306, 1441, 1442, 1443, 921, 1188, 230, 963, 637, 892, 746, 741, 115, 1391, 896, 1321, 413, 1429, 1057, 1460, 1425, 1189, 1287, 1190, 1196, 1558, 1155, 1275, 1290, 1326, 1466 and 1477 which the committee recommends to pass.

S. F. No. 12 which the committee recommends be re-referred to the Committee on Metropolitan and Urban Affairs.

S. F. No. 765, which the committee recommends to pass with the following amendment offered by Mr. Humphrey:

Page 4, line 2, after the comma insert "*on the basis of a disability,*"

Page 4, line 16, after the comma insert "*on the basis of a disability,*"

S. F. No. 1296, which the committee recommends to pass with the following amendment offered by Mr. Jensen:

Page 2, after line 32, insert:

*"A notice in substantially the following form shall be sufficient.*

*As a terminated employee the law authorizes you to maintain your group medical insurance for a period of up to six months. To do so you must notify your former employer within five days of this notice that you intend to retain such coverage and must make a monthly payment of \$\_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_ by the \_\_\_\_\_ of each month."*

S. F. No. 829 which the committee recommends to pass, subject to the following motions:

Mr. Tennesen moved to amend S. F. No. 829 as follows:

Page 1, line 9, strike "*The*"

Page 1, strike lines 10 to 14

Page 2, lines 3 and 4, strike "*either or both, the state and community names*" and insert "*only the community or regional name, in conjunction with the phrase "state university,"*"

Mr. McCutcheon requested that the amendment be divided as follows:

First portion:

Page 1, line 9, strike "*The*"

Page 1, strike lines 10 to 14

The question being taken on the first portion of the Tennesen amendment,

The motion prevailed. So the first portion of the amendment was adopted.

Second portion:

Page 2, lines 3 and 4, strike "*either or both, the state and community names*" and insert "*only the community or regional name, in conjunction with the phrase "state university,"*"

The question being taken on the second portion of the Tennesen amendment,

The motion prevailed. So the second portion of the amendment was adopted.

The question being taken on the committee recommendation to pass S. F. No. 829,

And the roll being called, there were yeas 45 and nays 15, as follows:

Those who voted in the affirmative were:

Anderson	Chmielewski	Kleinbaum	Moe	Schrom
Arnold	Dunn	Knutson	Ogdahl	Sillers
Ashbach	Fitzsimons	Kowalczyk	Olson, H. D.	Solon
Bang	Frederick	Larson	O'Neill	Stassen
Berg	Hansen, Mel	Laufenburger	Patton	Stumpf
Bernhagen	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Blatz	Humphrey	McCutcheon	Pillsbury	Ueland
Borden	Jensen	Merriam	Renneke	Wegener
Brataas	Josefson	Milton	Schaaf	Willet

Those who voted in the negative were:

Conzemius	Gearty	North	Olson, J. L.	Schmitz
Davies	Hansen, Baldy	Olhoft	Perpich, G.	Spear
Doty	Nelson	Olson, A. G.	Purfeerst	Stokowski

The motion prevailed. So the committee recommended S. F. No. 829 to pass.

And then, on motion of Mr. Doty, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Schaaf moved that S. F. No. 1329 be withdrawn from the Committee on Education and re-referred to the Committee on Transportation and General Legislation. The motion prevailed.

Mr. Coleman moved that the Senate do now adjourn until 10:00 o'clock a.m., Saturday, April 26, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## THIRTY-NINTH DAY

St. Paul, Minnesota, Saturday, April 26, 1975

The Senate met at 10:00 o'clock a.m. and was called to order by the President.

## CALL OF THE SENATE

Mr. Hansen, Baldy imposed a call of the Senate. The following Senators answered to their names:

Anderson	Conzemius	Humphrey	Olson, H. D.	Stokowski
Arnold	Davies	Keefe, J.	Olson, J. L.	Stumpf
Ashbach	Doty	Keefe, S.	Patton	Tennessee
Bang	Dunn	Kirchner	Perpich, A. J.	Ueland
Berg	Fitzsimons	Kowalczyk	Perpich, G.	Wegener
Blatz	Gearty	Larson	Pillsbury	Willet
Brataas	Hansen, Baldy	Milton	Schaaf	
Brown	Hansen, Mel	Moe	Schmitz	
Chenoweth	Hanson, R.	Nelson	Solon	
Chmielewski	Hughes	Olson, A. G.	Spear	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rev. Ronald C. Peterson.

The roll being called, the following Senators answered to their names:

Anderson	Davies	Keefe, S.	Olhoft	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Brataas	Hansen, Mel	McCutcheon	Perpich, G.	Ueland
Brown	Hanson, R.	Merriam	Pillsbury	Wegener
Chenoweth	Hughes	Milton	Renneke	Willet
Chmielewski	Humphrey	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	Ogdahl	Schrom	

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

## MEMBERS EXCUSED

Messrs. Borden, Jensen, Lewis, North and Purfeerst were excused from the Session of today. Mr. Ueland was excused from the

Session of today at 10:30 o'clock a.m. Mr. Wegener was excused from the Session of today at 11:30 o'clock a.m. Messrs. Olson, J. L. and Renneke were excused from the Session of today at 12:00 o'clock noon. Mr. Hanson, R. was excused from the Session of today at 12:15 o'clock p.m. Mr. Solon was excused from the Session of today at 12:30 o'clock p.m.

#### **INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bills were read the first time and referred to the committees indicated.

Messrs. Anderson, Bernhagen and Olson, H. D. introduced—

S. F. No. 1683: A bill for an act relating to control of noxious weeds; authorizing towns to control noxious weed growth on state lands; providing reimbursement of certain expenses incurred to control weeds on state or federal lands.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Milton, Brown and Spear introduced—

S. F. No. 1684: A bill for an act relating to public information; clarifying the definition of public information; setting forth the duties of public officials with respect thereto; establishing an office of public information; providing appeal procedures; providing penalties; amending Minnesota Statutes 1974, Chapter 15, by adding sections; repealing Minnesota Statutes 1974, Section 15.17.

Referred to the Committee on Governmental Operations. Mr. Tennessen questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Dunn; Olson, A. G. and Larson introduced—

S. F. No. 1685: A bill for an act relating to county government; optional form of county government; amending Minnesota Statutes 1974, Section 375.48, Subdivision 1.

Referred to the Committee on Local Government.

Messrs. Milton, Doty and Spear introduced—

S. F. No. 1686: A bill for an act relating to energy; establishing a state program of low interest loans to provide installation of solar furnaces in single family dwellings; appropriating money; amending Minnesota Statutes 1974, Section 462A.05, by adding a subdivision.

Referred to the Committee on Governmental Operations.



Mr. Arnold introduced—

S. F. No. 1687: A bill for an act relating to unemployment compensation; redefining "week"; amending Minnesota Statutes 1974, Section 268.04, Subdivision 27.

Referred to the Committee on Labor and Commerce.

Mr. Arnold introduced—

S. F. No. 1688: A bill for an act relating to the counties of Beltrami, Lake of the Woods, Itasca, Koochiching and St. Louis; providing a levy for television translator systems.

Referred to the Committee on Local Government.

Mr. Hughes, Mrs. Brataas and Mr. Moe introduced—

S. F. No. 1689: A bill for an act relating to education; vocational-technical institutes; providing for student associations.

Referred to the Committee on Education.

Messrs. Gearty, O'Neill and Coleman introduced—

S. F. No. 1690: A bill for an act relating to courts; salaries for positions in the judicial branch; amending Minnesota Statutes 1974, Section 15A.083, Subdivisions 1 and 2; repealing Minnesota Statutes 1974, Section 487.05.

Referred to the Committee on Governmental Operations.

Mr. Brown introduced—

S. F. No. 1691: A bill for an act relating to retirement; definition of covered correctional service; amending Minnesota Statutes 1974, Section 352.91, Subdivision 1.

Referred to the Committee on Governmental Operations.

Messrs. Kleinbaum; Hanson, R. and Willet introduced—

S. F. No. 1692: A bill for an act relating to game and fish; establishing the expiration date of all game and fish licenses as the last day of February; authorizing the commissioner of natural resources to provide for the issuance of more than one game or fish license to a person during any licensing year; providing for distribution of game and fish licenses on consignment; establishing an issuing fee for such licenses; requiring sub-agents to be bonded; authorizing county auditors to retain a four percent commission on license fees; authorizing the commissioner of natural resources to issue regulations relating to sub-agencies; amending Minnesota Statutes 1974, Sections 98.45, Subdivision 1; and 98.50, Subdivisions 1, 2, 3 and 5.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Schaaf introduced—

S. F. No. 1693: A bill for an act relating to the operation of state government; providing for implementation of a state register for official notices by state departments; amending Minnesota Statutes 1974, Section 15.0412, Subdivision 4; and Laws 1974, Chapter 344, Section 9.

Referred to the Committee on Governmental Operations.

Mr. Chenoweth, by request, introduced—

S. F. No. 1694: A bill for an act relating to the metropolitan transit commission; excluding persons under the age of 18 from free transit services between certain time periods; amending Minnesota Statutes 1974, Section 473A.111, Subdivision 4.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Milton introduced—

S. F. No. 1695: A bill for an act relating to municipalities; industrial development; authorizing municipalities to enter into certain loan agreements and sale contracts; amending Minnesota Statutes 1974, Sections 474.01, Subdivisions 1, 5, 6, 7 and 8; 474.02, Subdivisions 1, 2, 3, 4, and by adding subdivisions; 474.03; 474.04; 474.05; 474.06; 474.08; 474.09; 474.10, Subdivisions 1 and 4; 474.11; 474.12; and 474.13; Chapter 474, by adding sections; repealing Minnesota Statutes 1974, Section 474.02, Subdivisions 1a and 1b.

Referred to the Committee on Local Government.

Messrs. Coleman, O'Neill and McCutcheon introduced—

S. F. No. 1696: A bill for an act relating to the city of St. Paul and Independent School District No. 625; authorizing the issuance of bonds, the levy of taxes and the appropriation of revenues to finance the acquisition, betterment, operation and maintenance of swimming pools for the municipal program of public recreation and playgrounds; authorizing joint use agreements.

Referred to the Committee on Metropolitan and Urban Affairs.

#### MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 543, 649, 690 and 820.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 24, 1975

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 460: A bill for an act relating to pollution; prohibiting sale of beverage containers having detachable parts; providing a penalty.

Senate File No. 460 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 24, 1975

Mr. Willet moved that the Senate do not concur in the amendments by the House to S. F. No. 460 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 249:

H. F. No. 249: A bill for an act relating to eminent domain; appraisal fees in acquisition by direct purchase; filing of final certificate; amending Minnesota Statutes 1974, Sections 117.205; and 117.232, Subdivision 1.

And the House respectfully requests that a Conference Committee of three members be appointed thereon:

Messrs. Fudro, Schreiber and Parish have been appointed as such committee on the part of the House.

House File No. 249 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 24, 1975

Mr. Tennesen moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 249, and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H. F. No. 1315.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted April 23, 1975

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 348, 439, 909, 1167, 1330, 522 and 1104.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted April 24, 1975

#### FIRST READING OF HOUSE BILLS

The following bills were read the first time and referred to the committees indicated.

H. F. No. 1315: A bill for an act relating to the city of Red Wing; retirement and survivors benefits payable by the Red Wing firemen's relief association.

Referred to the Committee on Governmental Operations.

H. F. No. 348: A bill for an act relating to insurance; clarifying the application of state law to certain insurance contracts; amending Minnesota Statutes 1974, Chapter 60A, by adding a section.

Referred to the Committee on Labor and Commerce.

H. F. No. 439: A bill for an act relating to taxation; providing an income tax credit to deaf individuals and increasing the tax credit to certain blind persons; amending Minnesota Statutes 1974, Section 290.06, Subdivision 3c.

Referred to the Committee on Taxes and Tax Laws.

H. F. No. 909: A bill for an act relating to the regulation of finance charges; territorial application; amending Minnesota Statutes 1974, Chapter 334, by adding sections.

Referred to the Committee on Labor and Commerce.

H. F. No. 1167: A bill for an act relating to motor vehicles; registration and taxation; authorizing the transfer of number plates issued to a vehicle used in driver education courses in public schools to another vehicle used for the same purposes; amending Minnesota Statutes 1971, Section 168.12, Subdivision 1, as amended.

Referred to the Committee on Transportation and General Legislation.

H. F. No. 1330: A bill for an act relating to labor; directing the

commissioner of labor and industry to enforce the prohibition against administering polygraph tests to employees; prescribing penalties; amending Minnesota Statutes 1974, Section 181.75; repealing Minnesota Statutes 1974, Section 181.77.

Referred to the Committee on Judiciary.

H. F. No. 522: A bill for an act relating to workmen's compensation; extending coverage; increasing benefit levels; providing for attorney's fees; amending Minnesota Statutes 1974, Sections 79.28; 176.011, Subdivisions 9, and 16, and by adding subdivisions; 176.041; 176.051; 176.081, and by adding subdivisions; 176.101; 176.111, Subdivisions 1, 5 and 11; 176.131, Subdivision 10; 176.132, Subdivision 2; 176.133; 176.141; 176.151; 176.191; 176.461; 176.511, Subdivision 3; and Chapters 175, by adding a section; and Chapter 176, by adding sections; repealing Minnesota Statutes 1974, Section 176.111, Subdivisions 6, 7, 8, 9, 12, 13, 14, 15, 19, 20 and 21.

Referred to the Committee on Labor and Commerce.

H. F. No. 1104: A bill for an act relating to highway traffic regulations; equipment on certain vehicles; requiring tires on certain vehicles to meet requirements of the commissioner of public safety; prohibiting the sale, other than to a dealer, of certain vehicles with unsafe tires; and prescribing penalties.

Referred to the Committee on Rules and Administration.

#### REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. The motion prevailed.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1105: A bill for an act relating to crimes; specifying the acts constituting the offense of tampering with a witness; prescribing penalties; amending Minnesota Statutes 1974, Section 609.42, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Pages 1 and 2, strike Section 1 and insert:

*"Section 1. [609.498] [TAMPERING WITH A WITNESS.] Subdivision 1. Whoever intentionally prevents or dissuades or intentionally attempts to prevent or dissuade by means of force or threats of injury to person, family, or property, or by means of a threatening letter or communication, a person who is or may become a witness from attending or testifying at any trial, proceeding, or inquiry authorized by law, is guilty of tampering with a witness and may be sentenced to imprisonment for not more than five years or to payment of a fine not to exceed \$5000.*

*Subd. 2. Whoever intentionally prevents or dissuades or intentionally attempts to prevent or dissuade by means of any act described in section 609.27, subdivision 1, clauses (3), (4), or (5), a person who is or may become a witness from attending or testifying at any trial, proceeding, or inquiry authorized by law, is guilty of tampering with a witness and may be sentenced to imprisonment for not more than one year or to payment of a fine not to exceed \$1000."*

And when so amended the bill do pass. Amendments adopted.  
Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1135: A bill for an act relating to intoxicating and non-intoxicating liquor; age for licensing, sale, purchase, consumption, possession and furnishing; amending Minnesota Statutes 1974, Sections 340.02, Subdivision 8; 340.035, Subdivision 1; 340.119, Subdivision 2; 340.13, Subdivision 12; 340.14, Subdivision 2; 340.355; 340.403, Subdivision 3; 340.73, Subdivision 1; 340.731; 340.78; 340.79; 340.80; and 340.81.

Reports the same back with the recommendation that the bill be amended as follows:

Pages 3 and 4, strike all of section 5

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, strike "340.14,"

Page 1, line 8, strike "Subdivision 2;"

And when so amended the bill do pass. Amendments adopted.  
Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1236: A bill for an act relating to the department of human rights; abolishing the board of human rights and its appeal panels and creating an advisory committee; providing for status letters; eliminating judicial review of determinations of no probable cause; providing for the expedition of certain cases; expanding subpoena powers; expanding the option of private civil actions; appropriating money; amending Minnesota Statutes 1974, Sections 363.04, Subdivisions 4 and 6; 363.05, Subdivision 1; 363.06, Subdivisions 1 and 4; 363.071; 363.11; and 363.14, Subdivision 1; repealing Minnesota Statutes 1974, Sections 363.04, Subdivisions 5, 9 and 10; and 363.06, Subdivision 7.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, lines 20 to 28, reinstate the stricken language and strike the new language

Page 2, lines 1 to 32 reinstate the stricken language and strike the new language

Page 3, lines 1 to 3, reinstate the stricken language

Page 3, line 4, reinstate the stricken "1972."

Page 3, line 5, strike "committee" and insert "board"

Pages 3 to 6, strike all of sections 2 and 3

Page 6, line 32, after the period insert "*A copy of the periodic notice shall be mailed to the respondent.*"

Page 7, line 32, after the period strike "Decisions" and insert "A decision"

Page 8, line 1, after "commissioner" insert "*that no probable cause exists to credit the allegations of an unfair discriminatory practice*"

Page 8, line 1, after "court" insert "*pursuant to section 363.072 of section 15.0424*"

Page 12, line 4, strike "*After a determination that*"

Page 12, strike lines 5 to 13 and insert the following:

*"After the issuance of a complaint pursuant to section 363.06, subdivision 4, a charging party or a respondent may request that the hearing examiner issue subpoenas requiring the presence of witnesses or the production for examination of books or papers not privileged and relevant to any matter in question at the hearing."*

Page 12, strike section 7

Page 13, line 30, after "brought" insert "*pursuant to this section*"

Page 14, line 25, strike "*\$32,600 to be used according to the following*"

Page 14, strike lines 26 and 27

Page 14, line 28, strike "*human rights advisory committee; and*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, strike lines 3 and 4

Page 1, line 11, strike "Subdivisions 4 and 6; 363.05, Subdivision 1" and insert "Subdivision 4"

Page 1, line 12, strike "363.11;"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was re-referred

S. F. No. 755: A bill for an act relating to state administrative procedures; redefining certain terms; prescribing a method for the adoption, amendment, suspension or repeal of rules; providing for the publication of a manual of state agency rules; providing for the publication of the state register; creating an office of hearing examiners; appropriating money; amending Minnesota Statutes 1974, Sections 15.0411; 15.0412; 15.0413, Subdivisions 1, 2 and 3; 15.0415; 15.0421; 15.046; 15.047, Subdivision 1; 15.048; 15.049; 15.051, Subdivisions 1 and 2, and by adding a subdivision; 16.80, Subdivision 1; and Chapter 15, by adding sections; repealing Minnesota Statutes 1974, Section 15.0413, Subdivisions 4, 5 and 6.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 6, reinstate the stricken language and strike "(f)"

Page 2, line 7, before "the" insert "*the workmen's compensation division in*"

Page 2, line 7, strike "(g)" and insert "(h)"

Page 2, line 8, after the period insert "*Sections 15.0418 to 15.0426 do not apply to the Minnesota municipal commission.*"

Page 2, line 15, strike "regulations" and insert "rules"

Page 2, line 23, strike "regulations" and insert "rules"

Page 2, line 25, strike "regulations" and insert "rules"

Page 4, line 15, strike ", *within the current calendar*"

Page 4, line 16, strike "year,"

Page 5, line 14, strike "If he"

Page 5, strike lines 15 and 16

Page 5, line 17, strike "secretary of state and publish the same."

Page 5, line 21, strike "*or at some later date if*" and insert "*unless a later date is required by statute or*"

Page 5, line 22, strike "1975" and insert "1976"

Page 5, line 25, after "powers," insert "*or when the agency is compelled to act by court order or a federal law or rule,*"

Page 6, line 8, before "Any" insert "*Such notice and*"

Page 7, line 26, strike "and regulations"

Page 14, line 1, strike "*deemed*"

Page 16, line 5, after "state" insert "*and such political subdivisions of the state may contract with the chief hearing examiner*"

Page 20, line 9, after the period insert "*Where appropriate, hearing examiners shall be assigned office space within the department they most frequently serve.*"



Page 20, after line 20, insert:

"Sec. 20. Laws 1974, Chapter 344, Section 9, is amended to read:

Sec. 9. This act is effective on July 1, ~~1975~~ 1976.

Sec. 21. Minnesota Statutes 1974, Chapter 5, is amended by adding a section to read:

[5.21] [NOTICE OF RULE HEARINGS LISTS.] *The secretary of state shall maintain lists of persons and associations who, pursuant to section 15.0412, subdivision 4, register their names for the purpose of receiving a notice of a rule hearing. A separate list shall be kept for each agency and shall be supplied upon request to the appropriate agency. Once each year the secretary of state shall inquire as to whether those persons and associations on the lists wish to maintain their names thereon and shall remove names for which there is a negative reply or no reply within 60 days.*"

Page 20, line 26, before the period insert "*and those provisions relating to the state register shall be effective on July 1, 1976*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 13, after "1;" insert "Laws 1974, Chapter 344, Section 9;"

Page 1, line 14, strike "and Chapter" and insert "Chapters 5, by adding a section; and"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1314: A bill for an act relating to housing; increasing range of eligibility for assistance from housing finance agency; providing for revolving loan funds and direct subsidies; appropriating money; amending Minnesota Statutes 1974, Sections 462A.03, Subdivisions 7, 10, and 13; 462A.05, Subdivisions 2 and 14; 462A.21, by adding subdivisions; and 462A.22, Subdivision 9.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1974, Section 462A.03, Subdivision 13, is amended to read:

Subd. 13. "Eligible mortgagor" means a nonprofit corporation ~~or~~, limited profit entity or a builder, as the same are defined by the agency in its rules; which sponsors or constructs residential housing as defined in subdivision 7, or a natural person of low or moderate income, except that the return to a limited dividend

entry entity shall not exceed eight percent of the capital contribution of the investors or such lesser percentage as the agency shall establish in its rules. *Owners of existing residential housing occupied by renters shall be eligible for rehabilitation loans only if, as a condition to the issuance of the loan, the owner agrees to conditions established by the agency in its rules relating to rental or that will insure that the housing will be occupied by persons and families of low or moderate income. The agency shall require by rules that the owner give preference to those persons of low or moderate income who occupied the residential housing at the time of application for the loan.*

Sec. 2. Minnesota Statutes 1974, Section 462A.05, Subdivision 2, is amended to read:

Subd. 2. It may make or participate in the making of eligible construction loans to sponsors or *builders* of residential housing for occupancy by persons or families of low and moderate income. Such loans shall be made only upon determination by the agency that construction loans are not otherwise available, wholly or in part, from private lenders upon equivalent terms and conditions.

Sec. 3. Minnesota Statutes 1974, Section 462A.05, Subdivision 14, is amended to read:

Subd. 14. It may agree to purchase, make, or otherwise participate in the making, and may enter into commitments for the purchase, making, or participation in the making, of eligible loans for rehabilitation to persons and families of low and moderate income, and to ~~sponsors~~ *owners* of existing residential housing for occupancy by such persons and families, for the rehabilitation of existing residential housing owned by them. Such loans may be insured or uninsured and may be made with such security, or may be unsecured, as the agency deems advisable. They may be made in amounts sufficient to refinance existing indebtedness secured by the property, if such refinancing is determined by the agency to be necessary to permit the owner to meet his housing cost without expending an unreasonable portion of his income thereon. No loan for rehabilitation shall be made unless the agency determines that such loan will be used primarily to make the housing more desirable to live in, to increase the market value of the housing ~~or~~, for compliance with state, county or municipal building, housing maintenance, fire, health or similar codes and standards applicable to housing, ~~or to accomplish energy conservation related improvements.~~ In unincorporated areas and municipalities not having such codes and standards, the agency may, solely for the purpose of administering the provisions of Laws 1974, Chapter 441, establish such codes and standards. No loan for rehabilitation of any property shall be made in an amount which, with all other existing indebtedness secured by the property, would exceed its market value, as determined by the agency. No loan for rehabilitation of owner occupied residential housing shall be denied solely because the loan will not be used for placing such residential housing in full compliance with all state, county or municipal building, housing maintenance, fire, health or similar codes and standards applicable to housing.

Rehabilitation loans shall be made only when the agency determines that financing is not otherwise available, in whole or in part, from private lenders upon equivalent terms and conditions.

Sec. 4. Minnesota Statutes 1974, Section 462A.05, Subdivision 15, is amended to read:

Subd. 15. It may make grants to persons and families of low and moderate income to pay or to assist in paying a loan made pursuant to subdivision 14, or to rehabilitate or to assist in rehabilitating existing residential housing owned or occupied by such persons or families. For the purposes of this section, persons of low and moderate income include administrators appointed pursuant to section 566.25, clause (c). No such grant shall be made unless the agency determines that such grant will be used primarily to make the housing more desirable to live in, to increase the market value of the housing or for compliance with state, county or municipal building, housing maintenance, fire, health or similar codes and standards applicable to housing. In unincorporated areas and municipalities not having such codes and standards, the agency may, solely for the purpose of administering this provision, establish such codes and standards. No grant for rehabilitation of owner occupied residential housing shall be denied solely because the grant will not be used for placing such residential housing in full compliance with all state, county or municipal building, housing maintenance, fire, health or similar codes and standards applicable to housing. The amount of any such grant shall not exceed the lesser of (a) \$5,000, or (b) the actual cost of the work performed, or (c) that portion of the cost of rehabilitation which the agency determines cannot otherwise be paid by such person or family without spending an unreasonable portion of the income of such person or family thereon. In making such grants, the agency shall determine the circumstances under which and the terms and conditions under which all or any portion thereof will be repaid and shall determine the appropriate security should such repayment be required.

*The agency may also make grants to rehabilitate or to assist in rehabilitating housing under this subdivision to persons of low and moderate income for the purpose of qualifying as foster parents.*

Sec. 5. Minnesota Statutes 1974, Section 462A.07, is amended by adding a subdivision to read:

*Subd. 14. It may engage in housing programs for low and moderate income native Americans, as that term is defined in Minnesota Statutes, 1974, Section 254A.02, Subdivision 11, developed and administered separately or in combination by the Chippewa Tribe, the Red Lake Band of Chippewa Indians, and the Sioux Communities as determined by such Tribe, Band, or Communities. In developing such housing programs the Tribe, Band, or Communities shall take into account the housing needs of all native Americans residing both on and off reservations within the State. A plan for each such program, which specifically describes the program (a) content, (b) utilization of funds, (c) administration, (d) operation, (e) implementation and other matters, as determined by the agency, must be submitted to the agency for its review and approval prior to the making of eligible*

loans pursuant to section 462A.21. All such programs must conform to rules and regulations promulgated by the agency concerning program administration; the quality of housing; interest rates, fees and charges in connection with making eligible loans; and other matters determined by the agency to be necessary in order to effectuate the purposes of this act. All such programs must provide for a reasonable balance in the distribution of funds appropriated for the purpose of this section between native Americans residing on and off reservations within the state. Nothing in this section shall preclude such Tribe, Band or Communities from requesting and receiving cooperation, advice, and assistance from the agency as regards program development, operation, delivery, financing, or administration. As a condition to the making of such eligible loans, the Chippewa Tribe, the Red Lake Band of Chippewa Indians and the Sioux Communities shall (a) enter into a loan agreement and other contractual arrangements with the agency for the purpose of transferring the allocated portion of loan funds as set forth in section 9 of this act and to insure compliance with the provisions of this section and the act, and (b) shall agree that all of their official books and records related to such housing programs shall be subjected to audit by the legislative auditor in the manner prescribed for agencies of state government. The agency shall submit a biennial report concerning the various housing programs for native Americans, and related receipts and expenditures as provided in section 462A.22, subdivision 9, and such Tribe, Band, or Communities to the extent that they administer such programs, shall be responsible for any costs and expenses related to such administration provided, however, they shall be eligible for payment for costs, expenses and services pursuant to section 462A.07, subdivision 12 and section 462A.21, subdivision 4d. The agency shall provide or cause to be provided essential general technical services as set forth in section 462A.07, subdivision 2, and general consultative project assistance services, including, but not limited to, management, training, and home ownership counseling as set forth in section 462A.07, subdivision 3.

Sec. 6. Minnesota Statutes 1974, Section 462A.21, is amended by adding a subdivision to read:

*Subd. 4b. It may establish loan funds and may make eligible loans from them, at rates of interest and with security as this agency deems advisable, if each loan is determined by the agency to be necessary to permit the occupant of residential housing financed wholly or in part by any such loan to meet his housing costs without expending an unreasonable portion of his income on them.*

Sec. 7. Minnesota Statutes 1974, Section 462A.21, is amended by adding a subdivision to read:

*Subd. 4c. It may establish a revolving loan fund and may make eligible loans, pursuant to subdivision 4b, to low and moderate income native Americans as provided in section 462A.07, subdivision 14, and may pay the costs and expenses necessary and incidental to the development and operation of such programs.*

Sec. 8. Minnesota Statutes 1974, Section 462A.22, Subdivision 9, is amended to read:

Subd. 9. The agency shall also submit a biennial report of its activities, *projected activities, receipts, and expenditures for the next biennium*, to the governor and the legislature on or before January 15 in each odd-numbered year.

Sec. 9. [APPROPRIATION.] *The sum of \$45,000,000 is appropriated from the general fund in the state treasury to the housing development fund under the jurisdiction of the housing finance agency to be used for the purposes identified in Minnesota Statutes, Section 462A.21, Subdivision 4a, and in sections 5, 6 and 7 of this act. The amounts determined by the agency to be used for each of those purposes shall not exceed:*

(a) *\$25,000,000 for making rehabilitation grants and low interest rehabilitation loans to persons and families of low and moderate income, of which \$3,000,000 may be used for the purpose of making loans to owners of residential housing to reduce the consumption of energy, and of which \$6,000,000 shall be used for the purpose of making loans and grants to owners of residential housing who are senior citizens or owners of residential housing occupied by senior citizens, as determined by the agency.*

(b) *\$5,000,000 for the purpose of establishing a revolving loan fund for the development of housing for occupancy by native Americans as described in section 462A.21, subdivision 4d, and section 462A.07, subdivision 14, and for the payment of costs and expenses necessary and incidental to such programs provided, however, that 64 percentum of said appropriations shall be used in the development and operation of housing programs by the Minnesota Chippewa Tribe; 30 percentum of such appropriations shall be used in the development and operation of housing programs by the Red Lake Band; 6 percentum of such appropriations shall be used in the development and operation of housing programs by the Sioux Communities.*

(c) *\$4,850,000 for establishing a revolving loan fund for financing low income purchasers of low cost basic homes.*

(d) *\$10,000,000 for providing housing assistance subsidies as described in section 6.*

(e) *\$150,000 to engage in research, design, coordination, and marketing of alternative housing delivery systems for senior citizens.*

*Notwithstanding the provisions of Minnesota Statutes, Section 16A.28, or any other law relating to the lapse of an appropriation, the appropriation made by this section shall not lapse but shall continue until fully expended.*

Sec. 10. [EFFECTIVE DATE.] *This act shall be effective July 1, 1975."*

Amend the title as follows:

Line 7, strike "Subdivisions 7, 10, and" and insert "Subdivision"

Line 8, strike "and 14" and insert ", 14 and 15"

Line 8, before "462A.21" insert "462A.07, by adding a subdivision;"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

**Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred**

**S. F. No. 1309: A bill for an act relating to health; providing for stipends to be paid to colleges of osteopathic medicine training Minnesota residents; appropriating money.**

**Reports the same back with the recommendation that the bill be amended as follows:**

**Page 1, line 6, strike "[OSTEOPATHIC PLACEMENT BOARD.] Subdivision" and insert "[DUTIES OF THE HIGHER EDUCATION COORDINATING COMMISSION.]"**

**Page 1, strike lines 7 through 16**

**Page 1, line 17, strike "Subd. 3. [DUTIES OF THE BOARD.]"**

**Page 1, line 17, strike "board" and insert "higher education coordinating commission"**

**Page 1, line 22, strike "osteopathic placement board" and insert "higher education coordinating commission"**

**Page 2, line 1, after "the" and before the period strike "board" and insert "commission"**

**Page 2, line 1, after "The" and before "shall" strike "board" and insert "commission"**

**Page 2, line 3, strike "student"**

**Page 2, line 5, strike "board" and insert "commission"**

**Page 2, line 19, strike "of" and insert "not to exceed"**

**Page 2, line 20, strike "of" and insert "not to exceed"**

**Page 2, line 22, after "shall" insert "not exceed a"**

**Page 2, line 26, strike "of" and insert "not to exceed"**

**Page 2, line 27, strike "of" and insert "not to exceed"**

**Page 2, line 29, after "shall" insert "not exceed a"**

**Page 3, line 2, after "stipends" and before the period insert "per enrollee"**

**Page 3, line 5, strike "schools" and insert "school"**

**Page 3, line 5, strike "they are" and insert "he is"**

**Page 3, line 7, strike "state"**

**Page 3, line 7, strike "school" and insert "schools within the Minnesota state university system"**

**Page 3, line 12, strike the comma**

Page 3, line 12, after "program" insert a comma

Page 3, line 13, after "execute" insert "a note for the amount of the stipend and"

Page 3, line 14, strike "urban or"

Page 3, line 15, strike "rural"

Page 3, line 16, strike "board" and insert "higher education coordinating commission"

Page 3, line 18, strike "sum of \$54,000" and insert "amount of all stipends made on his behalf,"

Page 3, line 19, strike "with" and insert "plus"

Page 3, line 19, strike "accruing" and insert "which shall accrue"

Page 3, line 24, strike "osteopathic" and insert "higher education coordinating commission"

Page 3, line 25, strike "placement board"

Page 3, line 28, strike "and operation of the board" and insert "of the program by the commission"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1661: A bill for an act relating to taxation; increasing the farming loss deduction limit; amending Minnesota Statutes 1974, Section 290.09, Subdivision 29.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 377: A bill for an act relating to taxation, providing an income tax credit to deaf individuals and increasing the tax credit to certain blind persons; amending Minnesota Statutes 1974, Section 290.06, Subdivision 3c.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 13, after "(b)" insert "*For taxable years which begin after December 31, 1974,*"

Page 3, line 11, after "ear" insert "*, unaided,*"

Page 3, line 12, strike "I.S.O." and insert "*American National Standards Institute*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 400: A bill for an act relating to taxation; providing for filing and disclosure requirements for certain tax exempt property; providing a penalty; amending Minnesota Statutes 1974, Section 272.02, Subdivision 1; and Chapter 272, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 4, line 30, after "*learning*" insert "*and property owned by the state of Minnesota or any political subdivision thereof*"

Page 5, line 10, after "*records*" insert "*relating to the ownership or use of property*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 819: A bill for an act relating to taxation; providing for public financing in political campaigns; increasing the tax credit for political contributions; amending Minnesota Statutes 1974, Section 290.06, Subdivision 11.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, after "*party*" insert "*, a segment of a political party,*"

Page 1, line 16, after "*and*" insert "*a*"

Page 1, line 21, strike "*For purposes of*"

Page 1, strike lines 22 and 23

Page 2, strike line 1

Page 2, line 2, strike "*receipt or receipts substantiating his claim.*"

Page 2, at the end of line 5, insert "*This credit shall be allowed only if the contribution is verified in the manner the commissioner of revenue shall prescribe.*"

Sec. 2. [EFFECTIVE DATE.] *This act is effective for taxable years commencing after December 31, 1974.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1077: A bill for an act relating to taxation; income



tax credit; defining homestead; amending Minnesota Statutes 1974, Section 290.0601, Subdivision 5.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 815: A bill for an act relating to courts; enlarging the judicial districts for county court judges, providing for the selection of chief judges among county court judges and among district court judges; allowing chief judges to make assignments; abolishing de novo jurisdiction of district courts when hearing appeals; providing a continuous term of court; creating the position of court administrator; providing state funding; abolishing the office of justice of the peace; appropriating funds; amending Minnesota Statutes 1974, Sections 480.16; 484.08; 484.34; 484.63; 484.66; 485.12; 487.01, Subdivisions 1, 2 and 3; 487.03, Subdivisions 1, 2 and 5; 487.08; 487.35, Subdivision 1; 487.39, by adding a subdivision; 488.20; Chapters 484, by adding a section; and 487 by adding sections; repealing Minnesota Statutes 1974, Sections 484.05; 484.07; 484.29; 484.34; 487.01, Subdivisions 5, 6, 8 and 9; 487.02; 487.03, Subdivision 4; 487.05; 487.07; 487.10, Subdivision 6; 487.35, Subdivisions 2, 3, 4, 5 and 6; 487.36; 487.41; and Chapter 633.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Section 480.05, is amended to read:

480.05 [POWER; RULES; ASSIGNMENTS.] *Subdivision 1.* The supreme court shall have all the authority necessary for carrying into execution its judgments and determinations, and for the exercise of its jurisdiction as the supreme judicial tribunal of the state, agreeable to the usages and principles of law. Such court shall prescribe, and from time to time may amend and modify, rules of practice therein and also rules governing the examination and admission to practice of attorneys at law and rules governing their conduct in the practice of their profession, and rules concerning the presentation, hearing, and determination of accusations against attorneys at law not inconsistent with law, and may provide for the publication thereof at the cost of the state.

*Subd. 2.* The supreme court may, for good cause, temporarily assign any district court judge, county court judge or county municipal court judge, whose calendar in the judgment of the supreme court will permit, to hold court in any district where the need therefor exists. The supreme court may for good cause temporarily assign a judge of district court to sit on appeals panel appointed pursuant to section 484.63.

*Subd. 3.* To promote and secure more efficient administration of justice, the supreme court of the state shall supervise and

*coordinate the work of the courts of the state. The supreme court may provide by rule that the chief justice not be required to write opinions as a member of the supreme court. Its rules may further provide for it to hear and consider cases in divisions, and it may by rule assign temporarily any retired justice of the supreme court or one district judge at a time to act as a justice of the supreme court. Upon the assignment of a district judge to act as a justice of the supreme court a district judge previously acting as a justice may continue to so act to complete his duties. Any number of justices may disqualify themselves from hearing and considering a case, in which event the supreme court may assign temporarily a retired justice of the supreme court or a district judge to hear and consider the case in place of each disqualified justice. At any time that a retired justice is acting as a justice of the supreme court under this section, he shall receive, in addition to his retirement pay, such further sum, to be paid out of the general fund of the state, as shall afford him the same salary as an associate justice of the supreme court.*

*Subd. 4. The supreme court may assign a retired justice of the supreme court to act as a justice of the supreme court pursuant to subdivision 2 or as a judge of any other court. The supreme court may assign a retired judge of the district court to act as a judge of the district court in any judicial district or any other court except the supreme court. The supreme court may assign any other retired judge to act as a judge of any court whose jurisdiction is not greater than the jurisdiction of the court from which he retired. Unless otherwise provided by law, a judge acting pursuant to this subdivision shall receive pay and expenses in the amount and manner provided by law for actively serving retired district judges. A judge acting pursuant to this subdivision or any other law providing for the service of retired judges shall be paid only his expenses for service performed while still receiving the full pay of the office from which he retired."*

Sec. 2. Minnesota Statutes 1974, Section 480.15, Subdivision 4, is amended to read:

Subd. 4. The court administrator shall make recommendations to the chief justice supreme court relating to the assignment of judges where courts are in need of assistance and carry out the direction of the chief justice supreme court as to the assignments of judges to counties and districts where the courts are in need of assistance.

Sec. 3. Minnesota Statutes 1974, Section 480.16, is amended to read:

**480.16 [DISTRIBUTION OF WORK OF COURTS; DUTY OF JUDGES TO COMPLY WITH CHIEF JUSTICE'S DIRECTION.]** *Subdivision 1. The chief justice shall consider all recommendations of the court administrator for the assignment of judges, and, in his discretion supreme court may for good cause temporarily direct any judge whose calendar, in the judgment of the chief justice court, will permit, to hold court in any county or district where need therefor exists, to the end that the courts of this*

state shall function with maximum efficiency, and that the work of other courts shall be equitably distributed. The supreme court may provide by rule for the enforcement of this section and section 480.17.

*Subd. 2. The court shall have the following duties:*

*(a) To approve or reject the selection of the chief judge of each district court.*

*(b) To approve or reject the selection of the chief judge among the county court judges of each district.*

*(c) To call meetings of the county court and of the district court judges, as it deems necessary.*

Sec. 4. Minnesota Statutes 1974, Section 480.18, is amended to read:

**480.18 [ANNUAL CONFERENCE OF JUDGES; JUDGE'S EXPENSES.]** *Subdivision 1.* The supreme court of this state may provide by rule or special order for the holding in this state of an annual conference of the judges of the courts of record of this state, and of members of the respective judiciary committees of the legislature, and of invited members of the bar, for the consideration of matters relating to judicial business, the improvement of the judicial system, and the administration of justice. Each judge attending such annual judicial conference shall be entitled to be reimbursed for his necessary expenses to be paid from state appropriations made for the purposes of sections 480.13 to 480.20.

