



Minnesota Legislature:
Senate Bills

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House
Companion
No.

DUPLICATE

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.

B. D. No. B2926

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators *Heinrich*

North

★ Read FIRST TIME APR 3 1975 and Referred to the
Committee on HEALTH, WELFARE AND CORRECTIONS
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

1277

S. F. No. _____

Printed Page No.

1277

Messrs. Kleinbaum and North introduced--

S. F. No. 1277: Referred to the Committee on HEALTH, WELFARE AND CORRECTIONS

1 A bill for an act
2 relating to health; state hospitals; establishing
3 new review boards; providing qualifications of
4 members of review boards; amending Minnesota
5 Statutes 1974, Section 253A.16, Subdivision 1.
6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
7 Section 1. Minnesota Statutes 1974, Section 253A.16,
8 Subdivision 1, is amended to read:
9 253A.16 [REVIEW BOARDS.] Subdivision 1. There shall be
10 established by the commissioner for each state hospital a
11 review board of three or more persons to review the
12 admission and retention of patients in state mental
13 hospitals. ~~One of such persons shall be qualified in the~~
14 ~~diagnosis of mental illness or mental deficiency and one of~~
15 ~~such persons shall be learned in the law.~~ In state
16 hospitals having a separate unit for the care and treatment
17 of mentally retarded persons, a separate review board for
18 the unit shall be established. Each review board shall have
19 one person learned in the law. Review boards for units for
20 the mentally retarded shall have one person qualified in the
21 diagnosis of mental deficiency and review boards for units
22 for the mentally ill shall have one person qualified in the
23 diagnosis of mental illness.

House
Companion
No.

DUPLICATE

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.

B. D. No. B1898

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators Olloft
Bernhagen Daries
Read FIRST TIME APR 3 1975 and Referred to the
Committee on NATURAL RESOURCES AND AGRICULTURE
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

1278

Printed Page No.

S. F. No. _____

1278

Messrs. Olhoft, Bernhagen and Davies introduced--

S. F. No. 1278: Referred to the Committee on NATURAL RESOURCES AND AGRICULTURE

1 A bill for an act

2 relating to energy; prohibiting certain uses of
3 natural gas; prescribing penalties; amending
4 Minnesota Statutes 1974, Section 116H.12,
5 Subdivision 3.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

7 Section 1. Minnesota Statutes 1974, Section 116H.12,
8 Subdivision 3, is amended to read:

9 Subd. 3. ~~After July 1, 1974, no new natural gas~~
10 ~~outdoor lighting shall be installed in the state.~~ After 60
11 days from the effective date of this act, it shall be a
12 misdemeanor to sell or use natural gas for any commercial
13 gas lighting purposes or for private outdoor illumination.
14 Each day of such sale or use shall constitute a separate
15 offense. This subdivision shall not apply to portable
16 recreational appliances.

17 After the effective date of this act, each retail
18 supplier selling natural gas in this state shall include in
19 its next two gas bills to persons affected by this
20 subdivision, information concerning this subdivision,
21 including but not limited to the projected energy savings to
22 be accomplished by it, instructions on how a prohibited
23 device may be turned off by the customer and an offer to

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1 make gas company personnel available free of service charge
2 to turn off a prohibited device.

3 In cases of individuals suffering extreme financial
4 hardship as a result of this subdivision or suffering
5 hardship from physical disabilities the director of the
6 state energy agency, upon receiving written application, may
7 grant a temporary permit expiring no later than September
8 30, 1975, to exempt that person from the provisions of this
9 subdivision.

10 Sec. 2. This act is effective the day following final
11 enactment.

House
Companion
No.

DUPLICATE
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.

B. D. No. B2894

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators Conzen, W
Read FIRST TIME APR 3 1975 and Referred to the
Committee on GOVERNMENTAL OPERATIONS
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

☐ OTHER ACTION
Refer to back of cover for other
action.

☐ CONFERENCE COMMITTEE ACTION
Refer to back of cover for conference
committee action.

1279

Printed Page No.

S. F.

No.

1279

Mr. Conzemius introduced--

S. F. No. 1279: Referred to the Committee on GOVERNMENTAL OPERATIONS

1 A bill for an act

2 relating to the city of Red Wing; retirement and
3 survivors benefits payable by the Red Wing
4 firemen's relief association.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

6 Section 1. Notwithstanding any provision of Laws 1953,
7 Chapter 348 or Laws 1973, Chapter 359 or any other general
8 or local law to the contrary, retirement and survivors
9 benefits payable by the Red Wing firemen's relief
10 association shall be governed by this act.

11 Sec. 2. A member of the association who retired prior
12 to January 1, 1957 shall be entitled to a basic pension of
13 \$260 per month for life. A member who retired on or after
14 January 1, 1957 but prior to January 1, 1972 shall be
15 entitled to a basic pension of \$240 per month for life. A
16 member who retired on or after January 1, 1972, shall be
17 entitled to the retirement benefits provided by Laws 1973,
18 Chapter 359.

19 Sec. 3. The surviving spouse of a retired, disabled or
20 active member of the association who died prior to January
21 1, 1972 shall be entitled to a basic pension of \$150 per
22 month for life or until she shall remarry. Each surviving

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1 child or children of a retired, disabled or active member of
2 the association who died prior to January 1, 1972 shall be
3 entitled to a basic pension of \$37 per month until attaining
4 the age of 18 years, or 22 years if a full-time student.

5 The surviving spouse and children of a retired, disabled or
6 active member who died on or after January 1, 1972, shall be
7 entitled to the benefits provided by Laws 1973, Chapter 359.

8 Sec. 4. Retirement and survivors benefits provided by
9 this act may be subject to annual adjustments in the manner
10 prescribed by Laws 1973, Chapter 359, Section 6, in the
11 discretion of the city council.

12 Sec. 5. This act is effective upon approval by the Red
13 Wing city council and upon compliance with Minnesota
14 Statutes, Section 645.021.

House
Companion
No.

DUPLICATE

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.

B. D. No. B3185

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

1280 Introduced by Senators *Concurrence (unrequest)*
Read FIRST TIME APR 3 1975 and Referred to the
Committee on GOVERNMENTAL OPERATIONS
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

Printed Page No.

S. F. No. _____

1280

Mr. Conzemius, by request, introduced--

S. F. No. 1280: *Referred to the Committee on* GOVERNMENTAL OPERATIONS

1 A bill for an act
2 relating to municipal planning; authorizing
3 compensation of municipal planning commission
4 members; amending Minnesota Statutes 1974, Section
5 462.354, Subdivision 1.
6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
7 Section 1. Minnesota Statutes 1974, Section 462.354,
8 Subdivision 1, is amended to read:
9 462.354 [ORGANIZATION FOR PLANNING.] Subdivision 1.
10 [PLANNING AGENCY.] A municipality may by charter or
11 ordinance create a planning agency. A planning agency
12 created by ordinance may be abolished by two-thirds vote of
13 all the members of the governing body. The planning agency
14 shall be advisory, except as other powers and duties are
15 imposed on it by sections 462.351 to 462.364, by statute, by
16 charter, or by ordinance consistent with the municipal
17 charter. The planning agency may take the following
18 alternative forms:
19 (1) It may consist of a planning commission, which may
20 or may not include municipal officials among its members.
21 The planning commission may be provided with staff which may
22 be a division of the administrative structure of the
23 municipal government. The commission shall be advisory

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1 directly to the governing body. The members of the
2 commission may be compensated in an amount determined by the
3 municipal governing body and may be paid their necessary
4 expenses in attending meetings of the commission and in the
5 conduct of the business of the commission.

6 (2) It may consist of a planning department with a
7 planning commission advisory to it and shall function as a
8 department advisory to the governing body and the municipal
9 administration. The planning department may be provided
10 with an executive director and other staff as in the case of
11 other municipal departments,

House
Companion
No.

DUPLICATE

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.

B. D. No. B3136

COMPARISON ACTION

Date _____

_____ moved that

_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____

Upon motion of _____

_____ F. No. _____ was substituted

for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____

Laid on Table _____

Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to

S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators Anderson
Frederick D. Penick

★ Read FIRST TIME APR 3 1975 and Referred to the

Committee on HEALTH, WELFARE AND CORRECTIONS

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

1281

S. F. No. _____

Printed Page No.

1281

Messrs. Anderson, Kirchner and Perpich, G. introduced--

S. F. No. 1281: Referred to the Committee on HEALTH, WELFARE AND CORRECTIONS

1 A bill for an act

2 relating to public health; establishing a dental
3 health education program to be administered by the
4 department of health; appropriating money.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

6 Section 1. [DEVELOPMENT OF PROGRAM.] The board of
7 health shall assist school and community personnel,
8 including dental professionals, to develop a comprehensive
9 preventive oral health program in the elementary school
10 community.