*Subd. 2. Each county municipal, county or district court judge attending meetings called by the supreme court pursuant to section 480.16, subdivision 2, shall be entitled to be reimbursed for his necessary expenses to be paid from state appropriations made for that purpose.*

Sec. 5. Minnesota Statutes 1974, Section 484.08, is amended to read:

**484.08 [DISTRICT COURTS TO BE OPEN AT ALL TIMES.]** The district courts of the state shall be in continuous session and shall be deemed open at all times, except on legal holidays, Saturdays and Sundays, for the transaction of such business as may be presented, including the issuance of writs and processes, the hearing of matters of law in pending actions and proceedings, and the entry of judgments and decrees therein; and, in addition to the general terms appointed by law to be held, which may be adjourned from time to time, the judge of the district court, or one thereof in districts of more than one judge, may by order filed with the clerk, convene the court in actual session during the vacation period on a date named in the order, for the trial of both civil actions involving public interest and criminal actions, whenever in his judgment public interests will thereby be promoted. When so convened, the court may, by order entered in the minutes by the clerk, direct the issuance of special venires for grand and petit juries, returnable on a named date, for the performance of such

duties as may be submitted by the court in the usual course of procedure. Civil actions involving public interests may be noticed for trial at an adjourned sitting of such term occurring more than eight days after the date of calling same, and informations by the county attorney charging the commission of crimes within the county may, as authorized by law, be presented at such terms, and any such information then presented and filed and all indictments then returned by the special grand jury shall be proceeded with by the court in all respects in harmony with the law applicable to other cases and other terms of the court. The judge of the district court may also, by order filed with the clerk, appoint special terms in any county of the district for the hearing of matters of law. *The clerk's office with the clerk or a deputy in attendance shall be open during business hours on all days except Saturdays, Sundays or legal holidays, for the purpose of filing any proper paper and the performance of such other duties as may be prescribed by law.*

Sec. 6. Minnesota Statutes 1974, Section 484.34, is amended to read:

484.34 [CHIEF JUDGE; ASSIGNMENTS.] Subdivision 1. In all districts the judges shall meet annually and elect one of their number to be presiding judge, who shall be designated as the chief judge thereof and who shall preside at all meetings of the judges of such district. In the event of a tie vote the judge who is senior in service shall be the chief judge. He shall attend all meetings of the presiding judges of the state which may be called by the chief justice pursuant to section 2.724, subdivision 2, and generally shall be responsible for the coordinating of the business of the court in such district. The business of the court may be divided between the judges, and otherwise regulated as they by rule or order shall direct. Each may try court or jury causes separately during the same term and at the same time, or two or more of them may sit together in the trial of any cause or matter before the court. If there be a division of opinion, that of the majority shall prevail. If the division be equal, that of the presiding judge, or, if he be not sitting, that of the judge senior in age, shall prevail. In districts composed of more than one county, the presiding judge, at least 30 days before the time appointed by law for holding of a general term of the court in each county, by order filed in the office of the clerk of the court in that county, shall designate and assign one or more of the judges of such district to preside at the term so appointed, and the clerk forthwith shall mail a copy of such order to each judge of the district. If any judge assigned to hold a term of court, as herein provided, is incapacitated by illness or otherwise to preside at such term, another judge shall be designated and assigned in like manner to take his place. The same judge shall not be designated or assigned to hold two consecutive general terms in the same county unless the presiding judge or the judges of the district by order or rule otherwise direct.

*In each district, the judges of the district court shall choose from their number a chief judge subject to approval by the supreme court who shall serve for a term of two years. He shall attend all meetings of the chief judges of the district courts of the state which may be called by the supreme court pursuant to section*

480.16, subdivision 2. The chief judge shall be responsible for assigning the work of the district court and generally be responsible for coordinating the business of the district court.

Subd. 2. For purposes of applying this section only, the judicial districts as established in section 2.722, shall be used from and after July 1, 1957. Upon request of the chief judge of a county court or the chief judge of a county municipal court, the chief judge of district court may for good cause temporarily assign a judge of the district court to hear cases in the county court, probate court, or the county municipal court in his district.

Subd. 3. A district court judge assigned to hear cases in another district shall be reimbursed for his necessary expenses after approval by the supreme court in the manner otherwise provided by law.

Subd. 4. Assignments under subdivision 2 or by the supreme court shall extend for no longer than two months within a 12 month period unless the district judge consents to a longer assignment, provided that the trials to which the district judge is assigned are not still in progress.

Subd. 5. Any judge aggrieved by an assignment under subdivision 2 by the chief judge of any district or by the supreme court may appeal in writing to the chief justice of the supreme court or another justice designated by him who within ten days after receipt of such appeal shall make such inquiry he deems appropriate and within 20 days after receipt of such appeal make a determination which shall be binding.

Subd. 6. The chief judges of the district court shall meet as necessary but at least annually for the consideration of problems relating to judicial business and administration. Every effort shall be made to coordinate programs of administration, scheduling, and training with the county judges of the state, and the chief judges of the county court shall be invited to the meetings of the district judges.

Sec. 7. Minnesota Statutes 1974, Section 484.63, is amended to read:

484.63 [APPEAL.] Subdivision 1. Any person convicted of a petty misdemeanor or a violation of a municipal ordinance punishable by a fine only may appeal from the conviction to the district court upon questions of law only. Any person convicted of a violation of a municipal ordinance for which a sentence of imprisonment is authorized may appeal to the district court in the same manner and with the same effect as provided by chapter 633, except that the appellant shall not have the right to a jury trial unless he was convicted of the violation of a municipal ordinance, charter provision, rule or regulation for which a sentence to imprisonment is authorized and he was not tried by jury in the municipal court. An aggrieved party may appeal to the district court from a determination of a county court or a county municipal court as provided in section 487.39. The appeal shall be heard by a panel of three judges of the district court in the district

*in which the action was first adjudicated. The judges shall be assigned by the chief judge of the district court. Upon request by the chief judge of a district the supreme court may temporarily assign a judge from another district to serve on an appellate panel .*

*Subd. 2. The chief judge of the district court may schedule appellate terms for the hearing of appeals from lower courts. He shall give three weeks' written notice of every appellate term to the clerks of the district court in the counties in which the appeals arose.*

*Subd. 3. Pleading, practice, procedure and forms in appellate actions shall be governed by rules of procedure adopted by the supreme court for appeal from county to district court. But on appeal to the district court briefs shall be acceptable if reproduced from a typewritten page by any means which produces a clear black on white copy.*

*Subd. 4. In any criminal case or violation of a municipal ordinance brought in a county court or a county municipal court in which conviction of the defendant for the offense charged could result in imprisonment, the defendant has the right to a jury trial.*

Sec. 8. Minnesota Statutes 1974, Section 484.66, is amended to read:

484.66 [COURT ADMINISTRATOR; FOURTH JUDICIAL DISTRICT.] Subdivision 1. In the county of Hennepin, the ~~district~~ court administrator shall assume the statutory duties of the clerk of ~~district~~ court.

Subd. 2. The duties, functions and responsibilities which have been heretofore and which may be hereafter required by statute or law to be performed by the clerk of ~~district~~ court shall be performed by the ~~district~~ court administrator, whose office is appointed by the *chief judge of the county municipal court and the chief judge of the district court* ~~judges~~ of the fourth judicial district. The ~~district~~ court administrator, subject to the approval of a majority of the judges of the district court, and a majority of the *judges of the county municipal court in the fourth judicial district*, shall have the authority to initiate and direct any reorganization, consolidation, reallocation or delegation of such duties, functions or responsibilities for the purpose of promoting efficiency in county government, and may make such other administrative changes as are deemed necessary for this purpose. Such reorganization, reallocation or delegation, or other administrative change or transfer shall not diminish, prohibit or avoid those specific duties required by statute or law to be performed by the clerk of ~~district~~ court.

Sec. 9. Minnesota Statutes 1974, Chapter 484, is amended by adding a section to read:

[484.67] *Subdivision 1. The chief judge of the district court and the chief judge of the county court in each judicial district*

may appoint a court administrator of the district, subject to the approval of a majority of the judges of the district court, and a majority of the judges of the county court in the judicial district. If the judges of a judicial district are unable to agree on a person to serve as court administrator, the supreme court may, upon request appoint a court administrator of the district. Where no administrator is appointed in a district, the chief judge of the district court shall perform the duties assigned to the district court administrator. The court administrator shall be responsible for coordinating the work of the clerks of court in each county in the district, for assisting the chief judges of the district and county courts in scheduling, and any other duties assigned to him by the chief judges of the district and county courts in his judicial district.

*Subd. 2.* If a clerk of court in any county leaves office, because of death, illness, transfer or resignation, the court administrator of the district shall recommend a person to undertake the duties of clerk of court subject to the approval of the district court judges of the judicial district.

*Subd. 3.* The salary and office budget of the district court administrator shall be set by the chief judges of the district and county court of the judicial district and apportioned among the counties of the district.

Sec. 10. Minnesota Statutes 1974, Section 485.01, is amended to read:

485.01 [APPOINTMENT; BOND; DUTIES.] There shall be elected in each county a clerk of the district court, The judges of the district court of a judicial district, after recommendation from the court administrator, shall appoint a clerk of district court for each county in the district who, before entering upon the duties of his office, shall give bond to the state, to be approved by the county board, in a penal sum of not less than \$1,000 nor more than \$10,000 conditioned for the faithful discharge of his official duties. In the second judicial district the amount of such bond shall be \$10,000 and in the fourth judicial district the amount of such bond shall be \$25,000, which bond, with his oath of office, shall be filed for record with the register of deeds. Such clerk shall perform all duties assigned him by law and by the rules of the court. He shall not practice as an attorney in the court of which he is the clerk.

*The appointee shall give the bond and take the oath required by law, and shall hold his office for the balance of such entire term for which he shall be appointed, and until his successor qualifies. In case any such clerk is adjudged insane, the court administrator shall appoint a competent person to act as clerk in his place until he shall be duly declared restored to sanity. The person so appointed shall take the oath and give the bond required by law of clerks of the court, and his acts shall have the same force and effect as if performed by such clerk.*

Sec. 11. Minnesota Statutes 1974, Section 487.01, Subdivision 1, is amended to read:

487.01 [PROBATE AND COUNTY COURTS; PROVISIONS.] Subdivision 1. A probate court, which shall be a court of record having a seal, and, except in the counties of Hennepin and Ramsey shall also be a county court, is established in each county. The court shall be open for the transaction of business at the county seat at all reasonable hours. Hearings may be had at such times and places in the county as the court may deem advisable. The necessary and reasonable traveling expenses of judges, judicial officers, referees, reporters, clerks, and employees in attending hearings in places other than the county seat incident to their duties shall be paid by the county. *The county courts of the state shall be in continuous session and shall be deemed open at all times, except on legal holidays and Sundays, for the transaction of such business as may be presented, including the issuance of writs and process, the hearing of matters of law in pending actions and proceedings, and the entry of judgments and decrees. The clerk's office with the clerk or deputy in attendance shall be open during business hours on all days except Saturdays, Sundays, or legal holidays, for the purpose of filing any proper paper and the performance of such other duties as may be prescribed by law.*

Sec. 12. Minnesota Statutes 1974, Section 487.01, Subdivision 2, is amended to read:

Subd. 2. The county board boards of a county district to which sections 487.01 to 487.39 apply shall provide and furnish to the county court the courtrooms, quarters, supplies, equipment and personnel the court finds necessary for its purposes *within those counties . Commencing January 1, 1976, all salaries of judges of county court shall be assumed and paid by the state. The judges of the county court shall be paid, in addition to the amounts now provided by law, all sums they shall hereafter pay out as necessary traveling and hotel expenses while absent from their places of residence in the discharge of their official duties, and all sums they shall necessarily hereafter pay out for telephone tolls, postage, expressage, and stationery, including printed letterheads and envelopes for official business except that a judge shall not be paid such traveling expenses for travel from his place of residence to and from his permanent chambers. Each judge may file monthly and shall file within 90 days after the expenses are incurred, unless the time is extended by the commissioner of finance, with the commissioner of finance an itemized statement, verified by him, of all such expenses actually paid by him which shall be audited by the commissioner of finance and paid upon his warrant.*

Sec. 13. Minnesota Statutes 1974, Section 487.01, Subdivision 3, is amended to read:

Subd. 3. The following probate and county court districts are established: Kittson; Roseau and Lake of the Woods; Marshall; Red Lake and Pennington; Norman; Clearwater and Mahanomen; Cass and Hubbard; Wadena and Todd; Mille Lacs and Kanabec; Wilkin; Big Stone and Traverse; Swift and Stevens; Pope; Grant and Douglas; Lac qui Parle; Yellow Medicine and Chippewa; Lincoln and Lyon; Murray and Pipestone; Jackson and Cottonwood;



Rock and Nobles; Dodge and Olmsted; Lake and Cook; Aitkin and Carlton; Sibley, Meeker and McLeod; Martin, Watonwan and Faribault; Houston and Fillmore; Nicollet and Le Sueur; Winona and Wabasha; Pine, Isanti and Chisago; Sherburne; Benton and Stearns.

A combined county court district may be separated into single county courts by the concurrence of the county boards of the respective counties affected. Vacancies in the office of judge created by such a separation shall be filled in the manner herein provided for the selection of other county court judges.

The single county court districts so created by such separation shall each be entitled to one judge, subject to the provisions of subdivision 5, clause (6); provided, however, that if the number of judges of the combined county court district exceeds the number of counties, then, upon separation into single county court districts, the county having the largest population determined by the last United States census shall be entitled to two judges and in the event there are more judges than counties remaining, the county having the next largest population determined by the last United States census shall also be entitled to two judges.

In each other county except Hennepin and Ramsey, the probate court of the single county is also the county court of the county and shall be governed by the provisions of sections 487.01 to 487.30 *The districts of the county court shall have the same boundaries as those of the district court, as described in section 2.722. The city of St. Cloud shall be in the seventh judicial district. The city of Pine Island shall be in the first judicial district. The county court may hold sessions anywhere in its judicial district where adequate facilities exist for the disposition of court business .*

Sec. 14. Minnesota Statutes 1974, Section 487.01, Subdivision 5, is amended to read:

Subd. 5. Each county court district shall elect one county court judge except:

(1) The district consisting of St. Louis county shall elect six judges; two of the county court judges shall reside and serve in and be elected at large by the voters of St. Louis county; two of the county court judges shall reside and serve in and be elected by the voters in that part of St. Louis county south of the following described line: South of the south line of township 55; the area to be known as the south district; one county court judge shall reside and serve in and be elected by the voters of an area to be known as the northwest district, which area lies within the following described lines in St. Louis county: North of the south line of township 55 and west of the west line of range 18 and excluding that part of Portage township west of the west line of range 18; and one county court judge shall reside and serve in and be elected by the voters of an area to be known as the northeast district, which area lies within the following described lines in St. Louis county: North of the south line of township 55 and east of the west line of range 18 and including that part of Portage township west of the west line of range 18.

(2) The district consisting of Dakota county, the district consisting of Anoka county and the district consisting of Stearns, Sherburne and Benton shall each elect five judges;

(3) The district consisting of Olmsted and Dodge counties, the district consisting of Winona and Wabasha counties and the district consisting of Washington county shall each elect three judges;

(4) The district consisting of Blue Earth county, the district consisting of Clay county, the district consisting of Sibley, Meeker and McLeod counties, the district consisting of Martin, Watonwan and Faribault counties and the district consisting of Pine, Chisago and Isanti counties shall each elect two county court judges.

(5) The number of judges to be elected may be increased by the county board of the affected county or by the concurrence of the county boards of those affected counties combined into districts. *The county court of each judicial district shall have the number of judges assigned to it:*

- |                                       |                  |
|---------------------------------------|------------------|
| <i>(a) First judicial district:</i>   | <i>13 judges</i> |
| <i>(b) Third judicial district:</i>   | <i>15 judges</i> |
| <i>(c) Fifth judicial district:</i>   | <i>13 judges</i> |
| <i>(d) Sixth judicial district:</i>   | <i>8 judges</i>  |
| <i>(e) Seventh judicial district:</i> | <i>12 judges</i> |
| <i>(f) Eighth judicial district:</i>  | <i>12 judges</i> |
| <i>(g) Ninth judicial district:</i>   | <i>14 judges</i> |
| <i>(h) Tenth judicial district:</i>   | <i>13 judges</i> |

Sec. 15. Minnesota Statutes 1974, Section 487.03, Subdivision 1, is amended to read:

487.03 [JUDGES.] Subdivision 1. [QUALIFICATIONS; OATH.] Each judge shall be learned in the law and a resident of the county court district in which the court has jurisdiction. A probate judge now in office shall be considered learned in the law for purposes of election as a judge of a county court. Before entering upon the duties of office, each judge shall take and subscribe an oath, in the form prescribed by law for judicial officers, and a certified copy of the oath shall be filed in the office of each of the county auditors within the county court district.

Sec. 16. Minnesota Statutes 1974, Section 487.03, Subdivision 2, is amended to read:

Subd. 2. [ELECTION.] Each judge shall be elected *by the qualified voters of the county court election district* at the general election for a term of six years, beginning on the first Monday of the January next following his election and until his successor qualifies. *No person shall be a candidate for more than one county court judgeship at any election.*

In any election following reduction of the number of county court judges pursuant to section 487.01, subdivision 7 ~~the requirement contained in section 202.04, subdivision 3 that a candidate for office of judge state the office for which he is a candidate shall not apply.~~ In such a situation all parties filing for office of county judge in the county court election district where the reduction occurred shall run against each other for the remaining seats. However, each candidate who otherwise would have qualified to have the word "incumbent" printed after his name on the ballot pursuant to section 203.41, subdivision 3 shall retain this right.

Sec. 17. Minnesota Statutes 1974, Section 487.03, Subdivision 5, is amended to read:

Subd. 5. [VACANCY.] Whenever there is a vacancy in the office of judge, the governor shall appoint a qualified person to fill the vacancy, to hold office until his successor is elected and qualified. The successor shall be elected for a six year term at the next general election occurring more than one year after such appointment. *This subdivision shall not apply if the number of county judges of the district has been reduced according to section 487.01, subdivision 7.*

Sec. 18. Minnesota Statutes 1974, Chapter 487, is amended by adding a section to read:

[487.031] [CHIEF JUDGE; ASSIGNMENTS.] *Subdivision 1. In each district, the judges of the county court shall choose from their number a chief judge subject to approval by the supreme court who shall serve for a term of two years. He shall attend all meetings of the chief judges of the county courts of the state which may be called by the supreme court pursuant to section 480.16, subdivision 2. The chief judge shall be responsible for assigning the work of the county court and generally be responsible for coordinating the business of the county court.*

*Subd. 2. Upon request of the chief judge of the district court, the chief judge of the county court may for good cause temporarily assign a judge of a county court to hear cases in the district court. When assigned to district court cases, the county court judge may exercise the powers of a district court judge.*

*Subd. 3. A county court judge assigned to hear cases in another district shall be reimbursed for his necessary expenses after approval by the supreme court in the manner otherwise provided by law.*

*Subd. 4. Assignments under subdivision 2 or by the supreme court shall extend for no longer than two months within a 12 month period unless the county judge consents to a longer assignment, provided that a trial to which the county judge is assigned is not still in progress.*

*Subd. 5. Any judge aggrieved by an assignment under subdivision 2, by the chief judge of any district or by the supreme court may appeal in writing to the chief justice of the supreme court or another justice designated by him who within ten days after receipt*

*of such appeal shall make such inquiry he deems appropriate and within 20 days after receipt of such appeal make a determination which shall be binding.*

*Subd. 6. The chief judges of the county court and of the county municipal court shall meet as necessary but at least annually for the consideration of problems relating to judicial business and administration. Every effort shall be made to coordinate programs of administration, scheduling, and training with the district court judges of the state, and the chief judges of the district court shall be invited to the meetings of the county judges.*

Sec. 19. Minnesota Statutes 1974, Section 487.08, is amended to read:

487.08 [JUDICIAL OFFICERS.] When the judicial business of a county court requires, the *chief judge of the county court* may appoint one or more full or part time judicial officers who shall be learned in the law and whose salary shall be fixed by the county court, with the approval of the county board or boards of the counties of the district, and paid by the ~~county~~ *counties*. They shall serve at the pleasure of the county court. They shall hear and try such matters as shall be assigned to them by the ~~county court~~ *chief judge*. Before entering upon the duties of office each judicial officer shall take and subscribe an oath, in the form provided by law for judicial officers, and a certified copy of the oath shall be filed in the office of each of the county auditors within the county court district.

Sec. 20. Minnesota Statutes 1974, Section 487.25, Subdivision 6, is amended to read:

Subd. 6. [TRIALS BY JURY; ORDINANCES.] ~~In a trial upon a charge of a violation of any municipal ordinance, charter provision, rule or regulation, the defendant shall have a right to a trial by jury. In any criminal case or violation of a municipal ordinance brought in a county court or a county municipal court in which conviction of the defendant for the offense charged could result in imprisonment, the defendant has the right to a jury trial.~~

Sec. 21. Minnesota Statutes 1974, Section 487.35, Subdivision 1, is amended to read:

487.35 [JUSTICES OF THE PEACE.] Subdivision 1. [ABOLISHED.] ~~On the date Laws 1971, Chapter 951 becomes effective in a county court district. The office of justice of the peace is abolished within every municipality in which the county court holds regular sessions or establishes an ordinance and traffic violations bureau. For purposes of this subdivision, the term municipality includes any township, part of which is within the boundaries of an affected municipality.~~

Sec. 22. Minnesota Statutes 1974, Section 487.39, is amended by adding a subdivision to read:

*Subd. 4. Any three judges of the district court may hear appeals from the county court. The chief judge of the district court shall*

*assign the judges and may direct the holding of an appellate term when necessary.*

Sec. 23. Minnesota Statutes 1974, Section 487.39, is amended to read:

487.39 [APPEALS.] Subdivision 1. An aggrieved party may appeal to a *the* district court judge from a determination of a county court. The provisions of this section govern all appeals from the county court; appeal provisions of all other statutes are inapplicable except as stated in subdivision 3, and *Minnesota Statutes, Section 484.63*.

(a) Except as provided in clause (b), the appeal in a civil case shall be taken by filing written notice thereof with the clerk of court of the county in which the action was heard not more than 30 days after written notice of the court's determination has been served upon the aggrieved party or his attorney, or in any event within three months after the determination in a civil case.

(b) In the appeal of petty misdemeanor, ordinance or criminal cases the written notice of appeal shall be filed with the clerk of court of the county in which the action was heard within ten days of the conviction or other determination, and sentencing thereon, appealed from.

(c) A written notice of appeal shall be served by the appellant upon all parties to the original proceedings or their attorneys not more than five days after filing a written notice of appeal and proof of such service shall be filed with the clerk of county court in the county in which the action was heard not more than three days after the service of such notice on the opposite party or his attorney. The appeal shall be heard and determined by a district court judge *appellate panel*.

Subd. 2. The appeal shall be confined to the typewritten record. By stipulation of all parties, the record may be shortened. The district court judge shall, upon request, hear oral argument and receive written briefs. The district court judge may affirm, reverse or modify the judgment or order appealed from, or take any other action as the interests of justice may require. On appeal from an order, the district court judge may review any order affecting the order from which the appeal is taken and an appeal from a judgment may review any order involving the merits or affecting the judgment. The supreme court shall formulate rules of appellate procedure applicable to a district court judge *panel* hearing appeals from a county court or *county municipal court*. Until otherwise provided, the rules of appellate procedure applicable to appeals to the supreme court shall apply to a district court judge hearing appeals from a county court, except as provided in this section. An appeal may be taken from the determination of a district court judge to the supreme court with leave of the supreme court.

Subd. 3. Notwithstanding the provisions of subdivisions 1 and 2, an appeal from a determination of the county court in a case in which the presiding judge or judicial officer was not learned in the law shall be to the district court under the provisions of law now

**governing appeals from probate court and the case shall be heard de novo.**

**Sec. 24. Minnesota Statutes 1974, Section 488A.01, Subdivision 10, is amended to read:**

**Subd. 10. [TERMS.] The court shall be open every day in continuous session and deemed open at all times , except Saturdays, Sundays and legal holidays for the transaction of such business as may be presented, including the issuance of writs and process, the hearing of matters of law in pending actions and proceedings, and the entry of judgments and decrees. The administrator's office with the administrator or deputy in attendance shall be open during business hours on all days except Saturdays, Sundays, or legal holidays, for the purpose of filing any proper paper and the performance of such other duties as may be prescribed by law . The court shall hold a general term for the trial of civil actions commencing on the first Monday following Labor Day of each year and continuing until the next general term, with such adjournments as the judges may determine to be necessary and proper.**

**Sec. 25. Minnesota Statutes 1974, Section 488A.01, is amended by adding a subdivision to read:**

**Subd. 14. [APPEALS.] Appeals from the county municipal court for the district court shall be subject to the provisions of Minnesota Statutes, Sections 484.63 and 487.39.**

**Sec. 26. Minnesota Statutes 1974, Section 488A.021, Subdivision 3, is amended to read:**

**Subd. 3. [TERM; VACANCIES; APPOINTMENTS AND ELECTION.] (a) Each elected judge holds office for six years beginning the first Monday in January next succeeding his election.**

**(b) Whenever there is a vacancy in the office of judge and there has been no reduction in the number of judges according to the provisions of this section , the governor shall appoint a qualified person to fill the vacancy, to hold office until his successor is elected and qualified. The successor shall be elected for a six year term at the next general election occurring more than one year after such appointment.**

**(c) At the general election immediately preceding the expiration of his term, the qualified voters of the county of Hennepin shall elect the successor to any elected or appointed judge.**

**(d) Each judge holds a seperate non-partisan office.**

**(e) When one or more judges of the court are to be nominated or elected at an election, the notice of election shall state the name of each judge whose successor is to be nominated or elected. The official ballot shall contain the names of all candidates for each such office, state the number of judges to be elected and the number of candidates for whom an elector may vote, and designate each candidacy as "For the office of Judge of the Municipal Court of the county of Hennepin to which . . . . . (name of judge)**

was elected for the regular term", or: "For the office of Judge of the Municipal Court of the county of Hennepin to which ..... was appointed," as the case may be. The (name of judge)

official ballots shall show in the spaces for the purpose the name of the judge whose successor is to be elected. When any judge is a candidate to succeed himself, the word "incumbent" shall be printed after his name where it appears among the names of the candidates for the office. When voting machines are used and such statements cannot be inserted in full, the designation shall be "Successor to ..... (elected)", or "Successor (name of judge)

to ..... (appointed)", as the case may be. (name of judge)

(f) Each person desiring to have his name placed upon the primary ballot as a candidate for judge shall state in his affidavit of candidacy the office of the particular judge for which he is a candidate. The filing of this affidavit with the county auditor and a compliance with all other requirements constitutes such person a candidate for that office, and for that office only. No person shall at any election be a candidate for more than one such office.

*(g) When the judicial business of a county municipal court permits, the supreme court, upon the recommendation of the county board, may by order filed with the secretary of state reduce the number of county municipal judges. The office of any judge shall not be terminated until the expiration of his term, and the judge shall be eligible for retirement compensation.*

Sec. 27. Minnesota Statutes 1974, Section 488A.021, Subdivision 8, is amended to read:

Subd. 8. [SALARIES.] Each judge shall be paid an annual salary of ~~\$26,000~~ as provided in section 15A.083, subdivision 2, in biweekly installments out of the treasury of the county of Hennepin. If a judge dies while in office, the amount of his salary remaining unpaid for the month in which his death occurs shall be paid to his estate.

*Commencing January 1, 1976 all salaries of judges of the county municipal court shall be assumed and paid by the state. The judges of the county municipal court shall be paid, in addition to the amounts now provided by law, all sums they shall hereafter pay out as necessary traveling and hotel expenses while absent from their places of residence in the discharge of their official duties, and all sums they shall necessarily hereafter pay out for telephone tolls, postage, expressage, and stationery, including printed letterheads and envelopes for official business except that a judge shall not be paid such traveling expenses for travel from his place of residence to and from his permanent chambers. Each judge may file monthly and shall file within 90 days after the expenses are incurred, unless the time is extended by the commissioner of finance, with the commissioner of finance an itemized statement, verified by him, of all such expenses actually paid by him which shall be audited by the commissioner of finance and paid upon his warrant.*

Sec. 28. Minnesota Statutes 1974, Chapter 488A, is amended by adding a section to read:

[488A.022] [CHIEF JUDGE; ASSIGNMENTS.] *Subdivision 1. In each district, the judges of the county municipal court shall choose from their number a chief judge subject to approval by the supreme court and shall serve for a term of two years. He shall attend all meetings of the chief judges of the county courts of the state which may be called by the chief justice pursuant to section 480.16, subdivision 2. The chief judge shall be responsible for assigning the work of the county municipal court and generally be responsible for coordinating the business of the county municipal court.*

*Subd. 2. Upon request of the chief judge of the district court, the chief judge of the county municipal court may for good cause temporarily assign a judge of a county municipal court to hear cases in the district court. He may also for good cause temporarily assign a judge of the county municipal court to hear cases in the probate court. When assigned to district court cases, the county municipal court judge may exercise the powers of a district court judge.*

*Subd. 3. A county municipal court judge assigned to hear cases in another district shall be reimbursed for his necessary expenses after approval by the chief justice in the manner otherwise provided by law.*

*Subd. 4. Assignments under subdivision 2 or by the supreme court shall extend for no longer than two months within a 12 month period unless the county municipal judge consents to a longer assignment, provided that a trial to which the county municipal judge is assigned is not still in progress.*

*Subd. 5. Any judge aggrieved by an assignment under subdivision 2, by the chief judge of any district or by the supreme court may appeal in writing to the chief justice of the supreme court or another justice designated by him who within ten days after receipt of such appeal shall make such inquiry he deems appropriate and within 20 days after receipt of such appeal make a determination which shall be binding.*

Sec. 29. Minnesota Statutes 1974, Section 488A.10, Subdivision 1, is amended to read:

488A.10 [PLEADING, PRACTICE, PROCEDURE, AND FORMS IN CRIMINAL PROCEEDINGS.] *Subdivision 1. [GENERAL.] Save as otherwise provided in this act, pleading, practice, procedure and forms in actions or proceedings charging violation of a criminal law or a municipal ordinance, charter provision, rule or regulation are governed by the statutes and common law rules which govern in a similar action or proceeding in the district court of Hennepin county (other than those applying peculiarly to felony or gross misdemeanor charges) or by statutes which govern in county courts of justices of the peace in chapter 487 in the absence of statutes or common law rules governing in said district court.*



Sec. 30. Minnesota Statutes 1974, Section 488A.10, Subdivision 6, is amended to read:

Subd. 6. [TRIALS BY JUDGE WITHOUT JURY.] A charge of a violation of any petty misdemeanor law of this state or municipal ordinance, charter provision, rule or regulation, shall be heard, tried and determined by a judge without a jury, and the defendant shall have no right to a jury trial on such a charge, except as required by section 169.03 or otherwise required by law. In the event of such trial without jury, there shall be a right of appeal as provided in section 488.20. *In any criminal case or violation of a municipal ordinance brought in a county court or a county municipal court in which conviction of the defendant for the offense charged could result in imprisonment, the defendant has the right to a jury trial.*

Sec. 31. Minnesota Statutes 1974, Section 488A.18, Subdivision 11, is amended to read:

Subd. 11. [TERMS.] The court shall be open every day, in continuous session and deemed open at all times except Saturdays, Sundays and legal holidays for the transaction of such business as may be presented, including the issuance of writs and process, the hearing of matters of law in pending actions and proceedings, and the entry of judgments and decrees. The clerk's office with the clerk or deputy in attendance shall be open during business hours on all days except Saturdays, Sundays, or legal holidays, for the purpose of filing any proper paper and the performance of such other duties as may be prescribed by law. The court shall hold a general term for the trial of civil actions with such adjournments as the judges may determine to be necessary and proper.

Sec. 32. Minnesota Statutes 1974, Section 488A.18, is amended by adding a subdivision to read:

Subd. 14. [APPEALS.] Appeals from the county municipal court to the district court shall be subject to the provision of Minnesota Statutes, Sections 484.63 and 487.39.

Sec. 33. Minnesota Statutes 1974, Section 488A.19, Subdivision 3, is amended to read:

Subd. 3. [TERM; VACANCIES; APPOINTMENTS AND ELECTION.] (a) Each elected judge holds office for six years beginning the first Monday in January next succeeding his election.

(b) Whenever there is a vacancy in the office of judge and there has been no reduction in the number of judges according to the provisions of this section, the governor shall appoint a qualified person to fill the vacancy, to hold office until his successor is elected and qualified. The successor shall be elected for a six-year term at the next general election occurring more than one year after such appointment.

(c) At the general election immediately preceding the expiration of his term the qualified voters of the county of Ramsey shall elect the successor to any elected judge.

(d) Each judge holds a separate nonpartisan office.

(e) When one or more judges of the court are to be nominated or elected at an election, the notice of election shall state the name of each judge whose successor is to be nominated or elected. The official ballot shall contain the names of all candidates for each such office, state the number of judges to be elected and the number of candidates for whom an elector may vote, and designate each candidacy as "For the office of Judge of the Municipal Court of the county of Ramsey to which ..... was elected for the regular term," or " For Name of Judge the office of Judge of the Municipal Court of the county of Ramsey to which ..... was appointed," as the case Name of Judge may be. The official ballots shall show in the spaces for the purpose the name of the judge whose successor is to be elected. When any judge is a candidate to succeed himself, the word "incumbent" shall be printed after his name where it appears among the names of the candidates for the office. When voting machines are used and such statements cannot be inserted in full, the designation shall be "Successor to ..... Name of Judge (elected)", or "Successor to ..... (appointed)", as Name of Judge the case may be.

(f) Each person desiring to have his name placed upon the primary ballot as a candidate for judge shall state in his affidavit of candidacy the office of the particular judge for which he is a candidate. The filing of this affidavit with the county auditor and a compliance with all other requirements constitutes such person a candidate for that office, and for that office only. No person shall at any election be a candidate for more than one such office.

*(g) When the judicial business of a county municipal court permits, the supreme court, upon the recommendation of the county board, may by order filed with the secretary of state reduce the number of county municipal judges. The office of any judge shall not be terminated until the expiration of his term, and the judge shall be eligible for retirement compensation.*

Sec. 34. Minnesota Statutes 1974, Section 488A.19, Subdivision 10, is amended to read:

Subd. 10. [SALARIES.] Each judge shall be paid an annual salary of ~~\$29,000~~ as provided in section 15A.083, subdivision 2, in biweekly installments out of the treasury of the county of Ramsey. If a judge dies, the amount of his salary remaining unpaid for the month in which his death occurs shall be paid to his estate.

*Commencing January 1, 1976 all salaries of judges of the county municipal court shall be assumed and paid by the state. The judges of the county municipal court shall be paid, in addition to the amounts now provided by law, all sums they shall*

hereafter pay out as necessary traveling and hotel expenses while absent from their places of residence in the discharge of their official duties, and all sums they shall necessarily hereafter pay out for telephone tolls, postage, expressage, and stationery, including printed letterheads and envelopes for official business except that a judge shall not be paid such traveling expenses for travel from his place of residence to and from his permanent chambers. Each judge may file monthly and shall file within 90 days after the expenses are incurred, unless the time is extended by the commissioner of finance, with the commissioner of finance an itemized statement, verified by him, of all such expenses actually paid by him which shall be audited by the commissioner of finance and paid upon his warrant.

Sec. 35. Minnesota Statutes 1974, Chapter 488A, is amended by adding a section to read:

[488A.191] [CHIEF JUDGE; ASSIGNMENTS.] *Subdivision 1. In each district, the judges of the county municipal court shall choose from their number a chief judge subject to approval by the supreme court and shall serve for a term of two years. He shall attend all meetings of the chief justice pursuant to section 480.16, subdivision 2. The chief judge shall be responsible for assigning the work of the county municipal court and generally be responsible for coordinating the business of the county municipal court.*

*Subd. 2. Upon request of the chief judge of the district court, the chief judge of the county municipal court may for good cause temporarily assign a judge of a county municipal court to hear cases in the district court. He may also for good cause temporarily assign a judge of the county municipal court to hear cases in the probate court. When assigned to district court cases, the county municipal court judge may exercise the powers of a district court judge.*

*Subd. 3. A county municipal court judge assigned to hear cases in another district shall be reimbursed for his necessary expenses after approval by the chief justice in the manner otherwise provided by law.*

*Subd. 4. Assignments under subdivision 2 or by the supreme court shall extend for no longer than four months within a 12 month period unless the county municipal judge consents to a longer assignment, provided that a trial to which the county municipal judge is assigned is not still in progress.*

*Subd. 5. Any judge aggrieved by an assignment under subdivision 2, by the chief judge of any district or by the supreme court may appeal in writing to the chief justice of the supreme court or another justice designated by him who within ten days after receipt of such appeal shall make such inquiry he deems appropriate and within 20 days after receipt of such appeal make a determination which shall be binding.*

Sec. 36. Minnesota Statutes 1974, Section 488A.27, Subdivision 1, is amended to read:

488A.27 [PLEADING, PRACTICE, PROCEDURE, AND FORMS IN CRIMINAL PROCEEDINGS.] Subdivision 1. [GENERAL.] Save as otherwise provided in this act, pleading, practice, procedure and forms in actions or proceedings charging violation of a statute, ordinance, charter provision, rule or regulation shall be governed by the statutes and common law rules which govern in a similar action or proceeding in the district court (other than those applying peculiarly to felony or gross misdemeanor charges) or by statutes which govern in *county courts of justices of the peace in chapter 487* in the absence of statutes or common law rules governing in district court.

Sec. 37. Minnesota Statutes 1974, Section 488A.27, Subdivision 6, is amended to read:

Subd. 6. [TRIALS BY JUDGE WITHOUT JURY.] A charge of a violation of any petty misdemeanor law of this state, municipal ordinance, charter provision, rule or regulation, other than a violation dealing with driving while under the influence of an alcoholic beverage or narcotic drug, speeding that is a third or further offense occurring in one year, or careless or reckless driving where a personal injury is involved, shall be heard, tried and determined by a judge without a jury and the defendant shall have no right to a jury trial on such a charge, except as required by section 169.03 or as otherwise required by law. In the event of such trial without jury, there shall be a right of appeal as provided in section 488.20, and provided further that where there has been a conviction in a trial without jury as provided above, the commissioner of highways shall not by reason thereof revoke or suspend the defendant's driver's license *In any criminal case or violation of a municipal ordinance brought in a county court or a county municipal court in which conviction of the defendant for the offense charged could result in imprisonment, the defendant has the right to a jury trial.*

Sec. 38. Minnesota Statutes 1974, Section 488.20, is amended to read:

488.20 [APPEALS TO DISTRICT COURT.] Appeals may be taken to the district court of the county from the judgments of municipal courts in the same cases, upon the same procedure, and with the same effect as provided by law respecting appeals from justice courts, and all laws relating to such last named appeals shall be adapted and applied to appeals from the municipal courts *county courts*. The time for appeal shall not start to run until the judgment has been perfected, the costs taxed, and notice of entry of judgement served upon the adverse party. On appeal to district court the appellant shall not be entitled to a trial by jury if ~~trial~~ by jury was held in municipal court *but shall be confined to the typewritten record*. Appeals from a conviction of a petty misdemeanor or an ordinance violation punishable by a fine only shall be upon questions of law only.

Sec. 39. *In the next and subsequent editions of Minnesota Statutes, the revisor of statutes shall remove all references to justices of the peace.*

Sec. 40. *The sum of \$..... is appropriated from the general fund for the purpose of implementing the provisions of this act.*

Sec. 41. *Minnesota Statutes 1974, Sections 2.724; 484.06; 484.09; 484.10; 484.11; 484.12; 484.13; 484.14; 484.15; 484.16; 484.17; 484.18; 484.28; 484.29; 484.47; 485.02; 485.12; 487.01, Subdivisions 6, 8 and 9; 487.02, Subdivision 1; 487.03, Subdivision 4; 487.10, Subdivision 6; 487.35, Subdivisions 2, 3, 4, 5 and 6; 487.39, Subdivision 3; 487.41; 488.03; 488.06; 488.08; 488.09; 488.10; 488.11; 488.12; 488.13; 488.14; 488.15; 488.21; 488.22; 488.23; 488.24; 488.25; 488.26; 488.30; 488.31; 488.32; 488.33; 488.34; 488.35; 488.36; 488.37; 488A.01, Subdivision 11; 488A.021, Subdivision 7; 488A.18, Subdivision 12; 488A.19, Subdivisions 7 and 8; and Chapter 633 are repealed.*

Sec. 42. *The provisions of this act shall become effective January 1, 1976."*

Amend the title by striking it in its entirety and inserting:

"A bill for an act relating to courts; enlarging the judicial districts for county court judges; providing for the selection of chief judges among county court judges and among district court judges; allowing chief judges to make assignments; abolishing de novo jurisdiction of district courts when hearing appeals; providing a continuous term of court; creating the position of court administrator; providing state funding; abolishing the office of justice of the peace; appropriating funds; amending Minnesota Statutes 1974, Sections 480.05; 480.15, Subdivision 4; 480.16; 480.18; 484.08; 484.34; 484.63; 484.66; 485.01; 487.01, Subdivisions 1, 2, 3, and 5; 487.03, Subdivisions 1, 2 and 5; 487.08; 487.25, Subdivision 6; 487.35, Subdivision 1; 487.39, and by adding a subdivision; 488.20; 488A.01, Subdivision 10, and by adding a subdivision; 488A.021, Subdivisions 3 and 8; 488A.10, Subdivisions 1 and 6; 488A.18, Subdivision 11, and by adding a subdivision; 488A.19, Subdivisions 3 and 10; 488A.27, Subdivisions 1 and 6; Chapters 484, by adding a section; 487 by adding a section; and 488A, by adding sections; repealing Minnesota Statutes 1974, Sections 2.724; 484.06; 484.09; 484.10; 484.11; 484.12; 484.13; 484.14; 484.15; 484.16; 484.17; 484.18; 484.28; 484.29; 484.47; 485.02; 485.12; 487.01, Subdivisions 6, 8 and 9; 487.02, Subdivision 1; 487.03, Subdivision 4; 487.10, Subdivision 6; 487.35, Subdivisions 2, 3, 4, 5 and 6; 487.39, Subdivision 3; 487.41; 488.03; 488.06; 488.08; 488.09; 488.10; 488.11; 488.12; 488.13; 488.14; 488.15; 488.21; 488.22; 488.23; 488.24; 488.25; 488.26; 488.30; 488.31; 488.32; 488.33; 488.34; 488.35; 488.36; 488.37; 488A.01, Subdivision 11; 488A.021, Subdivision 7; 488A.18, Subdivision 12; 488A.19, Subdivisions 7 and 8; and Chapter 633."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1161: A bill for an act relating to the operation of state government; creating a state office of human services; providing for the development of a unified state plan and budget for human services; appropriating money.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 7, insert:

"Section 1. [PURPOSE.] In order to promote the health and general welfare of the people of Minnesota and to insure maximum benefits from the resources devoted in this pursuit, it is in the best interests of the state that an interim office of human services be created to promote and formalize the on-going working relationships between human service agencies."