11 Sec. 2. [OBJECTIVES.] The program shall be operated so
12 as to achieve the following:

13 (a) Decreasing oral disease through an instruction
14 program of oral health education for teachers;

15 (b) Improving oral health knowledge, attitudes, and
16 behavior of both the student and the wider school community,
17 including educators, administrators, and parents; and

18 (c) Planning a sequential oral health education
19 curriculum emphasizing behavior modification for the total
20 health education program of a school system.

21 Sec. 3. [DUTIES OF DEPARTMENT OF HEALTH.] Subdivision

22 1. [TECHNICAL ASSISTANCE TEAMS; INSERVICE TRAINING OF

1281

1 EDUCATORS.] The department of health shall establish
2 technical assistance teams of dental hygienists, consulting
3 dentists, and consulting health educators. The initial
4 program will place one team in each of eight school
5 districts representing the eight state health regions and
6 reflecting rural, suburban, and urban communities. The
7 teams shall provide inservice training to teachers in the
8 district on methods and techniques of dental behavior
9 change.

10 Subd. 2. [GUIDELINES FOR IMPLEMENTATION IN SCHOOLS.]
11 The department of health shall provide guidelines to
12 selected schools for the implementation of their programs to
13 train classroom teachers to be dental health educators. The
14 teachers shall participate in oral health behavior
15 modification, analysis, and recording of data.

16 Subd. 3. [STANDARDS; EVALUATION.] The department of
17 health shall establish standards for program performance.
18 These standards, together with accepted dental indices,
19 shall be used by the technical assistance teams to evaluate
20 school programs of oral health knowledge and behavior
21 modification on test and control groups.

22 Subd. 4. [CONSULTATION TO DENTAL PERSONNEL.] The
23 department of health shall provide information and
24 assistance to dental personnel on methods and techniques of
25 oral health behavior improvement.

26 Sec. 4. [APPROPRIATION.] There is appropriated from the
27 general fund in the state treasury to the department of
28 health, the sum of \$142,460 for each year of the biennium
29 beginning July 1, 1975.

House
Companion
No.

DUPLICATE
FIRST ENGROSSMENT

S. F. NO. 1281

A bill for an act relating to public health; establishing
a dental health education program to be administered by the
board of health; appropriating money.

B. D. No. B3136

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators Anderson
Kirchner G. Perpich

★ Read FIRST TIME APR 3 1975 and Referred to the
Committee on HEALTH, WELFARE AND CORRECTIONS

Committee Recommendation and Adoption of Report To Pass as Amended and
Re-referred to the Committee on FINANCE APR 17 1975

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

1281

S. F. No. 1281

Printed Page No.

1281

SF 1281

1 A bill for an act

2 relating to public health; establishing a dental

3 health education program to be administered by the

4 board of health; appropriating money.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

6 Section 1. [DEVELOPMENT OF PROGRAM.] The board of

7 health shall assist school and community personnel,

8 including dental professionals, to develop a comprehensive

9 preventive oral health program in the elementary school

10 community.

11 Sec. 2. [OBJECTIVES.] The program shall be operated so

12 as to achieve the following:

13 (a) Decreasing oral disease through an instruction

14 program of oral health education for teachers;

15 (b) Improving oral health knowledge, attitudes, and

16 behavior of both the student and the wider school community,

17 including educators, administrators, and parents; and

18 (c) Planning a sequential oral health education

19 curriculum emphasizing behavior modification for the total

20 health education program of a school system.

21 Sec. 3. [DUTIES OF BOARD OF HEALTH.] Subdivision 1.

22 [TECHNICAL ASSISTANCE TEAMS; INSERVICE TRAINING OF

1281

1 EDUCATORS.] The board of health shall establish technical
2 assistance teams of dental hygienists, consulting dentists,
3 and consulting health educators. The initial program will
4 place one team in each of eight school districts
5 representing the eight state health regions and reflecting
6 rural, suburban, and urban communities. The teams shall
7 provide inservice education to teachers in the district on
8 methods and techniques of dental behavior change.

9 Subd. 2. [GUIDELINES FOR IMPLEMENTATION IN SCHOOLS.]
10 The board of health shall provide guidelines to selected
11 schools for the implementation of their programs to train
12 classroom teachers to be dental health educators. The
13 teachers shall participate in oral health education,
14 analysis, and recording of data.

15 Subd. 3. [STANDARDS; EVALUATION.] The board of health
16 shall establish standards for program performance. These
17 standards, together with accepted dental indices, shall be
18 used by the technical assistance teams to evaluate school
19 programs of oral health knowledge and behavior modification
20 on test and control groups.

21 Subd. 4. [CONSULTATION TO DENTAL PERSONNEL.] The board
22 of health shall provide information and assistance to dental
23 personnel on methods and techniques of oral health behavior
24 improvement.

25 Sec. 4. [APPROPRIATION.] There is appropriated from
26 the general fund in the state treasury to the board of
27 health, the sum of \$142,460 for each year of the biennium
28 beginning July 1, 1975.

House
Companion
No.

DUPLICATE
SECOND ENGROSSMENT

S. F. NO. 1281

A bill for an act relating to public health; establishing
a dental health education program to be administered by the
board of health; appropriating money.

B. D. No. B3136

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators Anderson
Kirchner G Perpich

★ Read FIRST TIME APR 3 1975 and Referred to the
Committee on HEALTH, WELFARE AND CORRECTIONS

Committee Recommendation and Adoption of Report To Pass as Amended and
Re-referred to the Committee on FINANCE APR 17 1975

To Pass as Amended MAY 15 1975

★ Read SECOND TIME MAY 15 1975
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

Printed Page No.

1281

S. F. No. 1281

1281

Introduced by Anderson, Kirchner and Perpich, G.
Read First Time Apr. 3, 1975, and Referred to
the Committee on Health, Welfare and Corrections.
Committee Recommendation. To Pass as Amended and Re-referred
to the Committee on Finance.
Committee Report Adopted Apr. 17, 1975.
Committee Recommendation. To Pass as Amended.
Committee Report Adopted May 15, 1975.
Read Second Time May 15, 1975.

- 1 A bill for an act
- 2 relating to public health; establishing a dental
- 3 health education program to be administered by the
- 4 board of health; appropriating money.
- 5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
- 6 Section 1. [DEVELOPMENT OF PROGRAM.] The board of
- 7 health shall assist school and community personnel,
- 8 including dental professionals, to develop a comprehensive
- 9 preventive oral health program in the elementary school
- 10 community.
- 11 Sec. 2. [OBJECTIVES.] The program shall be operated so
- 12 as to achieve the following:
- 13 (a) Decreasing oral disease through an instruction
- 14 program of oral health education for teachers;
- 15 (b) Improving oral health knowledge, attitudes, and
- 16 behavior of both the student and the wider school community,
- 17 including educators, administrators, and parents; and
- 18 (c) planning a sequential oral health education
- 19 curriculum emphasizing behavior modification for the total
- 20 health education program of a school system.
- 21 Sec. 3. [DUTIES OF BOARD OF HEALTH.] Subdivision 1.
- 22 [TECHNICAL ASSISTANCE TEAMS; INSERVICE TRAINING OF

1281

1 EDUCATORS.] The board of health shall establish technical
2 assistance teams of dental hygienists, consulting dentists,
3 and consulting health educators. The initial program will
4 place one team in four state health regions and reflecting
5 rural, suburban, and urban communities. The teams shall
6 provide inservice education to teachers in the district on
7 methods and techniques of dental behavior change.

8 Subd. 2. [GUIDELINES FOR IMPLEMENTATION IN SCHOOLS.]
9 The board of health shall provide guidelines to selected
10 schools for the implementation of their programs to train
11 classroom teachers to be dental health educators. The
12 teachers shall participate in oral health education,
13 analysis, and recording of data.

14 Subd. 3. [STANDARDS; EVALUATION.] The board of health
15 shall establish standards for program performance. These
16 standards, together with accepted dental indices, shall be
17 used by the technical assistance teams to evaluate school
18 programs of oral health knowledge and behavior modification
19 on test and control groups.

20 Subd. 4. [CONSULTATION TO DENTAL PERSONNEL.] The board
21 of health shall provide information and assistance to dental
22 personnel on methods and techniques of oral health behavior
23 improvement.

24 Sec. 4. [APPROPRIATION.] There is appropriated from
25 the general fund in the state treasury to the board of
26 health, the sum of \$142,460 for the biennium beginning July
27 1, 1975.

House
Companion
No.

DUPLICATE

S. F. NO. 1282

A bill for an act relating to Washington county; providing
for the filing of surveys with the county surveyor.