Page 1, line 9, strike "1" and insert "2"

Page 1, line 9, strike "4" and insert "5"

Page 1, line 15, strike "3" and insert "4"

Page 2, line 15, after "develop" insert "and implement"

Page 2, line 20, after "of" strike "the" and insert "state and local"

Page 2, line 23, strike "a" and insert "an assessment"

Page 2, line 24, after "funds" and before the period insert "to state and local agencies"

Page 2, line 24, strike "insure" and insert "develop and implement"

Page 3, line 10, strike the comma and insert "which will relate human service"

Page 3, line 11, strike "relating"

Page 3, strike lines 13-20 and insert:

"Subd. 4. [REORGANIZATION.] There is hereby created a human services task force consisting of four members of the house selected by the speaker of the house, four members of the senate selected by the committee on committees, and six public members appointed by the governor. The members of the task force shall not receive a per diem, but shall receive expense reimbursement under the provisions of section 43.329. The task force shall expire on January 31, 1977.

The task force shall use to the largest extent possible the services of existing staffs in the executive and legislative branches of government. The task force shall elect a chairperson from among its members. The director shall be an additional ex-officio member without vote.

In January, 1976, the task force shall make recommendations to the governor and the legislature under the provisions of section 3.195 as to interim steps recommended to further reorganization of all human services.

In January, 1977, the task force shall issue its final report to the governor and the legislature under the provisions of section 3.195, containing a long range reorganization proposal for human services agencies and the separate federal categorical programs and undertake the legal research for recodification necessary to implement the reorganization. The proposal shall reflect any on-going social policy development."

Page 3, line 26, strike "3" and insert "4"

Page 3, line 27, strike "3" and insert "4"

Page 4, line 8, strike "3" and insert "4"

Page 4, line 18, after the period, insert: "There is further appropriated from the general fund \$ . . . . . to the human services task force for clerical and professional personnel expenses as well as publication of reports. This appropriation shall not cancel but shall remain available for the biennium."

Renumber sections in sequence

Amend the title as follows:

Page 1, line 5, after the semicolon and before "appropriating" insert "creating a human services task force,"

And when so amended the bill do pass and be re-referred to the Committee on Governmental Operations. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 982: A bill for an act relating to public welfare; powers of the commissioner of public welfare; amending Minnesota Statutes 1974, Section 256.01, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Amend the title as follows:

Page 1, line 2, strike "powers of" and insert "permitting"

Page 1, line 3, after "welfare" and before the semicolon, insert "to establish maximum fees for congregate living care under the income maintenance programs"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 770: A bill for an act relating to public welfare; clarifying the definition of vendor of medical assistance to cover public health nurses; amending Minnesota Statutes 1974, Section 256B.02, Subdivision 7.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 15, strike "*home health care services*;"

Page 1, line 16, strike "*preventive*" and insert "*health assessment*"

Page 1, line 16, after "*services*" and before the semicolon insert "*provided by public health nurses*"

Page 1, strike lines 19 through 22

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1008: A bill for an act relating to health; establishing a program for the care of persons suffering from hemophilia; providing for an advisory committee to act with the department of health to implement the program; appropriating money; amending Minnesota Statutes 1974, Chapter 144, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, strike "*department*" and insert "*board*"

Page 1, line 20, strike "*crippling*,"

Page 1, line 20, after "*other*" insert "*serious*"

Page 1, line 21, strike "*this critical chronic bleeding condition*" and insert "*hemophilia*"

Page 1, line 22, after "*for*" insert "*or obtain third party reimbursement from any public or private source for*"

Page 1, line 23, strike "*despite the existence of*" and insert a period

Page 1, strike line 24

Page 2, strike lines 1 and 2

Page 2, line 5, strike "*department*" and insert "*board*"

Page 2, line 5, strike "*this*" and insert "*the program*"

Page 2, line 6, strike "*act*"

Page 2, line 18, strike "*Any person appointed to fill a vacancy*" and insert "*Vacancies shall be filled by the commissioner for the unexpired term*"

Page 2, strike lines 19 and 20

Page 2, line 21, strike "*remainder of that term*"

Page 2, line 21, after "*shall*" insert "*annually elect a secretary and shall*"

Page 2, line 22, strike "*elected from among its members*"



Page 2, line 26, after *"their"* insert *"official"*

Page 2, line 26, strike *"as members of this committee"* and insert *"in the same manner and at the same rate as state employees"*

Page 2, line 27, strike *"department"* and insert *"board"*

Page 2, line 29, strike *"With the advice of the committee,"*

Page 3, line 3, strike *"the"* and insert *"and"*

Page 3, line 10, strike the comma after *"home"* and insert a semicolon

Page 3, line 20, strike *"the conducting"* and insert *"production"*

Page 3, line 24, after *"to"* insert *"implement the provisions of this act."*

Page 3, strike line 25

Page 3, line 31, after *"qualify"* insert *"for benefits"*

Page 3, line 31, strike *"the public"* and insert *"chapter 256B."*

Page 3, strike line 32

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 689: A bill for an act relating to local government; providing for the creation and operation of community councils in the city of Minneapolis.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 7, after *"in"* insert *"city"*

Page 1, line 13, after *"Subd. 2."* insert *"Community council or"*

Page 1, line 13, before *"created"* insert *"serving a community service area"*

Page 2, line 7, strike *"shall"* and after *"basis,"* insert *"may"*

Page 2, line 8, after *"time"* insert *"and location"*

Page 2, line 8, after *"general"* insert *"or municipal"*

Page 2, line 9, strike *"appointed"* and insert *"selected in any other manner provided"*

Page 2, line 9, after *"body"* insert *"of the city of Minneapolis"*

Page 2, line 11, strike *"appointive"* and insert *"selective"*

Page 2, line 14, after *"filled"* insert *"in the manner provided"*

Page 2, line 18, after *"initiative"* strike the remainder of the line

Page 2, strike lines 19 and 20

Page 2, line 21, strike "of the residents"

Page 2, line 22, after "area" insert "or existing community council"

Page 2, line 24, after "hearing" insert "in each recognized neighborhood area"

Page 2, line 27, strike "14" and insert "30"

Page 2, line 29, after the period add "A second such notice shall be given not less than 7 days before such hearing."

Page 3, line 1, after "plans" insert "for the community"

Page 3, line 4, after the period add "Copies of such plans and comments shall also be provided to the city council for informational purposes."

Page 3, line 7, strike ":"

Page 3, line 8, strike "(1) Delegate" and insert "delegate"

Page 3, strike lines 11, 12, and 13

Page 3, line 15, after "sources" insert "subject to the approval of the governing body of the city"

Page 3, strike all of Sec. 9 and insert:

"Sec. 9. This act shall become effective only after its approval by a majority of the governing body of the city of Minneapolis, and upon compliance with the provisions of Minnesota Statutes, Section 645.021."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1510: A bill for an act relating to Ramsey county; allowing the county board to set sheriff's fees within the county; amending Laws 1974, Chapter 435, Section 3.10.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 8, strike "(a)" and insert "*Subdivision 1.*"

Page 2, line 6, strike "(b)" and insert "*Subd. 2.*"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1294: A bill for an act authorizing the city of Shako-

pee to issue general obligation revenue bonds for the purpose of financing improvements to, and refunding bonds payable from the revenues of, its light and power system.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 21, after the period, insert:

"Any action pursuant to this section, however, shall not be authorized if 20 percent of the voters in the 1974 general election petition the city council of Shakopee for a referendum within 30 days after affirmative action is taken by the city council under section 2. In that event, a referendum shall be held by the city pursuant to Minnesota Statutes, Section 205.08, to consider whether the city of Shakopee, by its governing body, may issue bonds for the purpose of providing funds to acquire, improve and extend its electric light and power system."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1517: A bill for an act relating to the city of Shoreview; authorizing the city of Shoreview to defer special assessments previously levied on property owned by senior citizens.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, strike "prior" and insert "after"

Page 1, line 11, strike "to"

Page 1, line 11, strike "1974" and insert "1971"

And when so amended the bill do pass and be re-referred to the Committee on Taxes and Tax Laws. Amendments adopted. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1507: A bill for an act relating to Ramsey county; reestablishing the office of county surveyor and abolishing the plat commission; amending Laws 1974, Chapter 435, Section 3.18, and by adding a section; and repealing Laws 1974, Chapter 435, Section 3.15.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1124: A bill for an act relating to Anoka county; creating a housing and redevelopment authority in Anoka county;

applying the provisions of the municipal housing and redevelopment act to Anoka county.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1126: A bill for an act relating to plats and surveys in Anoka county; providing for approval by the county surveyor and providing for a fee.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 7, after "Anoka" insert "the technical accuracy of"

Page 1, line 8, strike "approved" and insert "verified"

Page 1, line 10, after "charged a" insert "reasonable"

Page 1, line 10, after "service" insert "based on the actual costs incurred"

Further amend the title as follows:

Page 1, line 3, strike "approval" and insert "verification"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

H. F. No. 48: A bill for an act relating to public welfare; providing a coordinated approach to the supervision, protection and habilitation of mentally retarded persons; amending Minnesota Statutes 1974, Sections 253A.02, Subdivision 5, and by adding a subdivision; 253A.04, Subdivisions 1 and 2; 253A.07, Subdivisions 17, 19, and 21; 253A.15, Subdivision 1; 256.93, Subdivisions 1 and 2; 259.24, Subdivision 1; and 517.03; repealing Minnesota Statutes 1974, Sections 253A.07, Subdivision 18; 253A.13; and 256.07.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was re-referred

H. F. No. 259: A bill for an act relating to real estate; restricting the filing and recording of certain conveyances; amending Minnesota Statutes 1974, Section 462.358, Subdivision 4.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was re-referred

H. F. No. 986: A bill for an act relating to crime victims reparations; authorizing the crime victims reparations board to limit the fees charged by an attorney representing a claimant before the board; amending Minnesota Statutes 1974, Section 299B.03, Subdivision 1; and Chapter 299B, by adding a section.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was re-referred

H. F. No. 209: A bill for an act relating to adoptions; annulment of decree after discovery of defect; repealing Minnesota Statutes 1974, Section 259.30.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 763: A bill for an act relating to taxation; providing a homestead exemption for certain stockholders of a family farm corporation and partners of a partnership; amending Minnesota Statutes 1974, Section 273.13, Subdivision 6.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1974, Section 273.13, is amended by adding a subdivision to read:

*Subd. 6a. [HOMESTEAD OWNED BY FAMILY FARM CORPORATION OR PARTNERSHIP.] (a) Each family farm corporation and each partnership operating a family farm shall be entitled to class 3b assessment and shall be eligible for the credit provided in subdivision 6 for one homestead occupied by a shareholder or partner thereof who is residing on the land and who derives his principal income from the farming activities of the corporation or partnership. Such a homestead shall not exceed 120 acres, and shall be assessed as provided in subdivision 6, notwithstanding the fact that legal title to the property may be in the name of the corporation or partnership and not in the name of the person residing thereon. “Family farm corporation” and “family farm” shall mean as defined in section 500.24.*

*(b) In addition to property specified in paragraph (a), any other residences owned by corporations or partnerships described in paragraph (a) which are located on agricultural land and occupied as homesteads by shareholders or partners who derive their principal income from the farming activities of the corporation or partnership, shall also be assessed as class 3b property and be entitled to the credit provided in subdivision 6, but the property*

*eligible shall be limited to the residence itself and as much of the land surrounding the homestead, not exceeding one acre, as is reasonably necessary for the use of the dwelling as a home, and shall not include any other structures that may be located thereon.*

*Sec. 2. This act is effective for the 1975 assessment year and subsequent years."*

Amend the title as follows:

Page 1, line 5, after "273.13," insert "by adding a subdivision."

Page 1, strike line 6

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 911: A bill for an act relating to taxation; defining a "sale" for sales and use tax purposes; amending Minnesota Statutes 1974, Section 297A.01, Subdivision 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 6, after "devices" insert "*only if granted upon the payment, or promise of payment, of a mandatory admission charge*"

Page 2, line 11, strike "*a nonprofit cultural*" and insert "*an*"

Page 2, line 11, after "*organization*" insert "*exempt from income taxation pursuant to section 290.05, subdivision 1 (i)*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Finance, to which was referred

S. F. No. 26: A bill for an act relating to the operation of state government; requiring departments, agencies and institutions of the state to procure products and services from sheltered workshops and work activity programs.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Finance, to which was referred

S. F. No. 929: A bill for an act relating to state parks; adding land to Helmer Myre state park; appropriating funds.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 5, after "Sec. 2." strike "There is appropriated to the commissioner of"

Page 2, strike lines 6, 7, and 8

Page 2, line 9, strike "Minnesota Statutes, Section 85.012."

Further amend the title as follows:

Page 1, line 3, strike "; appropriating funds"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred

S. F. No. 1610: A bill for an act relating to the legislature; prescribing powers and duties of the joint coordinating committee; amending Minnesota Statutes 1974, Chapter 3, by adding a section; Section 3.304, Subdivisions 1, 2, 3 and 5; and Chapter 482, by adding sections; repealing Minnesota Statutes 1974, Section 3.304, Subdivisions 4, 6 and 7.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was re-referred under Rule 35, together with the committee report thereon,

S. F. No. 487: A bill for an act relating to agriculture; restrictions upon farming by corporations; amending Minnesota Statutes 1974, Section 500.24.

Reports the same back with the recommendation that the report of the Committee on Natural Resources and Agriculture reported in the Journal for April 17, 1975 be adopted and the bill be re-referred to the Committee on Judiciary. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was re-referred under Rule 35, together with the committee report thereon,

S. F. No. 866: A bill for an act relating to liquor; abolishing the office of liquor control commissioner and transferring the powers and duties thereof to the departments of public safety and revenue; amending Minnesota Statutes 1974, Chapter 299A, by adding a section; Sections 340.08, Subdivisions 1 and 2; 340.09, Subdivision 1; 340.44; 340.47, Subdivision 2; 340.485, Subdivision 1; and 340.492; repealing Minnesota Statutes 1974, Sections 340.08, Subdivision 3; 340.401, Subdivision 7; 340.485, Subdivision 4; and 340.491.

Reports the same back with the recommendation that the report of the Committee on Labor and Commerce reported in the Journal for April 19, 1975 be adopted and the bill be re-referred to the Committee on Governmental Operations. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred for proper reference under Rule 35:

S. F. Nos. 1585 and 1602 reports the same back with the recommendation that the bills be re-referred as follows:

S. F. No. 1585 to the Committee on Governmental Operations.

S. F. No. 1602 to the Committee on Judiciary.

Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 1518, 593, 1217, 119, 558, 1465, 583, and 176 for comparison to companion Senate Files, reports the following House Files were found identical and recommends the House Files be given their Second Reading and substituted for their companion Senate Files as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1518	1462	1465	1423		
593	349				
1217	1148				
119	158				
558	1350				
583	365				
176	1620				

And that the above Senate Files be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 584, 679, 1262 and 1506 for comparison to companion Senate Files, reports the following House Files were found not identical with their companion Senate Files as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
584	468				
679	625				
1262	1198				
1506	1432				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 584 be amended as follows:



Page 5, line 18, after "board" insert a comma

Page 11, line 30 should read "[ANNUITIES.] The annuity of a person"

Page 14, line 27, after "1a" delete the comma

And when so amended, H. F. No. 584 will be identical to S. F. No. 468 and further recommends that H. F. No. 584 be given its second reading and substituted for S. F. No. 468 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 679 be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. [CITATION.] Sections 1 to 14 may be cited as the Minnesota pistol regulation act.

Sec. 2. [PURPOSE; DECLARATION OF POLICY.] It is the purpose of sections 1 to 14 to regulate the possession, sale, purchase and transfer of pistols. It is not the intent of the legislature to regulate shotguns, rifles and other longguns of the type commonly used for hunting and not defined as pistols, or to place the cost of administration upon those citizens who wish to lawfully possess or carry pistols, or to confiscate or otherwise restrict the use of pistols by law-abiding citizens.

Sec. 3. [DEFINITIONS.] Subdivision 1. As used in sections 1 to 14, the terms defined in this section shall have the meanings given them.

Subd. 2. "Pistol" includes a weapon designed to be fired by the use of a single hand and with an overall length less than 26 inches, or having a barrel or barrels of a length less than 18 inches in the case of a shotgun or having a barrel of a length less than 16 inches in the case of a rifle (a) from which may be fired or ejected one or more solid projectiles by means of a cartridge or shell or by the action of an explosive or the igniting of flammable or explosive substances; or (b) for which the propelling force is a spring, elastic band, carbon dioxide, air or other gas, or vapor. "Pistol" does not include a device firing or ejecting a shot measuring .18 of an inch, or less, in diameter and commonly known as a "BB gun," a scuba gun, a stud gun or nail gun used in the construction industry or children's pop guns or toys.

Subd. 3. "Person" includes an individual, corporation, partnership, firm or association. As applied to partnerships or associations the word "person" includes the partners or members; as applied to corporations, it includes the officers, agents or employees who are responsible for the act referred to.

Subd. 4. "Commissioner" means the commissioner of public safety.

Subd. 5. "Transferor" means any person who sells, gives, furnishes, loans, assigns or transfers, whether or not for a consideration, a pistol or the frame or receiver of a pistol to another.

“Transferee” means a person to whom a pistol or the frame or receiver of a pistol is sold, given, furnished, loaned, assigned or transferred, whether or not for a consideration.

“Transfer” means a sale, gift, loan, assignment, or other furnishing, whether or not for a consideration, of a pistol or the frame or receiver of a pistol to another.

The terms defined in this subdivision shall not apply to transfers between dealers licensed pursuant to section 4 or to the following loans made for temporary use:

(a) Between relatives who reside with the owner of the pistol if the loan was intended to be for a period less than 14 days;

(b) Between an owner of a pistol and a prospective buyer if the loan to the prospective buyer does not exceed one hour;

(c) Between the owner of the pistol and a person for the purpose of repairing the pistol;

(d) Between teachers and students enrolled in a course designed to teach marksmanship and safety with a pistol and approved by the commissioner of natural resources;

(e) Between persons at a pistol or firearm collector’s exhibition if the exchange was intended to be for a period of less than one hour;

(f) Between persons lawfully engaged in hunting or target shooting if the loan was intended to be for a period less than 12 hours;

(g) Between law enforcement officers who have the power to make arrests other than citizen arrests; or

(h) Between employees and between the employer and employees of a corporation when the employee is required to carry a pistol by reason of his employment and has applied for and received a permit to carry.

Subd. 6. “Dealer” means a person engaged in the business of selling pistols at wholesale or retail.

Subd. 7. “Crime of violence” includes murder in the first degree, murder in the second degree, murder in the third degree, manslaughter in the first degree, manslaughter in the second degree, aiding suicide, aiding attempted suicide, aggravated assault, use of drugs to injure or to facilitate crime, simple robbery, aggravated robbery, kidnapping, false imprisonment, aggravated rape, rape, aggravated sodomy, felonious theft, aggravated arson, riot, burglary, reckless use of a gun or dangerous weapon, intentionally pointing a gun at or towards a human being, setting a spring gun, and unlawfully owning, possessing, or operating a machine gun, and an attempt to commit any of these offenses, as each of those offenses are defined in Minnesota Statutes, Chapter 609.

Sec. 4. [CERTAIN PERSONS NOT TO HAVE PISTOLS.] Subdivision 1. The following persons shall not be entitled to carry, hold, possess or become transferees of a pistol:

(a) A person under the age of 18 years except that a person under 18 may carry, hold, possess or use a pistol (i) in the actual presence or under the direct supervision of his parent or guardian, (ii) for the purpose of military drill under the auspices of a legally recognized military organization and under competent supervision, (iii) for the purpose of instruction, competition or target practice on a firing range approved by the chief of police or county sheriff in whose jurisdiction the range is located and under constant direct supervision; or (iv) if the person has successfully completed a course designed to teach marksmanship and safety with a pistol and approved by the commissioner of natural resources;

(b) A person who has been convicted in this state or elsewhere of a crime of violence unless ten years have elapsed since the person has been restored his civil rights or the sentence has expired, whichever occurs first, and during that time he has not been convicted of any other crime of violence. For purposes of this section, crime of violence includes crimes in another state or jurisdiction which would have been crimes of violence as herein defined if they had been committed in this state;

(c) A mentally ill or mentally deficient person as defined in Minnesota Statutes, Section 253A.02, or a person who is or has ever been confined or committed voluntarily or by court order in Minnesota or elsewhere for a mental disorder or defect to a hospital, mental institution or sanitarium, unless he possesses a certificate of a medical doctor or psychiatrist licensed in Minnesota, or other satisfactory proof, in accordance with regulations adopted by the commissioner, that he is no longer suffering from this disability;

(d) A person who has been convicted in Minnesota or elsewhere for the unlawful use, possession or sale of a controlled substance other than conviction for possession of a small amount of marijuana, as defined in section 152.01, subdivision 16, or a person who is or has ever been hospitalized or committed for treatment for the habitual use of a controlled substance or marijuana, as defined in Minnesota Statutes, Sections 152.01 and 152.02, unless he possesses a certificate of a medical doctor or psychiatrist licensed in Minnesota, or other satisfactory proof, in accordance with regulations adopted by the commissioner, that he has not abused a controlled substance or marijuana during the previous two years; or

(e) A person who has been confined or committed to a hospital, mental institution or sanitarium in Minnesota or elsewhere as an "inebriate person" as that term is defined in Minnesota Statutes, Section 253A.02, or for alcoholic problems, or who has a history of alcoholic problems, unless he possesses a certificate of a medical doctor or psychiatrist licensed in Minnesota, or other satisfactory proof, in accordance with regulations adopted by the commissioner, that he has not abused alcohol during the previous two years. A person who issues a certificate pursuant to this subdivision in good faith shall not be liable for damages in an action arising out of the issuance.

Subd. 2. A person who knowingly transfers a pistol to a person named in this section is guilty of a gross misdemeanor.

Subd. 3. A person named in this section who carries, holds, pos-

sesses or becomes a transferee of a pistol is guilty of a gross misdemeanor.

Sec. 5. [PERMITS REQUIRED.] Subdivision 1. No person shall transfer a pistol, or be a transferee thereof, unless the transferee has first secured a transferee's permit according to this section.

Subd. 2. [WHERE APPLICATION MADE.] Application for transferee's permits shall not be public records within the meaning of Minnesota Statutes, Section 15.17. Applications for transferee's permits shall be made to the chief of police of an organized full time police department of the municipality where the applicant resides or to the county sheriff where there is no such local chief of police where the applicant resides. If the applicant is not a resident of the state of Minnesota he shall apply in the city or county of transfer. At the time of application, the local police authority shall provide the applicant with a dated receipt for the application.

Subd. 3. [CONTENTS.] Applications for transferee's permits shall set forth the name, residence, place of business, age, date of birth, occupation, sex and physical description including distinguishing physical characteristics, if any, of the applicant. The application shall be signed by the applicant under oath.

Subd. 4. [INVESTIGATION.] The application authority shall check criminal records, histories, and warrant information on each applicant through the Minnesota Crime Information System computer.

Subd. 5. [GRANTING OF PERMITS.] Transferee's permits shall be granted or denied solely on the criteria in section 4 not less than 14 days from the date of receipt of the application. The local police authority shall provide an applicant with written notification of a denial and the specific reason for the denial. The chief police officer or the county sheriff may issue a transferee's permit immediately upon application; provided, however, the processing of the permit shall otherwise conform to the provisions of this section in all respects. Failure of the chief police officer or the county sheriff to deny the application or issue a transferee's permit within 21 days of the date of application shall be deemed to be a grant thereof. A transferee's permit shall be valid for a period of 45 days from the date of issuance and may be renewed during the period for good cause for an additional 45 days. The permits shall be issued free of charge.

Subd. 6. [TRANSFEREE'S PERMIT; RECORD OF TRANSFER.] The transferee's permit shall be issued to the applicant in triplicate. Prior to the time he receives the pistol from the transferor, the applicant shall deliver to the transferor the permit in triplicate and the transferor shall complete all of the information required on the form. Within five days of the date of the transfer the transferor shall forward the original copy to the chief of police of the municipality in which the purchaser resides, except that in a municipality having no chief of police, such copy shall be forwarded to the county sheriff of the county wherein the municipality is located. The second copy shall then be returned to the transferee with the pistol and the third copy shall be kept by the transferor. The local police authority shall keep its copy of the permit. The transferor shall keep his copy for 90 days. The transferee need not keep his copy after he has acquired the pistol or 90 days elapse.

Subd. 7. [TRANSFER OF PISTOLS.] A person who does any of the following is guilty of a misdemeanor:

- (a) Transfers a pistol to a person who does not either present evidence of his identity or is personally known to the transferor; or
- (b) Transfers a pistol which is not unloaded and securely wrapped.

Subd. 8. [PENALTIES.] A person who does any of the following is guilty of a gross misdemeanor:

- (1) Transfers a pistol to a person who does not possess a transferee's permit;
- (2) Transfers a pistol to a person who has made a false statement on his application for a transferee's permit, knowing or having reason to know that the transferee has made the false statement; or
- (3) Becomes a transferee of a pistol without having first received a transferee's permit.

Sec. 6. [OUT OF STATE PISTOLS.] Subdivision 1. A person who is not a resident of the state and owns, possesses or otherwise has control of a pistol shall within 30 days after entering the state obtain a transferee's permit for all the pistols which he owned, possessed or otherwise controlled when he entered the state at the office of the chief of police of the municipality in which the person resides, or the county sheriff of the county in which the person resides by completing a transferee's application form in the manner set out in section 5.

Subd. 2. Within 30 days after becoming a transferee of a pistol outside of this state, the transferee shall obtain a transferee's permit for the pistol with the chief of police of the municipality in which the transferee resides or with the county sheriff of the county in which the transferee resides by completing a transferee's application form in the manner set out in section 5.

Subd. 3. A person required by this section to obtain a transferee's permit for a pistol who fails to do so is guilty of a misdemeanor.

Sec. 7. [EXCEPTIONS.] Sections 5 and 6 shall not apply to the passing of a pistol upon the death of an owner to his heir or legatee. If the heir or legatee of the pistol does not qualify to possess the pistol or pistols pursuant to section 4 the pistol or pistols may be possessed by him for the purpose of sale for a period not exceeding 180 days, or for such further limited period as may be approved by the chief law enforcement officer of the municipality in which the heir or legatee resides or the county sheriff if there is no local chief of police where the heir or legatee resides. A personal representative may sell or transfer the pistol or pistols pursuant to this section without obtaining a dealer's permit or registering the pistol or pistols pursuant to section 5.

Sec. 8. [CARRYING WEAPONS WITHOUT PERMIT.] Subdivision 1. [PENALTY.] A person, other than a law enforcement officer who has authority to make arrests other than citizens arrests, who carries, holds or possesses a pistol in a motor vehicle or snowmobile, or on or about his clothes or person, or otherwise in his possession or control in a public place or public area without first having ob-

tained a permit to carry the pistol is guilty of a gross misdemeanor. A person who has been issued a permit and who engages in activities other than those for which the permit has been issued, is guilty of a misdemeanor.

Subd. 2. [APPLICATION FOR A PERMIT TO CARRY.] The procedure to acquire a permit to carry shall be the same as provided in section 5, subdivisions 2 to 4. Reasonable proof of the need to carry a pistol and that the applicant is of sufficient maturity and possesses sufficient skill and knowledge in the handling of pistols shall be required for permits to carry.

Subd. 3. [GRANTING OF PERMITS.] Failure of the chief police officer or the county sheriff to deny the application or issue a permit to carry a pistol within 21 days of the date of application shall be deemed to be a grant thereof. The local police authority shall provide an applicant with written notification of a denial and the specific reason for the denial. The permits and their renewal shall be granted free of charge. The permit shall specify the activities for which it shall be valid.

Subd. 4. [RENEWAL.] Permits to carry a pistol issued pursuant to this section shall expire annually and shall thereafter be renewed in the same manner and subject to the same provisions by which the original permit was obtained.

Subd. 5. [PERMIT TO CARRY VOIDED.] The permit to carry shall be void at the time that the holder becomes prohibited from possessing a pistol under section 4, in which event the holder shall return the permit within five days to the application authority. Failure of the holder to return the permit within the five days is a gross misdemeanor, unless the court finds that the circumstances or the physical or mental condition of the permit holder prevented the holder from complying with the return requirement.

Subd. 6. [CARRYING PISTOLS ABOUT ONE'S PREMISES OR FOR PURPOSES OF REPAIR, TARGET PRACTICE.] A permit to carry is not required of a person:

(a) To keep or carry about his place of business, dwelling house, premises or on land possessed by him a pistol;

(b) To carry a pistol from a place of purchase to his dwelling house or place of business, or from his dwelling house or place of business to or from a place where repairing is done, to have the pistol repaired;

(c) To carry a pistol from his dwelling house to his place of business;

(d) To carry a pistol in the woods or fields or upon the waters of this state for the purpose of hunting other than protected wild animals or of target shooting in a safe area; or

(e) To transport any pistol while traveling to or from hunting, fishing or a target range or other authorized place for the purpose of practice, match, target, trap or skeet shooting or shooting exhibitions; if the pistol while carried in a motor vehicle is

unloaded and contained in a closed and fastened case, gunbox, or securely tied package, and locked in the trunk of the automobile in which the person is transporting the pistol, or kept in some other area of the vehicle not normally occupied by the driver or passengers, if the motor vehicle is not equipped with a trunk. If a vehicle does not have an enclosed area other than the driver or passenger area, the pistol may be carried in the driver or passenger area as long as the pistol is unloaded and contained in a closed and fastened case, gunbox, or securely tied package. A utility compartment or glove compartment shall be deemed to be within the area occupied by the driver and passengers. If the pistol is carried lawfully pursuant to this section in a snowmobile or boat, it shall be unloaded.

Sec. 9. [NO LIMIT ON NUMBER OF PISTOLS.] A person shall not be restricted as to the number of pistols he may acquire or carry.

Sec. 10. [FALSE REPRESENTATIONS IN APPLICATIONS OR IN PURCHASES.] A person who gives or causes to be given any false information or signs a fictitious name or address in applying for a dealer's license, transferee's permit, registration or permit to carry is guilty of a gross misdemeanor.

Sec. 11. [HEARING UPON DENIAL.] Any person aggrieved by the denial of a transferee's permit or permit to carry may appeal the denial to the county court having jurisdiction over the county or municipality wherein the denial occurred. The matter shall be heard de novo without a jury.

Sec. 12. [EXEMPTIONS; ANTIQUES AND ORNAMENTS.] Sections 4 to 8 shall not apply to antique pistols or replicas thereof which are incapable of being fired, which do not fire fixed ammunition, or for which ammunition is not commercially available, and which are possessed as curiosities or for their historical significance or value.

Sec. 13. [ALTERING SERIAL NUMBER OF PISTOL; SALE; PENALTY.] Subdivision 1. A person who intentionally alters, changes, removes, disfigures, obliterates, or defaces the name of the maker, model, manufacturer's serial number, or other mark of identification of a pistol is guilty of a gross misdemeanor.

Subd. 2. A person who possesses a pistol with a serial number which has been altered, changed, disfigured or defaced with intent to prevent identification or tracing of the pistol is guilty of a gross misdemeanor.

Sec. 14. [LOCAL REGULATION.] Sections 1 to 13 shall not be construed to prohibit more restrictive municipal or county regulation of the transfer, carrying, or possession of pistols.

Sec. 15. [EFFECTIVE DATE.] This act is effective October 1, 1975."

Further, strike the title and insert

"A bill for an act relating to crimes; regulating the transfer, possession, and use of pistols; requiring permits to acquire and

carry pistols; prohibiting the sale or transfer to or carrying by certain persons of pistols; prescribing penalties.”

And when so amended, H. F. No. 679 will be identical to S. F. No. 625 and further recommends that H. F. No. 679 be given its second reading and substituted for S. F. No. 625 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 1262 be amended as follows:

Page 1, line 10, after “a” and before “licensed” insert “person”

Page 1, line 10, after “licensed” insert “to practice mortuary science under chapter 149,”

Page 1, strike line 11

Page 1, line 12, strike “a” and insert “any other”

Page 1, line 12, strike “designated by the University of Minnesota,”

Page 1, strike line 13

Page 1, line 14, strike “person” and insert “who”

Page 1, line 16, strike “offering said course, and”

Page 1, strike line 17

Page 1, line 18, strike “ophthalmology”

Page 1, line 19, strike “such” and insert “a”

Page 1, line 20, strike “if a” and insert “. A written”

Page 1, line 21, strike “is first” and insert “must be”

Page 1, line 21, after “obtained” and before the period insert “prior to the performance of the procedure”

Page 1, line 23, after “subdivision 2” strike the comma and insert a period

Page 2, strike line 1

Page 2, line 2, strike “or a properly designated” and insert “A mortician or other”

Page 2, line 3, strike the comma

Amend the title as follows:

Page 1, line 6, strike “595.924” and insert “525.924”

And when so amended, H. F. No. 1262 will be identical to S. F. No. 1198 and further recommends that H. F. No. 1262 be given its second reading and substituted for S. F. No. 1198 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 1506 be amended as follows:



Page 2, line 8, after “college” insert “, “academy”, “institute””

Page 2, line 17, delete “and”

Page 2, line 18, after “attendance” insert “, and such other matters as the commission shall determine by regulation”

Page 3, line 4, after “college” insert “, “academy”, “institute””

Page 3, line 13, after “college” insert “, “academy”, “institute””

And when so amended, H. F. No. 1506 will be identical to S. F. No. 1432 and further recommends that H. F. No. 1506 be given its second reading and substituted for S. F. No. 1432 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred H. F. No. 49 for comparison to companion Senate Files, reports the following House File was found not identical with its companion Senate File as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
49	44				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 49 be amended as follows:

Page 1, line 9, delete “DULUTH, CITY OF;”

Page 1, line 12, after “or” insert “the town of Herman,”

Page 1, line 17, after “certified” insert “by the state board of health or the state board of medical examiners”

Page 1, line 19, delete “is” and insert “and the town of Herman are”

Page 3, delete lines 19 to 21 and insert

“Sec. 6. [PAYMENT FOR PARAMEDIC SERVICE.] Subdivision 1. The governing body of the city of Duluth and the governing body of the town of Herman, in conjunction with the operation of its emergency or paramedic ambulance program, may impose reasonable charges for the emergency or paramedic ambulance services in order to finance its costs.

Subd. 2. The following persons shall not be subject to such charges:

(i) Any person who is eligible for or receiving public assistance

under the aid to families with dependent children program, but is not eligible for any federally, state or locally funded public assistance program which would pay for such charges nor has medical, health or accident insurance policies which would pay for such charges; or

(ii) Any person who, except for the amount of income or resources would qualify for aid to families with dependent children, is in need of medical assistance but is not eligible for any federally, state or locally funded public assistance program which would pay for such charges nor has medical, health or accident insurance policies which would pay for such charges; or

(iii) Any person over 18 years of age, in need of medical care that neither he nor his relatives responsible under Minnesota Statutes, Sections 256B.01 to 256B.26 are financially able to provide, is not eligible for any federally, state or locally funded public assistance program which would pay for such charges and has no medical, health or accident insurance policies which would pay for such charges.

Sec. 7. This act is effective for the city of Duluth only after its approval by the governing body of the city of Duluth, and for the town of Herman only after its approval by the governing body of the town of Herman, and upon compliance with Minnesota Statutes, Section 645.021."

Further, amend the title as follows:

Page 1, line 2, after "Duluth" insert "and the town of Herman"

And when so amended, H. F. No. 49 will be identical to S. F. No. 44 and further recommends that H. F. No. 49 be given its second reading and substituted for S. F. No. 44 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration to which was referred H. F. No. 274 for proper reference, recommends the above House File be re-referred to its respective Committee as follows:

H. F. No. 274 to the Committee on Judiciary.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

#### SECOND READING OF SENATE BILLS

S. F. Nos. 1105, 1135, 1661, 377, 400, 819, 1077, 932, 770, 689, 1510, 1294, 1507, 1124, 1126, 763, 911, 26, 929 and 1610 were read the second time.

#### SECOND READING OF HOUSE BILLS

H. F. Nos. 259, 986, 209, 1465, 1217, 119, 558, 593, 1518, 176, 583, 584, 679, 1262, 1506 and 49 were read the second time.

## MOTIONS AND RESOLUTIONS

Mr. Schmitz moved that S. F. No. 182 and the Conference Committee Report thereon be laid on the table and the Conference Committee Report be printed in the Journal. The motion prevailed.

## CONFERENCE COMMITTEE REPORT ON S. F. NO. 182

A bill for an act relating to counties; eliminating payment of certain fees to county sheriffs; requiring county boards to furnish board and other services for prisoners in county jails; amending Minnesota Statutes 1974, Sections 387.20, Subdivisions 5 and 6; 641.02; 641.03; 641.12; and 641.13; repealing Minnesota Statutes 1974, Section 641.11.

April 24, 1975

The Honorable Alec G. Olson  
President of the Senate

The Honorable Martin O. Sabo  
Speaker of the House of Representatives

We, the undersigned conferees for S. F. No. 182, report that we agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S. F. No. 182 be further amended as follows:

Page 2, line 19, after "*including*" insert "*the reimbursement of the sheriff or his designee for*"

Page 2, line 20, strike "*for*" and insert "*provided to*"

Page 4, line 32, before "*sections*" insert "*Until January 1, 1979, nothing in*"

Page 4, line 32, strike "*not*"

Page 5, strike lines 1 and 2 and insert "*be construed to preclude the payment of fees to or the retention of fees by a sheriff in a county operating under a special law which provides that the sheriff is to receive the compensation provided by law for boarding prisoners.*"

We request adoption of this report and repassage of the bill in accordance therewith.

Senate Conferees: (Signed) Robert J. Schmitz, C. R. (Baldy) Hansen, John Bernhagen.

House Conferees: (Signed) Ted L. Suss, Leo J. Reding, Ronald B. Sieloff.

## MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Milton moved that S. F. No. 1517 be withdrawn from the Committee on Taxes and Tax Laws and placed on General Orders. The motion prevailed.

Mr. Coleman, from the Committee on Rules and Administration, offered the following resolution:

**BE IT RESOLVED**, by the Senate, that the following named person be and is hereby appointed to the position hereinafter stated and at the salary heretofore fixed.

Rev. Ronald C. Peterson, Chaplain, effective April 21, 1975.

Mr. Coleman moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Mr. Davies moved that H. F. No. 911 be withdrawn from the Committee on Judiciary and re-referred to the Committee on Rules and Administration for comparison to S. F. No. 746, now on the Calendar. The motion prevailed.

Mr. Schaaf moved that the name of Mr. Humphrey be added as co-author to S. F. No. 1559. The motion prevailed.

Under the Order of Business of Motions and Resolutions, Mr. Coleman moved to take up the Senate Calendar. The motion prevailed.

### THIRD READING OF SENATE BILLS

S. F. No. 115: A bill for an act relating to the arts; creating a board of the arts to succeed the state arts council; prescribing powers and duties; amending Minnesota Statutes 1974, Chapter 139 by adding sections; repealing Minnesota Statutes 1974, Sections 139.01; 139.02; 139.03; 139.04 and 139.05.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Olhoft	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stokowski
Berg	Frederick	Kowalczyk	O'Neill	Stumpf
Bernhagen	Gearty	Larson	Patton	Tennessee
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Ueland
Brataas	Hansen, Mel	McCutcheon	Perpich, G.	Wegener
Brown	Hanson, R.	Merriam	Pillsbury	Willet
Chenoweth	Hughes	Milton	Renneke	
Chmielewski	Humphrey	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 366: A bill for an act relating to deferred compensation; authorizing participation by state and other public employees in the state deferred compensation plan; transferring duties; appropriating money; amending Minnesota Statutes 1974, Chapter 352, by adding a section; repealing Minnesota Statutes 1974, Section 16A.17, Subdivision 8.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Olhoff	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stokowski
Berg	Frederick	Kowalczyk	O'Neill	Stumpf
Bernhagen	Gearty	Larson	Patton	Tennessee
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Ueland
Brataas	Hansen, Mel	McCutcheon	Perpich, G.	Wegener
Brown	Hanson, R.	Merriam	Pillsbury	Willet
Chenoweth	Hughes	Milton	Renneke	
Chmielewski	Humphrey	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 570: A bill for an act relating to taxation; increasing the income tax deduction for dependents' school expenses; amending Minnesota Statutes 1974, Section 290.09, Subdivision 22.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 51 and nays 10, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	Olhoff	Solon
Arnold	Doty	Keefe, S.	Olson, A. G.	Stassen
Ashbach	Dunn	Kirchner	Olson, H. D.	Stokowski
Bang	Fitzsimons	Kleinbaum	Olson, J. L.	Stumpf
Bernhagen	Gearty	Kowalczyk	O'Neill	Ueland
Blatz	Hansen, Baldy	Larson	Perpich, A. J.	Wegener
Brataas	Hansen, Mel	McCutcheon	Perpich, G.	Willet
Brown	Hanson, R.	Merriam	Pillsbury	
Chenoweth	Hughes	Milton	Schmitz	
Chmielewski	Humphrey	Moe	Schrom	
Coleman	Josefson	Nelson	Sillers	

Those who voted in the negative were:

Davies	Knutson	Ogdahl	Renneke	Spear
Frederick	Laufenburger	Patton	Schaaf	Tennessee

So the bill passed and its title was agreed to.