B. D. No. B2877

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
C. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators Hughes Brown
Read FIRST TIME APR 3 1975 and Referred to the
Committee on METROPOLITAN AND URBAN AFFAIRS
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

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Printed Page No.

S. F. No.

1282

Messrs. Hughes and Brown introduced--

S. F. No. 1282: Referred to the Committee on METROPOLITAN AND URBAN AFFAIRS

1 A bill for an act

2 relating to Washington county; providing for the
3 filing of surveys with the county surveyor.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

5 Section 1. [WASHINGTON COUNTY; PURPOSES.] The purposes
6 of this act are to assist the public in resolving property
7 boundary questions and to provide uniformity in land surveys
8 performed in Washington county, by requiring the filing of
9 all land surveys.

10 Sec. 2. [LAND SURVEYS; FILING.] Any registered land
11 surveyor who shall perform a survey of land for an
12 individual or corporation shall file a true and correct copy
13 of such survey in the office of the county surveyor within
14 30 days after completion of the survey. The manner of
15 filing, and all incidents thereof, shall be determined by
16 the county surveyor. All surveys so filed shall be public
17 records and shall be available at all reasonable times for
18 inspection by any person.

19 Sec. 3. This act shall become effective only after its
20 approval by a majority of the governing body of the county
21 of Washington and upon compliance with the provisions of
22 Minnesota Statutes, Section 645.021.

House
Companion
No.

DUPLICATE

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.

B. D. No. B2831

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators

Read FIRST TIME

APR 3 1975

and Referred to the

Committee on

NATURAL RESOURCES AND AGRICULTURE

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No.

★ Read FIRST TIME _____ and Referred to the
Committee on _____

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

1283

S. F.

No.

Printed Page No.

1283

Messrs. Olson, H. D.; Olson, J. L. and Purfeerst introduced--

S. F. No. 1283: *Referred to the Committee on* NATURAL RESOURCES AND AGRICULTURE

1 A bill for an act
2 relating to the university of Minnesota;
3 appropriating money for corn improvement research
4 by the department of agronomy and plant genetics.
5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
6 Section 1. There is appropriated from the general fund
7 the sum of \$228,000 to the regents of the university of
8 Minnesota to be used exclusively by the department of
9 agronomy and plant genetics for the purpose of corn
10 improvement research. Notwithstanding Minnesota Statutes,
11 Section 16A.28 or other law, this appropriation shall not
12 lapse but remain available until expended.

House
Companion
No.

DUPLICATE
FIRST ENGROSSMENT

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.

B. D. No. **B2831**

SENATE ACTION

Introduced by Senators **Howard Olson**
Olson J. L

Purfeerst

Read FIRST TIME **APR 3 1975** and Referred to the
Committee on **NATURAL RESOURCES AND AGRICULTURE**

Committee Recommendation and Adoption of Report

To Pass as Amended **Re-referred to the Committee on**
FINANCE APR 19 1975

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

☐ OTHER ACTION
Refer to back of cover for other
action.

☐ CONFERENCE COMMITTEE ACTION
Refer to back of cover for conference
committee action.

1283

S. F. No. 1283

Printed Page No.

1283

1 A bill for an act
2 relating to the university of Minnesota;
3 appropriating money for corn improvement research
4 by the department of agronomy and plant genetics,
5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
6 Section 1. There is appropriated from the general fund
7 the sum of \$228,000 to the regents of the university of
8 Minnesota to be used by the Minnesota Agricultural
9 Experiment Station for the purpose of corn improvement
10 research. Notwithstanding Minnesota Statutes, Section
11 16A.28 or other law, this appropriation shall not lapse but
12 remain available until expended.

House
Companion
No.

DUPLICATE

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.

B. D. No. B3043

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators Davis
S/Keefe
★ Read FIRST TIME APR 3 1975 and Referred to the
Committee on HEALTH, WELFARE AND CORRECTIONS
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

1284

S. F.

No.

Printed Page No.