S. F. No. 1215: A bill for an act relating to intoxicating liquor; filing of wholesale price schedules; amending Minnesota Statutes 1974, Section 340.983.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Schaaf
Arnold	Doty	Keefe, S.	Ogdahl	Schmitz
Ashbach	Dunn	Kirchner	Olhoft	Schrom
Bang	Fitzsimons	Kleinbaum	Olson, A. G.	Sillers
Berg	Frederick	Knutson	Olson, H. D.	Solon
Bernhagen	Gearty	Kowalczyk	Olson, J. L.	Spear
Blatz	Hansen, Baldy	Larson	O'Neill	Stassen
Brataas	Hansen, Mel	Laufenburger	Patton	Stokowski
Brown	Hanson, R.	McCutcheon	Perpich, A. J.	Stumpf
Chenoweth	Hughes	Merriam	Perpich, G.	Tennessee
Chmielewski	Humphrey	Milton	Pillsbury	Wegener
Conzemius	Josefson	Moe	Renneke	Willet

So the bill passed and its title was agreed to.

S. F. No. 1113: A bill for an act relating to public safety; providing safety devices on certain equipment; providing penalties.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Schaaf
Arnold	Doty	Keefe, S.	Ogdahl	Schmitz
Ashbach	Dunn	Kirchner	Olhoft	Schrom
Bang	Fitzsimons	Kleinbaum	Olson, A. G.	Sillers
Berg	Frederick	Knutson	Olson, H. D.	Solon
Bernhagen	Gearty	Kowalczyk	Olson, J. L.	Spear
Blatz	Hansen, Baldy	Larson	O'Neill	Stassen
Brataas	Hansen, Mel	Laufenburger	Patton	Stokowski
Brown	Hanson, R.	McCutcheon	Perpich, A. J.	Stumpf
Chmielewski	Hughes	Merriam	Perpich, G.	Tennessee
Coleman	Humphrey	Milton	Pillsbury	Wegener
Conzemius	Josefson	Moe	Renneke	Willet

So the bill passed and its title was agreed to.

S. F. No. 1188: A bill for an act relating to forestry; authorizing forest officers to issue notices having the effect of a summons and complaint; amending Minnesota Statutes 1974, Section 88.10, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Olhoft	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Brataas	Hansen, Mel	McCutcheon	Perpich, G.	Wegener
Brown	Hanson, R.	Merriam	Pillsbury	Willet
Chenoweth	Hughes	Milton	Renneke	
Chmielewski	Humphrey	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 1434: A bill for an act relating to counties; providing for formation of water and sewer districts; amending Minnesota Statutes 1974, Sections 116A.01, Subdivisions 1a and 4, and by adding a subdivision; 116A.02, Subdivision 3, and by adding a subdivision; 116A.12, Subdivision 8; 116A.19, by adding a subdivision; 116A.20, Subdivisions 1, 2 and 5, and by adding a subdivision; and 116A.24, Subdivisions 1, 2 and 4.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Olhoft	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Brataas	Hansen, Mel	McCutcheon	Perpich, G.	Wegener
Brown	Hanson, R.	Merriam	Pillsbury	Willet
Chenoweth	Hughes	Milton	Renneke	
Chmielewski	Humphrey	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 1296: A bill for an act relating to insurance; making more certain which group insurance policies and subscriber contracts are required to provide insurance coverage to employees after termination of employment; extending the period for certain notices to terminated employees; requiring certain group insurance policies to provide for optional conversion to an individual policy after group coverage terminates; amending Minnesota Statutes 1974, Sections 62A.16; and 62A.17, Subdivisions 2 and 5, and by adding a subdivision.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Olhoft	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Brataas	Hansen, Mel	McCutcheon	Perpich, G.	Wegener
Brown	Hanson, R.	Merriam	Pillsbury	Willet
Chenoweth	Hughes	Milton	Renneke	
Chmielewski	Humphrey	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 1442: A bill for an act relating to real estate; changing certain procedure involving mortgage discharges and release of attachment; amending Minnesota Statutes 1974, Sections 507.40 and 570.11.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Olhoft	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Brataas	Hansen, Mel	McCutcheon	Perpich, G.	Wegener
Brown	Hanson, R.	Merriam	Pillsbury	Willet
Chenoweth	Hughes	Milton	Renneke	
Chmielewski	Humphrey	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 1441: A bill for an act relating to real estate; changing recording functions of the register of deeds; amending Minnesota Statutes 1974, Section 386.19.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Olhoft	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Brataas	Hansen, Mel	McCutcheon	Perpich, G.	Wegener
Brown	Hanson, R.	Merriam	Pillsbury	Willet
Chenoweth	Hughes	Milton	Renneke	
Chmielewski	Humphrey	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 1443: A bill for an act relating to real estate; liens; eliminating the required margin notation by register of deeds; amending Minnesota Statutes 1974, Section 514.12, Subdivision 3.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 0, as follows:



Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Nelson	Schmitz
Arnold	Davies	Keefe, J.	Olhoft	Schrom
Ashbach	Doty	Keefe, S.	Olson, A. G.	Sillers
Bang	Dunn	Kirchner	Olson, H. D.	Solon
Berg	Fitzsimons	Kleinbaum	Olson, J. L.	Spear
Bernhagen	Frederick	Knutson	O'Neill	Stassen
Blatz	Gearty	Kowalczyk	Patton	Stokowski
Brataas	Hansen, Baldy	Larson	Perpich, A. J.	Stumpf
Brown	Hansen, Mel	Laufenburger	Perpich, G.	Tennessee
Chenoweth	Hanson, R.	McCutcheon	Pillsbury	Wegener
Chmielewski	Hughes	Milton	Renneke	Willet
Coleman	Humphrey	Moe	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 765: A bill for an act relating to insurance; defining certain unfair discriminatory practices; amending Minnesota Statutes 1974, Section 72A.20, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Moe	Renneke
Arnold	Davies	Keefe, J.	Nelson	Schaaf
Ashbach	Doty	Keefe, S.	Ogdahl	Schmitz
Bang	Dunn	Kirchner	Olhoft	Schrom
Berg	Fitzsimons	Kleinbaum	Olson, A. G.	Sillers
Bernhagen	Frederick	Knutson	Olson, H. D.	Spear
Blatz	Gearty	Kowalczyk	Olson, J. L.	Stassen
Brataas	Hansen, Baldy	Larson	O'Neill	Stumpf
Brown	Hansen, Mel	Laufenburger	Patton	Tennessee
Chenoweth	Hanson, R.	McCutcheon	Perpich, A. J.	Wegener
Chmielewski	Hughes	Merriam	Perpich, G.	Willet
Coleman	Humphrey	Milton	Pillsbury	

So the bill passed and its title was agreed to.

S. F. No. 921: A bill for an act relating to railroads; providing for toilet facilities in certain railroad company motor vehicles; amending Minnesota Statutes 1974, Section 219.562, Subdivision 1; repealing Minnesota Statutes 1974, Section 219.562, Subdivision 2.

With the unanimous consent of the Senate, Mr. Kleinbaum moved to amend S. F. No. 921 as follows:

Page 2, line 2, strike "six" and insert "nine"

Page 2, line 2, after "headquarters" strike the period and insert a semicolon

The motion prevailed. So the amendment was adopted.

S. F. No. 921 was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill, as amended,

And the roll being called, there were yeas 37 and nays 20, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Ogdahl	Stokowski
Arnold	Fitzsimons	Knutson	Olson, A. G.	Stumpf
Berg	Gearty	Kowalczyk	Olson, H. D.	Tennessee
Bernhagen	Hansen, Baldy	Larson	Schaaf	Wegener
Brataas	Hanson, R.	Laufenburger	Schmitz	Willet
Chmielewski	Humphrey	Merriam	Schrom	
Coleman	Keefe, J.	Milton	Solon	
Davies	Keefe, S.	Moe	Spear	

Those who voted in the negative were:

Ashbach	Conzemius	Josefson	Olhoft	Perpich, G.
Bang	Dunn	Kirchner	Olson, J. L.	Pillsbury
Blatz	Frederick	McCutcheon	O'Neill	Renneke
Brown	Hansen, Mel	Nelson	Patton	Stassen

So the bill, as amended, passed and its title was agreed to.

S. F. No. 230: A bill for an act relating to credit unions; raising application fees for new state chartered credit unions; amending Minnesota Statutes 1974, Section 52.01.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Moe	Schaaf
Arnold	Davies	Keefe, J.	Nelson	Schmitz
Ashbach	Doty	Keefe, S.	Ogdahl	Schrom
Bang	Dunn	Kirchner	Olhoft	Sillers
Berg	Fitzsimons	Kleinbaum	Olson, A. G.	Solon
Bernhagen	Frederick	Knutson	Olson, H. D.	Spear
Blatz	Gearty	Kowalczyk	Olson, J. L.	Stassen
Brataas	Hansen, Baldy	Larson	O'Neill	Stokowski
Brown	Hansen, Mel	Laufenburger	Patton	Stumpf
Chenoweth	Hanson, R.	McCutcheon	Perpich, G.	Tennessee
Chmielewski	Hughes	Merriam	Pillsbury	Wegener
Coleman	Humphrey	Milton	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 963: A bill for an act relating to insurance; prohibiting offsets in certain contracts for disability benefits received or receivable under the federal Social Security Act; amending Minnesota Statutes 1974, Chapter 62A, by adding a section; Sections 62B.06, Subdivision 2; 62C.14, by adding a subdivision; 62D.12, by adding a subdivision; and 64A.31, by adding a subdivision.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60, and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Brataas	Doty	Hanson, R.	Kleinbaum
Arnold	Brown	Dunn	Hughes	Knutson
Ashbach	Chenoweth	Fitzsimons	Humphrey	Kowalczyk
Bang	Chmielewski	Frederick	Josefson	Larson
Berg	Coleman	Gearty	Keefe, J.	Laufenburger
Bernhagen	Conzemius	Hansen, Baldy	Keefe, S.	McCutcheon
Blatz	Davies	Hansen, Mel	Kirchner	Merriam

Milton	Olson, A. G.	Perpich, G.	Schrom	Stokowski
Moe	Olson, H. D.	Pillsbury	Sillers	Stumpf
Nelson	Olson, J. L.	Renneke	Solon	Tennessee
Ogdahl	O'Neill	Schaaf	Spear	Wegener
Olhoff	Patton	Schmitz	Stassen	Willet

So the bill passed and its title was agreed to.

S. F. No. 637: A bill for an act relating to county courts; establishing the manner of disposition of fines, fees and other moneys; amending Minnesota Statutes 1974, Section 487.33, Subdivision 5, and by adding a subdivision.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Nelson	Schrom
Arnold	Davies	Keefe, J.	Ogdahl	Sillers
Ashbach	Doty	Keefe, S.	Olhoff	Solon
Bang	Dunn	Kirchner	Olson, A. G.	Spear
Berg	Fitzsimons	Kleinbaum	Olson, H. D.	Stassen
Bernhagen	Frederick	Knutson	Olson, J. L.	Stokowski
Blatz	Gearty	Kowalczyk	O'Neill	Stumpf
Brataas	Hansen, Baldy	Larson	Patton	Tennessee
Brown	Hansen, Mel	Laufenburger	Perpich, G.	Wegener
Chenoweth	Hanson, R.	McCutcheon	Pillsbury	Willet
Chmielewski	Hughes	Milton	Renneke	
Coleman	Humphrey	Moe	Schmitz	

Mr. Merriam voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 892: A bill for an act relating to crimes; application of the prohibitions of the crime of conspiracy to persons outside the state; amending Minnesota Statutes 1974, Section 609.175, Subdivision 3.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Ogdahl	Schrom
Arnold	Doty	Kirchner	Olhoff	Sillers
Bang	Dunn	Kleinbaum	Olson, A. G.	Solon
Berg	Fitzsimons	Knutson	Olson, H. D.	Spear
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Stassen
Blatz	Gearty	Larson	O'Neill	Stokowski
Brataas	Hansen, Baldy	Laufenburger	Patton	Stumpf
Brown	Hansen, Mel	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Hanson, R.	Merriam	Pillsbury	Wegener
Chmielewski	Hughes	Milton	Renneke	Willet
Coleman	Humphrey	Moe	Schaaf	
Conzemius	Josefson	Nelson	Schmitz	

So the bill passed and its title was agreed to.

S. F. No. 1391: A bill for an act relating to water and related land resources management; amending Minnesota Statutes 1974, Section 378.31, Subdivision 2, and by adding a subdivision; repealing Laws 1945, Chapter 163.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60, and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Moe	Schaaf
Arnold	Davies	Keefe, J.	Nelson	Schmitz
Ashbach	Doty	Keefe, S.	Ogdahl	Schrom
Bang	Dunn	Kirchner	Olhoft	Sillers
Berg	Fitzsimons	Kleinbaum	Olson, A. G.	Solon
Bernhagen	Frederick	Knutson	Olson, H. D.	Spear
Blatz	Gearty	Kowalczyk	Olson, J. L.	Stassen
Brataas	Hansen, Baldy	Larson	O'Neill	Stokowski
Brown	Hansen, Mel	Laufenburger	Patton	Stumpf
Chenoweth	Hanson, R.	McCutcheon	Perpich, G.	Tennessee
Chmielewski	Hughes	Merriam	Pillsbury	Wegener
Coleman	Humphrey	Milton	Renneke	Willet

So the bill passed and its title was agreed to.

S. F. No. 896: A bill for an act relating to field archaeology; regulating field archaeology on state sites; providing for the appointment of a state archaeologist and prescribing his powers and duties; prescribing the powers and duties of the director of the Minnesota historical society pertaining to field archaeology; amending Minnesota Statutes 1974, Sections 138.31, Subdivision 2; 148.35, Subdivision 1; 138.39; and 138.40; repealing Minnesota Statutes 1974, Sections 138.31, Subdivision 8; and 138.37, Subdivision 3.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Nelson	Schmitz
Arnold	Davies	Keefe, J.	Ogdahl	Schrom
Ashbach	Doty	Kirchner	Olhoft	Sillers
Bang	Dunn	Kleinbaum	Olson, A. G.	Solon
Berg	Fitzsimons	Knutson	Olson, H. D.	Spear
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Stassen
Blatz	Gearty	Larson	O'Neill	Stokowski
Brataas	Hansen, Baldy	Laufenburger	Patton	Stumpf
Brown	Hansen, Mel	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Hanson, R.	Merriam	Pillsbury	Wegener
Chmielewski	Hughes	Milton	Renneke	Willet
Coleman	Humphrey	Moe	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 1321: A bill for an act relating to tax forfeited land; authorizing the county board to sell certain land to veterans for the purpose of homesteading; amending Minnesota Statutes 1974, Sections 282.031; 282.032; 282.0331 and 282.037.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 55 and nays 5, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Humphrey	Nelson	Renneke
Arnold	Davies	Josefson	Ogdahl	Schaaf
Ashbach	Doty	Keefe, J.	Olhoft	Schmitz
Bang	Dunn	Keefe, S.	Olson, A. G.	Schrom
Berg	Fitzsimons	Kirchner	Olson, H. D.	Sillers
Bernhagen	Frederick	Kleinbaum	Olson, J. L.	Solon
Blatz	Gearty	Knutson	O'Neill	Stassen
Brataas	Hansen, Baldy	Kowalczyk	Patton	Stokowski
Brown	Hansen, Mel	Larson	Perpich, A. J.	Tennessee
Chmielewski	Hanson, R.	Laufenburger	Perpich, G.	Wegener
Coleman	Hughes	Milton	Pillsbury	Willet

Those who voted in the negative were:

Chenoweth	McCutcheon	Merriam	Moe	Stumpf
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So the bill passed and its title was agreed to.

S. F. No. 413: A bill for an act relating to natural resources; authorizing acquisition of perpetual conservation restrictions by the commissioner of natural resources and certain nonprofit corporations; amending Minnesota Statutes 1974, Sections 84.64, Subdivision 1; and 84.65, Subdivisions 1 and 3.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 54 and nays 6, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	Moe	Schaaf
Arnold	Davies	Keefe, S.	Nelson	Schmitz
Ashbach	Doty	Kirchner	Ogdahl	Sillers
Bang	Dunn	Kleinbaum	Olhoft	Solon
Berg	Gearty	Knutson	Olson, A. G.	Spear
Blatz	Hansen, Baldy	Kowalczyk	Olson, H. D.	Stokowski
Brataas	Hansen, Mel	Larson	O'Neill	Stumpf
Brown	Hanson, R.	Laufenburger	Patton	Tennessee
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Wegener
Chmielewski	Humphrey	Merriam	Perpich, G.	Willet
Coleman	Josefson	Milton	Pillsbury	

Those who voted in the negative were:

Bernhagen	Frederick	Olson, J. L.	Renneke	Schrom
Fitzsimons				

So the bill passed and its title was agreed to.

S. F. No. 1429: A bill for an act relating to the city of Saint Paul; compensation of elected officers; amending Laws 1973, Chapter 691, Section 4, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Olhoft	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Brataas	Hansen, Mel	McCutcheon	Perpich, G.	Wegener
Brown	Hanson, R.	Merriam	Pillsbury	Willet
Chenoweth	Hughes	Milton	Renneke	
Chmielewski	Humphrey	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 1057: A bill for an act relating to unemployment compensation; defining the term employment; excluding certain legislative employees from coverage; amending Minnesota Statutes 1974, Section 268.04, Subdivision 12.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Olhoft	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Brataas	Hansen, Mel	McCutcheon	Perpich, G.	Wegener
Brown	Hanson, R.	Merriam	Pillsbury	Willet
Chenoweth	Hughes	Milton	Renneke	
Chmielewski	Humphrey	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 829: A bill for an act relating to state colleges; requiring the state college board to designate certain colleges as state universities; amending Minnesota Statutes 1974, Section 136.01.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 49 and nays 12, as follows:

Those who voted in the affirmative were:

Anderson	Berg	Brown	Fitzsimons	Hanson, R.
Arnold	Bernhagen	Chenoweth	Frederick	Hughes
Ashbach	Blatz	Chmielewski	Gearty	Humphrey
Bang	Brataas	Dunn	Hansen, Mel	Josefson

Keefe, J.	Larson	Ogdahl	Renneke	Stassen
Keefe, S.	Laufenburger	Olson, H. D.	Schaaf	Stumpf
Kirchner	McCutcheon	O'Neill	Schmitz	Tennessee
Kleinbaum	Merriam	Patton	Schrom	Wegener
Knutson	Milton	Perpich, A. J.	Sillers	Willet
Kowalczyk	Moe	Pillsbury	Solon	

Those who voted in the negative were:

Coleman	Doty	Olhoft	Olson, J. L.	Spear
Conzemius	Hansen, Baldy	Olson, A. G.	Perpich, G.	Stokowski
Davies	Nelson			

So the bill passed and its title was agreed to.

S. F. No. 1189: A bill for an act relating to natural resources; revising priorities for appropriation and use of water; amending Minnesota Statutes 1974, Section 105.41, Subdivision 1a.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Nelson	Schaaf
Arnold	Davies	Keefe, J.	Ogdahl	Schmitz
Ashbach	Doty	Keefe, S.	Olhoft	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	Fitzsimons	Knutson	Olson, H. D.	Solon
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Spear
Blatz	Gearty	Larson	O'Neill	Stassen
Brataas	Hansen, Baldy	Laufenburger	Patton	Stokowski
Brown	Hansen, Mel	McCutcheon	Perpich, A. J.	Stumpf
Chenoweth	Hanson, R.	Merriam	Perpich, G.	Tennessee
Chmielewski	Hughes	Milton	Pillsbury	Wegener
Coleman	Humphrey	Moe	Renneke	Willet

So the bill passed and its title was agreed to.

S. F. No. 1287: A bill for an act relating to natural resources; extending deadlines for preparation of certain water and related land resources plans, regulations, and recommendations; amending Minnesota Statutes 1974, Sections 105.403; 105.41, Subdivisions 1a and 1b; 105.42, Subdivision 1a; and 105.484.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Chenoweth	Gearty	Kirchner	Nelson
Arnold	Chmielewski	Hansen, Baldy	Knutson	Ogdahl
Ashbach	Coleman	Hansen, Mel	Kowalczyk	Olhoft
Bang	Conzemius	Hanson, R.	Larson	Olson, A. G.
Berg	Davies	Hughes	Laufenburger	Olson, H. D.
Bernhagen	Doty	Humphrey	McCutcheon	Olson, J. L.
Blatz	Dunn	Josefson	Merriam	O'Neill
Brataas	Fitzsimons	Keefe, J.	Milton	Patton
Brown	Frederick	Keefe, S.	Moe	Perpich, A. J.

Perpich, G.	Schaaf	Sillers	Stassen	Tennessee
Pillsbury	Schmitz	Solon	Stokowski	Wegener
Renneke	Schrom	Spear	Stumpf	Willet

So the bill passed and its title was agreed to.

S. F. No. 1190: A bill for an act relating to natural resources; clarifying the authority of the commissioner of natural resources to impose conditions in certain water permits; amending Minnesota Statutes 1974, Section 105.41, Subdivision 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Olhoft	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Brataas	Hansen, Mel	McCutcheon	Perpich, G.	Wegener
Brown	Hanson, R.	Merriam	Pillsbury	Willet
Chenoweth	Hughes	Milton	Renneke	
Chmielewski	Humphrey	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 1196: A bill for an act relating to energy; defining terms; requiring certain reports to be filed with the director of the Minnesota energy agency at specified times; providing that no large energy facility be constructed or sited in this state after a certain date without a certificate of need issued therefor; amending Minnesota Statutes 1974, Section 116H.02, Subdivision 5; 116H.10, Subdivision 2; and 116H.13, Subdivisions 1 and 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 52 and nays 8, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Olson, A. G.	Solon
Arnold	Dunn	Kowalczyk	Olson, H. D.	Spear
Bang	Fitzsimons	Larson	Olson, J. L.	Stassen
Berg	Gearty	Laufenburger	O'Neill	Stokowski
Bernhagen	Hansen, Mel	McCutcheon	Patton	Stumpf
Brataas	Hanson, R.	Merriam	Perpich, A. J.	Tennessee
Brown	Hughes	Milton	Perpich, G.	Wegener
Chenoweth	Humphrey	Moe	Renneke	Willet
Chmielewski	Keefe, J.	Nelson	Schaaf	
Coleman	Keefe, S.	Ogdahl	Schmitz	
Davies	Kirchner	Olhoft	Sillers	

Those who voted in the negative were:



<b>Ashbach</b>	<b>Frederick</b>	<b>Josefson</b>	<b>Pillsbury</b>	<b>Schrom</b>
<b>Conzemius</b>	<b>Hansen, Baldy</b>	<b>Knutson</b>		

So the bill passed and its title was agreed to.

S. F. No. 1155: A bill for an act relating to Cass county; authorizing the issuance of additional on-sale liquor licenses; amending Laws 1973, Chapter 525, Section 1.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 44 and nays 14, as follows:

Those who voted in the affirmative were:

<b>Anderson</b>	<b>Conzemius</b>	<b>Kleinbaum</b>	<b>Olson, A. G.</b>	<b>Schrom</b>
<b>Arnold</b>	<b>Davies</b>	<b>Kowalczyk</b>	<b>Olson, H. D.</b>	<b>Sillers</b>
<b>Bang</b>	<b>Fitzsimons</b>	<b>Larson</b>	<b>O'Neill</b>	<b>Solon</b>
<b>Blatz</b>	<b>Frederick</b>	<b>Laufenburger</b>	<b>Patton</b>	<b>Spear</b>
<b>Brataas</b>	<b>Gearty</b>	<b>McCutcheon</b>	<b>Perpich, A. J.</b>	<b>Stokowski</b>
<b>Brown</b>	<b>Hansen, Baldy</b>	<b>Merriam</b>	<b>Perpich, G.</b>	<b>Tennessen</b>
<b>Chenoweth</b>	<b>Hanson, R.</b>	<b>Moe</b>	<b>Pillsbury</b>	<b>Wegener</b>
<b>Chmielewski</b>	<b>Hughes</b>	<b>Nelson</b>	<b>Schaaf</b>	<b>Willet</b>
<b>Coleman</b>	<b>Keefe, S.</b>	<b>Ogdahl</b>	<b>Schmitz</b>	

Those who voted in the negative were:

<b>Bernhagen</b>	<b>Hansen, Mel</b>	<b>Kirchner</b>	<b>Olhoft</b>	<b>Stassen</b>
<b>Doty</b>	<b>Humphrey</b>	<b>Knutson</b>	<b>Olson, J. L.</b>	<b>Stumpf</b>
<b>Dunn</b>	<b>Josefson</b>	<b>Milton</b>	<b>Renneke</b>	

So the bill passed and its title was agreed to.

S. F. No. 1275: A bill for an act relating to Hubbard county; authorizing issuance of additional on-sale intoxicating liquor licenses.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 44 and nays 15, as follows:

Those who voted in the affirmative were:

<b>Anderson</b>	<b>Conzemius</b>	<b>Keefe, S.</b>	<b>Olson, A. G.</b>	<b>Schrom</b>
<b>Arnold</b>	<b>Davies</b>	<b>Kleinbaum</b>	<b>Olson, H. D.</b>	<b>Sillers</b>
<b>Ashbach</b>	<b>Fitzsimons</b>	<b>Kowalczyk</b>	<b>O'Neill</b>	<b>Solon</b>
<b>Bang</b>	<b>Frederick</b>	<b>Larson</b>	<b>Patton</b>	<b>Spear</b>
<b>Blatz</b>	<b>Gearty</b>	<b>Laufenburger</b>	<b>Perpich, A. J.</b>	<b>Stokowski</b>
<b>Brataas</b>	<b>Hansen, Baldy</b>	<b>McCutcheon</b>	<b>Perpich, G.</b>	<b>Tennessen</b>
<b>Brown</b>	<b>Hanson, R.</b>	<b>Merriam</b>	<b>Pillsbury</b>	<b>Wegener</b>
<b>Chenoweth</b>	<b>Hughes</b>	<b>Moe</b>	<b>Schaaf</b>	<b>Willet</b>
<b>Coleman</b>	<b>Humphrey</b>	<b>Ogdahl</b>	<b>Schmitz</b>	

Those who voted in the negative were:

<b>Bernhagen</b>	<b>Dunn</b>	<b>Kirchner</b>	<b>Nelson</b>	<b>Renneke</b>
<b>Chmielewski</b>	<b>Hansen, Mel</b>	<b>Knutson</b>	<b>Olhoft</b>	<b>Stassen</b>
<b>Doty</b>	<b>Josefson</b>	<b>Milton</b>	<b>Olson, J. L.</b>	<b>Stumpf</b>

So the bill passed and its title was agreed to.

S. F. No. 1290: A bill for an act relating to licensing and registration of architects, professional engineers and land surveyors; amend-

ing Minnesota Statutes 1974, Sections 326.07; 326.09; 326.10; 326.11. Subdivisions 1, 2, and 4; 326.13; and 326.14.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Nelson	Schaaf
Arnold	Davies	Keefe, J.	Ogdahl	Schmitz
Ashbach	Doty	Keefe, S.	Olhoft	Schrom
Bang	Dunn	Kirchner	Olson, A. G.	Sillers
Berg	Fitzsimons	Kleinbaum	Olson, H. D.	Solon
Bernhagen	Frederick	Knutson	Olson, J. L.	Spear
Blatz	Gearty	Kowalczyk	O'Neill	Stassen
Brataas	Hansen, Baldy	Larson	Patton	Stokowski
Brown	Hansen, Mel	Laufenburger	Perpich, A. J.	Stumpf
Chenoweth	Hanson, R.	McCutcheon	Perpich, G.	Tennessee
Chmielewski	Hughes	Merriam	Pillsbury	Wegener
Coleman	Humphrey	Moe	Renneke	Willet

So the bill passed and its title was agreed to.

S. F. No. 1326: A bill for an act relating to Itasca county; authorizing issuance of additional on-sale intoxicating liquor licenses.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 45 and nays 14, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Keefe, S.	Ogdahl	Schmitz
Arnold	Conzemius	Kleinbaum	Olson, A. G.	Schrom
Ashbach	Fitzsimons	Kowalczyk	Olson, H. D.	Sillers
Bang	Frederick	Larson	O'Neill	Solon
Blatz	Gearty	Laufenburger	Patton	Spear
Brataas	Hansen, Baldy	McCutcheon	Perpich, A. J.	Stokowski
Brown	Hanson, R.	Merriam	Perpich, G.	Tennessee
Chenoweth	Hughes	Moe	Pillsbury	Wegener
Chmielewski	Humphrey	Nelson	Schaaf	Willet

Those who voted in the negative were:

Berg	Dunn	Kirchner	Olhoft	Stassen
Bernhagen	Hansen, Mel	Knutson	Olson, J. L.	Stumpf
Doty	Josefson	Milton	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 1466: A bill for an act relating to intoxicating liquor; removing the general limitation on the number of county on-sale licenses; amending Minnesota Statutes 1974, Section 340.11, Subdivision 10.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 42 and nays 15, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Olson, H. D.	Sillers
Arnold	Fitzsimons	Larson	O'Neill	Solon
Ashbach	Frederick	Laufenburger	Patton	Spear
Blatz	Gearty	McCutcheon	Perpich, A. J.	Stokowski
Brataas	Hansen, Baldy	Merriam	Perpich, G.	Wegener
Brown	Hanson, R.	Moe	Pillsbury	Willet
Chenoweth	Hughes	Nelson	Schaaf	
Coleman	Humphrey	Ogdahl	Schmitz	
Conzemius	Keefe, S.	Olson, A. G.	Schrom	

Those who voted in the negative were:

Berg	Doty	Knutson	Olhoft	Stassen
Bernhagen	Hansen, Mel	Kowalczyk	Olson, J. L.	Stumpf
Chmielewski	Josefson	Milton	Renneke	Tennessee

So the bill passed and its title was agreed to.

S. F. No. 1477: A bill for an act relating to intoxicating liquor; Sunday on-sale hours; amending Minnesota Statutes 1974, Section 340.14, Subdivision 5.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 34 and nays 26, as follows:

Those who voted in the affirmative were:

Arnold	Coleman	Keefe, S.	O'Neill	Sillers
Ashbach	Frederick	Kirchner	Perpich, A. J.	Solon
Bang	Gearty	Kleinbaum	Perpich, G.	Spear
Berg	Hansen, Baldy	Larson	Pillsbury	Stassen
Blatz	Hanson, R.	Merriam	Schaaf	Wegener
Brataas	Humphrey	Nelson	Schmitz	Willet
Brown	Keefe, J.	Ogdahl	Schrom	

Those who voted in the negative were:

Anderson	Doty	Knutson	Olhoft	Stumpf
Bernhagen	Dunn	Kowalczyk	Olson, A. G.	Tennessee
Chenoweth	Fitzsimons	Laufenburger	Olson, H. D.	
Chmielewski	Hansen, Mel	McCutcheon	Olson, J. L.	
Conzemius	Hughes	Milton	Patton	
Davies	Josefson	Moe	Renneke	

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS

H. F. No. 594: A bill for an act relating to employments licensed by the state; architects, engineers and surveyors; raising the minimum public building cost for which services of a licensed architect, engineer or land surveyor are required; amending Minnesota Statutes 1974, Section 326.03, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	Ogdahl	Schmitz
Arnold	Davies	Keefe, S.	Olhoft	Schrom
Ashbach	Doty	Kirchner	Olson, A. G.	Sillers
Bang	Dunn	Kleinbaum	Olson, H. D.	Solon
Berg	Fitzsimons	Knutson	Olson, J. L.	Spear
Bernhagen	Frederick	Kowalczyk	O'Neill	Stassen
Blatz	Gearty	Larson	Patton	Stokowski
Brataas	Hansen, Baldy	Laufenburger	Perpich, A. J.	Stumpf
Brown	Hansen, Mel	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Hanson, R.	Merriam	Pillsbury	Wegener
Chmielewski	Hughes	Moe	Renneke	Willet
Coleman	Humphrey	Nelson	Schaaf	

So the bill passed and its title was agreed to.

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved that the Senate take up the Calendar of Ordinary Matters. The motion prevailed.

#### CALENDAR OF ORDINARY MATTERS

S. F. No. 1457: A bill for an act relating to the city of Mapleview; authorizing the city of Mapleview to borrow \$15,000.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Olhoft	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Brataas	Hansen, Mel	McCutcheon	Perpich, G.	Wegener
Brown	Hanson, R.	Merriam	Pillsbury	Willet
Chenoweth	Hughes	Milton	Renneke	
Chmielewski	Humphrey	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 1428: A bill for an act relating to the capitol area architectural and planning commission; authorizing the city of St. Paul to expend moneys held by it in accordance with the city capital improvement budget; amending Minnesota Statutes 1974, Section 15.50, Subdivision 3.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 57 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Kirchner	Olson, A. G.	Sillers
Bang	Fitzsimons	Kleinbaum	Olson, H. D.	Solon
Berg	Frederick	Knutson	Olson, J. L.	Spear
Blatz	Gearty	Kowalczyk	O'Neill	Stassen
Brataas	Hansen, Baldy	Larson	Patton	Stokowski
Brown	Hansen, Mel	Laufenburger	Perpich, A. J.	Stumpf
Chenoweth	Hanson, R.	McCutcheon	Perpich, G.	Tennessee
Chmielewski	Hughes	Merriam	Pillsbury	Wegener
Coleman	Humphrey	Milton	Renneke	Willet
Conzemius	Josefson	Moe	Schaaf	
Davies	Keefe, J.	Nelson	Schmitz	
Doty	Keefe, S.	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 1372: A bill for an act relating to the city of Bloomington; authorizing the city council to grant certain powers and duties to the commission on human relations, director, and department of civil rights and to subject certain areas of city government to the civil rights ordinance.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Olhoff	Schrom
Arnold	Dunn	Kirchner	Olson, A. G.	Sillers
Bang	Fitzsimons	Kleinbaum	Olson, H. D.	Solon
Berg	Frederick	Knutson	Olson, J. L.	Spear
Bernhagen	Gearty	Kowalczyk	O'Neill	Stassen
Blatz	Hansen, Baldy	Larson	Patton	Stokowski
Brataas	Hansen, Mel	Laufenburger	Perpich, A. J.	Stumpf
Brown	Hanson, R.	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Hughes	Merriam	Pillsbury	Wegener
Coleman	Humphrey	Moe	Renneke	Willet
Conzemius	Josefson	Nelson	Schaaf	
Davies	Keefe, J.	Ogdahl	Schmitz	

Mr. Chmielewski voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1405: A bill for an act relating to the city of Edina; establishing terms for certain municipal offices.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 56 and nays 4, as follows:

Those who voted in the affirmative were:

Anderson	Bang	Blatz	Chenoweth	Conzemius
Arnold	Berg	Brataas	Chmielewski	Davies
Ashbach	Bernhagen	Brown	Coleman	Doty

Dunn	Keefe, J.	Moe	Perpich, G.	Stokowski
Fitzsimons	Kirchner	Nelson	Pillsbury	Stumpf
Gearty	Kleinbaum	Ogdahl	Renneke	Tennessee
Hansen, Baldy	Knutson	Olson, A. G.	Schmitz	Wegener
Hansen, Mel	Kowalczyk	Olson, H. D.	Schrom	Willet
Hanson, R.	Larson	Olson, J. L.	Sillers	
Hughes	Laufenburger	O'Neill	Solon	
Humphrey	McCutcheon	Patton	Spear	
Josefson	Merriam	Perpich, A. J.	Stassen	

Messrs. Frederick; Keefe, S.; Olhoft and Schaaf voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 988: A bill for an act authorizing the issuance of bonds by Independent School District No. 279 without adjustment of maturities.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Nelson	Schaaf
Arnold	Davies	Keefe, J.	Ogdahl	Schmitz
Ashbach	Doty	Keefe, S.	Olhoft	Schrom
Bang	Dunn	Kirchner	Olson, A. G.	Sillers
Berg	Fitzsimons	Kleinbaum	Olson, H. D.	Solon
Bernhagen	Frederick	Knutson	Olson, J. L.	Spear
Blatz	Gearty	Kowalczyk	O'Neill	Stassen
Brataas	Hansen, Baldy	Larson	Patton	Stokowski
Brown	Hansen, Mel	Laufenburger	Perpich, A. J.	Stumpf
Chenoweth	Hanson, R.	McCutcheon	Perpich, G.	Tennessee
Chmielewski	Hughes	Merriam	Pillsbury	Wegener
Coleman	Humphrey	Moe	Renneke	Willet

So the bill passed and its title was agreed to.

H. F. No. 967: A bill for an act authorizing the city of Plymouth to refund temporary improvement bonds issued in the years 1969 to 1975; amending Laws 1971, Chapter 557, Section 1, as amended.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 57 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Olhoft	Sillers
Arnold	Davies	Keefe, S.	Olson, A. G.	Solon
Ashbach	Doty	Kirchner	Olson, J. L.	Spear
Bang	Dunn	Kleinbaum	O'Neill	Stassen
Berg	Fitzsimons	Knutson	Patton	Stokowski
Bernhagen	Frederick	Kowalczyk	Perpich, A. J.	Stumpf
Blatz	Gearty	Larson	Perpich, G.	Tennessee
Brataas	Hansen, Baldy	Laufenburger	Pillsbury	Wegener
Brown	Hansen, Mel	Merriam	Renneke	Willet
Chenoweth	Hanson, R.	Moe	Schaaf	
Chmielewski	Hughes	Nelson	Schmitz	
Coleman	Humphrey	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

### SUSPENSION OF RULES

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved to take up the General Orders Calendar and that the rules of the Senate be so far suspended as to waive the lie-over requirement. The motion prevailed.

### GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Dunn in the chair.

After some time spent therein, the committee arose, and the President having resumed the chair, Mr. Dunn reported that the committee had considered the following:

S. F. No. 1004 and H. F. No. 584 which the committee recommends to pass.

S. F. No. 954, which the committee recommends to pass with the following amendments offered by Mr. Hansen, Mel:

Mr. Hansen, Mel moved to amend S. F. No. 954 as follows:

Page 10, line 27, after "office" insert a comma.

Page 10, line 27, after "who" insert:

*"within ten days before any primary held to nominate, or to elect delegates to a convention called to nominate, a candidate for such office or who within 60 days before the election at which an incumbent is to be chosen for such office,"*

Mr. Hansen, Mel then moved to amend S. F. No. 954 as follows:

Page 21, line 20, strike "\$1,000" and insert "\$5,000"

Page 21, line 21, strike "one year" and insert "five years"

Mr. Berg moved to amend S. F. No. 954 as follows:

Page 2, line 29, strike "or association"

Page 3, after line 10, insert:

*"Subd. 10. "Association" means business, corporation, firm, partnership, committee, labor organization, club, or any other group of two or more persons, which includes more than an immediate family, acting in concert, other than a political committee."*

Page 21, line 7, strike "corporation doing business in this state" and insert "association"

Page 21, line 23, strike "corporation" and insert "association"

Page 21, line 27, strike "corporation" and insert "association"

Page 21, line 28, strike "corporation" and insert "association"

The question being taken on the adoption of the amendment.

And the roll being called, there were yeas 25 and nays 30, as follows:

Those who voted in the affirmative were:

Ashbach	Brataas	Hansen, Mel	Knutson	Patton
Bang	Brown	Hanson, R.	Kowalczyk	Pillsbury
Berg	Dunn	Josefson	Nelson	Renneke
Bernhagen	Fitzsimons	Keefe, J.	Olson, J. L.	Sillers
Blatz	Frederick	Kirchner	O'Neill	Stassen

Those who voted in the negative were:

Arnold	Gearly	Laufenburger	Olhoft	Solon
Chenoweth	Hughes	McCutcheon	Olson, A. G.	Spear
Coleman	Humphrey	Merriam	Perpich, A. J.	Stokowski
Conzemius	Keefe, S.	Milton	Perpich, G.	Stumpf
Davies	Kleinbaum	Moe	Schaaf	Tennessee
Doty	Larson	Ogdahl	Schmitz	Willet

The motion did not prevail. So the amendment was not adopted.

S. F. No. 833, which the committee recommends to pass with the following amendment offered by Mr. Olson, A. G.:

Pages 1 to 3, strike section 1

Page 3, line 15, reinstate "or" and strike the comma

Page 3, line 16, strike "*, or a nonprofit educational institution*"

Page 4, lines 9 and 10, strike "Future interests, including but not limited to remainder interests following life estates," and insert "*Agricultural land*"

Page 4, line 12, after the semicolon insert "*provided that all lands so acquired be disposed of within five years after acquiring title thereto;*"

Page 5, line 32, after "*educational*" strike "*institution*" and insert "*, religious or charitable corporation*"

Renumber the sections in sequence

Further amend the title as follows:

Line 3, strike "ownership" and insert "gifts"

Line 3, strike "by" and insert "to"

Line 4, after "*educational*" insert "*, religious or charitable*"

Line 4, strike "institutions" and insert "corporations and restricting the ownership thereof"

Line 5, strike "1,"

S. F. No. 840 which the committee reports progress, subject to the following motion:

Mr. Tennessee moved to amend S. F. No. 840 as follows:

Page 1, line 21, strike "*remedies*" and insert "*relief*"



The motion prevailed. So the amendment was adopted.

The question being taken on the committee recommendation to pass S. F. No. 840,

And the roll being called, there were yeas 20 and nays 21, as follows:

Those who voted in the affirmative were:

Ashbach	Gearty	Laufenburger	Olhoff	Sillers
Brataas	Humphrey	McCutcheon	O'Neill	Spear
Davies	Keefe, S.	Merriam	Pillsbury	Stassen
Dunn	Kirchner	Milton	Schaaf	Tennessee

Those who voted in the negative were:

Berg	Conzemius	Kowalczyk	Perpich, G.	Willet
Bernhagen	Hansen, Mel	Moe	Schmitz	
Brown	Josefson	Ogdahl	Schrom	
Chenoweth	Kleinbaum	Olson, A. G.	Stokowski	
Coleman	Knutson	Perpich, A. J.	Stumpf	

The motion did not prevail. So the committee progressed S. F. No. 840.

And then, on motion of Mr. Dunn, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 11:30 o'clock a.m., Monday, April 28, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

## FORTIETH DAY

St. Paul, Minnesota, Monday, April 28, 1975

The Senate met at 11:30 o'clock a.m. and was called to order by the President.

### CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Arnold	Conzemius	Humphrey	Olson, A. G.	Stokowski
Ashbach	Doty	Keefe, S.	Perpich, A. J.	Stumpf
Berg	Dunn	Kirchner	Perpich, G.	Tennessee
Bernhagen	Gearty	Larson	Pillsbury	Ueland
Blatz	Hansen, Baldy	Laufenburger	Purfeerst	Wegener
Borden	Hansen, Mel	Merriam	Schaaf	Willet
Brown	Hanson, R.	North	Schmitz	
Coleman	Hughes	Olhoff	Solon	

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rev. Ronald C. Peterson.

The roll being called, the following Senators answered to their names:

Anderson	Conzemius	Josefson	Nelson	Schaaf
Arnold	Davies	Keefe, J.	North	Schmitz
Ashbach	Doty	Keefe, S.	Ogdahl	Schrom
Bang	Dunn	Kirchner	Olhoff	Sillers
Berg	Fitzsimons	Kleinbaum	Olson, A. G.	Solon
Bernhagen	Frederick	Knutson	Olson, H. D.	Spear
Blatz	Gearty	Kowalczyk	Olson, J. L.	Stassen
Borden	Hansen, Baldy	Larson	O'Neill	Stokowski
Brataas	Hansen, Mel	Laufenburger	Perpich, A. J.	Stumpf
Brown	Hanson, R.	Lewis	Perpich, G.	Tennessee
Chenoweth	Hughes	McCutcheon	Pillsbury	Ueland
Chmielewski	Humphrey	Merriam	Purfeerst	Wegener
Coleman	Jensen	Milton	Renneke	Willet

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

### MEMBERS EXCUSED

Messrs. Moe and Patton were excused from the Session of today.

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bills were read the first time and referred to the committees indicated.

Mr. Arnold for the Committee on Finance introduced—

S. F. No. 1697: A bill for an act relating to claims against the state; appropriating moneys for the payment thereof.

Under the rules of the Senate, laid over one day.

Messrs. Conzemius and Milton introduced—

S. F. No. 1698: A bill for an act relating to labor; providing preoccupancy inspections for housing for migrant laborers; appropriating money; amending Minnesota Statutes 1974, Section 182.659, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Mr. Borden introduced—

S. F. No. 1699: A bill for an act relating to crimes; requiring public utilities to discontinue the furnishing of facilities used for the transmittal of gambling information.

Referred to the Committee on Judiciary.

Mr. Borden introduced—

S. F. No. 1700: A bill for an act relating to crimes; prescribing penalties for certain acts relating to the crime of prostitution; providing minimum sentences for certain felonies relating to soliciting another to practice prostitution; prescribing penalties; amending Minnesota Statutes 1974, Sections 609.11, by adding a subdivision; and 609.32, Subdivisions 2, 3, and 4, and by adding a subdivision.

Referred to the Committee on Judiciary.

Mr. Solon introduced—

S. F. No. 1701: A bill for an act relating to the firemen's relief association in the city of Duluth; describing retirement, disability and survivor benefits.

Referred to the Committee on Governmental Operations.

Messrs. Olson, A. G.; Gearty and Perpich, A. J. introduced—

S. F. No. 1702: A bill for an act relating to taxation; imposing a gross earnings tax on certain utility companies in lieu of ad valorem taxes; establishing an electric utilities revenue

account; prescribing penalties for failure to file reports or make payments; providing exemptions from taxation; providing for distribution of taxes; appropriating money.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Keefe, S.; O'Neill and Schaaf introduced—

S. F. No. 1703: A bill for an act relating to fair campaign practices; permitting corporations to conduct non-partisan voter registration campaigns; amending Minnesota Statutes 1974, Section 211.27, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Messrs. Olson, A. G.; Sillers and Kleinbaum introduced—

S. F. No. 1704: A bill for an act relating to motor vehicles; defining terms; providing for the licensure and regulation of certain motor vehicle dealers; prescribing penalties; appropriating money; amending Minnesota Statutes 1974, Section 168.27.

Referred to the Committee on Labor and Commerce.

#### REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. The motion prevailed.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 1552: A bill for an act relating to public welfare; providing for the development of community based residential care facilities for the mentally ill, mentally deficient and drug dependent through the housing finance agency; amending Minnesota Statutes 1974, Sections 462A.02, by adding a subdivision; 462A.03, Subdivision 7, and by adding subdivisions; 462A.05, Subdivisions 2, 3, 4, 5, 13, 14, and 15, and by adding a subdivision; and 462A.07, Subdivision 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 22, strike "*sanitary, decent, and safe*"

Page 1, line 23, strike "*dwellings and of*" and insert "*facilities as well as*"

Page 1, line 24, after "*costs*" insert "*attendant thereto*"

Page 2, line 4, strike "*which are*"

Page 2, line 6, after "*or*" insert "*undertaken*"

Page 2, strike lines 27 through 32

Page 3, line 3, strike "*20*" and insert "*19*"

Page 3, strike lines 7 through 32

Page 4, strike lines 1 through 32

Page 5, strike lines 1 through 32

Page 6, strike lines 1 through 32

Page 7, strike lines 1 through 32

Page 8, strike lines 1 through 15

Re-number sections in sequence

Amend the title as follows:

Page 1, line 2, strike "providing for" and insert "pertaining to"

Page 1, line 9, after "subdivisions" strike "; 462A.05, Subdivisions 2, 3, 4, 5," and insert a period

Page 1, strike lines 10 and 11

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. 146: A bill for an act relating to commerce; requiring that tents and sleeping bags be flame resistant; providing a penalty.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 13, strike "January" and insert "July"

Page 2, line 29, strike "January" and insert "July"

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 re-referred

H. F. No. 161: A bill for an act relating to occupational safety and health; authorizing certain actions against an employer to be brought by the commissioner in the district court; amending Minnesota Statutes 1974, Section 182.669, Subdivision 1; repealing Minnesota Statutes 1974, Section 182.669, Subdivisions 2, 3, 4, 5 and 6.

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. 470: A bill for an act relating to pharmacy and drugs; requiring certain information on labels affixed to containers of

certain drugs; amending Minnesota Statutes 1974, Section 151.212.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 21, after "label" insert "or container"

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 re-referred

H. F. No. 52: A bill for an act relating to employment; providing that employees shall be issued written statements of employment benefits.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 9, after "upon" insert "written"

Page 2, line 4, after "upon" insert "written"

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. 794: A bill for an act relating to labor; providing for the determination of prevailing wage rates for state financed projects and highway construction; providing penalties; amending Minnesota Statutes 1974, Sections 177.41; 177.42, Subdivision 2; 177.43, Subdivisions 4 and 5; and 177.44, Subdivisions 4 and 6.

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. 232: A bill for an act relating to commerce; removing certain responsibilities for bedding from the department of labor and industry; providing penalties for mislabeling of bedding; amending Minnesota Statutes 1974, Sections 325.30; 325.32; repealing Minnesota Statutes 1974, Sections 325.28; and 325.29.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, strike lines 26 to 29

Page 3, line 30, strike the period

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. 486: A bill for an act relating to franchises; providing exceptions as to certain motor vehicle and motor fuel franchises; amending Minnesota Statutes 1974, Section 80C.01, 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 were referred

H. F. Nos. 1104 and 911 for comparison to companion Senate Files, reports 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.
1104	1140			911	746

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 1104 be amended as follows:

Page 2, line 9, delete "the tread groove nearest the center of the" and insert "any two or more adjacent tread grooves"

Page 2, line 10, delete "tire"

Page 2, line 11, after "tire," insert "at least one of which shall be at the point where the tread is thinnest,"

Page 2, after line 18 insert:

"(7) Other conditions or markings as may be reasonably demonstrated to render the tire unsafe for highway use; or"

Renumber the remaining clause

Page 2, line 27, after "Any" insert "law enforcement" and delete "of the Minnesota"

Page 2, line 28, delete "highway patrol"

And when so amended, H. F. No. 1104 will be identical to S. F. No. 1140 and further recommends that H. F. No. 1104 be given its second reading and substituted for S. F. No. 1140 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 911 be amended as follows:

Strike everything after the enacting clause and insert

"Section 1. Minnesota Statutes 1974, Section 609.655, is amended to read:

609.655 [ALTERATION OR REMOVAL OF IDENTIFICATION NUMBER.] Whoever, with intent to prevent the identifi-

cation of property involved, alters or removes any manufacturer's identification number or owner's identification number on personal property or, *with intent to prevent identification of the property involved*, possesses any personal property with knowledge that the manufacturer's identification number or owner's identification number has been removed or altered is guilty of a misdemeanor."

Further, strike the title and insert

"A bill for an act relating to crimes; making it a crime to alter or remove owner's identification numbers on property; amending Minnesota Statutes 1974, Section 609.655."

And when so amended, H. F. No. 911 will be identical to S. F. No. 746 and further recommends that H. F. No. 911 be given its second reading and substituted for S. F. No. 746 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred

H. F. No. 715 for comparison to companion Senate Files, reports the following House File was found identical and recommends the House File be given its Second Reading and substituted for its companion Senate File as follows:

<b>CALENDAR OF</b>					
<b>GENERAL ORDERS</b>		<b>ORDINARY MATTERS</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
715	770				

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.

#### **APPOINTMENTS**

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 460, pursuant to the request of the Senate:

Messrs. Willet, Wegener, and Hanson, R.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 249, pursuant to the request of the House:

Messrs. Tennesen, Laufenburger, and Renneke.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.



**SECOND READING OF SENATE BILLS**

S. F. Nos. 1552 and 1517 were read the second time.

**SECOND READING OF HOUSE BILLS**

H. F. Nos. 146, 161, 470, 52, 794, 232, 486, 1104, 911 and 715 were read the second time.

**MOTIONS AND RESOLUTIONS**

Mr. Kleinbaum moved that the name of Mr. Ueland be shown as chief author of S. F. No. 1305. The motion prevailed.

Mr. Schmitz moved that S. F. No. 182 together with the Conference Committee Report thereon be taken from the table. The motion prevailed.

Mr. Schmitz moved that the recommendations and Conference Committee Report as printed in the Journal of April 26, 1975 on S. F. No. 182 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

S. F. No. 182: A bill for an act relating to counties; eliminating payment of certain fees to county sheriffs; requiring county boards to furnish board and other services for prisoners in county jails; amending Minnesota Statutes 1974, Sections 387.20, Subdivisions 5 and 6; 641.02; 641.03; 641.12; and 641.13; repealing Minnesota Statutes 1974, Section 641.11.

Was read the third time, as amended by the Conference Committee, and placed on its repassage.

The question being taken on the repassage of the bill, as amended by the Conference Committee,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	Olson, A. G.	Solon
Arnold	Davies	Kirchner	Olson, H. D.	Spear
Ashbach	Doty	Knutson	Olson, J. L.	Stassen
Bang	Dunn	Kowalczyk	O'Neill	Stokowski
Berg	Gearty	Larson	Perpich, A. J.	Stumpf
Bernhagen	Hansen, Baldy	Laufenburger	Perpich, G.	Tennessee
Blatz	Hansen, Mel	Lewis	Pillsbury	Ueland
Borden	Hanson, R.	McCutcheon	Purfeerst	Wegener
Brataas	Hughes	Merriam	Renneke	Willet
Brown	Humphrey	Milton	Schaaf	
Chenoweth	Jensen	Nelson	Schmitz	
Chmielewski	Josefson	North	Schrom	
Coleman	Keefe, J.	Olhoft	Sillers	

So the bill, as amended by the Conference Committee, was repassed and its title was agreed to.

**MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Milton moved that S. F. No. 300, No. 104 on General Orders, be stricken and placed on the Calendar of Ordinary Matters. The motion prevailed.

Mr. Perpich, A. J. moved that H. F. No. 439 be withdrawn from the Committee on Taxes and Tax Laws and re-referred to the Committee on Rules and Administration for comparison to S. F. No. 377, now on General Orders. The motion prevailed.

Mr. Solon moved that the name of Mr. Doty be added as co-author to S. F. No. 1701. The motion prevailed.

**THIRD READING OF SENATE BILLS**

S. F. No. 747: A bill for an act relating to crimes; specifying the acts constituting the offense of possession of shoplifting devices or gear; prescribing penalties; amending Minnesota Statutes 1974, Chapter 609, 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 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	Olson, A. G.	Solon
Arnold	Davies	Keefe, S.	Olson, H. D.	Spear
Ashbach	Doty	Kirchner	Olson, J. L.	Stassen
Bang	Dunn	Knutson	O'Neill	Stokowski
Berg	Frederick	Kowalczyk	Perpich, A. J.	Stumpf
Bernhagen	Gearty	Larson	Perpich, G.	Tennessee
Blatz	Hansen, Baldy	Laufenburger	Pillsbury	Ueland
Borden	Hansen, Mel	McCutcheon	Purfeerst	Wegener
Brataas	Hanson, R.	Merriam	Renneke	Willet
Brown	Hughes	Milton	Schaaf	
Chenoweth	Humphrey	Nelson	Schmitz	
Chmielewski	Jensen	North	Schrom	
Coleman	Josefson	Olhoff	Sillers	

So the bill passed and its title was agreed to.

S. F. No. 306: A bill for an act relating to courts; authorizing county boards to direct county and municipal courts to hold conciliation court sessions during the evening and on Saturday and at specified locations throughout the county or municipality; amending Minnesota Statutes 1974, Sections 487.30; 488A.13, Subdivision 5; 488A.30, Subdivision 4; and 491.02.

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 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	Olson, A. G.	Solon
Arnold	Davies	Keefe, S.	Olson, H. D.	Spear
Ashbach	Doty	Kirchner	Olson, J. L.	Stassen
Bang	Dunn	Knutson	O'Neill	Stokowski
Berg	Frederick	Kowalczyk	Perpich, A. J.	Stumpf
Bernhagen	Gearty	Larson	Perpich, G.	Tennessee
Blatz	Hansen, Baldy	Laufenburger	Pillsbury	Ueland
Borden	Hansen, Mel	McCutcheon	Purfeerst	Wegener
Brataas	Hanson, R.	Merriam	Renneke	Willet
Brown	Hughes	Milton	Schaaf	
Chenoweth	Humphrey	Nelson	Schmitz	
Chmielewski	Jensen	North	Schrom	
Coleman	Josefson	Olhoft	Sillers	

So the bill passed and its title was agreed to.

S. F. No. 741: A bill for an act relating to regulated industries; department of public service; confidentiality of accident reports submitted by common carriers; railroad crossings; subjecting accommodation transportation to regulation; fees; permitting the department to grant extension of authority ex parte; identification cards; enforcement powers; offenses; registration; warehouses; warehousemen; weights and measures; providing penalties; amending Minnesota Statutes 1974, Sections 218.031, Subdivision 2; 219.39; 221.011, Subdivisions 16 and 22; 221.061; 221.071; 221.121; 221.131; 221.141; 221.151, Subdivision 1, and by adding a subdivision; 221.221; 221.291; 221.293; 221.296, Subdivisions 4, 5 and 8; 221.64; 231.01, Subdivision 5; 231.02; 231.16; and 239.38; repealing Minnesota Statutes 1974, Sections 221.191; 239.39; 239.40; 239.41; 239.42; 239.43; and 239.45.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	Ogdahl	Schrom
Arnold	Davies	Keefe, S.	Olhoft	Sillers
Ashbach	Doty	Kirchner	Olson, A. G.	Solon
Bang	Dunn	Knutson	Olson, H. D.	Spear
Berg	Frederick	Kowalczyk	Olson, J. L.	Stassen
Bernhagen	Gearty	Larson	O'Neill	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Stumpf
Borden	Hansen, Mel	Lewis	Perpich, G.	Tennessee
Brataas	Hanson, R.	McCutcheon	Pillsbury	Ueland
Brown	Hughes	Merriam	Purfeerst	Wegener
Chenoweth	Humphrey	Milton	Renneke	Willet
Chmielewski	Jensen	Nelson	Schaaf	
Coleman	Josefson	North	Schmitz	

So the bill passed and its title was agreed to.

S. F. No. 1460: A bill for an act relating to the city of St. Paul; authorizing planting, care, maintenance, spraying, trimming,

protection, replanting and removal of trees in the city of St. Paul; providing for a special tax levy exempt from all limitations of municipal tax levies.

Was read the third time 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	Keefe, J.	Milton	Schaaf
Arnold	Davies	Keefe, S.	Nelson	Schmitz
Bang	Doty	Kirchner	North	Sillers
Berg	Dunn	Knutson	Ogdahl	Solon
Blatz	Gearty	Kowalczyk	Olhoff	Spear
Borden	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Brataas	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Brown	Hanson, R.	Lewis	O'Neill	Stumpf
Chenoweth	Hughes	McCutcheon	Pillsbury	Tennessee
Chmielewski	Humphrey	Merriam	Purfeerst	Wegener

Those who voted in the negative were:

Ashbach	Frederick	Olson, A. G.	Renneke	Willet
Bernhagen	Jensen	Perpich, A. J.	Schrom	
Conzemius	Josefson	Perpich, G.	Ueland	

So the bill passed and its title was agreed to.

S. F. No. 1425: A bill for an act relating to the city of Saint Paul; authorizing the city to directly negotiate and enter into contracts for solid waste collection and disposal; exempting such contracts from the Minnesota antitrust law of 1971.

Was read the third time 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	Jensen	Milton	Schaaf
Arnold	Davies	Keefe, J.	Nelson	Schmitz
Bang	Doty	Keefe, S.	North	Sillers
Blatz	Dunn	Kirchner	Ogdahl	Solon
Borden	Gearty	Kowalczyk	Olhoff	Spear
Brataas	Hansen, Baldy	Larson	Olson, A. G.	Stokowski
Brown	Hansen, Mel	Laufenburger	O'Neill	Stumpf
Chenoweth	Hanson, R.	Lewis	Perpich, A. J.	Tennessee
Chmielewski	Hughes	McCutcheon	Perpich, G.	Wegener
Coleman	Humphrey	Merriam	Purfeerst	Willet

Those who voted in the negative were:

Ashbach	Josefson	Olson, J. L.	Schrom	Ueland
Bernhagen	Knutson	Pillsbury	Stassen	
Frederick	Olson, H. D.	Renneke		

So the bill passed and its title was agreed to.

S. F. No. 1558: A bill for an act relating to the city of Brainerd; authorizing the issuance of general obligation bonds to finance the razing of hazardous buildings.

Was read the third time 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	Conzemius	Keefe, J.	Olhoft	Sillers
Arnold	Davies	Keefe, S.	Olson, A. G.	Solon
Ashbach	Doty	Knutson	Olson, H. D.	Spear
Bang	Dunn	Kowalczyk	Olson, J. L.	Stassen
Berg	Frederick	Larson	O'Neill	Stokowski
Bernhagen	Gearty	Laufenburger	Perpich, A. J.	Stumpf
Blatz	Hansen, Baldy	Lewis	Perpich, G.	Tennessee
Borden	Hansen, Mel	McCutcheon	Pillsbury	Ueland
Brataas	Hanson, R.	Merriam	Purfeerst	Wegener
Brown	Hughes	Milton	Renneke	Willet
Chenoweth	Humphrey	Nelson	Schaaf	
Chmielewski	Jensen	North	Schmitz	
Coleman	Josefson	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS

H. F. No. 100: A bill for an act relating to game and fish; authorizing the commissioner of natural resources to establish limitations on fishing contests and to issue special permits for fishing contests; amending Minnesota Statutes 1974, Section 101.42, 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 5, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Josefson	North	Sillers
Arnold	Davies	Keefe, J.	Ogdahl	Solon
Ashbach	Doty	Keefe, S.	Olhoft	Spear
Bang	Dunn	Kirchner	Olson, H. D.	Stassen
Berg	Frederick	Knutson	Olson, J. L.	Stokowski
Bernhagen	Gearty	Kowalczyk	Perpich, A. J.	Stumpf
Blatz	Hansen, Baldy	Larson	Perpich, G.	Tennessee
Borden	Hansen, Mel	Lewis	Pillsbury	Ueland
Brataas	Hanson, R.	McCutcheon	Purfeerst	Wegener
Brown	Hughes	Merriam	Renneke	Willet
Chenoweth	Humphrey	Milton	Schaaf	
Chmielewski	Jensen	Nelson	Schmitz	

Those who voted in the negative were:

Conzemius	Laufenburger	Olson, A. G.	O'Neill	Schrom
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So the bill passed and its title was agreed to.

## CALENDAR OF ORDINARY MATTERS

H. F. No. 1465: A bill for an act relating to the city of St. Paul; authorizing restoration of sick leave in certain circumstances.

Was read the third time 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	Conzemius	Keefe, J.	North	Schmitz
Arnold	Davies	Keefe, S.	Ogdahl	Schrom
Ashbach	Doty	Kirchner	Olhoft	Sillers
Bang	Dunn	Kleinbaum	Olson, A. G.	Solon
Berg	Frederick	Knutson	Olson, H. D.	Spear
Bernhagen	Gearty	Kowalczyk	Olson, J. L.	Stassen
Blatz	Hansen, Baldy	Larson	O'Neill	Stokowski
Borden	Hansen, Mel	Laufenburger	Perpich, A. J.	Stumpf
Brataas	Hanson, R.	Lewis	Perpich, G.	Tennessee
Brown	Hughes	McCutcheon	Pillsbury	Ueland
Chenoweth	Humphrey	Merriam	Purfeerst	Wegener
Chmielewski	Jensen	Milton	Renneke	Willet
Coleman	Josefson	Nelson	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. 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 the following:

S. F. No. 1138, which the committee recommends to pass with the following amendment offered by Mr. Olhoft:

Page 1, line 24, strike "collection,"

Page 2, line 19, strike "collection,"

Further, amend the title as follows:

Page 1, line 3, strike "collection,"

S. F. No. 1238 which the committee reports progress, subject to the following motions:

Mr. Olson, H. D. moved to amend S. F. No. 1238 as follows:

Page 2, after line 1, insert:

"Sec. 3. No weather modification activities shall be authorized or undertaken without the consent of the Creator of the weather sought to be modified either by Him directly or through His duly authorized agents."

Renumber the sections in sequence

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 19 and nays 31, as follows:

Those who voted in the affirmative were:

Chenoweth	Jensen	Olhoff	Perpich, G.	Stumpf
Coleman	Lewis	Olson, A. G.	Schaaf	Wegener
Doty	McCutcheon	Olson, H. D.	Schrom	Willet
Gearty	Milton	Perpich, A. J.	Stokowski	

Those who voted in the negative were:

Ashbach	Chmielewski	Josefson	Nelson	Spear
Bang	Dunn	Keefe, S.	Olson, J. L.	Stassen
Berg	Fitzsimons	Kleinbaum	O'Neill	Ueland
Bernhagen	Frederick	Knutson	Pillsbury	
Blatz	Hansen, Mel	Larson	Renneke	
Borden	Hanson, R.	Laufenburger	Schmitz	
Brataas	Humphrey	Merriam	Sillers	

The motion did not prevail. So the amendment was not adopted.

Mr. Olson, H. D. then moved to amend S. F. No. 1238 as follows:

Page 2, after line 1, insert:

"Sec. 3. Any county contiguous to Lincoln county is authorized to levy taxes and spend money for the purpose of equipping, maintaining, and operating anti-weather modification patrols including acquisition of aircraft and the hiring and training of pilots. Any aircraft used in anti-weather modification activities may be equipped with machine guns of not to exceed .22 caliber."

Renumber the sections in sequence

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 7 and nays 32, as follows:

Those who voted in the affirmative were:

Coleman	Olson, H. D.	Schrom	Wegener	Willet
Gearty	Schaaf			

Those who voted in the negative were:

Bang	Doty	Jensen	Olhoff	Sillers
Berg	Dunn	Josefson	Olson, J. L.	Stassen
Bernhagen	Fitzsimons	Keefe, J.	O'Neill	Stumpf
Brataas	Frederick	Keefe, S.	Perpich, A. J.	Ueland
Chmielewski	Hansen, Mel	Kleinbaum	Pillsbury	
Conzemius	Hanson, R.	Laufenburger	Renneke	
Davies	Humphrey	Merriam	Schmitz	

The motion did not prevail. So the amendment was not adopted.

Mr. Olson, H. D. then moved to amend S. F. No. 1238 as follows:

Page 2, after line 1, insert:

"Sec. 3. No weather modification activities shall be undertaken

pursuant to this act without the consent of each of the county boards of the Minnesota counties contiguous to Lincoln county.

Sec. 4. Lincoln county shall assume all responsibility for any negligence occurring in the performance of weather modification activities and any damage or injury resulting therefrom. The county board shall procure insurance against the liability imposed by this section."

Renumber the sections in sequence.

The motion prevailed. So the amendment was adopted.

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 10:00 o'clock a.m., Thursday, May 1, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate



**FORTY-FIRST DAY**

**St. Paul, Minnesota, Tuesday, April 29, 1975**

**The House of Representatives met on Tuesday, April 29, 1975, which was the Forty-First Legislative Day of the Sixty-Ninth Session of the Minnesota State Legislature. The Senate did not meet on this date.**

**FORTY-SECOND DAY**

**St. Paul, Minnesota, Wednesday, April 30, 1975**

**The House of Representatives met on Wednesday, April 30, 1975, which was the Forty-Second Legislative Day of the Sixty-Ninth Session of the Minnesota State Legislature. The Senate did not meet on this date.**

**FORTY-THIRD DAY**

St. Paul, Minnesota, Thursday, May 1, 1975

The Senate met at 10:00 o'clock and was called to order by the President.

**CALL OF THE SENATE**

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Anderson	Gearty	Keefe, S.	Milton	Schaaf
Arnold	Hansen, Baldy	Kirchner	Moe	Schmitz
Ashbach	Hansen, Mel	Kleinbaum	Ogdahl	Stokowski
Blatz	Hanson, R.	Kowalczyk	Olson, A. G.	Stumpf
Coleman	Hughes	Larson	Olson, J. L.	Tennessee
Doty	Humphrey	Laufenburger	Patton	Ueland
Dunn	Jensen	Lewis	Perpich, G.	Wegener
Fitzsimons	Josefson	McCutcheon	Pillsbury	Willet

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rev. Ronald C. Peterson.

The roll being called, the following Senators answered to their names:

Anderson	Davies	Keefe, S.	Ogdahl	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	Larson	O'Neill	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Patton	Stumpf
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Tennessee
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Ueland
Brown	Hughes	Merriam	Pillsbury	Wegener
Chenoweth	Humphrey	Milton	Purfeerst	Willet
Chmielewski	Jensen	Moe	Renneke	
Coleman	Josefson	Nelson	Schaaf	
Conzemius	Keefe, J.	North	Schmitz	

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

**EXECUTIVE AND OFFICIAL COMMUNICATIONS**

April 18, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

The following appointment to the Minnesota Higher Education Coordinating Commission is hereby submitted to the Senate for confirmation as required by law:

Gerald Vizenor, 810 Thornton S.E., Minneapolis, Hennepin County, effective February 15, 1975, for a term expiring February 15, 1979.

Sincerely,  
Wendell R. Anderson, Governor

Referred to the Committee on Education.

April 25, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

The following appointment to the Housing Finance Agency is hereby submitted to the Senate for confirmation as required by law:

Richard Miller, 2652 Marshall Street N.E., Minneapolis, Hennepin County, effective January 1, 1975, for a term expiring January 1, 1979.

Sincerely,  
Wendell R. Anderson, Governor

Referred to the Committee on Governmental Operations.

April 29, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

The following appointment to the Minnesota State Ethics Commission is hereby submitted to the Senate for confirmation as required by law:

Mrs. Elizabeth Ebbott, 409 Birchwood Avenue, Birchwood, Washington County, effective April 29, 1975, for a term expiring April 29, 1979.

Sincerely,  
Wendell R. Anderson, Governor

Referred to the Committee on Governmental Operations.

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bills were read the first time and referred to the committees indicated.

Mr. Jensen introduced—

S. F. No. 1705: A bill for an act relating to crimes and criminals; false reports of crime; providing penalties; amending Minnesota Statutes 1974, Section 609.505.

Referred to the Committee on Judiciary.

Mr. Jensen introduced—

S. F. No. 1706: A bill for an act relating to the privacy of communications; providing that a warrant approved for the interception of any wire or oral communication may be issued or extended for a period of 30 days; amending Minnesota Statutes 1974, Section 626A.06, Subdivisions 5 and 6.

Referred to the Committee on Judiciary.

Mr. Jensen introduced—

S. F. No. 1707: A bill for an act relating to privacy of communications; authorization for interception of wire or oral communications; amending Minnesota Statutes 1974, Section 626A.05.

Referred to the Committee on Judiciary.

Messrs. Stokowski, Merriam and Anderson introduced—

S. F. No. 1708: A bill for an act relating to Anoka county; providing for a county board of seven members and for redistricting of county commissioner districts.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Conzemius and Spear introduced—

S. F. No. 1709: A bill for an act relating to corrections; reorganizing and harmonizing various laws relating to corrections and creating a code of corrections; establishing offender's rights; prescribing penalties; amending Minnesota Statutes 1974, Sections 609.165, Subdivision 1; 641.26; Chapters 144, by adding a section and 631, by adding sections; repealing Minnesota Statutes 1974, Sections 243.49; 243.50; 246.32; 260.51; 260.52; 260.53; 260.54; 260.55; 260.56; 260.57; 325.45; 325.46; 325.47; 609.12; 642.10; 642.11; 629.292; 629.294; Chapters 241; 242; 243; and 401; Laws 1973, Chapter 553, Section 7.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Milton, Schmitz and Lewis introduced—

S. F. No. 1710: A bill for an act relating to public health; reducing to 17 the age at which a person is eligible to be a blood donor; amending Minnesota Statutes 1974, Section 145.41.

Referred to the Committee on Judiciary.

Messrs. Laufenburger and Bang introduced—

S. F. No. 1711: A bill for an act relating to commerce; industrial loan and thrift companies; permitting loans on real estate, extending the period of maturity, permitting certain charges on real estate loans, increasing the size of loans in ratio to committed reserves; amending Minnesota Statutes 1974, Sections 53.04; and 53.05.

Referred to the Committee on Labor and Commerce.

Messrs. Pillsbury, Bernhagen and Nelson introduced—

S. F. No. 1712: A bill for an act relating to department of natural resources; setting limitations on development of Luce Line Trail; amending Minnesota Statutes 1974, Section 85.015, Subdivision 10.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Stokowski and Gearty introduced—

S. F. No. 1713: A bill for an act relating to the acquisition of parks and parkways by the Minneapolis park and recreation board; establishing interest limitations.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Ashbach, Mrs. Brataas and Mr. Conzemius introduced—

S. F. No. 1714: A bill for an act relating to taxation; providing an investment tax credit for certain capital improvements; amending Minnesota Statutes 1974, Section 290.21, by adding a subdivision.

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. 38, 565, 146, 157, 236, 1183 and 1302.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 28, 1975

**Mr. President:**

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on Senate File No. 182, and repassed said bill in accordance with the report of the Committee, so adopted.

**S. F. No. 182:** A bill for an act relating to counties; eliminating payment of certain fees to county sheriffs; requiring county boards to furnish board and other services for prisoners in county jails; amending Minnesota Statutes 1974, Sections 387.20, Subdivisions 5 and 6; 641.02; 641.03; 641.12; and 641.13; repealing Minnesota Statutes 1974, Section 641.11.

Senate File No. 182 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned April 29, 1975

**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. 460:** A bill for an act relating to pollution; prohibiting sale of beverage containers having detachable parts; providing a penalty.

There has been appointed as such committee on the part of the House:

Messrs. Haugerud, Munger and Nelson, K.

Senate File No. 460 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned April 28, 1975

**Mr. President:**

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

**S. F. No. 451:** A bill for an act relating to natural resources; raising limitations on values of timber which may be sold by informal sale; reducing the value of timber which may be sold at auction; altering certain sale procedures; amending Minnesota Statutes 1974, Chapter 90, by adding a section; Sections 90.02; 90.101; 90.151, Subdivisions 1 and 13; and 90.191, Subdivision 1; repealing Minnesota Statutes 1974, Section 9.051.

Senate File No. 451 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned April 28, 1975

**CONCURRENCE AND REPASSAGE**

Mr. Willet moved that the Senate concur in the amendments by the House to S. F. No. 451 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 451 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	Davies	Keefe, J.	Olson, A. G.	Sillers
Arnold	Doty	Kirchner	Olson, H. D.	Spear
Ashbach	Dunn	Kleinbaum	Olson, J. L.	Stassen
Bang	Fitzsimons	Knutson	O'Neill	Stokowski
Bernhagen	Frederick	Kowalczyk	Patton	Stumpf
Blatz	Gearty	Larson	Perpich, A. J.	Tennessee
Borden	Hansen, Baldy	Laufenburger	Perpich, G.	Ueland
Brataas	Hansen, Mel	Lewis	Pillsbury	Wegener
Brown	Hanson, R.	McCutcheon	Purfeerst	Willet
Chenoweth	Hughes	Milton	Renneke	
Chmielewski	Humphrey	Nelson	Schaaf	
Coleman	Jensen	North	Schmitz	
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 Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 177: A bill for an act relating to public health; changing requirements and procedures for obtaining certificates of need for health care facilities; amending Minnesota Statutes 1974, Sections 145.72, Subdivisions 2 and 3; 145.76; 145.78; 145.80; 145.82; Chapter 145, by adding sections; and repealing Minnesota Statutes 1974, Section 145.81.

Senate File No. 177 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 28, 1975

Mr. North moved that the Senate do not concur in the amendments by the House to S. F. No. 177 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.



Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 278, and repassed said bill in accordance with the report of the Committee, so adopted.

H. F. No. 278: A bill for an act relating to pharmacy and drugs; authorizing pharmacists to dispense generically equivalent drugs in lieu of prescribed brand name legend drugs unless the prescribing practitioner instructs otherwise; providing penalties; amending Minnesota Statutes 1974, Sections 151.01, by adding subdivisions; 151.21; 151.38; and Chapter 151, by adding a section.

House File No. 278 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted April 28, 1975

#### CONFERENCE COMMITTEE REPORT ON H. F. NO. 278

A bill for an act relating to pharmacy and drugs; authorizing pharmacists to dispense generically equivalent drugs in lieu of prescribed brand name legend drugs unless the prescribing practitioner instructs otherwise; providing penalties; amending Minnesota Statutes 1974, Sections 151.01, by adding subdivisions; 151.21; 151.38; and Chapter 151, by adding a section.

April 23, 1975

The Honorable Martin O. Sabo  
Speaker of the House of Representatives

The Honorable Alec G. Olson  
President of the Senate

We, the undersigned conferees for H. F. No. 278 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 278 be amended as follows:

Strike everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1974, Section 151.01, is amended by adding subdivisions to read:

*Subd. 24. “Brand name” means the registered trademark name given to a drug product by its manufacturer, labeler or distributor.*

*Subd. 25. “Generic name” means the established name or official name of a drug or drug product.*

*Subd. 26. “Finished dosage form” means that form of a drug which is or is intended to be dispensed or administered to the patient and requires no further manufacturing or processing other than packaging, reconstitution, or labeling.*

Sec. 2. Minnesota Statutes 1974, Section 151.21, is amended to read:

151.21 [SUBSTITUTION.] *Subdivision 1. Except as provided in subdivision 2, it shall be unlawful for any pharmacist, assistant pharmacist, or pharmacist intern who dispenses prescriptions, drugs, and medicines to substitute an article different from the one ordered, or deviate in any manner from the requirements of an order or prescription without the approval of the prescriber.*

*Subd. 2. A pharmacist who receives a prescription for a brand name legend drug may, with the written or verbal consent of the purchaser, dispense any drug having the same generic name as the brand name drug prescribed if the prescriber has not written in his own handwriting "dispense as written" or "D.A.W." on the prescription or, when an oral prescription is given, has not expressly indicated the prescription is to be dispensed as communicated. A pharmacist who receives a prescription marked "D.A.W." or "dispense as written", or an oral prescription indicating that the prescription is to be dispensed as communicated, may substitute for the prescribed brand name drug a generically equivalent drug product which is manufactured in the same finished dosage form having the same active ingredients and strength by the same manufacturer as the prescribed brand name drug. A pharmacist may also substitute pursuant to the oral instructions of the prescriber. A pharmacist may not substitute a generically equivalent drug product unless, in the pharmacist's professional judgment, the substituted drug is therapeutically equivalent and interchangeable to the prescribed drug. A pharmacist shall notify the purchaser if he is dispensing a drug other than the brand name drug prescribed.*

*Subd. 3. A pharmacist dispensing a drug under the provisions of subdivision 2 shall not dispense a drug of a higher retail price than that of the brand name drug prescribed. Any difference between acquisition cost to the pharmacist of the drug dispensed and the brand name drug prescribed shall be passed on to the purchaser.*

Sec. 3. Minnesota Statutes 1974, Section 151.212, is amended to read:

151.212 [LABEL OF PRESCRIPTION DRUGS.] *Drugs dispensed pursuant to a prescription shall bear a label permanently affixed to the immediate container in which the drug is dispensed and which is received by the purchaser. Such The label shall bear the name of the manufacturer of the finished dosage form of the drug and all other information required by law and by regulations of the board.*

Sec. 4. Minnesota Statutes 1974, Chapter 151, is amended by adding a section to read:

[151.361] [MANUFACTURER DISCLOSURE.] *The manufacturer, packager, or distributor of any human use legend drug sold, delivered, or offered for sale in the state of Minnesota after January 1, 1976 must have printed on the label on the immediate container of the drug the name and address of the manufacturer of the finished dosage form of the drug. Failure to comply with this requirement shall subject a drug to embargo in accordance with section 151.38.*

Sec. 5. Minnesota Statutes 1974, Section 151.38, is amended to read:

151.38 [EMBARGOES.] (1) Whenever a duly authorized agent of the board finds or has probable cause to believe that any drug or medicine is adulterated, or so misbranded as to be dangerous or fraudulent , *or is being sold, delivered, or offered for sale in violation of section 4 of this act* , he shall affix thereto an appropriate marking, giving notice that ~~such~~ *the* article is, or is suspected of being, adulterated ~~or~~ , misbranded *or sold, delivered, or offered for sale in violation of section 4 of this act* and has been embargoed, and warning that it is unlawful for any person to remove or dispose of ~~such~~ *the* embargoed article by sale or otherwise without permission from the agent or the court.

(2) When an embargoed article has been found by ~~such~~ *the* agent to be adulterated ; or misbranded , *or is being sold, delivered, or offered for sale in violation of section 4 of this act* , the board shall, within 30 days, petition the district court in whose jurisdiction the article is embargoed for an order of condemnation. When an embargoed article is not so found by the agent he shall remove the marking.

(3) If the court finds that an embargoed article is adulterated or misbranded , *or is being sold, delivered, or offered for sale in violation of section 4 of this act* , ~~such~~ *the* article shall be destroyed at the expense of the claimant thereof, who shall also pay all court costs and fees, storage and other proper expenses ; ~~provided, that when~~ . *If the adulteration or misbranding , or lack of manufacturer disclosure as required by section 4 of this act can be corrected by proper labeling or processing of the article, or by filing the proper documents with the court, the court, after such the costs, fees, and expenses have been paid and a sufficient bond has been executed, may order that such the article be delivered to the claimant for such labeling or , processing or filing under supervision of an agent of the board. The expense of such the supervision shall be paid by claimant. The bond shall be returned to the claimant on the representation to the court by the board that the article is no longer in violation of this chapter and that the expenses of such supervision have been paid.*

Sec. 6. *Sections 3 and 4 shall be effective January 1, 1976. "*

Further amend the title as follows:

Page 1, line 6, after "otherwise;" insert "providing for manufacturer disclosure;"

Page 1, line 8, after "151.21;" insert "151.212;"

We request adoption of this report and repassage of the bill in accordance therewith.