1284

Messrs. Davies and Keefe, S. introduced--

S. F. No. 1284: Referred to the Committee on HEALTH, WELFARE AND CORRECTIONS

1 A bill for an act

2 relating to public welfare; providing earned
3 income and owned property limits for eligibility
4 for supplemental aid; amending Minnesota Statutes
5 1974, Section 256D.37.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

7 Section 1. Minnesota Statutes 1974, Section 256D.37,
8 is amended to read:

9 256D.37 [NEW APPLICANTS AND RECIPIENTS; PROVISIONS FOR
10 SUPPLEMENTAL AID.] Subdivision 1. For all applicants for or
11 recipients of supplemental security income ~~who did not~~
12 ~~receive aid pursuant to any categorical aid program referred~~
13 ~~to in section 256D.36 during December, 1973, and who make~~
14 application to the appropriate local agency, the local
15 agency shall determine whether the individual meets the
16 eligibility criteria prescribed in subdivision 2. For each
17 individual who meets the relevant eligibility criteria
18 prescribed in subdivision 2, the local agency shall certify
19 to the commissioner the amount of supplemental aid to which
20 the individual is entitled in accordance with all of the
21 ~~standards in effect December 31, 1973, for the appropriate~~
22 ~~categorical aid program~~ state standards of need. In
23 computing the amount of supplemental aid under this section,

1284

1 the local agency shall deduct from the gross amount of the
2 individual's determined needs all income, ~~subject to the~~
3 ~~criteria for income disregards in effect December 31, 1973,~~
4 ~~for the appropriate categorical aid program~~ except for
5 disregard of the first \$20 of unearned income, the first \$65
6 of earned income and one half of the amount above that of
7 earned income for the aged and the disabled, and disregard
8 of the first \$7.50 of unearned income, the pass-along
9 benefits of Old Age, Survivors, and Disability Insurance
10 increases in 1970 and 1972, and the first \$85 of earned
11 income and one half of the amount above that of earned
12 income for the blind. From and after the first of the
13 month in which an effective application is filed, the state
14 and the county shall each pay one half of the supplemental
15 aid to which the individual is entitled under this section.

16 Subd. 2. The eligibility criteria for supplemental aid
17 under this section shall be ~~those in effect December 31,~~
18 ~~1973 for the categorical aid programs of old age assistance,~~
19 ~~aid to the blind, and aid to the disabled,~~ for the aged
20 and disabled:

21 (a) Real property equity limitation of \$15,000; and
22 (b) Cash and liquid assets not exceeding \$1,500, if
23 single, or \$2,250, if married, personal property used as a
24 home, an automobile, appropriate clothing, household
25 furniture and equipment, and equipment and stock for the
26 purpose of producing income shall be excluded;
27 and for the blind:

28 (a) Real property equity limitation of \$15,000; and
29 (b) Cash and liquid assets not exceeding \$2,000, if
30 single, or \$4,000, if married, except that a maximum of \$750
31 of this may be in a prepaid burial contract for each person;
32 and personal property used as a home, appropriate clothing,

1284

1 household furniture, and equipment and stock for the purpose
2 of producing income shall be excluded. The local agency
3 shall apply the relevant criteria to each application.
4 ~~Effective July 1, 1974, the real property equity limitation~~
5 ~~for applicants other than the blind shall be \$12,000.~~
6 ~~Effective January 1, 1975, the real property equity~~
7 ~~limitation for all applicants for supplemental aid under~~
8 ~~this section shall be \$15,000.~~ The local agency in its
9 discretion may permit eligibility of an applicant having
10 assets in excess of the amount prescribed in this section if
11 liquidation of the assets would cause undue loss or
12 hardship.

House
Companion
No.

DUPLICATE

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.

B. D. No. B2944

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators

Hughes *Joseph*
Mo

★ Read FIRST TIME APR 3 1975 and Referred to the
Committee on EDUCATION

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

☐ OTHER ACTION
Refer to back of cover for other
action.

☐ CONFERENCE COMMITTEE ACTION
Refer to back of cover for conference
committee action.

1285

Printed Page No.

S. F. No.

1285

Messrs. Hughes, Josefson and Moe introduced--

S. F. No. 1285: Referred to the Committee on EDUCATION

1 A bill for an act
2 relating to education; higher education
3 coordinating commission; work-study program for
4 post-secondary students; defining eligibility and
5 setting guidelines for payments; amending
6 Minnesota Statutes 1974, Sections 136A.231;
7 136A.232; and 136A.233.
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
9 Section 1. Minnesota Statutes 1974, Section 136A.231,
10 is amended to read:
11 136A.231 (EDUCATION; POST-SECONDARY STUDENTS;
12 WORK-STUDY PROGRAMS.) The legislature has found and hereby
13 declares that a state work-study program ~~of work-study~~
14 ~~grants and scholarships~~ is in the best interests of the
15 state in that such a program can (1) assist in meeting the
16 financial needs of students (2) provide the opportunity for
17 students to obtain valuable learning service experiences and
18 (3) assist governmental and nonprofit service agencies by
19 providing student assistance at low cost.
20 Sec. 2. Minnesota Statutes 1974, Section 136A.232, is
21 amended to read:
22 136A.232 (ADMINISTRATION; AGREEMENTS WITH EDUCATIONAL
23 FACILITIES.) The higher education coordinating commission
24 shall develop and administer a work-study program. The

1285

1 commission shall enter into agreements with ~~students~~
2 institutions of post-secondary education ~~and eligible~~
3 ~~work-study agencies for conducting such a program.~~

4 Sec. 3. Minnesota Statutes 1974, Section 136A.233, is
5 amended to read:

6 136A.233 Subdivision 1. Notwithstanding the provisions
7 of sections 136A.09 to 136A.13, the higher education
8 coordinating commission may offer work-study ~~scholarships~~
9 ~~and grants to recipients of state scholarships and~~
10 ~~grants-in-aid as follows:~~ post-secondary institutions
11 according to the full time equivalent enrollment of all
12 eligible post-secondary institutions that apply to
13 participate in the program. "Eligible post-secondary
14 institution" means any post-secondary institution eligible
15 for participation in the Minnesota state scholarship and
16 grant program as specified in section 136A.101, subdivision
17 4.

18 ~~(a) The students selected to receive a state~~
19 ~~scholarship or state grant-in-aid shall have the option of~~
20 ~~electing to receive a work-study scholarship or grant equal~~
21 ~~to approximately 75 percent of his need, but not to exceed~~
22 ~~60 percent of his need, provided that the institution of~~
23 ~~attendance can arrange a suitable work-study experience~~
24 ~~under rules and regulations adopted by the commission.~~

25 ~~(b) The difference between the amount of stipend~~
26 ~~offered to the student as a grant or a scholarship and the~~
27 ~~amount of stipend available to the student under a~~
28 ~~work-study scholarship or grant shall be paid by the agency~~
29 ~~in which the student obtains the work experience.~~

30 ~~(c) Work-study experiences shall be permissible in~~
31 ~~governmental and nonprofit public service agencies approved~~
32 ~~by the commission, except that institutions of~~

1285

1 ~~post-secondary education shall not be eligible.~~

2 Subd. 2. For purposes of this subdivision, the
3 following words have the meanings ascribed to them:

4 "Eligible student" means a Minnesota resident enrolled
5 or intending to enroll full time in a Minnesota
6 post-secondary institution.

7 "Financial need" means the need for financial
8 assistance in order to attend a post-secondary institution
9 as determined by a post-secondary institution according to
10 guidelines established by the higher education coordinating
11 commission.

12 "Eligible employer" means any eligible post-secondary
13 institution and any nonprofit, nonsectarian agency located
14 in the state of Minnesota.

15 Work-study payments shall be made to eligible students
16 by post-secondary institutions as follows:

17 (a) Students shall be selected for participation in the
18 program by the post-secondary institution on the bases of
19 student financial need.

20 (b) No eligible student shall be employed under the
21 state work-study program during the period when he or she is
22 not a full time student.

23 (c) Students will be paid for hours actually worked and
24 the maximum hourly rate of pay shall not exceed the maximum
25 hourly rate of pay permitted under the federal college
26 work-study program.

27 (d) Minimum pay rates will be determined by an
28 applicable federal or state law.

29 (e) Not less than 20 percent of the compensation paid
30 to the student under the state work-study program shall be
31 paid by the eligible employer.

32 (f) Not more than 25 percent of the institution's

1285

1 work-study allocation shall be used to employ students by
2 the post-secondary institutions under the provisions of this
3 program.

4 (g) The percent of the institution's work-study
5 allocation provided to graduate students shall not exceed
6 the percent of graduate student enrollment at the
7 participating institution.

House
Companion
No.

DUPLICATE
FIRST ENGROSSMENT

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.

B. D. No. B2944

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators Hughes Josefson
_____ Moe

Read FIRST TIME APR 3 1975 and Referred to the
Committee on EDUCATION

Committee Recommendation and Adoption of Report
To Pass as Amended Re-referred to the
Committee on FINANCE APR 23 1975

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION
☐ Refer to back of cover for conference
committee action.

1285

S. F. No.

Printed Page No.