House Conferees: (Signed) Lyndon R. Carlson, Ray W. Faricy, James R. Casserly, Michael R. Sieben, M. J. McCauley.

Senate Conferees: (Signed) John Milton, Steve Keefe, William G. Kirchner, Al Kowalczyk, Allan H. Spear.

Mr. Milton moved that the foregoing recommendations and Conference Committee Report on H. F. No. 278 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H. F. No. 278: A bill for an act relating to pharmacy and drugs; authorizing pharmacists to dispense generically equivalent drugs in lieu of prescribed brand name legend drugs unless the prescribing practitioner instructs otherwise; providing for manufacturer disclosure; providing penalties; amending Minnesota Statutes 1974, Sections 151.01, by adding subdivisions; 151.21; 151.212; 151.38; and Chapter 151, by adding a section.

Was read the third time, as amended by the Conference Committee, and placed on its repassage.

The question being taken on the repassage of the bill, as amended by the Conference Committee,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Ogdahl	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Borden	Hansen, Mel	Lewis	Perpich, G.	Ueland
Brataas	Hanson, R.	McCutcheon	Pillsbury	Wegener
Brown	Hughes	Merriam	Purfeerst	Willet
Chenoweth	Humphrey	Milton	Renneke	
Chmielewski	Jensen	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	North	Schrom	

So the bill, as amended by the Conference Committee, was repassed and its title was agreed to.

#### MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 11, and repassed said bill in accordance with the report of the Committee, so adopted.

H. F. No. 11: A bill for an act relating to group insurance; exempting certain plans from optional continuation requirements; amending Minnesota Statutes 1974, Section 62A.17, Subdivisions 1 and 2.

House File No. 11 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 28, 1975

Mr. Coleman moved that H. F. No. 11 and the Conference Committee Report thereon be laid on the table. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 267, 661, 745, 521, 596, 1311, 1423, 1448 and 1328.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted April 28, 1975

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 313, 696, 718, 789, 1069, 1099, 220, 339, 866, 1527 and 1555.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted April 29, 1975

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 100:

H. F. No. 100: A bill for an act relating to game and fish; authorizing the commissioner of natural resources to establish limitations on fishing contests and to issue special permits for fishing contests; amending Minnesota Statutes 1974, Section 101.42, by adding a subdivision.

And the House respectfully requests that a Conference Committee of five members be appointed thereon:

Sherwood, Luther, Skoglund, Biersdorf and Wenstrom have been appointed as such committee on the part of the House.

House File No. 100 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 30, 1975

Mr. Borden moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 100, 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. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the

following House Files, herewith transmitted: H. F. Nos. 235, 1674, 1741 and 1743.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted April 30, 1975

### FIRST READING OF HOUSE BILLS

The following bills were read the first time and referred to the committees indicated.

H. F. No. 267: A bill for an act relating to metropolitan transit; providing for a redefinition of the transit property taxing district and authorizing contract service beyond the boundaries thereof; amending Laws 1975, Chapter 13, Section 71, Subdivision 2.

Referred to the Committee on Metropolitan and Urban Affairs.

H. F. No. 661: A bill for an act relating to labor; occupational safety and health; defining terms; requiring minimum posting time of citations; enforcement; notice to employee representative; amending Minnesota Statutes 1974, Sections 182.651, Subdivision 12; 182.66, Subdivision 2; and 182.661, Subdivisions 1 and 3.

Referred to the Committee on Labor and Commerce.

H. F. No. 745: A bill for an act relating to charitable organizations; solicitation; limitations and prohibitions; amending Minnesota Statutes 1974, Section 309.55, Subdivision 5; and by adding a subdivision.

Referred to the Committee on Rules and Administration.

H. F. No. 521: A bill for an act relating to retirement; mandatory retirement for corrections department employees; amending Minnesota Statutes 1974, Section 43.051, Subdivision 3.

Referred to the Committee on Finance.

H. F. No. 596: A bill for an act relating to retirement; service credit for certain members of the public employees retirement association.

Referred to the Committee on Rules and Administration.

H. F. No. 1311: A bill for an act relating to certain officers and employees of the state and their dependents; providing optional insurance coverage for certain officers and employees; amending Minnesota Statutes 1974, Section 43.491, Subdivision 2.

Referred to the Committee on Governmental Operations.

H. F. No. 1423: A bill for an act relating to the Minnesota Statutes; providing for publication thereof; amending Minnesota Statutes 1974, Sections 648.31, Subdivisions 1 and 3; and 648.45, Subdivision 4.

Referred to the Committee on Judiciary.

H. F. No. 1448: A bill for an act relating to retirement; survivor benefits payable by the firemen's relief association of the city of St. Paul; amending Laws 1955, Chapter 375, Section 25, as amended.

Referred to the Committee on Rules and Administration.

H. F. No. 1328: A bill for an act relating to real estate; abstracters; increasing fees and amount of bonds; changing enforcement procedures; providing for greater access to public records; changing registration requirement; amending Minnesota Statutes 1974, Sections 386.62; 386.66; 386.68; 386.70; 386.71; and Chapter 386, by adding sections.

Referred to the Committee on Judiciary.

H. F. No. 313: A bill for an act relating to the status of missing persons; providing for the distribution of property of persons presumed dead; amending Minnesota Statutes 1974, Section 576.16.

Referred to the Committee on Judiciary.

H. F. No. 696: A bill for an act relating to small loan companies; application and license fees; amending Minnesota Statutes 1974, Sections 56.02 and 56.08.

Referred to the Committee on Labor and Commerce.

H. F. No. 718: A bill for an act relating to forcible entry and unlawful detainer; amending Minnesota Statutes 1974, Section 566.06.

Referred to the Committee on Judiciary.

H. F. No. 789: A bill for an act relating to real estate; instruments of conveyance; recording requirements; providing that instruments of conveyance include name and address of grantee to whom tax statement should be sent; amending Minnesota Statutes 1974, Section 507.092, Subdivision 1.

Referred to the Committee on Judiciary.

H. F. No. 1069: A bill for an act relating to the operation of state government; state employees; adoption of rules by state commissioner of personnel; providing for agreement of rules with employment contracts; amending Minnesota Statutes 1974, Section 43.323, Subdivision 1.

Referred to the Committee on Governmental Operations.

H. F. No. 1099: A bill for an act relating to Hennepin county; hospital and medical care for poor persons funding; amending Laws 1963, Chapter 738, Section 3, Subdivision 3; repealing Laws 1963, Chapter 738, Section 7.

Referred to the Committee on Rules and Administration.

H. F. No. 220: A bill for an act relating to human rights; prohibiting employment and education discrimination based on age; amending Minnesota Statutes 1974, Sections 363.01, by adding a subdivision; 363.02, Subdivision 1, and by adding subdivisions; 363.03, Subdivisions 1 and 5, and by adding a subdivision; 363.05, Subdivision 1; 363.11; 363.115; and 363.12, Subdivision 1.

Referred to the Committee on Judiciary.

H. F. No. 339: A bill for an act relating to butter substitutes; identification of oleomargarine served in public places; amending Minnesota Statutes 1974, Section 33.111.

Referred to the Committee on Labor and Commerce.

H. F. No. 866: A bill for an act relating to courts; setting the salaries for certain court reporters; amending Minnesota Statutes 1974, Section 486.05.

Referred to the Committee on Rules and Administration.

H. F. No. 1527: A bill for an act relating to motor vehicles; providing for licensing and taxation; providing penalties; amending Minnesota Statutes, 1973 Supplement, Section 168.013, Subdivisions 1c and 1e, and 1g, as amended; and Minnesota Statutes 1974, Sections 168.012, Subdivision 7; 168.09, Subdivision 3; and 168.31, Subdivision 3.

Referred to the Committee on Rules and Administration.

H. F. No. 1555: 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 duplicative and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1974, Chapter 28A, by adding a section; Sections 15.0411, Subdivision 2; 15A.083, Subdivision 2; 16.80; 16A.129; 30.461; 30.462; 30.463, Subdivisions 1 and 5; 30.464, Subdivisions 1, 2, and 3; 30.465; 30.467; 30.468; 30.469; 30.47; 30.472; 30.473; 30.475; 30.476; 32A.08, Subdivision 1; 34.05, Subdivision 2; 43.35; 43.09, Subdivision 2a; 50.14, Subdivision 1; 59A.03, Subdivision 3; 60A.03, Subdivision 2; 65B.06, Subdivision 2; 65B.44, Subdivision 5; 80A.15, Subdivision 2; 80C.03; 82.18; 82.30, Subdivision 2; 83.25, Subdivision 3; 84.87, Subdivision 1; 84A.07; 84A.26; 84A.36; 97.48, Subdivision 4; 111.80; 115.48, Subdivision 1; 115.51; 116.16, Subdivision 3; 116F.08; 116H.04, Subdivision 3; 121.02; 122.355, Subdivision 1; 123.78, Subdivision 1; 124.15, Subdivision 2; 124.17, Subdivision 2; 124.41, Subdivision 1; 124.803; 145.862, Subdivision 4; 147.02; 147.22; 155.02, Subdivision 2; 179.74, Subdivision 2; 181A.07, Subdivision 6; 192.40; 197.63, Subdivision 1; 205.10; 205.11, Subdivision 1; 205.12; 205.16, Subdivisions 1 and 2; 205.17, Subdivisions 1 and 2; 243.88, Subdivision 3; 245.68; 245.77; 246.23; 251.043, Subdivision 3; 256.01, Subdivision 2; 256D.02, Subdi-



vision 4; 260.251, Subdivision 3; 268.04, Subdivision 12; 268.115, Subdivision 2; 270.075, Subdivision 1; 273.11, Subdivision 4; 273.111, Subdivisions 9 and 11; 273.13, Subdivision 7; 275.125, Subdivision 4; 275.161; 282.16; 285.11; 290.01, Subdivision 22; 290.02; 290.06, Subdivision 2c; 290.086, Subdivision 1; 290.09, Subdivision 15; 290.21, Subdivision 3; 290.26, Subdivision 2a; 290.92, Subdivision 2a; 291.05; 292.04; 297.13, Subdivision 1; 297B.09; 298.026; 298.027; 298.51; 298.53; 298.63; 299.013; 299B.03, Subdivision 1; 299F.77; 300.025; 301.77, Subdivision 1; 308.06, Subdivision 3; 309.581; 318.03; 354A.05; 355.11, Subdivision 2; 355.80; 362.17; 363.01, Subdivision 13; 375.471; 376.25; 412.02, Subdivision 5; 412.251; 412.861, Subdivision 1; 441.15; 463.152, Subdivision 1; 463.261; 465.19; 466.02; 488A.13, Subdivision 1; 507.291; 525.213; 525.515; 550.041; 571.47, Subdivision 2; 571.48, Subdivision 2; 609.375, Subdivision 4; 609.75, Subdivision 4; 611.14; 626.05, Subdivision 2; 631.50; 632.12; and 648.43; repealing Minnesota Statutes 1974, Sections 15.13; 148.87; 171.12, Subdivision 4; 176.061, Subdivision 10; 309.583; 359.06; and 380.24; 593.17; Laws 1969, Chapters 540, Section 5; 896, Section 1; and 1126, Section 1; Laws 1971, Chapters 32, Section 1; 74, Section 6; 226, Section 1; and 427, Section 17; Laws 1973, Chapters 388, Sections 156, 157, 158, 159, 160, 161, 162, 163, and 170; 638, Sections 22 and 23; and 725, Sections 25 and 26; Laws 1974, Chapters 62, Section 1; 161, Section 10; and 205, Section 1.

Referred to the Committee on Judiciary.

H. F. No. 235: A bill for an act relating to operation of government; providing for aids to education, tax levies, and the distribution of tax revenues; changing the funding of post-secondary vocational-technical education and of education of handicapped children to a current funding basis; providing for changes in the maximum effort school aid law; granting certain powers and duties to school districts and the state board of education; appropriating money; amending Minnesota Statutes 1974, Sections 120.17, Subdivision 1; 121.21, Subdivisions 2, 4, and 6; 121.89; 124.04; 124.11; 124.17, Subdivisions 1 and 2; 124.18, Subdivision 2; 124.20; 124.212, Subdivisions 1, 3a, 8a, and 11, and by adding subdivisions; 124.215, by adding a subdivision; 124.222, Subdivisions 2 and 3; and by adding subdivisions; 124.223; 124.28, Subdivision 2; 124.32, Subdivision 1, and by adding a subdivision; 124.38, Subdivisions 4, 5, 6, and 7; 124.42, Subdivisions 1, 2, and 4; 124.43, Subdivisions 1, 2, 3, and 4; 124.45; 124.57; 275.125, Subdivisions 2a and 3, and by adding subdivisions; 475.54, Subdivision 2; Chapter 124, by adding sections; Laws 1967, Chapter 822, Section 7, as amended; Laws 1969, Chapter 775, Section 4, Subdivision 2, as amended; Laws 1969, Chapter 1060, Section 7; Laws 1971, Chapter 722, Section 1; and Laws 1974, Chapter 521, Section 9; repealing Minnesota Statutes 1974, Sections 121.21, Subdivisions 5, 7, 9, and 10; 121.211; 124.212, Subdivisions 6a and 7a; 124.215, Subdivision 2a; 124.222, Subdivision 1; 124.25; 124.30; 124.475; 124.50; 124.801; 124.802; 124.803; 124.804; 124.805; 124.806; and Laws 1969, Chapters 945,

Section 3; 1060, Section 8; and Laws 1975, Chapter 13, Sections 110 and 111.

Referred to the Committee on Rules and Administration.

H. F. No. 1674: A bill for an act relating to taxation; providing state relief to homeowners and renters for extraordinary property tax burdens; prohibiting certain escrow arrangements for tax payments; requiring interest payment on money received for payment of real estate taxes and insurance coverage; increasing market value of homesteads eligible for lower rate of assessment; providing for a four year rotation for reassessment of real property with increases in assessed valuation to be made in equal increments over the four year period; increasing and changing the calculation of local government aid to be paid for extended period; distributing certain gross earnings taxes to local governments; redefining special levies; altering means of calculation of property tax levy limitations for governmental subdivisions; providing for increases in levy limit bases of governmental subdivisions; exempting certain governmental subdivisions from levy limits; providing for reimbursement by the state to taxing districts for tax reduction granted to certain property; increasing the taconite production tax; creating a northeast Minnesota economic development and environment council; creating a northeast Minnesota economic protection fund; imposing a surtax on taconite producers which fail to meet standards for disposal of waste; creating a budget protection fund to hold excess money from the general fund and providing for transfers of money from that fund; exempting federal income tax rebates from state income taxation; modifying duties of the tax study commission; requiring payment of interest by corporations on unpaid estimated taxes; providing penalties; appropriating money; amending Minnesota Statutes 1974, Sections 270.16; 273.01; 273.011, Subdivision 6; 273.012, by adding a subdivision; 273.03, Subdivision 1; 273.061, by adding a subdivision; 273.08; 273.11, Subdivisions 1, 2 and 5, and by adding a subdivision; 273.121; 273.13, Subdivisions 6 and 7; 273.135, Subdivision 2; 273.17, Subdivision 1; 275.50, Subdivision 5; 275.51, Subdivisions 1 and 4, and by adding subdivisions; 275.52, by adding a subdivision; 275.53, Subdivision 3; 275.59; 276.01; 276.04; 294.26; 298.03; 298.24, Subdivision 1; 298.27; 298.28, Subdivisions 1 and 1a, and by adding a subdivision; 298.282, Subdivisions 1 and 2; 477A.01, Subdivisions 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 14, and 16; Chapters 273, by adding sections; and 477A, by adding a section; and Laws 1973, Chapter 601, Section 1, Subdivisions 2 and 8; repealing Minnesota Statutes 1974, Sections 273.11, Subdivision 3; 273.13, Subdivisions 14a, 15a, and 18; 275.51, Subdivisions 3 and 3a; 298.24, Subdivision 2; 298.241; 298.242; 298.281; 298.32; and 477A.01, Subdivision 13.

Referred to the Committee on Rules and Administration.

H. F. No. 1741: 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 the horticultural society; for maintenance of the Sibley house; for maintenance of various semi-state activities; for aids

to local subdivisions of government; for maintenance of the uniform laws commission; for the Port Authority of Duluth; and for other purposes.

Referred to the Committee on Rules and Administration.

H. F. No. 1743: 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, corrections ombudsman, various health related boards, public assistance programs, aid to dependent children, Minnesota supplemental assistance, and public relief.

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 on S. F. No. 1581 and reports pertaining to appointments. The motion prevailed.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1463: A bill for an act relating to the city of St. Paul; providing for and authorizing issuance of general obligation bonds for capital improvement budget purposes; amending Laws 1971, Chapter 773, Section 1, as amended; and Section 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 18, reinstate "for a four year period"

Page 1, line 18, in the reinstated language, strike "four" and insert "two"

Page 2, after line 27, insert:

"Sec. 3. Laws 1971, Chapter 773, Section 4, is amended to read:

Sec. 4. No proceeds of any bonds issued pursuant to section 1 hereof shall be expended for the construction or equipment of any portion of the St. Paul auditorium or civic center connected thereto; *nor shall any such proceeds be expended for the acquisition or betterment of the building known as the Lowry Medical Arts Annex. All bonds issued under this act shall mature at any time or times within 10 years from the date of issue.*

Sec. 4. *Subdivision 1. [CITY COUNCIL AS COMMISSIONERS OF PORT AUTHORITY.] Notwithstanding any provision of Minnesota Statutes, Section 458.10 or any other law or the charter of the city of Saint Paul to the contrary, the Saint Paul port authority shall consist of the members of the city council of the city of Saint Paul.*

*Subd. 2. [IMPAIRMENT OF EXISTING OBLIGATIONS.] No existing obligation, contract, agreement or covenant made or entered into by the Saint Paul port authority shall be in any manner impaired by the adoption of this act.*

*Subd. 3. The establishment of the Saint Paul city council as the commissioners of the Saint Paul port authority shall not affect the rights of any employees of the port authority, including but not limited to any rights pursuant to an existing collective bargaining agreement or fringe benefit plan. The employees shall remain as employees of the port authority and shall not be employees of the city of Saint Paul.*

**Sec. 5. Subdivision 1. [CITY COUNCIL AS COMMISSIONERS OF HOUSING AND REDEVELOPMENT AUTHORITY.]** *Notwithstanding the provisions of Laws 1963, Chapter 514, Minnesota Statutes, Section 462.425, or any other law or the charter of the city of Saint Paul to the contrary, the housing and redevelopment authority of the city of Saint Paul shall consist of the members of the city council of the city of Saint Paul.*

*Subd. 2. [IMPAIRMENT OF EXISTING OBLIGATIONS.] No existing obligation, contract, agreement or covenant made or entered into by the housing and redevelopment authority of the city of Saint Paul shall be in any manner impaired by the adoption of this act.*

*Subd. 3. The establishment of the Saint Paul city council as the commissioners of the Saint Paul housing and redevelopment authority shall not affect rights of any employees of the housing and redevelopment authority, including but not limited to any rights pursuant to an existing collective bargaining agreement or fringe benefit plan. The employees shall remain as employees of the housing and redevelopment authority and shall not be employees of the city of Saint Paul."*

Renumber the sections in sequence

Further amend the title as follows:

Page 1, at the end of line 4, insert: "providing that the Saint Paul port authority and the housing and redevelopment authority of the city of Saint Paul shall consist of the members of the city council;"

Page 1, line 6, strike "Section 3" and insert "Sections 3 and 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. 1459: A bill for an act relating to the city of Saint Paul; providing for and authorizing said city to issue its general obligation bonds for housing and rehabilitation loan and grant programs; amending Laws 1974, Chapter 351, Section 4.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, before line 8, add the following section:

*"Section 1. The legislature of the state of Minnesota finds that preservation of the quality of life in a major metropolitan city is dependent upon the maintenance, provision, and preservation of an adequate housing stock; that accomplishing this is a public purpose; that there are many housing units in the city of St. Paul that do not meet the applicable housing codes, some of which need to be destroyed, and some of which can be rehabilitated; that a need exists to replace housing which is destroyed; that a need exists for mortgage credit to be made available for new construction; that refinancing existing mortgages will allow owners of housing units which need rehabilitation to take advantage of existing rehabilitation programs; and that many owners, would-be purchasers or providers of housing units are either unable to afford mortgage credit at the market rate of interest or obtain mortgage credit because the mortgage credit market is severely restricted.*

*Sec. 2. Subdivision 1. The city of St. Paul is authorized to develop and administer a program to finance housing, located anywhere within its boundaries, for occupancy primarily by persons of low and moderate income to achieve the purpose set forth in section 1; provided that in developing this program, the city shall consider:*

*(a) the availability and affordability of other governmental programs;*

*(b) the availability and affordability of private market financing;*

*(c) whether refinancing existing mortgages will enable rehabilitation of housing units under a state or local housing rehabilitation program;*

*(d) the need for rehabilitating housing units acquired from governmental bodies and agencies;*

*(e) the need for additional mortgage credit to encourage the purchase of rehabilitated housing units from governmental bodies and agencies; and*

*(f) the need for additional mortgage credit to encourage the purchase of housing units which are located on property which governmental bodies or agencies have acquired and made suitable for housing construction.*

*Subd. 2. The city council shall, by ordinance, promulgate regulations for this program. Loans shall not be made when the city determines that financing is otherwise available from private lenders upon terms and conditions which are affordable by the applicant, as provided by the city in its regulations.*

*Subd. 3. To finance the program authorized by this section, the city council of the city of St. Paul may by resolution, and without an election, authorize, issue, and sell general obligation bonds of the city in accordance with the provisions of Minnesota Statutes, Chapter 475. The total amount of all general obligation bonds outstanding for the program provided for in this section shall not exceed \$2,000,000,*

shall not constitute indebtedness of the city for the purpose of any statutory or charter debt limitation.

*Subd. 4. In establishing the program provided for in this section, the city council shall make every effort to ensure that the revenues generated from the mortgage credit made available are sufficient to retire the bonds issued to finance the program and to provide for the administrative costs of the program.*

*Sec. 3. Subdivision 1. The city of St. Paul is authorized to develop and administer a program to finance housing in addition to that authorized in section 2, located anywhere within its boundaries, to achieve the purposes set forth in section 1, on such terms and conditions as it determines. The city council shall, by ordinance, promulgate regulations for this program. Loans shall not be made when the city determines that financing is otherwise available from private lenders upon terms and conditions which are affordable by the applicant, as provided by the city in its regulations.*

*Subd. 2. To finance the program authorized by this section, and by section 2, the city council of the city of St. Paul may by resolution, and without an election, authorize, issue, and sell revenue bonds or obligations, payable solely from revenues of the programs authorized by this act defined and pledged to their payment by such resolution.*

*Sec. 4. Subdivision 1. In the making or purchase of loans or other securities in furtherance of the programs authorized in sections 2 and 3, and in the issuance of revenue bonds or obligations pursuant to section 3, the city council may exercise, or may by ordinance authorize an existing agency or an agency created by such ordinance to exercise, within the corporate limits of the city, any and all of the powers which the Minnesota housing finance agency is authorized to exercise under the provisions of Minnesota Statutes, Chapter 462A.*

*Subd. 2. The city council shall not amend the regulations adopted by ordinance and in effect at the time any revenue bonds or obligations authorized by this section are issued, to the detriment of the holders of such revenue bonds or obligations."*

Page 2, Line 5, after the period, insert:

*"The council may authorize the use of bond proceeds for administration and operation expenses of the programs provided that the total amount of proceeds so authorized shall not exceed the sum equivalent to seven percent of the total value of all bonds issued under the provisions of this act.*

*Sec. 5. Laws 1963, Chapter 881, Section 1, Subdivision 1, as amended by Laws 1967, Chapter 499, Section 1, Laws 1969, Chapter 923, Section 1, Laws 1971, Chapter 321, Section 1, and Laws 1973, Chapter 395, Section 1, is amended to read:*

*Section 1. [ST. PAUL, CITY OF; URBAN RENEWAL; BONDS.] Subdivision 1. The city of Saint Paul may issue its general obligation bonds for the purpose of and in the amounts necessary for paying not to exceed one third of the net project cost of*

each of the urban renewal development or code enforcement projects heretofore designated by the housing and redevelopment authority of the city of Saint Paul or the city of Saint Paul as the Downtown, Cathedral, Riverview, Concord Terrace, Summit-University, and Phalen Area projects and such additional projects which may be approved in the manner provided by law, and for paying any remaining costs of municipal buildings and improvements to be constructed within or adjacent to the project area. The net project cost referred to in this act is the public redevelopment cost of the project less its capital proceeds, as those terms are defined in Minnesota Statutes, Section 462.545, and in subdivision 2, and as the amounts thereof are estimated by the city council prior to the delivery of each series of bonds. The total amount of bonds authorized herein shall be limited to ~~\$45,400,000~~ \$43,400,000.

Sec. 7. Laws 1963, Chapter 881, Section 1, as amended by Laws 1967, Chapter 499, Section 1, Laws 1969, Chapter 923, Section 1, Laws 1971, Chapter 321, Section 1, and Laws 1973, Chapter 395, Section 1, is amended by adding a subdivision to read:

*Subd. 3. Notwithstanding any contrary provisions contained in section 1 hereof, except as said section limits the dollar amount of bonding authorization, and in the event there is not first available in any annual increment period under Title I of the Federal Housing Act of 1949, and acts amendatory thereof, sufficient urban renewal development capital grant money, then the city may issue bonds under the act, as necessary in an amount not to exceed \$10,000,000, for the purpose of paying up to the entire project cost for any urban renewal development project designated under the provisions of section 1.*

Sec. 8. Laws 1963, Chapter 881, Sections 4 and 5, as added by Laws 1973, Chapter 395, Section 2, are repealed."

Renumber the sections in sequence

Further amend the title as follows:

Page 1, line 2, after the semicolon insert "authorizing a housing finance program; providing for the issuance of general obligation and revenue bonds;"

Page 1, line 5, after the semicolon insert "removing certain bonding authority for rehabilitation loans for urban renewal development and code enforcement areas;"

Page 1, line 5, after "amending" insert "Laws 1963, Chapter 881, Section 1, Subdivision 1, as amended, and by adding a subdivision; and"

Page 1, line 6, before the period, insert "; repealing Laws 1963, Chapter 881, Sections 4 and 5, as added by Laws 1973, Chapter 395, Section 2"

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. 511: A bill for an act relating to commerce; interest rates on money; continuing the exemption of certain loans from maximum interest rates; amending Minnesota Statutes 1974, Section 334.01, Subdivision 2; repealing laws 1974, Chapter 238, Section 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

H. F. No. 135: 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 1974, Section 297.08, Subdivisions 1 and 2, and by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 9, after "used" insert "*with the knowledge of the owner or of a person operating with the consent of the owner*"

Page 2, line 11, strike "*declared to be*" and insert "*which are*"

Page 2, line 17, strike "(2)" and insert "(1)"

Page 2, line 29, after "1" insert ", clause 5"

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. 251: A bill for an act relating to eminent domain; possession; amending Minnesota Statutes 1974, Section 117.042.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 19, after "In" insert "*all other cases, petitioner has the right to the title and possession after the filing of the award by the court appointed commissioners as follows:*

(a) *if appeal is waived by the parties upon payment of the award;*

(b) *if appeal is not waived by the parties upon payment or deposit of three-fourths of the award."*

Page 1, strike lines 20 to 22

Page 2, strike lines 1 and 2

And when so amended the bill do pass. Amendments adopted. Report adopted.



Mr. Arnold from the Committee on Finance, to which was referred

S. F. No. 1551: A bill for an act relating to highways; designating and describing the route of the Viking Trail; amending Minnesota Statutes 1974, Section 161.14, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 5, strike lines 8 through 13, and insert:

*"(b) The respective road authorities, of the highways over which the route described in this subdivision is located, may erect and maintain the "Viking Trail" emblem on the highways under their jurisdiction to adequately mark the route as the "Viking Trail". The commissioner of highways shall approve an emblem which shall consist of the lettering "Viking Trail" with the bow section of a Viking ship on a body of water; the colors being blue on white."*

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. 69: A bill for an act relating to athletics; providing for equal opportunity for members of both sexes to participate in athletics; amending Minnesota Statutes 1974, Chapter 126, by adding a section; repealing Laws 1974, Chapter 355, Section 68, Subdivision 4.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, strike *"builds character"*

Page 1, line 14, strike *"and develops citizenship as well as contributing"*

Page 1, line 14, before *"to"* insert *"contributes"*

Page 1, strike line 18 except the period

Page 1, line 23, after *"other"* insert *"state"*

Page 2, line 7, strike *"," except that teams"* and insert a period

Page 2, strike lines 8 to 11

Page 2, line 12, strike *"according to sex, the two"*

Page 2, line 15, after *"are"* insert *"in fact"*

Page 2, line 17, strike *"similar"* and insert *"substantially equal"*

Page 2, line 18, strike *"donations"* and insert *"other revenues"*

Page 2, line 22, strike *"serves a clear and desirable purpose"* and insert *"is necessary to provide the members of each sex equal opportunity to participate in the athletic program"*

Page 2, line 32, strike "*similar*" and insert "*substantially equal*"

Page 3, line 2, strike "*similar*" and insert "*substantially equal*"

Page 3, line 4, strike "*gradually*"

Page 3, line 5, strike "*eliminate*" and insert "*phase out*"

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. 409: A bill for an act relating to veteran affairs; the transfer of the personal property a deceased resident leaves at the Minnesota veterans home; repealing Minnesota Statutes 1974, Section 198.23.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1974, Section 198.23 is amended to read:

198.23 [PERSONAL PROPERTY OF RESIDENTS; WILLS.]  
~~As a condition of admission to the home, every person shall execute his will, and deposit the same with the administrator of the home, disposing of any personal property of which he may die possessed. Upon the decease of any such testator resident of the home, the veterans home board shall cause such of his personal estate as may be left in his possession to be disposed of pursuant to the his will, if any. All property of the deceased resident of the home not so bequeathed by will, and remaining at the home, unclaimed, for one year after his death, shall be inventoried, appraised, and sold, and the proceeds thereof paid into the state treasury to the credit of the Minnesota veterans home endowment, bequest and devises fund.~~

Amend the title as follows:

Page 1, line 4, strike "*repealing*" and insert "*amending*"

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. 854: A bill for an act relating to taxation; denying tax deductions relating to substandard rental housing; amending Minnesota Statutes 1974, Chapter 290, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, after "*receives*" insert "*or has received*"

Page 1, line 14, after "*deductions*" insert "*otherwise*"

Page 1, line 15, after "*290.09*" insert "*or 290.01, Subdivision 20*"

Page 1, line 15, strike "*a*" and insert "*that*"

Page 1, line 21, strike "*violate codes applicable to the*"

Page 1, strike lines 22 and 23

Page 2, line 1, strike "*endangers*" and insert "*endanger*"

Page 2, line 21, strike "*any*" and insert "*an*"

Page 2, line 22, strike "*within ten days unless an appeal is filed*"

Page 2, line 25, after "*commissioner*" insert "*and a general description of the tax consequences if the taxpayer should prevail on appeal*"

Page 2, strike lines 28 and 29

Page 2, line 30, strike "*notify the commissioner of noncompliance.*"

Page 3, line 3, strike "*the commissioner and*"

Page 3, after line 9, insert:

*"Subd. 4. On or before March 15 of each year, the agency shall notify the commissioner of revenue of all cases of non-compliance in the previous year. The notice shall be in the form and include the information as may be prescribed by the commissioner.*

*Subd. 5. If the taxpayer is sustained upon appeal, the agency shall notify the taxpayer concerning the procedures for the filing of a refund. The notice shall be in the form and include such information as may be prescribed by the commissioner. The taxpayer may then file for a refund as provided for by law."*

Renumber the subdivisions in sequence

Page 3, after line 20, insert:

"Sec. 2. Minnesota Statutes 1974, 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 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.

For each of the taxable years beginning after December 31, 1970, 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 the date specified herein for the applicable taxable year, with the modifications specified in this section.

(i) The Internal Revenue Code of 1954, as amended through December 31, 1970, shall be in effect for taxable years beginning after December 31, 1970 and prior to January 1, 1973.

(ii) The Internal Revenue Code of 1954, as amended through December 31, 1972, shall be in effect for taxable years beginning after December 31, 1972.

(iii) The Internal Revenue Code of 1954, as amended through December 31, 1973, shall be in effect for taxable years beginning after December 31, 1973.

References to the Internal Revenue Code of 1954 in clauses (a), (b) and (c) following shall mean the code in effect for the purpose of defining gross income for the applicable taxable year.

(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;

(2) Interest income on obligations of any authority, commission, or instrumentality of the United States, which the laws of the United States exempt from federal income tax, but not from state income taxes;

(3) Income taxes imposed by this state or any other taxing jurisdiction, to the extent deductible in determining federal adjusted gross income and not credited against federal income tax;

(4) Interest on indebtedness incurred or continued to purchase or carry securities the income from which is exempt from tax under chapter 290, to the extent deductible in determining federal adjusted gross income;

(5) Amounts received as reimbursement for an expense of sickness or injury which was deducted in a prior taxable year to the extent that the deduction for such reimbursed expenditure resulted in a tax benefit;

(6) Losses which do not arise from events or transactions

which are assignable to Minnesota under the provisions of sections 290.17 to 290.20, including any capital loss or net operating loss carryforwards or carrybacks resulting from such losses, and including any such nonassignable losses which occur prior to the time the individual becomes a resident of the state of Minnesota;

(7) The amount of any federal income tax overpayment for any previous taxable year, received as refund or credited to another taxable year's income tax liability, proportionate to the percentage of federal income tax that was claimed as a deduction in determining Minnesota income tax for such previous taxable year.

The overpayment refund or credit, determined with respect to a husband and wife on a joint federal income tax return for a previous taxable year, shall be reported on joint or separate Minnesota income tax returns. In the case of separate Minnesota returns, the overpayment shall be reported by each spouse proportionately according to the relative amounts of federal income tax claimed as a deduction on his or her separate Minnesota income tax return for such previous taxable year;

(8) In the case of a change of residence 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) In the case of property disposed of on or after January 1, 1973, the amount of any increase in the taxpayer's federal tax liability under section 47 of the Internal Revenue Code of 1954, as amended through December 31, 1972, to the extent of the credit under section 38 of the Internal Revenue Code of 1954, as amended through December 31, 1972, that was previously allowed as a deduction either under section 290.01, subdivision 20 (b) (9) or under section 290.09, subdivision 24; and

(10) Expenses and losses arising from a farm which are not allowable under section 290.09, subdivision 29-;

*(11) Expenses and depreciation attributable to substandard buildings disallowed by section 1 of this act.*

(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;

*This modification shall not be applicable if the difference in basis is due to disallowance of depreciation pursuant to section 1 of this act;*

(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 which is excluded from gross income under the provisions of section 290.08, subdivision 6; and

(8) The amount of compensation for personal services in the armed forces of the United States or the United Nations which is excluded from gross income under the provisions of section 290.65; and

(9) In the case of property acquired on or after January 1, 1973, the amount of any credit to the taxpayer's federal tax liability under section 38 of the Internal Revenue Code of 1954, as amended through December 31, 1972.

(c) Modifications affecting shareholders of electing small business corporations under section 1372 of the Internal Revenue Code of 1954, 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, 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, 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 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, 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.

(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 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. 3. Minnesota Statutes 1974, Section 290.12, Subdivision 2, is amended to read:

Subd. 2. [ADJUSTMENTS.] In computing the amount of gain or loss under subdivision 1 proper adjustment shall be made for any expenditure, receipt, loss, or other item properly chargeable to capital account by the taxpayer during his ownership thereof,

and for the gain or any part thereof realized from the sale, exchange or involuntary conversion of a residence where, by reason of the provisions of section 290.13, such gain or any part thereof is not recognized. The basis shall be diminished by the amount of the deductions for exhaustion, wear and tear, obsolescence, amortization, depletion, and the allowance for amortization of bond premium if an election to amortize was made in accordance with section 290.09, subdivision 13, which could, during the period of his ownership thereof, have been deducted by the taxpayer under this chapter in respect of such property. *The basis shall also be diminished by the amount of depreciation relating to a standard building disallowed by section 1 of this act.* In addition, if the property was acquired before January 1, 1933, the basis, if other than the fair market value as of such date, shall be diminished by the amount of exhaustion, wear and tear, obsolescence, amortization, or depletion actually sustained before such date. In respect of any period since December 31, 1932, during which property was held by a person or an organization not subject to income taxation under this act, proper adjustment shall be made for exhaustion, wear and tear, obsolescence, amortization, and depletion of such property to the extent sustained. For the purpose of determining the amount of these adjustments the taxpayer who sells or otherwise disposes of property acquired by gift shall be treated as the owner thereof from the time it was acquired by the last preceding owner who did not acquire it by gift, and the taxpayer who sells or otherwise disposes of property acquired by gift through an inter vivos transfer in trust shall be treated as the owner from the time it was acquired by the grantor. The adjustments in case of a sale or other disposition of property received in a transaction of the kind specified in section 290.13, subdivision 1, and in the case of a transaction referred to in section 290.14, clause (6), shall include those which the taxpayer should have been required to make were he selling or otherwise disposing of the property exchanged, or sold, in any such transaction.

No adjustment shall be made:

(1) for taxes or other carrying charges described in section 290.10(10), or

(2) for expenditures described in section 290.09, subdivision 16 (relating to circulation expenditures), for which deductions have been taken by the taxpayer in determining taxable income for the taxable year or prior years."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, after "section" insert "; Sections 290.01, Subdivision 20; and 290.12, 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. 1581: A bill for an act relating to the legislature; regulating duties of the legislative audit commission and the legislative auditor; amending Minnesota Statutes 1974, Sections 3.97, Subdivision 5; and 3.971.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 18, after "cause" insert "*after notice and hearing*"

And when so amended the bill do pass. Pursuant to Joint Rule 20, the bill was re-referred to the Committee on Rules and Administration.

Mr. Davies from the Committee on Judiciary, to which was re-referred

H. F. No. 68: A bill for an act relating to public welfare; juveniles; guardian ad litem; amending Minnesota Statutes 1974, Section 260.155, Subdivision 4.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 8, after "[GUARDIAN AD LITEM.]" insert "(a)"

Page 1, line 14, strike "abuse,"

Page 1, after line 20, insert:

*"(b) The court may waive the appointment of a guardian ad litem pursuant to section 260.155, subdivision 4, clause (a), whenever counsel has been appointed pursuant to section 260.155, subdivision 2 or is retained otherwise, and the court is satisfied that the interests of the minor are protected.*

*(c) In appointing a guardian ad litem pursuant to section 260.155, subdivision 4, clause (a), if the court finds that it is not in the best interests of the child, the court shall not appoint the party, or any agent or employee thereof, filing a petition pursuant to section 260.131.*

Sec. 2. Minnesota Statutes 1974, section 260.251 is amended by adding a subdivision to read:

*Subd. 5. [GUARDIAN AD LITEM FEES.] In proceedings in which the court appoints a guardian ad litem pursuant to section 260.155, subdivision 4, clause (a), the court may inquire into the ability of the parents to pay for the guardian ad litem's services and, after giving the parents a reasonable opportunity to be heard, may order the parents to pay guardian fees."*

Amend the title as follows:

Page 1, line 2, after "juveniles;" insert "requiring the appointment of a "

Page 1, line 3, after "litem" insert "for certain proceedings"

Page 1, line 3, after the semicolon insert "providing for payment of guardian ad litem fees;"

Page 1, line 3, strike "Section" and insert "Sections 260.251, by adding a subdivision; and"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Finance, to which was re-referred

S. F. No. 135: A bill for an act relating to the operation of government; providing for aids to education, tax levies, and the distribution of tax revenues; changing the funding of adult education, special education, post-secondary vocational-technical education, and community school education to a current funding basis; establishing early childhood and family education programs and programs for high potential children; granting certain powers to school districts, the state board of education, and the state board for vocational education; providing state aid for extraordinary tax delinquency to Independent School District No. 272; providing penalties; appropriating money; amending Minnesota Statutes 1974, Sections 120.03, Subdivision 3; 120.17, Subdivision 1 and by adding a subdivision; 120.76; 120.80, Subdivision 1; 121.21, Subdivisions 2 and 6; 121.89; 123.80; 124.04; 124.11; 124.14, Subdivision 1 and by adding a subdivision; 124.17, Subdivisions 1, 2, and 2a; 124.18, Subdivision 2; 124.20; 124.212, Subdivisions 1, 2, 3a, 8a, 11, and by adding subdivisions; 124.222, Subdivisions 1, 3, and by adding a subdivision; 124.223; 124.26; 124.32, Subdivisions 1 and 5, and by adding a subdivision; 124.38, Subdivisions 4, 5, 7, and 8; 124.42, Subdivisions 1, 2, and 4; 124.43, Subdivisions 1, 2, 3, and 4; 124.45; 124.57; 128.04; 275.125, Subdivisions 3, 4, 5, 6, 7, and by adding subdivisions; 275.48; 475.54, Subdivision 2; Chapter 124, by adding sections; Laws 1967, Chapter 822, Section 7, as amended; Laws 1969, Chapters 775, Section 4, Subdivision 2, as amended; 1060, Section 7; Laws 1971, Chapter 722, Section 1; Laws 1973, Chapter 683, Section 26, Subdivision 17; Laws 1974, Chapter 521, Section 9; Laws 1975, Chapter 13, Section 110, Subdivision 1 and by adding a subdivision; Laws 1975, Chapter 13, Section 111; repealing Minnesota Statutes 1974, Sections 121.21, Subdivisions 5, 7, 9, and 10; 121.211; 124.212, Subdivisions 6a and 7a; 124.222, Subdivision 2; 124.475; 124.50; 124.801; 124.802; 124.803; 124.804; 124.805; 124.806; 275.125, Subdivision 2a; Laws 1919, Chapter 271; Laws 1951, Chapter 659; Laws 1969, Chapters 945, Section 3; and 1060, Section 8.

Reports the same back with the recommendation that the bill be amended as follows:

Pages 2 to 8, strike sections 3 to 7

Page 8, line 21, strike "levied in" and insert "certified in October of"

Page 9, line 6, strike "nearly equal" and insert "equally"

Page 9, strike section 9

Page 12, after line 5, insert:

"Sec. 4. Minnesota Statutes 1974, Section 3.9271, Subdivision 1, is amended to read:

3.9271 [EARLY CHILDHOOD IDENTIFICATION AND EDUCATION PROGRAMS.] Subdivision 1. For the ~~1974-75~~ 1975-76 and 1976-77 school year years, the council on quality education shall make grants to no fewer than six ten pilot early childhood identification and education programs. Early childhood identification and education programs are programs for children before kindergarten and below age six which may include the following: identification of potential barriers to learning, education of parents on child development, libraries of educational materials, family services, education for parenthood programs in secondary schools, in-center activity, home-based programs, and referral services.

Notwithstanding section 3.926, subdivision 2, every early childhood identification and education program proposal shall be submitted to the council on quality education not less than six weeks before the planned commencement of the program. These programs or grants shall be as equally distributed as possible among districts in cities of the first class, in suburbs, and outside the seven county metropolitan area. Each pilot program shall serve one elementary school attendance area in the local school district.

The council on quality education shall prescribe the form and manner of application and shall determine the participating pilot programs. In the determination of pilot programs, programs shall be given preference for their ability to coordinate their services with existing programs and other governmental agencies. The council on quality education shall report on the programs annually to the committees on education of the senate and house of representatives."

Page 12, line 18, after "services" insert " , either within the district or in another district,"

Page 12, line 21, after "4" strike the comma

Page 12, line 22, strike "either within the district or in another district"

Page 13, line 21, after the period insert "Notwithstanding subdivisions 6 and 7,"

Page 15, line 30, strike "56 to 59" and insert "50 to 53"

Page 16, line 31, strike "up"

Page 16, line 32, strike "to" and insert " , but not to exceed"

Page 16, line 32, after "\$5,000" insert a comma

Page 16, line 32, strike "each" and insert "one"

Page 16, line 32, strike "and" and insert "or"

Page 17, line 3, before "125" insert "the equivalent of"

Page 23, line 27, strike "early childhood"

Page 23, line 28, strike "*and family education programs and*"

Page 23, line 31, after "*of*" insert "*both*"

Page 24, strike line 32

Page 25, strike lines 1 to 14

Pages 26 and 27, strike section 25

Page 27, line 23, strike "*attendance*" and insert "*membership*"

Page 31, strike line 15

Page 31, line 16, strike "*by \$162*" and insert "*greater sum computed pursuant to Minnesota Statutes 1974, Section 124.212, Subdivision 7a, clause (2)*"

Page 32, line 1, after "*from*" strike "*\$890*" and insert "*\$950*"

Page 32, line 1, after "*to*" strike "*\$890*" and insert "*\$950*"

Page 38, line 11, strike "*up to*" and insert "*, but not to exceed*"

Page 38, line 11, after "*\$5000*" insert a comma

Page 40, line 5, strike "*60*" and insert "*70*"

Page 51, line 26, strike "*56 to 59*" and insert "*50 to 53*"

Page 51, line 28, strike "*post*" and insert "*past*"

Page 52, line 5, strike "*57 and 58*" and insert "*51 and 52*"

Page 58, line 1, strike "*\$4*" and insert "*\$6*"

Page 58, line 9, strike "*57*" and insert "*51*"

Page 59, line 27, strike "*56 to 59*" and insert "*50 to 53*"

Page 65, line 11, after "*of*" insert "*EARC*"

Page 71, line 13, strike "*Minnesota Statutes, Section 124.561, Subdivision 4*" and insert "*section 50, subdivision 4 of this act*"

Page 82, line 31, strike "*\$594,372,000*" and insert "*\$592,572,000*"

Page 82, line 31, strike "*\$634,722,000*" and insert "*\$632,822,000*"

Page 83, after line 31, insert:

*"(12) Council on quality education \$500,000 \$500,000  
This appropriation shall be used for funding ten early childhood  
identification and education programs pursuant to sections 3.9271  
to 3.9275. No more than \$15,000 may be expended each year for  
administration of these programs by the council on quality educa-  
tion and no more than \$15,000 may be expended each year for  
evaluation of these programs."*

Page 83, strike line 32

Page 84, strike line 1

Page 84, strike lines 19 and 20

Page 84, line 24, strike "15" and insert "14"

Page 84, line 29, strike "15" and insert "14"

Page 84, line 30, strike "16" and insert "15"

Page 85, line 2, strike "17" and insert "16"

Page 85, line 5, strike "18" and insert "17"

Page 85, line 8, strike "19" and insert "18"

Page 85, line 12, strike "20" and insert "19"

Page 85, line 16, strike "21" and insert "20"

Page 85, line 19, strike "21" and insert "20"

Page 85, line 24, strike "16" and insert "15"

Page 85, line 25, strike "21" and insert "20"

Page 85, line 30, strike "21" and insert "20"

Page 85, line 32, strike "21" and insert "20"

Renumber the sections accordingly

Further amend the title as follows:

Page 1, line 8, strike "establishing early childhood and family"

Page 1, strike line 9

Page 1, line 10, strike "children;"

Page 1, line 16, after "Sections" insert "3.9271, Subdivision 1;"

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

H. F. No. 79: A bill for an act regulating smoking at public places and in public meetings; providing a penalty.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 4, insert:

"Section 1. [CITATION.] Sections 1 to 7 may be cited as the Minnesota clean indoor air act."

Page 2, line 6, strike "where" and insert "in which"

Page 2, line 7, strike "where" and insert "and"

Page 2, line 9, strike "such" and insert "the"

Page 2, line 10, strike "in the case of" and insert "to"

Page 2, line 12, strike ", unless the close proximity of workers"

Page 2, line 13, strike "or the inadequacy of ventilation causes smoke pollution"

Page 2, line 16, strike "where" and insert "in which"

Page 2, line 25, strike "restaurant or"

Page 2, line 27, strike "restaurant or"

Page 2, line 28, after "entirety" insert a comma

Page 2, after line 29, insert:

"Sec. 6. [RESPONSIBILITIES OF PROPRIETORS.] The proprietor or other person in charge of a public place shall make reasonable efforts to prevent smoking in the public place by

(a) posting appropriate signs;

(b) arranging seating to provide a smoke-free area;

(c) asking smokers to refrain from smoking upon request of a client or employee suffering discomfort from the smoke; or

(d) any other means which may be appropriate."

Page 2, line 32, strike "such"

Page 2, line 32, strike "as are"

Page 3, line 1, strike "useful in carrying out" and insert "reasonable to implement"

Page 3, line 1, strike "purpose" and insert "provisions"

Page 3, after line 2, insert:

"The state board of health may, upon request, waive the provisions of this act if it determines there are compelling reasons to do so and a waiver will not significantly affect the health and comfort of nonsmokers."

Page 3, line 4, strike "3," and insert "4"

Page 3, line 5, before "State" insert "The"

Page 3, line 5, strike "and" and insert "board of health, a"

Page 3, line 5, strike "boards" and insert "board"

Page 3, line 6, after "health" insert a comma

Page 3, line 7, after "of" insert "section 6 of"

Page 3, strike lines 9 and 10

Renumber sections in sequence

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

H. F. No. 177: A bill for an act relating to public health; pro-

hibiting pay toilets and urinals in public places; providing a penalty; amending Minnesota Statutes 1974, Chapter 145, 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 the following appointment as reported in the Journal for April 14, 1975:

#### STATE BOARD OF EDUCATION

Daniel Burton

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. The motion prevailed.

Mr. Hughes from the Committee on Education, to which was referred the following appointment as reported in the Journal for April 10, 1975:

#### MINNESOTA HIGHER EDUCATION FACILITIES AUTHORITY

Robert Bonine

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. The motion prevailed.

Mr. Hughes from the Committee on Education, to which were referred the following appointments as reported in the Journal for January 16, 1975:

#### ADVISORY COMMISSION ON FLUCTUATING SCHOOL ENROLLMENTS

Jerome Daily  
Russel Parta  
Dr. Van Mueller  
Duane W. Kronke  
Mrs. Larry Lambert  
Erling O. Johnson

Mrs. Duane Ditlevson  
Robert Whaley  
Tom Lykins  
Char Mitau  
Mary Drenckhan

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. The motion prevailed.

Mr. Hughes from the Committee on Education, to which was re-referred

H. F. No. 80: A bill for an act relating to education; authorizing certain governing student associations of institutions of higher learning to expend money for the purpose of funding a legal counseling and services program.

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

H. F. No. 428: A bill for an act relating to education; teachers; providing time for consideration of contract; amending Minnesota Statutes 1974, Section 125.12, 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. Hughes from the Committee on Education, to which was referred

H. F. No. 1175: A bill for an act relating to education; school districts; data processing services; authorizing joint boards to hold title to property.

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

H. F. No. 562: A bill for an act relating to school districts; lowering the age of retired employees for whom a school board may purchase medical insurance; amending Minnesota Statutes 1974, Section 123.72.

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. 45: A bill for an act relating to taxation; exempting from sales and use tax certain sand and gravel; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 8, strike lines 14 through 17 and insert:

*“(x) The gross receipts from sales of and storage, use or consumption of all road building materials designed for inclusion in or construction of any public road be it township, municipal, county, state, or interstate.”*



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. 1554: A bill for an act relating to taxation; providing additional duties and powers for the state board of equalization; providing for tax equalization when one taxing jurisdiction includes two or more counties; amending Minnesota Statutes 1974, Section 270.12.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 19, after "*as the*" insert "*adjusted*"

Page 3, line 21, after "*total*" insert "*adjusted*"

Page 3, line 27, after "*year*" insert "*preceding the year*"

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. 669: A bill for an act relating to taxation; assessment and collection of personal property taxes on mobile homes; amending Minnesota Statutes 1974, Section 273.13, Subdivision 3; and Chapter 274, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 30, strike "*15*" and insert "*30*"

Page 2, line 31, strike "*1*" and insert "*15*"

Page 3, line 2, strike "*July*" and insert "*August*"

Page 3, line 5, strike "*August*" and insert "*September*"

Page 3, line 17, strike "*servicing copies of a petition for such*"

Page 3, strike lines 18 and 19

Page 3, line 20, strike "*service,*" and insert "*filing a petition for such determination*"

Page 3, line 21, strike "*last*" and insert "*first*"

Page 3, line 21, strike "*July*" and insert "*September*"

Page 3, line 29, strike "*July*" and insert "*August*"

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

H. F. No. 535: A bill for an act relating to the department of public welfare; eliminating the duty of the commissioner of public welfare to appoint directors of community mental health services; amending Minnesota Statutes 1974, Section 245.69.

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

H. F. No. 739: A bill for an act relating to the department of administration; powers of the commissioner; air navigation facilities; amending Minnesota Statutes 1974, Section 16.02, Subdivision 2a.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 17, strike the new language

Page 1, line 18, strike "aeronautics"

Page 1, line 18, after "or" insert "*the commissioner of aeronautics relating only to*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

H. F. No. 599: A bill for an act relating to health; practice of healing; increasing the annual registration fee; amending Minnesota Statutes 1974, Section 146.13.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 19, strike "of not to exceed"

Page 1, line 19, strike "\$25"

Page 1, line 19, strike ", the" and insert "*in an*"

Page 1, line 19, after "by" insert "*rule of*"

Page 2, line 25, strike everything before "the" and insert "*paid to the general fund.*"

Page 2, line 32, strike everything before the period and insert "*shall be paid from the appropriation made to the examining board*"

Page 2, after line 32, insert:

"Sec. 2. *This act shall be effective the day after final enactment except that the provisions relative to depositing fees in the general fund and the payment of expenses from appropriations shall be effective July 1, 1976.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

H. F. No. 774: A bill for an act relating to the city of Minneapolis; retirement for city officials and employees; retirement allowance, deferred compensation, combined service annuity, disability allowances; amending Minnesota Statutes 1974, Sections 422A.16, Subdivision 8, and by adding a subdivision; 422A.18, Subdivision 3; and 422A.25; repealing Minnesota Statutes 1974, Section 422A.18, Subdivision 6.

Reports the same back with the recommendation that the bill be amended as follows:

Pages 2 and 3, strike section 2

Renumber the sections

Amend the title as follows:

Page 1, lines 4 and 5, strike "combined service annuity,"

Page 1, lines 6 and 7, strike ", and by 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. Gearty from the Committee on Governmental Operations, to which was referred

H. F. No. 600: A bill for an act relating to public health; providing for representation of the state examining committee for physical therapists on the advisory committee on allied health manpower credentialing of the state board of health; amending Minnesota Statutes 1974, Section 145.865, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 8, insert:

"Section 1. Minnesota Statutes 1974, Section 144.571, is amended to read:

144.571 [ADVISORY COUNCIL.] An advisory ~~board~~ *council* of nine members shall be appointed in the following manner to make recommendations to the state board of health and to assist in the establishment of such rules, regulations, and standards and any amendments thereto. This ~~board~~ *council* shall consist of four members to be appointed annually from the membership of the Minnesota hospital association by the board of trustees thereof, one of said four members shall be the superintendent of a hospital operated by a county or other local governmental unit; one member representing homes for chronic or convalescent patients shall be appointed annually by the state board of health; and two members shall be doctors of medicine to be appointed annually

from the Minnesota state medical association by the council of the Minnesota state medical association. The commissioner of public welfare, or a person from the department of public welfare designated by him, shall be the eighth member of said advisory board *the council*, and the commissioner of public welfare shall designate the ninth member who will represent the Minnesota county welfare boards."

Page 1, line 20, strike "existing state"

Page 1, line 21, strike "health" and insert "*health-related*"

Page 1, line 21, after "boards" insert "*as defined in section 214.01, subdivision 2*"

Page 1, line 22, after the new comma insert "*the advisory council for hospital administrator's registration,*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, after "therapists" insert "and the advisory council for hospital administrator's registration"

Page 1, line 7, strike "Section" and insert "Sections 144.571; and"

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. 25: A bill for an act relating to housing; providing warranties on the sale of new housing upon the seller.

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. 1536: A bill for an act relating to crimes; permitting certain ticket sale service fees; amending Minnesota Statutes 1974, Section 609.805, by adding a subdivision.

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

H. F. No. 306: A bill for an act relating to children; requiring reports of maltreatment of minors to be filed by certain individuals; authorizing reports to be filed by citizens under certain circumstances; prescribing penalties for failing to report or falsifying reports; amending Minnesota Statutes 1974, Chapter 626, by adding a section; repealing Minnesota Statutes 1974, Section 626.554.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 2, strike "*for both*" and insert "*in appropriate cases*"

Page 2, line 3, strike "*the child and family*"

Page 2, line 13, after the period insert "*Nothing in this section shall be construed to mean that a child is neglected solely because the child's parent, guardian or other person responsible for his care in good faith selects and depends upon spiritual means or prayer for treatment or care of disease or remedial care of the child.*"

Page 2, line 15, after "*Any*" insert "*physical*"

Page 2, line 18, after "*Any*" insert "*physical*"

Page 2, line 19, after "*of*" strike "*the*"

Page 2, line 20, strike "*;* *or*" and insert a period

Page 2, strike lines 21 through 29

Page 2, line 30, strike "*(f)*" and insert "*(d)*"

Page 3, line 28, after "*damages*" and before the period insert "*set by the court or jury*"

Page 4, line 14, strike "*maltreatment*" and insert "*physical or sexual abuse*"

Page 5, line 4, strike "*commence a proceeding*" and insert "*seek authority*"

Page 5, line 5, strike "*pursuant to Minnesota Statutes 1974, Section 260.131,*"

Page 5, after line 9, insert:

*"Subd. 11. [RECORDS.] All records maintained by a local welfare agency under this section, including any written reports filed under subdivision 7, shall be private. The records shall be collected and maintained in accordance with the provisions of Minnesota Statutes, Sections 15.162 to 15.168, and an individual subject of a record shall have access to the record in accordance with those sections, except that the name of the reporter shall be disclosed only (a) by the local welfare agency if the report is found to be unsubstantiated or (b) by the local welfare agency upon court order if the report is found to be substantiated.*

*Records maintained by local welfare agencies under this section must be destroyed as follows:*

*(a) All records relating to reports which, upon investigation, are found to be unsubstantiated shall be destroyed immediately;*

*(b) All records relating to reports which, upon investigation, are found to be substantiated shall be destroyed 7 years after the date of the final entry in the case record; and*

*(c) All records of reports which, upon initial investigation, cannot be substantiated to the satisfaction of the local welfare agency may*

*be kept for a period of one year. If the local welfare agency is unable to substantiate the report within that period, all records relating to the report shall be destroyed immediately."*

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was re-referred

H. F. No. 481: A bill for an act relating to agriculture; regulating wholesale produce dealers by requiring licensing, bonding, and assurance of financial responsibility; removing requirement of publication of information concerning commercial feed, fertilizer, and soil conditioners; removing restrictions on unofficial grain inspection certificates; providing a penalty; amending Minnesota Statutes 1974, Sections 27.001; 27.01, Subdivisions 2, 5, and 8; 27.03; 27.04; 27.06; 27.19; and Chapter 27, by adding a section; repealing Minnesota Statutes 1974, Sections 17.724; 17B.19; and 25.45.

Reports the same back with the recommendation that the bill be amended as follows:

Page 4, lines 6 and 7, strike the new language

Page 6, line 27, strike "*or wool dealer*"

Page 8, lines 24 and 25, strike the new language

Page 11, line 17, strike "*gross*"

Page 11, line 27, after the period insert "*Each day a person violates any provisions of sections 27.01, to 27.15 and 27.19, or any rule or regulation published thereunder by the commissioner, shall constitute a separate offense.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

H. F. No. 483: A bill for an act relating to livestock; registration and publication of livestock brands or marks; amending Minnesota Statutes 1974, Sections 35.824; 35.826; 35.827; 35.828; 35.829; and 35.830; repealing Minnesota Statutes 1974, Section 35.823.

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

H. F. No. 1049: A bill for an act relating to highways; duties of the commissioner of highways; providing that the commissioner shall publish a highway map periodically; amending Minnesota Statutes 1974, Section 161.31, 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. Laufenburger from the Committee on Transportation and General Legislation, to which was re-referred

H. F. No. 153: A bill for an act relating to elections; prohibiting interference with candidacy; permitting public officials time off to attend meetings of their public offices; prohibiting retaliatory action by employers; amending Minnesota Statutes 1974, Section 211.10.

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

H. F. No. 556: 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 1974, Section 169.14, Subdivision 5, and 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

H. F. No. 1167: A bill for an act relating to motor vehicles; registration and taxation; authorizing the transfer of number plates issued to a vehicle used in driver education courses in public schools to another vehicle used for the same purposes; amending Minnesota Statutes 1971, Section 168.12, Subdivision 1, as amended.

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

H. F. No. 618: A bill for an act relating to securities; providing for the inclusion of commodity contracts in the definition of a security; providing an exemption from registration requirements for commodity contracts; amending Minnesota Statutes 1974, Sections 80A.14 and 80A.15, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, strike lines 10 to 32

Page 4, strike line 1

Page 4, line 2, strike "(g)" and reinstate "(e)"

Page 4, line 4, strike "(h)" and reinstate "(f)"

Page 4, line 6, strike "(i)" and reinstate "(g)"

Page 4, line 27, strike "(j)" and reinstate "(h)"

Page 5, after line 23, insert:

*"(i) "Investment metal" means any object which contains gold, silver or platinum, or any other metal which the commissioner may specify by rule upon a showing that such other metal is being purchased and sold by the public as an investment.*

*(j) "Investment gem" means any gem which the commissioner may specify by rule upon a showing that such gem is being purchased and sold by the public as an investment.*

*(k) "Investment metal contract" or "investment gem contract" means:*

*(i) a sale of an investment metal or investment gem in which the seller or an affiliate of the seller retains possession of the investment metal or investment gem; or*

*(ii) a contract of purchase or sale which provides for the future delivery of an investment metal or investment gem, or any option to purchase or option to sell such a contract; or*

*(iii) a sale of an investment metal or investment gem pursuant to a contract known to the trade as a margin account, margin contract, leverage account, or leverage contract.*

*"Investment metal contract" or "investment gem contract" shall not include:*

*(i) the sale of an investment metal or investment gem where the seller has reasonable grounds to believe that the investment metal or investment gem is being acquired for manufacturing, commercial or industrial purposes; or*

*(ii) the sale, or contract for the future purchase or sale, of jewelry, art objects or other manufactured or crafted goods other than bullion or bulk sales of coins; or*

*(iii) the sale of an investment metal or investment gem where full payment is made to the seller and delivery is made to the purchaser within twenty days of the date of purchase provided that a purchaser may designate a bank, savings institution, trust company, or licensed broker-dealer, within this state, to accept delivery on his behalf if such bank, savings institution, trust company or licensed broker-dealer maintains such investment metal or investment gem in safe-keeping and as the specifically identifiable property of the purchaser; or*

*(iv) any futures contracts traded on a commodities exchange registered under the Federal Commodity Futures Trading Commission Act of 1974."*

Page 5, line 24, strike "(k)" and insert "(l)"



Page 6, line 5, strike "(l)" and insert "(m)"

Page 6, line 7, strike "(m)" and insert "(n)"

Page 6, line 12, strike "(n)" and insert "(o)"

Page 6, line 19, strike "(o)" and insert "(p)"

Page 7, line 10, strike "(p)" and insert "(q)"

Page 7, line 15, after "contract;" strike "commodity" and insert "investment metal contract or investment gem"

Page 7, line 29, strike "(q)" and insert "(r)"

Pages 7 through 10, strike sections 2 and 3

Amend the title as follows:

Page 1, line 3, strike "commodity" and insert "investment metal contracts and investment gem"

Page 1, line 4, after "security;" strike "providing an exemption from"

Page 1, strike line 5

Page 1, line 6, strike "Sections" and insert "Section"

Page 1, line 7, strike "and 80A.15, Subdivision 1"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

H. F. No. 628: A bill for an act relating to Voyageurs National Park; establishing and empowering an advisory committee thereon.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 6, after "appoint" insert ", except for the legislative members,"

Page 1, line 9, after "county" insert ", two of whom shall be appointed to terms ending January 1, 1979, and two of whom shall be appointed to terms ending January 7, 1980"

Page 1, line 10, after "county" insert ", two of whom shall be appointed to terms ending January 7, 1980, and two of whom shall be appointed to terms ending January 1, 1979"

Page 1, line 12, after "counties" insert ", two of whom shall be appointed to terms ending January 1, 1979, and two of whom shall be appointed to terms ending January 7, 1980"

Page 1, line 13, after "senate" insert "to be appointed by the committee on committees"

Page 1, line 14, after "representatives" insert "to be appointed by the speaker of the house"

Page 1, line 17, after the period, strike the rest of the line and insert "Members shall be appointed so as to represent differing viewpoints and interest groups on the facilities included in and around the park."

Page 1, strike lines 18 to 22

Page 2, strike lines 1 to 4 and insert: "Legislator members shall serve for the term of the legislative office to which they were elected. Successor members to the non-legislator members shall serve until the first Monday in January four years after the end of the prior term. Members may serve until their successors are appointed and qualify. If a successor has not been appointed by the July 1 after the scheduled end of a member's term, the term of the member for whom a successor has not been appointed shall be extended until the first Monday in January four years after the scheduled end of the term."

Members of the committee shall be compensated at the rate of \$25 per day spent on committee activities plus expenses in the same manner and amount as state employees. Members who are full-time state employees or full-time employees of political subdivisions shall not receive the \$25 per day, but they shall suffer no loss in compensation from the state or political subdivision as a result of their services on the committee. Members who are state employees or employees of the political subdivisions of the state may receive the expenses provided for in this section unless such expenses are reimbursed by another source.

A member may be removed by the appointing authority at any time (1) for cause after notice and hearing, or (2) after missing three consecutive meetings. The chairman of the committee shall inform the appointing authority of a member missing the three consecutive meetings. After the second consecutive missed meeting and before the next meeting, the secretary of the committee shall notify the member in writing that he may be removed if he misses the next meeting."

Page 2, line 22, after "1975" insert "and shall expire June 30, 1983"

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. 439 for comparison to companion Senate Files, reports the following House File was found not identical with its companion Senate File as follows:

<b>CALENDAR OF</b>					
<b>GENERAL ORDERS</b>		<b>ORDINARY MATTERS</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
439	377				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 439 be amended as follows:

Page 3, delete lines 10 through 13 and insert the following:

*“(h) For the purposes of subparagraphs (e), (f) and (g) or paragraph (4), an individual is deaf if the average loss in the speech frequencies (500-2000 Hertz) in the better ear, unaided, is 92 decibels, American National Standards Institute, or worse.”*

And when so amended, H. F. No. 439 will be identical to S. F. No. 377 and further recommends that H. F. No. 439 be given its second reading and substituted for S. F. No. 377 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 1448 and 1527 for proper reference, recommends the above House Files be re-referred to their respective Committees as follows:

H. F. No. 1448 to the Committee on Governmental Operations.

H. F. No. 1527 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 were referred:

H. F. Nos. 1674, 1741 and 1743 for proper reference, recommends the above House Files be re-referred to their respective Committees as follows:

H. F. Nos. 1741 and 1743 to the Committee on Finance.

H. F. No. 1674 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. 1463, 1459, 1551, 854, 135, 45, 1554 and 1697 were read the second time.

### **SECOND READING OF HOUSE BILLS**

H. F. Nos. 511, 135, 251, 69, 409, 68, 79, 177, 80, 428, 1175, 562, 669, 535, 739, 599, 774, 600, 25, 1536, 306, 481, 1049, 153, 556, 618, 628 and 439 were read the second time.

### MOTIONS AND RESOLUTIONS

Mr. Chenoweth moved that H. F. No. 1513 be withdrawn from the Committee on Metropolitan and Urban Affairs and re-referred to the Committee on Rules and Administration for comparison to S. F. No. 1459, now on General Orders. The motion prevailed.

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved that the Senate take up the Senate Calendar. The motion prevailed.

### THIRD READING OF SENATE BILLS

S. F. No. 954: A bill for an act relating to elections; rearranging the laws regulating campaign practices and penalties; providing penalties; amending Laws 1975, Chapter 5, by adding a section; and Minnesota Statutes 1974, Sections 123.015; 290.09, Subdivision 2; and 290.21, Subdivision 3; repealing Minnesota Statutes 1974, Sections 210.01 to 210.22 and 211.01 to 211.41.

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 65 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	Nelson	Schaaf
Arnold	Davies	Keefe, S.	North	Schmitz
Ashbach	Doty	Kirchner	Ogdahl	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	Fitzsimons	Knutson	Olson, H. D.	Solon
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Spear
Blatz	Gearty	Larson	O'Neill	Stassen
Borden	Hansen, Mel	Laufenburger	Patton	Stokowski
Brataas	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Brown	Hughes	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Humphrey	Merriam	Pillsbury	Ueland
Chmielewski	Jensen	Milton	Purfeerst	Wegener
Coleman	Josefson	Moe	Renneke	Willet

Mr. Hansen, Baldy voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1004: A bill for an act relating to insurance; requiring insurers of employee group insurance policies or group non-profit health service plan contracts covering hospital and medical expense to coordinate benefits when two family members are covered under separate policies.

Was read the third time 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	Davies	Keefe, S.	Ogdahl	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Borden	Hansen, Mel	Lewis	Perpich, G.	Ueland
Brataas	Hanson, R.	McCutcheon	Pillsbury	Wegener
Brown	Hughes	Merriam	Purfeerst	Willet
Chenoweth	Humphrey	Milton	Renneke	
Chmielewski	Jensen	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	North	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 833: A bill for an act relating to agricultural lands; permitting gifts of agricultural lands to nonprofit educational, religious or charitable corporations and restricting the ownership thereof; amending Minnesota Statutes 1974, Section 500.25, 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 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Ogdahl	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Borden	Hansen, Mel	Lewis	Perpich, G.	Ueland
Brataas	Hanson, R.	McCutcheon	Pillsbury	Wegener
Brown	Hughes	Merriam	Purfeerst	Willet
Chenoweth	Humphrey	Milton	Renneke	
Chmielewski	Jensen	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	North	Schrom	

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS

H. F. No. 584: A bill for an act relating to retirement; miscellaneous amendments to the public employees retirement law; providing that workmen's compensation payments are not salary; venue in law suits to be Ramsey county; monthly benefits payable to a public body under certain circumstances; if spouse survives a deceased annuitant, annuity shall be paid through date of death and survivor benefits to commence with first day following date of death; disability benefits to be reduced by amounts paid under workmen's compensation law after deduction of attorney fees; amending Minnesota Statutes 1974, Sections 353.01,

Subdivisions 6, 10 and 24; 353.03, Subdivision 3, and by adding subdivisions; 353.08; 353.15; 353.29, Subdivisions 7 and 8; 353.31, Subdivision 8; 353.32, Subdivision 5; 353.33, Subdivisions 2, 5, and 7; 353.37; 353.46, Subdivision 3; 353.656, Subdivisions 1 and 2; 353.657, by adding a subdivision; 353.71, by adding a subdivision; and Chapter 353, by adding a section.

Was read the third time 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	Davies	Keefe, S.	Ogdahl	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Borden	Hansen, Mel	Lewis	Perpich, G.	Ueland
Brataas	Hanson, R.	McCutcheon	Pillsbury	Wegener
Brown	Hughes	Merriam	Purfeerst	Willet
Chenoweth	Humphrey	Milton	Renneke	
Chmielewski	Jensen	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	North	Schrom	

So the bill passed and its title was agreed to.

H. F. No. 911: A bill for an act relating to crimes; prohibiting removing, altering or obliterating identifying marks on property; providing penalties; amending Minnesota Statutes 1974, Section 609.52, 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 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Ogdahl	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Borden	Hansen, Mel	Lewis	Perpich, G.	Ueland
Brataas	Hanson, R.	McCutcheon	Pillsbury	Wegener
Brown	Hughes	Merriam	Purfeerst	Willet
Chenoweth	Humphrey	Milton	Renneke	
Chmielewski	Jensen	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	North	Schrom	

So the bill passed and its title was agreed to.

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved that the Senate take up the Calendar of Ordinary Matters. The motion prevailed.

### CALENDAR OF ORDINARY MATTERS

S. F. No. 1510: A bill for an act relating to Ramsey county; allowing the county board to set sheriff's fees within the county; amending Laws 1974, Chapter 435, Section 3.10.

Was read the third time 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	Conzemius	Josefson	Moe	Schmitz
Arnold	Davies	Keefe, J.	Nelson	Schrom
Ashbach	Doty	Keefe, S.	North	Sillers
Bang	Dunn	Kirchner	Olson, A. G.	Solon
Berg	Fitzsimons	Kleinbaum	Olson, J. L.	Spear
Bernhagen	Frederick	Knutson	O'Neill	Stassen
Blatz	Gearty	Kowalczyk	Patton	Stokowski
Borden	Hansen, Baldy	Larson	Perpich, A. J.	Stumpf
Brataas	Hansen, Mel	Laufenburger	Perpich, G.	Tennessee
Brown	Hanson, R.	Lewis	Pillsbury	Ueland
Chenoweth	Hughes	McCutcheon	Purfeerst	Willet
Chmielewski	Humphrey	Merriam	Renneke	
Coleman	Jensen	Milton	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 300: A bill for an act relating to the town of White Bear; authorizing the town to adopt the calendar year as its fiscal year.

Was read the third time 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	Conzemius	Josefson	Moe	Schrom
Arnold	Davies	Keefe, J.	Nelson	Sillers
Ashbach	Doty	Keefe, S.	North	Solon
Bang	Dunn	Kirchner	Olson, A. G.	Spear
Berg	Fitzsimons	Kleinbaum	Olson, J. L.	Stassen
Bernhagen	Frederick	Knutson	O'Neill	Stokowski
Blatz	Gearty	Kowalczyk	Patton	Stumpf
Borden	Hansen, Baldy	Larson	Perpich, A. J.	Tennessee
Brataas	Hansen, Mel	Laufenburger	Perpich, G.	Ueland
Brown	Hanson, R.	Lewis	Pillsbury	Wegner
Chenoweth	Hughes	McCutcheon	Purfeerst	Willet
Chmielewski	Humphrey	Merriam	Renneke	
Coleman	Jensen	Milton	Schmitz	

Mr. Schaaf voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 259: A bill for an act relating to real estate; restricting the filing and recording of certain conveyances; amending Minnesota Statutes 1974, Section 462.358, Subdivision 4.

Was read the third time 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	Schrom
Arnold	Doty	Keefe, S.	Olson, A. G.	Sillers
Ashbach	Dunn	Kirchner	Olson, H. D.	Solon
Bang	Fitzsimons	Kleinbaum	Olson, J. L.	Spear
Berg	Frederick	Knutson	O'Neill	Stassen
Bernhagen	Gearty	Kowalczyk	Patton	Stokowski
Borden	Hansen, Baldy	Larson	Perpich, A. J.	Stumpf
Brataas	Hansen, Mel	Laufenburger	Perpich, G.	Tennessee
Brown	Hanson, R.	Lewis	Pillsbury	Ueland
Chenoweth	Hughes	McCutcheon	Purfeerst	Wegener
Chmielewski	Humphrey	Merriam	Renneke	Willet
Coleman	Jensen	Moe	Schaaf	
Conzemius	Josefson	Nelson	Schmitz	

So the bill passed and its title was agreed to.

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved that the Senate resolve itself into a Committee of the Whole. The motion prevailed.

#### 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 the following:

S. F. Nos. 1404, 1114, 726, 469 and 1355 which the committee recommends to pass.

S. F. No. 1305, which the committee recommends to pass with the following amendment offered by Mr. Ueland:

Page 3, after line 11, insert:

"Sec. 2. *This act is effective the day following final enactment.*"

S. F. No. 633 which the committee recommends to pass with the following amendments offered by Messrs. Frederick and Gearty:

Mr. Frederick moved to amend S. F. No. 633 as follows:

Page 1, after line 5, insert the following:

"Section 1. Minnesota Statutes 1974, Section 291.03, is amended to read:



291.03 [RATES.] When the property or any beneficial interest therein passes by any such transfer where the amount of the property shall exceed in value the exemption or exemptions hereinafter specified, where applicable, the tax hereby imposed shall be:

(1) Where the person entitled to any beneficial interest in such property shall be the ~~widow~~ *surviving spouse*, minor or dependent child of the decedent, or any minor or dependent legally adopted child at the following prescribed rates:

1½ percent on that part of the first \$25,000 which exceeds the applicable exemption or exemptions specified in section 291.05, clauses (3) through (7).

2 percent on the next \$25,000 or part thereof.

3 percent on the next \$50,000 or part thereof.

4 percent on the next \$50,000 or part thereof.

5 percent on the next \$50,000 or part thereof.

6 percent on the next \$100,000 or part thereof.

7 percent on the next \$100,000 or part thereof.

8 percent on the next \$100,000 or part thereof.

9 percent on the next \$500,000 or part thereof.

10 percent on the excess over \$1,000,000.

(2) Where the person or persons entitled to any beneficial interest in such property shall be the ~~husband~~, adult child or other lineal descendant of the decedent, adult legally adopted child or issue, lineal ancestor of the decedent, stepchild as defined in section 291.005, or any child to whom such decedent for not less than ten years prior to such transfer stood in the mutually acknowledged relation of a parent; provided, such mutually acknowledged relationship began at or before the child's fifteenth birthday and was continuous for said ten years thereafter, or any lineal issue of such mutually acknowledged child, at the following prescribed rates:

2 percent on that part of the first \$25,000 which exceeds the applicable exemption or exemptions specified in section 291.05, clauses (3) through (7).

4 percent on the next \$25,000 or part thereof.

6 percent on the next \$50,000 or part thereof.

7 percent on the next \$100,000 or part thereof.

8 percent on the next \$200,000 or part thereof.

9 percent on the next \$600,000 or part thereof.

10 percent on the excess over \$1,000,000.

(3) Where the person or persons entitled to any beneficial interest in such property shall be the brother or sister or a des-

endant of a brother or sister of the decedent, a wife or widow of a son, or ~~the~~ a husband or *widower* of a daughter of the decedent, at the following prescribed rates:

6 percent on that part of the first \$25,000 which exceeds the applicable exemption or exemptions specified in section 291.05, clauses (3) through (7).

8 percent on the next \$25,000 or part thereof.

10 percent on the next \$50,000 or part thereof.

12 percent on the next \$50,000 or part thereof.

14 percent on the next \$50,000 or part thereof.

16 percent on the next \$100,000 or part thereof.

18 percent on the next \$100,000 or part thereof.

20 percent on the next \$100,000 or part thereof.

22 percent on the next \$500,000 or part thereof.

25 percent on the excess over \$1,000,000.

(4) Where the person or persons entitled to any beneficial interest in such property shall be in any other degree of collateral consanguinity than is hereinbefore stated, or shall be a stranger in blood to the decedent, or shall be a body politic or corporate, at the following prescribed rates:

8 percent on that part of the first \$25,000 which exceeds the applicable exemption or exemptions specified in Section 291.05, clauses (3) through (7).

10 percent on the next \$25,000 or part thereof.

12 percent on the next \$50,000 or part thereof.

14 percent on the next \$50,000 or part thereof.

16 percent on the next \$50,000 or part thereof.

18 percent on the next \$100,000 or part thereof.

20 percent on the next \$100,000 or part thereof.

22 percent on the next \$100,000 or part thereof.

26 percent on the next \$500,000 or part thereof.

30 percent on the excess over \$1,000,000."

Page 1, line 6, strike "Section 1." and insert "Sec. 2."

Page 5, after line 10, insert the following:

"Sec. 3. Minnesota Statutes 1974, Section 292.05, Subdivision 1, is amended to read:

292.05 [SPECIFIC EXEMPTIONS.] Subdivision 1. [PARTICULAR DONEES.] The following specific exemptions shall be deducted in computing the amount of the gifts made to any single donee:

(1) \$10,000, if the donee is the *wife spouse* or minor or dependent child as defined in section 291.005, either by blood or by adoption, of the donor;

(2) \$5,000, if the donee is ~~the husband~~, an adult child, by blood or by adoption, other lineal descendant, a stepchild as defined in section 291.005, or any mutually acknowledged child of the donor, or lineal descendants of such adopted or mutually acknowledged children;

(3) \$3,000, if the donee is a lineal ancestor of the donor;

(4) \$1,000, if the donee is a class C donee, as specified in section 292.07;

(5) \$250, if the donee is a class D donee, as specified in section 292.07.

Sec. 4. Minnesota Statutes 1974, Section 292.07, Subdivision 3, is amended to read:

Subd. 3. [CREDITS.] A tax credit shall be allowed, in computing gift taxes due under this act, to the following donees in the following amounts:

*Wife Spouse* of the donor . . . \$300

Minor child, dependent child as defined in section 291.005, or any minor legally adopted child of the donor . . . \$75

~~Husband~~, An adult child, by blood or by adoption, other lineal descendant, a stepchild as defined in section 291.005, or any mutually acknowledged child of the donor, or lineal descendants of such adopted, dependent or mutually acknowledged children or of a stepchild. . . . \$20

Lineal ancestors of the donor . . . \$60

Brother or sister of the donor, a descendant of such brother or sister, a *wife spouse* or *widow surviving spouse* of a ~~son~~ child of the donor; and ~~the husband of a daughter of the donor~~. . . \$30

Brother or sister of the father or mother of the donor, and a descendant of a brother or sister of the father or mother of the donor. . . \$40

All others . . . \$20

The credit provided by this subdivision shall be allowed once only with respect to gifts by the donor to the same donee, and shall apply only to offset tax which would otherwise be due on gifts made on or after January 1, 1959.

Sec. 5. Minnesota Statutes 1974, Section 292.07, Subdivision 5, is amended to read:

Subd. 5. [CLASSES OF DONEES DEFINED.] Class A donees shall include only the *wife spouse* and minor or dependent child, as defined in section 291.005, of the donor, and a minor or dependent legally adopted child of the donor. Class B donees shall include only the ~~husband of the donor~~, adult child, stepchild as

defined in section 291.005, or adult legally adopted child and the lineal issue of such stepchild or adopted child, lineal descendants and ancestors of the donor, any child of the donor to whom he or she has stood in the mutually acknowledged relation of parent for not less than ten years prior to the making of the gift if such relationship began at or before such child's fifteenth birthday and was continuous for ten years thereafter, and the lineal issue of such child. Class C donees shall include only a brother or sister of the donor, a descendant of such brother or sister ; ~~wife or widow of a son and a spouse or surviving spouse of a child~~ of the donor ; and the husband of a daughter of the donor . Class D donees shall include all donees other than those includible in the foregoing classes."