1285

1 A bill for an act

2 relating to education; higher education
3 coordinating commission; work-study program for
4 post-secondary students; defining eligibility and
5 setting guidelines for payments; amending
6 Minnesota Statutes 1974, Sections 136A.231;
7 136A.232; and 136A.233.

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

9 Section 1. Minnesota Statutes 1974, Section 136A.231,
10 is amended to read:

11 136A.231 [EDUCATION; POST-SECONDARY STUDENTS;
12 WORK-STUDY PROGRAMS.] The legislature has found and hereby
13 declares that a state work-study program ~~of work-study~~
14 ~~grants and scholarships~~ is in the best interests of the
15 state in that such a program can (1) assist in meeting the
16 financial needs of students (2) provide the opportunity for
17 students to obtain valuable learning service experiences and
18 (3) assist governmental and nonprofit service agencies by
19 providing student assistance at low cost.

20 Sec. 2. Minnesota Statutes 1974, Section 136A.232, is
21 amended to read:

22 136A.232 [ADMINISTRATION; AGREEMENTS WITH EDUCATIONAL
23 FACILITIES.] The higher education coordinating commission
24 shall develop and administer a work-study program. The

1285

1 commission shall enter into agreements with ~~student~~
2 institutions of post-secondary education, ~~and eligible~~
3 ~~work-study agencies for conducting such a program.~~

4 Sec. 3, Minnesota Statutes 1974, Section 136A.233, is
5 amended to read:

6 136A.233 Subdivision 1. Notwithstanding the provisions
7 of sections 136A.09 to 136A.13, the higher education
8 coordinating commission may offer work-study ~~scholarships~~
9 ~~and grants to recipients of state scholarships and~~
10 ~~grants-in-aid as follows:~~ post-secondary institutions
11 according to the full time equivalent enrollment of all
12 eligible post-secondary institutions that apply to
13 participate in the program. "Eligible post-secondary
14 institution" means any post-secondary institution eligible
15 for participation in the Minnesota state scholarship and
16 grant program as specified in section 136A.101, subdivision
17 4.

18 ~~(a) The students selected to receive a state~~
19 ~~scholarship or state grant-in-aid shall have the option of~~
20 ~~electing to receive a work-study scholarship or grant equal~~
21 ~~to approximately 75 percent of his need, but not to exceed~~
22 ~~80 percent of his need, provided that the institution of~~
23 ~~attendance can arrange a suitable work-study experience~~
24 ~~under rules and regulations adopted by the commission.~~

25 ~~(b) The difference between the amount of stipend~~
26 ~~offered to the student as a grant or a scholarship and the~~
27 ~~amount of stipend available to the student under a~~
28 ~~work-study scholarship or grant shall be paid by the agency~~
29 ~~in which the student obtains the work experience.~~

30 ~~(c) Work-study experiences shall be permissible in~~
31 ~~governmental and nonprofit public service agencies approved~~
32 ~~by the commission except that institutions of~~

1285

1 ~~post-secondary education shall not be eligible.~~

2 Subd. 2. For purposes of this subdivision, the
3 following words have the meanings ascribed to them:

4 "Eligible student" means a Minnesota resident enrolled
5 or intending to enroll full time in a Minnesota
6 post-secondary institution.

7 "Financial need" means the need for financial
8 assistance in order to attend a post-secondary institution
9 as determined by a post-secondary institution according to
10 guidelines established by the higher education coordinating
11 commission.

12 "Eligible employer" means any eligible post-secondary
13 institution and any nonprofit, nonsectarian agency located
14 in the state of Minnesota.

15 Work-study payments shall be made to eligible students
16 by post-secondary institutions as follows:

17 (a) Students shall be selected for participation in the
18 program by the post-secondary institution on the basis of
19 student financial need.

20 (b) No eligible student shall be employed under the
21 state work-study program during the period when he or she is
22 not a full time student.

23 (c) Students will be paid for hours actually worked and
24 the maximum hourly rate of pay shall not exceed the maximum
25 hourly rate of pay permitted under the federal college
26 work-study program.

27 (d) Minimum pay rates will be determined by an
28 applicable federal or state law.

29 (e) Not less than 20 percent of the compensation paid
30 to the student under the state work-study program shall be
31 paid by the eligible employer.

32 (f) Not more than 25 percent of the institution's

1285

1 work-study allocation shall be used to employ students by
2 the post-secondary institutions under the provisions of this
3 program.

4 (g) The percent of the institution's work-study