Renumber the sections in sequence

Further amend the title as follows:

Page 1, line 2, after "inheritance" insert "and gift"

Page 1, line 3, strike "exemptions;"

Page 1, line 4, strike the line and insert "Sections 291.03; 291.05; 292.05, Subdivision 1; and 292.07, Subdivisions 3 and 5."

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 33 and nays 22, as follows:

Those who voted in the affirmative were:

Ashbach	Davies	Jensen	North	Schmitz
Bang	Dunn	Josefson	Olson, H. D.	Spear
Berg	Fitzsimons	Keefe, J.	Olson, J. L.	Stassen
Bernhagen	Frederick	Kirchner	O'Neill	Stokowski
Blatz	Gearty	Knutson	Patton	Ueland
Borden	Hansen, Baldy	Kowalczyk	Pillsbury	
Brataas	Hansen, Mel	Larson	Renneke	

Those who voted in the negative were:

Anderson	Conzemius	McCutcheon	Purfeerst	Wegener
Arnold	Hughes	Merriam	Schaaf	Willet
Brown	Humphrey	Milton	Schrom	
Chmielewski	Kleinbaum	Perpich, A. J.	Solon	
Coleman	Laufenburger	Perpich, G.	Stumpf	

The motion prevailed. So the amendment was adopted.

Mr. Gearty moved to amend S. F. No. 633 as follows:

Page 5, after line 10, insert:

"Sec. 2. [EFFECTIVE DATE.] *This act is effective for estates of decedents dying after July 1, 1975.*"

The motion prevailed. So the amendment was adopted.

S. F. No. 990, which the committee recommends to pass, subject to the following motions:

Mr. Stokowski moved to amend S. F. No. 990 as follows:

Page 1, line 14, strike "recognized" and insert "recognizes"

Page 2, line 27, strike "Refunds shall be paid therefrom."

The motion prevailed. So the amendment was adopted.

Mr. Moe moved to amend S. F. No. 990 as follows:

Page 1, line 9, after "hazard" insert "and detrimental environmental effects"

Page 1, line 11, strike "that" and insert "the potential health"

Page 1, line 11, after "hazard" insert "and detrimental environmental effects"

Page 1, line 13, after "hazard" insert "and detrimental environmental effects"

Page 1, line 16, after "hazard" insert "and detrimental environmental effects"

Page 1, line 17, strike "that" and insert "the"

Page 1, line 17, after "hazard" insert "and the detrimental environmental effects"

The motion prevailed. So the amendment was adopted.

Mr. Nelson moved to amend S. F. No. 990 as follows:

Page 1, line 9, strike "potential"

Page 1, line 11, after "hazard" insert "and detrimental environmental effects"

Page 1, line 12, strike "imposing a fee on" and insert "preventing further"

Page 1, line 12, after "materials" insert "from being"

Page 1, strike line 13

Page 1, line 14, strike "the legislature also recognizes that" and insert "and to halt"

Page 1, line 15, strike "increases the"

Page 1, strike lines 16 and 17 and insert "at the earliest practicable date."

Pages 1 and 2, strike sections 2 through 4 and insert

"Sec. 2. On or before December 31, 1975, the governor of this state shall select a suitable on-land site to deposit the residual materials.

Sec. 3. No person shall deposit any residual materials attributable to the production of iron ore concentrate from taconite and iron ore sulphide into Lake Superior after July 1, 1978."

Renumber the remaining sections in sequence

Amend the title as follows:

Strike lines 2 through 4 and insert "relating to pollution; re-

quiring the governor to select an on-land deposit site; prohibiting deposit of residual materials into Lake Superior."

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 19 and nays 31, as follows:

Those who voted in the affirmative were:

Ashbach	Brown	Jensen	Kowalczyk	Perpich, A. J.
Bang	Fitzsimons	Josefson	Nelson	Stassen
Bernhagen	Frederick	Keefe, J.	Ogdahl	Ueland
Brataas	Hanson, R.	Knutson	O'Neill	

Those who voted in the negative were:

Anderson	Hansen, Baldy	Lewis	Perpich, G.	Stumpf
Arnold	Hansen, Mel	Merriam	Purfeerst	Wegener
Chenoweth	Hughes	Milton	Schaaf	Willet
Coleman	Humphrey	Moe	Schmitz	
Conzemius	Keefe, S.	North	Schrom	
Davies	Kleinbaum	Olhoft	Spear	
Doty	Laufenburger	Olson, A. G.	Stokowski	

The motion did not prevail. So the amendment was not adopted.

Mr. Stassen moved to amend S. F. No. 990 as follows:

Page 1, line 21, strike "50 cents" and insert "3 dollars"

Page 2, strike lines 1 to 6 and insert "two years after such person has been issued a permit by the state of Minnesota, to deposit materials on an on-land site."

The question being taken on the 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:

Ashbach	Dunn	Josefson	Ogdahl	Stassen
Bang	Fitzsimons	Keefe, J.	O'Neill	Ueland
Bernhagen	Frederick	Kirchner	Patton	
Blatz	Hansen, Mel	Knutson	Pillsbury	
Brataas	Hanson, R.	Kowalczyk	Renneke	
Brown	Jensen	Nelson	Sillers	

Those who voted in the negative were:

Anderson	Doty	Lewis	Olson, H. D.	Solon
Arnold	Gearty	Merriam	Perpich, A. J.	Spear
Chenoweth	Hansen, Baldy	Milton	Perpich, G.	Stokowski
Chmielewski	Humphrey	Moe	Purfeerst	Stumpf
Coleman	Keefe, S.	North	Schaaf	Tennessee
Conzemius	Kleinbaum	Olhoft	Schmitz	Wegener
Davies	Laufenburger	Olson, A. G.	Schrom	Willet

The motion did not prevail. So the amendment was not adopted.

The question being taken on the committee recommendation to pass S. F. No. 990,

And the roll being called, there were yeas 37 and nays 26, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Olson, A. G.	Stokowski
Arnold	Dunn	Kleinbaum	Olson, H. D.	Stumpf
Borden	Gearty	Lewis	Patton	Tennessee
Brown	Hansen, Mel	Merriam	Purfeerst	Wegener
Chenoweth	Humphrey	Milton	Schaaf	Willet
Coleman	Josefson	Moe	Schmitz	
Conzemius	Keefe, J.	North	Schrom	
Davies	Keefe, S.	Olhoft	Spear	

Those who voted in the negative were:

Ashbach	Chmielewski	Kowalczyk	Perpich, A. J.	Stassen
Bang	Fitzsimons	Larson	Perpich, G.	Ueland
Berg	Frederick	Laufenburger	Pillsbury	
Bernhagen	Hansen, Baldy	Nelson	Renneke	
Blatz	Jensen	Ogdahl	Sillers	
Brataas	Knutson	O'Neill	Solon	

So the committee recommended S. F. No. 990 to pass.

### RECESS

Mr. Coleman moved that the committee do now recess until 1:45 o'clock p.m. The motion prevailed.

The hour of 1:45 o'clock p.m. having arrived, the Chairman called the committee to order.

S. F. No. 276, which the committee recommends to pass, after the following motions:

Mr. Berg moved to amend S. F. No. 276 as follows:

Page 1, after line 8, insert:

"Section 1. Minnesota Statutes 1974, Section 10A.01, Subdivision 3, is amended to read:

Subd. 3. "Association" means business, corporation, firm, partnership, committee, labor organization, club, or any other group of two or more persons, which includes more than an immediate family, acting in concert *other than a political fund.*"

Page 1, line 12, strike the words "an association other than a"

Page 1, line 13, strike the words "political committee" and insert "*a political party or principal campaign committee*"

Page 1, strike Sec. 2 and insert:

"Sec. 2. Minnesota Statutes 1974, Section 10A.01, Subdivision 7, is amended to read:

Subd. 7. "Contribution" means:

(a) A gift, subscription, loan, advance, the providing of supplies, materials or equipment, or deposit of money or anything else of value made to influence the nomination for election or election of a candidate to office;

(b) A transfer of funds between ~~political committee or~~ political funds; or

(c) The payment of compensation for the personal services of another person which are rendered to a candidate, ~~political committee~~ or political fund to influence the nomination for election or election of a candidate to office by any person other than that candidate; ~~political committee~~ or political fund.

"Contribution" does not include services provided without compensation by individuals volunteering their time on behalf of a candidate; ~~or political committee or political fund~~, or coverage by news media, but only while acting in the ordinary course of business of publishing or broadcasting news items, editorials or other comments.

Sec. 3. Minnesota Statutes 1974, Section 10A.01, Subdivision 10, is amended to read:

Subd. 10. "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 candidate to office; or

(b) A transfer of funds between ~~political committees or political funds~~.

"Expenditure" does not include: (a) Services provided without compensation by individuals volunteering their time on behalf of a candidate, ~~political committee~~ or political fund; or (b) expenses incurred by a member of the legislature or a person holding constitutional office in the executive branch, in performing services for constituents. The commission shall have the power to determine whether the expense was incurred primarily for the purpose of providing a constituent service or is an expenditure within the meaning of this subdivision.

Sec. 4. Minnesota Statutes 1974, Section 10A.11, Subdivision 6, is amended to read:

Subd. 6. Except for transfers of funds between ~~political committees funds~~ and transfers from the state election campaign funds, a ~~political committee fund~~ shall be financed solely through voluntary donations by natural persons or political funds.

Sec. 5. Minnesota Statutes 1974, Section 10A.13, is amended to read:

10A.13 [ACCOUNTS WHICH MUST BE KEPT.] Subdivision 1. It shall be the duty of the treasurer of a ~~political committee or political fund~~ to keep an account of:

(a) The sum of all contributions except any contribution in kind valued at less than \$20 made to or for the ~~political committee or political fund~~;

(b) The name and address, if any, of any person making a contribution in excess of \$20, and the date and amount thereof; and

(c) All expenditures made by or on behalf of the ~~committee or fund~~.

Any person who knowingly violates any provision of this subdivision is guilty of a misdemeanor,



Subd. 2. The treasurer shall obtain a receipted bill, stating the particulars, for every expenditure made by or on behalf of a ~~political committee or~~ political fund of over \$100, and for any expenditure in a lesser amount if the aggregate amount of lesser expenditures to the same person during a year exceeds \$100. The treasurer shall preserve all receipted bills and accounts required to be kept by this section for four years.

Sec. 6. Minnesota Statutes 1974, Section 10A.14, is amended to read:

10A.14 [REGISTRATION OF POLITICAL COMMITTEES.]  
Subdivision 1. The treasurer of a ~~political committee or~~ political fund shall register with the commission by filing a statement of organization no later than 14 days after the date upon which the ~~committee or~~ fund has received contributions or made expenditures in excess of \$100. However, in the first year of Laws 1974, Chapter 470, treasurers shall file within 30 days after the commission issues ~~political committee or~~ political fund registration forms.

Subd. 2. The statement of organization shall include:

(a) The name and address of the ~~political committee or~~ political fund;

~~(b) The names and addresses of the supporting associations of a political fund;~~

~~(c) (b) The geographic area in which it will operate and the purpose of the political committee or political fund;~~

~~(d) (c) The name, address and position of the custodian of books and accounts;~~

~~(e) (d) The name and address of the chairman, the treasurer and any other principal officers including deputy treasurers, if any;~~

~~(f) (e) The name, address, office sought, and party affiliation, if any, of each candidate whom the committee or political fund is supporting, or, if the committee or political fund is supporting the entire ticket of any party, the name of the party;~~

~~(g) (f) A statement as to whether the committee or political fund is a continuing one;~~

~~(h) (g) A listing of all depositories or safety deposit boxes used; and~~

~~(i) (h) A statement as to whether the fund is a principal campaign committee.~~

Subd. 3. Any change in information required in subdivision 2 shall be forwarded to the commission by the chairman or treasurer of the ~~political committee or~~ political fund within 14 days of the change.

Subd. 4. The commission shall notify any person who fails to file a statement required by this section. A person who knowingly fails to file the statement within seven days after receiving notice from the commission is guilty of a gross misdemeanor.

Sec. 7. Minnesota Statutes 1974, Section 10A.15, is amended to read:

10A.15 [CONTRIBUTIONS.] Subdivision 1. Any anonymous contribution in excess of \$20 shall not be retained by any ~~political committee or~~ political fund, but shall be forwarded to the commission and deposited to the general account of the state elections campaign fund.

Subd. 2. Every person who receives a contribution in excess of \$20 for a ~~political committee or~~ political fund shall, on demand of the treasurer, and in any event within 14 days after receipt of the contribution, inform the treasurer of the amount, the name and, if known, the address of the person making the contribution and the date it was received.

Subd. 3. All monetary contributions received by or on behalf of any candidate or ~~political committee or~~ political fund shall within 14 days after the receipt thereof, Sundays and holidays excepted, be deposited in a designated depository in an account designated "Campaign Fund of . . . . . (name of ~~committee or~~ fund)."

Subd. 4. Any person violating the provisions of this section is guilty of a misdemeanor.

Sec. 8. Minnesota Statutes 1974, Section 10A.16, is amended to read:

10A.16 [EARMARKING.] Any person, ~~political committee or~~ political fund which receives contributions or transfers of funds from any person or association with the condition, express or implied, that those funds or any part of them be directed to a particular candidate shall disclose to the ultimate recipient of such funds and in the reports required by section 10A.20, the original source of the funds, the fact that the funds were earmarked and the candidate to whom they are directed. The ultimate recipient of any funds so earmarked shall also disclose by report to the commission the original source of the funds, and the person, ~~political committee or~~ political fund through which they were directed. This section applies only to those contributions required to be disclosed by section 10A.20. Any person or association who knowingly accepts earmarked funds and fails to make the required disclosures is guilty of a gross misdemeanor.

Sec. 9. Minnesota Statutes 1974, Section 10A.17, Subdivision 1, is amended to read:

10A.17 [EXPENDITURES.] Subdivision 1. All expenditures shall be authorized by the treasurer or deputy treasurer of the ~~committee or~~ fund making that expenditure.

Sec. 10. Minnesota Statutes 1974, Section 10A.17, Subdivision 5, is amended to read:

Subd. 5. Any ~~political committee,~~ political fund or person who solicits or accepts contributions or makes expenditures on behalf of any candidate without the written authorization of the candidate shall publicly disclose its lack of authorization. In all written communications with those from whom it solicits or accepts

contributions or to whom it makes expenditures, the ~~committee~~, fund or person shall state in writing and in conspicuous type that it is not authorized by the candidate and that the candidate is not responsible for its activities. A similar oral statement shall be included in all oral communications. A similar written statement shall be included in conspicuous type on the front page of all literature and advertisements published or posted and a similar oral statement included at the end of all broadcast advertisements by ~~committee~~, fund, or person in connection with the candidate's campaign.

Sec. 11. Minnesota Statutes 1974, Section 10A.18, is amended to read:

10A.18 [BILLS WHEN RENDERED AND PAID.] Every person who has a bill, charge or claim against any ~~political committee~~ or political fund for any expenditure shall render in writing to the treasurer of the ~~committee~~ or fund the bill, charge or claim within 60 days after the material or service is provided. Failure to so present the bill, charge or claim is a misdemeanor.

Sec. 12. Minnesota Statutes 1974, Section 10A.20, Subdivision 1, is amended to read:

10A.20 [CAMPAIGN REPORTS.] Subdivision 1. Every treasurer of a ~~political committee~~ or political fund shall file the reports required by this section in any year it receives contributions or makes expenditures in excess of \$100.

Sec. 13. Minnesota Statutes 1974, Section 10A.20, Subdivision 3, is amended to read:

Subd. 3. Each report under this section shall disclose:

(a) The amount of liquid assets on hand at the beginning of the reporting period;

(b) The name, address and employer, or, if self-employed, occupation of each person; ~~political committee~~ or political fund who has made one or more contributions to or for the ~~political committee~~ or political fund including the purchase of tickets for dinners, luncheons, rallies, and similar fund raising events within the year in an aggregate amount or value in excess of \$50 for legislative candidates and in excess of \$100 for statewide candidates, together with the amount and date of the contributions, and the aggregate amount of contributions within the year of each contributor so disclosed. The lists of contributors shall be in alphabetical order;

(c) The total sum of individual contributions made to or for the ~~political committee~~ or political fund during the reporting period and not reported under clause (b);

(d) The name and address of each ~~political committee~~, political fund or candidate from which the reporting ~~committee~~ or fund received, or to which that ~~committee fund~~ 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 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) Each receipt in excess of \$100 not otherwise listed under clauses (b) to (e);

(g) The total sum of all receipts by or for the ~~political committee or~~ political fund during the reporting period;

(h) The name, address, occupation and the principal place of business, if any, of each person to whom expenditures have been made by the ~~political committee or~~ political fund or on its behalf within the year in an aggregate amount in excess of \$100, the amount, date and purpose of each expenditure and the name and address of, and office sought by, each candidate on whose behalf the expenditure was made;

(i) The sum of individual expenditures which is not otherwise reported under clause (h);

(j) The name, address, occupation and the principal place of business, if any, of each person to whom an expenditure for personal services, salaries, and reimbursable expenses in excess of \$100 has been made, and which is not otherwise reported, including the amount, date and purpose of the expenditure;

(k) The sum of individual expenditures for personal services, salaries and reimbursable expense which is not otherwise reported under (j);

(l) The total expenditures made by the ~~political committee or~~ political fund during the reporting period;

(m) The amount and nature of debts and obligations owed by or to the ~~political committee or~~ political fund, and a continuous reporting of their debts and obligations after the election until the debts and obligations are extinguished;

(n) The amount and nature of any contract, promise or agreement, in writing, whether or not legally enforceable, to make a contribution or expenditure;

(o) The name of each person, ~~committee or~~ political fund, which has been authorized by the treasurer to make expenditures on behalf of the candidate and the nature and amount of each authorized expenditure.

Sec. 14. Minnesota Statutes 1974, Section 10A.20, Subdivision 6, is amended to read:

Subd. 6. Every person, other than a ~~political committee or~~ political fund, who makes expenditures, other than by contribution to a ~~political committee or~~ political fund, in an aggregate amount in excess of \$100 within a year shall file with the commission a statement containing the information required of a ~~political committee,~~ political fund or candidate. Statements required by this subdivision shall be filed on the dates on which reports by committees are filed.

Sec. 15. Minnesota Statutes 1974, Section 10A.20, Subdivision 7, is amended to read:

Subd. 7. If no contribution is received or expenditure made by or on behalf of a candidate, ~~or political fund or political committee~~ during a reporting period, the treasurer of the ~~committee or fund~~ shall file with the commission at the time required by this section a statement to that effect.

Sec. 16. Minnesota Statutes 1974, Section 10A.20, Subdivision 10, is amended to read:

Subd. 10. A ~~political committee or~~ a political fund or any of its members or contributors shall have standing to seek an exemption. All applications by associations for exemption shall be treated as contested cases within the meaning of chapter 15. The commission by rule shall establish a procedure so that any individual seeking an exemption may proceed anonymously if he would be exposed to the reprisals listed in subdivision 9 were he to reveal his identity for the purposes of the hearing.

Sec. 17. Minnesota Statutes 1974, Section 10A.22, Subdivision 1, is amended to read:

10A.22 [REQUIREMENTS RESPECTING REPORTS AND STATEMENTS.] Subdivision 1. A report or statement required by sections 10A.11 to 10A.34 to be filed by a treasurer of a ~~political committee or~~ political fund, or by any other person, shall be signed and certified as true by the person required to file the report. Any person who signs and certifies to be true a report or statement which he knows contains false information or who knowingly omits required information is guilty of a felony.

Sec. 18. Minnesota Statutes 1974, Section 10A.22, Subdivision 5, is amended to read:

Subd. 5. A ~~political committee or~~ political fund making an expenditure, other than a transfer of funds, for or on behalf of more than one candidate for state or legislative office shall allocate the expenditure among the candidates on a reasonable cost basis and report this allocation for each candidate. The treasurer shall retain for audit any documents supporting the allocation.

Sec. 19. Minnesota Statutes 1974, Section 10A.22, Subdivision 7, is amended to read:

Subd. 7. The treasurer of a ~~political committee or~~ political fund shall not accept a contribution of more than \$100 from a ~~political committee or~~ political fund not registered in this state unless the contribution is accompanied by a written statement which meets the disclosure requirements imposed by section 10A.20. This statement shall be certified as true and correct by an officer of the contributing ~~committee or~~ political fund. The provisions of this subdivision shall not apply when the national affiliate of any political party in this state transfers money to its state affiliate and that money is expended by the state 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 mentions three or more candidates.

Sec. 20. Minnesota Statutes 1974, Section 10A.24, is amended to read:

10A.24 [DISSOLUTION OR TERMINATION.] No political ~~committee or~~ political fund 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 and a statement as to the disposition of any residual funds.

Sec. 21. Minnesota Statutes 1974, Section 10A.25, Subdivision 2, is amended to read:

Subd. 2. In a year in which a candidate stands for election no expenditures shall be made and no obligations to make expenditures shall be incurred by a candidate or by a ~~political committee,~~ political fund or individual which makes expenditures with the authorization, express or implied, and under the control, direct or indirect, of the candidate or his agents which results in the aggregate expenditure on behalf of the candidate of an amount in excess of the following amounts:

(a) For governor and lieutenant governor, running jointly, 12½ cents per capita or \$600,000, whichever is greater;

(b) For attorney general, 2½ cents per capita or \$100,000, whichever is greater;

(c) For secretary of state, state treasurer and state auditor, separately, 1¼ cents per capita or \$50,000, whichever is greater;

(d) For state senator, 20 cents per capita or \$15,000, whichever is greater;

(e) For state representative, 20 cents per capita or \$7,500, whichever is greater.

Sec. 22. Minnesota Statutes 1974, Section 10A.25, Subdivision 6, is amended to read:

Subd. 6. In a year in which a candidate does not stand for election, no expenditures shall be made and no obligations to make expenditures shall be incurred by a candidate or by a ~~political committee,~~ political fund or individual which makes expenditures with the authorization, express or implied, and under the control, direct or indirect, of the candidate or his agents which shall result in the aggregate expenditure on behalf of the candidate in that year of an amount in excess of 20 percent of the amount of the aggregate expenditure permitted by subdivision 2. Expenditures permitted by this subdivision shall be in addition to expenditures permitted by subdivision 2.

Sec. 23. Minnesota Statutes 1974, Section 10A.26, is amended to read:

10A.26 [TRANSFERS OF FUNDS EXCEPTED.] Any transfer of funds or anything of pecuniary value from any ~~political committee,~~ political fund or political party to a principal campaign com-

mittee of a candidate shall not be considered to be an expenditure of funds on behalf of the candidate by the ~~political committee~~, political fund or political party, but shall be reported as required by Laws 1974, Chapter 470.

Sec. 24. Minnesota Statutes 1974, Section 10A.27, Subdivision 1, is amended to read:

10A.27 [ADDITIONAL LIMITATIONS.] Subdivision 1. No ~~political committee~~, political fund, or individual, except a political party or the principal campaign committee of a candidate shall make expenditures on behalf or in opposition to the opponent of a candidate, or transfer funds to the principal campaign committee of a 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 10A.25.

Sec. 25. *Minnesota Statutes 1974, Sections 10A.01, Subdivision 15; and 10A.12 are repealed.* ”

Renumber the sections in sequence

Amend the title as follows:

Line 3, after “funds” strike “from”

Line 4, strike “dues or membership fees.”

Strike lines 5, 6 and 7 and insert:

“amending Minnesota Statutes 1974, Sections 10A.01, Subdivisions 3, 7, 10 and 16; 10A.11, Subdivision 6; 10A.13; 10A.14; 10A.15; 10A.16; 10A.17, Subdivisions 1 and 5; 10A.18; 10A.20, Subdivisions 1, 3, 6, 7 and 10; 10A.22, Subdivisions 1, 5 and 7; 10A.24; 10A.25, Subdivisions 2 and 6; 10A.26; 10A.27, Subdivision 1; repealing Minnesota Statutes 1974, Sections 10A.01, Subdivision 15 and 10A.12.”

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 25 and nays 35, as follows:

Those who voted in the affirmative were:

Bang	Dunn	Keefe, J.	Olhoft	Pillsbury
Berg	Fitzsimons	Kirchner	Olson, H. D.	Renneke
Bernhagen	Frederick	Knutson	Olson, J. L.	Sillers
Brataas	Hanson, R.	Kowalczyk	O'Neill	Stassen
Brown	Josefson	Nelson	Patton	Ueland

Those who voted in the negative were:

Arnold	Doty	Keefe, S.	Moe	Schrom
Blatz	Gearty	Kleinbaum	North	Spear
Borden	Hansen, Baldy	Laufenburger	Olson, A. G.	Stokowski
Chenoweth	Hansen, Mel	Lewis	Perpich, G.	Stumpf
Coleman	Hughes	McCutcheon	Purfeerst	Tennessee
Conzemius	Humphrey	Merriam	Schaaf	Wegener
Davies	Jensen	Milton	Schmitz	Willet

The motion did not prevail. So the amendment was not adopted.

Mr. Milton moved to amend S. F. No. 276 as follows:

Page 1, after line 15, insert:

“Sec. 2. Minnesota Statutes 1974, Section 10A.31, Subdivision 1, is amended to read:

10A.31 [DESIGNATION OF INCOME TAX PAYMENTS.] Subdivision 1. Effective with the taxable years beginning after December 31, ~~1973~~ 1974, every individual whose income tax liability after personal credit for the taxable year is \$1 or more who files a tax return and either has a tax liability or receives credits which eliminate any liability may designate that \$1 5 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 5 shall be paid.

Sec. 3. Minnesota Statutes 1974, Section 10A.31, Subdivision 2, is amended to read:

Subd. 2. The taxpayer individual may designate that the \$1 5 be paid into the account of a political party or into the general account.

Sec. 4. Minnesota Statutes 1974, Section 10A.31, Subdivision 3, is amended to read:

Subd. 3. The commissioner of the department of revenue shall on the first page of the income tax form notify the taxpayer individual of his right to allocate \$1 5 of his taxes (\$2 10 if filing a joint return) to finance the election campaigns of state candidates. The form shall also contain language prepared by the commissioner which permits the taxpayer individual to direct the state to allocate the \$1 5 (or \$2 10 if filing a joint return) to one of the following: (i) the major political parties; (ii) the name of any minor political party provided that if a petition is filed to qualify as a minor political party it be filed by June 1 of that taxable year; and (iii) distribution to all qualifying candidates as provided by this section.”

Page 1, after line 17, insert: “Sec. 4. [EFFECTIVE DATE.] This act shall be effective on January 1, 1977.”

Amend the title as follows:

Page 1, line 4, after the semicolon, insert “designation of income tax payments;”

Page 1, line 5, strike “Section” and insert “Sections”

Page 1, line 6, after “16;” insert “10A.31, Subdivisions 1, 2, and 3;”

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 13 and nays 46, as follows:

Those who voted in the affirmative were:

Anderson	Keefe, S.	Merriam	Schaaf	Stumpf
Chenoweth	Kleinbaum	Milton	Schmitz	
Keefe, J.	Lewis	North	Spear	



Those who voted in the negative were:

Arnold	Davies	Jensen	Olson, J. L.	Solon
Ashbach	Doty	Kirchner	O'Neill	Stassen
Bang	Dunn	Knutson	Patton	Stokowski
Berg	Fitzsimons	Kowalczyk	Perpich, A. J.	Tennessee
Bernhagen	Frederick	Laufenburger	Perpich, G.	Ueland
Blatz	Hansen, Baldy	McCutcheon	Pillsbury	Willet
Brataas	Hansen, Mel	Ogdahl	Purfeerst	
Brown	Hanson, R.	Olhoft	Renneke	
Coleman	Hughes	Olson, A. G.	Schrom	
Conzemius	Humphrey	Olson, H. D.	Sillers	

The motion did not prevail. So the amendment was not adopted.

Mr. Coleman moved to amend S. F. No. 276 as follows:

Page 1, strike section 2 and insert:

"Sec. 2. Minnesota Statutes 1974, Section 10A.12, Subdivision 5 is amended to read:

Subd. 5. Notwithstanding subdivision 1, any association may, if ~~not prohibited by law, transfer to its political fund money from that part of its treasury financed by dues or membership fees collect with its dues or membership fees an additional sum for allocation to the association's political fund provided that any member from whom such sum is collected shall specifically authorize the collection for allocation to the association's political fund. The authorization by the member shall be made for a specific amount of money to be collected in a calendar year and shall be made in advance of the collection. The authorization form shall clearly state the purpose of the collection. All money authorized to be collected pursuant to the authorization provided in this subdivision shall be transferred to the political fund in accordance with the authorization. Nothing in this subdivision shall be construed to prevent any association from communicating with its membership. Pursuant to section 10A.20, the source of the dues or membership fees must be disclosed if an aggregate amount in excess of \$50 of any member's dues, membership fees and voluntary contributions are transferred to the political fund within one year.~~

Sec. 2. *This act shall take effect on January 1, 1976.*"

Amend the title by striking it and inserting:

"A bill for an act relating to elections; prohibiting unions and other associations from contributing funds from dues or membership fees to political campaigns; amending Minnesota Statutes 1974, Sections 10A.01, Subdivision 16; and 10A.12, Subdivision 5."

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 33 and nays 33, as follows:

Those who voted in the affirmative were:

Anderson	Hansen, Baldy	McCutcheon	Perpich, A. J.	Stokowski
Borden	Hughes	Merriam	Purfeerst	Stumpf
Chenoweth	Humphrey	Milton	Schaaf	Tennessee
Coleman	Keefe, S.	Moe	Schmitz	Wegener
Davies	Kleinbaum	North	Schrom	Willet
Doty	Laufenburger	Olhoft	Solon	
Gearty	Lewis	Olson, A. G.	Spear	

Those who voted in the negative were:

Arnold	Brown	Jensen	Nelson	Pillsbury
Ashbach	Conzemius	Josefson	Ogdahl	Renneke
Bang	Dunn	Keefe, J.	Olson, H. D.	Sillers
Berg	Fitzsimons	Kirchner	Olson, J. L.	Stassen
Bernhagen	Frederick	Knutson	O'Neill	Ueland
Blatz	Hansen, Mel	Kowalczyk	Patton	
Brataas	Hanson, R.	Larson	Perpich, G.	

The motion did not prevail. So the amendment was not adopted.

Mr. Tennessen moved to amend S. F. No. 276 as follows:

Page 1, after line 15, insert a new Section 2 to read:

*"Sec. 2. If this act is construed so as to prohibit any association which would have been subject to Minnesota Statutes, 1974, Section 10A.12, Subdivision 5, from using funds generated by dues or membership fees for the purpose of communicating with its members to inform them of its position on matters of public concern then it shall also be construed to prohibit the news media from reporting on or taking editorial positions on those matters of public concern."*

Renumber the remaining section

Further, amend the title as follows:

Page 1, line 4, after "campaigns;" insert "imposing restrictions on the news media in the event of a certain construction of this act;"

The motion did not prevail. So the amendment was not adopted.

The question being taken on the committee recommendation to pass S. F. No. 276,

And the roll being called, there were yeas 47 and nays 16, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Olson, H. D.	Schmitz
Ashbach	Fitzsimons	Knutson	Olson, J. L.	Schrom
Bang	Frederick	Kowalczyk	O'Neill	Sillers
Berg	Hansen, Mel	Larson	Patton	Stassen
Bernhagen	Hanson, R.	Laufenburger	Perpich, A. J.	Ueland
Blatz	Hughes	Moe	Perpich, G.	Wegener
Brataas	Jensen	Nelson	Pillsbury	Willet
Brown	Josefson	North	Purfeerst	
Conzemius	Keefe, J.	Olhoft	Renneke	
Doty	Kirchner	Olson, A. G.	Schaaf	

Those who voted in the negative were:

Arnold	Garty	Keefe, S.	Merriam	Spear
Borden	Hansen, Baldy	Lewis	Milton	Stokowski
Coleman	Humphrey	McCutcheon	Solon	Stumpf
Davies				

The motion prevailed. So the committee recommended S. F. No. 276 to pass.

S. F. No. 1098, which the committee recommends to pass with the following amendment offered by Mr. Merriam:

Page 1, after line 9, insert:

“Section 1. Minnesota Statutes 1974, Section 97.48, Subdivision 11, is amended to read:

Subd. 11. The commissioner shall set aside and reserve for any period he deems advisable, any waters of the state, in the aid of propagation and protection of any wild animals. ~~South of U.S. Trunk Highway No. 12~~ The commissioner shall have the further authority to ~~set aside, reserve,~~ designate and manage any waters for their primary wildlife use and benefit. ~~The commissioner may reserve, set aside, and designate such waters only after giving notice and holding a public hearing, provided that this authority shall not be used to restrict fishing methods or fishing seasons.~~ The hearing shall be held in the county where the major portion of the waters are located. Notice of the hearing shall be published once in a legal newspaper within each county where the waters are located not less than seven days before the hearing. The commissioner may enter into agreements with riparian owners, pursuant to section 105.39, subdivision 5, and may exercise the powers provided in section 105.48, when necessary to accomplish management objectives related to waters so set aside, reserved, and designated. ~~The management of such waters constitutes a use of the waters for a public purpose. The commissioner may exercise the powers provided in sections 105.39, subdivisions 3, 4, and 5, 105.48, and related provisions of chapter 105 in furtherance of these public purposes if necessary to the proper management of the waters.”~~

Renumber the remaining sections

Further amend the title as follows:

Line 2, strike “wild animals” and insert “clarifying the authority of the commissioner of natural resources to designate and manage certain waters for wildlife use”

Line 6, after “Sections” insert “97.48, Subdivision 11;”

S. F. No. 867, which the committee recommends to pass, subject to the following motions:

Mr. McCutcheon moved to amend S. F. No. 867 as follows:

Page 3, line 12, after “43.12” insert “; provided that if the cost-of-living adjustment for an “A” schedule employee is to be computed as a percentage of his salary, the amount of the adjustment for an employee compensated pursuant to the management compensation schedule shall not exceed the amount that would result if that percentage were applied to the average salary of all employees compensated pursuant to the management compensation schedule”

The motion prevailed. So the amendment was adopted.

Mr. Davies moved to amend S. F. No. 867 as follows:

Pages 3 and 4, strike all of subdivisions 7 and 8

Mr. North requested division of the amendment as follows:

First portion:  
Strike subdivision 7

Second portion:  
Strike subdivision 8

The question being taken on the adoption of the first portion of the Davies amendment,

The motion prevailed. So the first portion of the amendment was adopted.

The question being taken on the second portion of the Davies amendment,

The motion prevailed. So the second portion of the amendment was adopted.

And then, on motion of Mr. Hansen, Baldy, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Olson, A. G. moved that H. F. No. 11 and the Conference Committee Report thereon be taken from the table. The motion prevailed.

#### CONFERENCE COMMITTEE REPORT ON H. F. NO. 11

A bill for an act relating to group insurance; exempting certain plans from optional continuation requirements; amending Minnesota Statutes 1974, Section 62A.17, Subdivisions 1 and 2.

April 23, 1975

The Honorable Martin O. Sabo  
Speaker of the House of Representatives  
The Honorable Alec G. Olson  
President of the Senate

We, the undersigned conferees for H. F. No. 11 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 11 be further amended as follows:

Strike everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1974, Section 62A.17, Subdivision 2, is amended to read:

Subd. 2. [RESPONSIBILITY OF EMPLOYEE.] Every eligible employee electing to continue coverage shall pay his former employer, on a monthly basis, the cost of the continued coverage. *If the policy, contract or health care plan is administered by a trust every eligible employee electing to continue coverage shall pay the trust the cost of continued coverage according to the eligibility rules established by the trust.* The employee shall be eligible to continue the coverage until he becomes re-employed

*and eligible for health care coverage under a group policy, contract or plan sponsored by the same or another employer, or for a period of six months after the termination of employment, whichever is shorter.*

Sec. 2. Minnesota Statutes 1974, Section 62A.17, Subdivision 4, is amended to read:

Subd. 4. [RESPONSIBILITY OF EMPLOYER.] After timely receipt of the monthly payment from an eligible employee, if the employer, *or the trustee if the policy, contract or health care plan is administered by a trust*, fails to make the payment to the insurer, the nonprofit health service plan corporation or the health maintenance organization, with the result that the employee's coverage is terminated, the employer *or the trust* shall become liable for the employee's coverage to the same extent as the insurer, the nonprofit health service plan corporation or the health maintenance organization, would be if the coverage were still in effect.

Sec. 3. Minnesota Statutes 1974, Section 62A.17, Subdivision 5, is amended to read:

Subd. 5. [NOTICE OF OPTIONS.] Upon the termination of employment of an eligible employee, the employer shall inform the employee within five days of such termination of:

- (a) his right to elect to continue the coverage;
- (b) the amount he must pay monthly to the employer to retain the coverage;
- (c) the manner in which and the office of the employer to which the payment to the employer must be made; and
- (d) the time by which the payments to the employer must be made to retain coverage.

*If the policy, contract or health care plan is administered by a trust, the terminating employer is relieved of the obligation imposed by clauses (a) to (d). The trust shall inform the employee of the information required by clauses (a) to (d).*

~~Such~~ Notice may be in writing and sent by first class mail to the employee's ~~home~~ *last known address as shown on the records of which the employee has provided the employer or trust*. If the employer or trust fails to so notify the employee *who is properly enrolled in the program*, the employee is ~~conclusively presumed to elect shall have the option to retain coverage and is relieved of his obligation to make monthly payments to the employer provided he makes this election within 60 days of the date his employment is terminated by making the proper payment to the employer or trust to provide continuous coverage.~~

Sec. 4. *This act is effective the day following final enactment.* "

Further, strike the title and insert:

"A bill for an act relating to insurance; group insurance; group subscribers' contracts and health care plans; amending Minnesota Statutes 1974, Section 62A.17, Subdivisions 2, 4, and 5."

We request adoption of this report and repassage of the bill.

House Conferees: (Signed) Donald B. Samuelson, William H. Schreiber, Stanley J. Fudro.

Senate Conferees: (Signed) Alec G. Olson, Harmon T. Ogdahl, Winston W. Borden.

Mr. Olson, A. G. moved that the foregoing recommendations and Conference Committee Report on H. F. No. 11 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H. F. No. 11: A bill for an act relating to insurance; group insurance; group subscribers' contracts and health care plans; amending Minnesota Statutes 1974, Section 62A.17, Subdivisions 2, 4, and 5.

Was read the third time, as amended by the Conference Committee, and placed on its repassage.

The question being taken on the repassage of the bill, as amended by the Conference Committee,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	Ogdahl	Schmitz
Arnold	Davies	Kirchner	Olhoft	Schrom
Ashbach	Doty	Knutson	Olson, A. G.	Sillers
Bang	Dunn	Kowalczyk	Olson, H. D.	Solon
Berg	Frederick	Larson	Olson, J. L.	Spear
Bernhagen	Gearty	Lewis	O'Neill	Stassen
Blatz	Hansen, Baldy	McCutcheon	Patton	Stokowski
Borden	Hansen, Mel	Merriam	Perpich, A. J.	Stumpf
Brataas	Hansen, R.	Milton	Perpich, G.	Tennessen
Chenoweth	Hughes	Moe	Pillsbury	Ueland
Chmielewski	Humphrey	Nelson	Purfeerst	Wegener
Coleman	Josefson	North	Schaaf	Willet

So the bill, as amended by the Conference Committee, was repassed and its title was agreed to.

Mr. Doty moved that S. F. No. 72 and the Conference Committee Report thereon be laid on the table and the Conference Committee Report be printed in the Journal. The motion prevailed.

#### CONFERENCE COMMITTEE REPORT ON S. F. NO. 72

A bill for an act relating to elections; permitting the use of a petition in lieu of filing fees; amending Laws 1975, Chapter 5, Section 15, by adding a subdivision.

April 30, 1975

The Honorable Alec G. Olson  
President of the Senate

The Honorable Martin O. Sabo  
Speaker of the House of Representatives

We, the undersigned conferees for S. F. No. 72 report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S. F. No. 72 be amended as follows:

Page 2, delete lines 6 to 13 and insert:

*"The petition authorized by this subdivision may not be used to fulfill the requirements of Laws 1975, Chapter 5, Sections 18 to 22, relative to nominating petitions."*

We request adoption of this report and repassage of the bill.

Senate Conferees: (Signed) Ralph R. Doty, David D. Schaaf.

House Conferees: (Signed) Stanley A. Enebo, John J. Sarna, Gerald Knickerbocker.

Without objection, the Senate reverted to the Order of Business of Introduction and First Reading of Senate Bills.

#### **INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bill was read the first time and referred to the committee indicated.

Messrs. McCutcheon, Gearty and Ashbach introduced—

S. F. No. 1715: A bill for an act relating to the operation of state government; providing for salaries, fringe benefits and other terms and conditions of employment in the state civil service; amending Minnesota Statutes 1974, Sections 43.05, Subdivision 2; 43.12, Subdivisions 2, 2a, 2b and 3; 43.121, Subdivisions 1 and 2; 43.122, Subdivisions 1, 3 and 4; 43.126, Subdivisions 2 and 3; 43.17, Subdivision 2; 43.18, Subdivision 2; 43.19, Subdivisions 1 and 4; 43.21; 43.23, Subdivisions 1 and 2; 43.328, Subdivision 1; 43.50, Subdivision 1; and 299D.03, Subdivisions 2 and 9.

Referred to the Committee on Governmental Operations.

#### **MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Coleman moved that the Senate do now adjourn until 10:00 o'clock a.m., Monday, May 5, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate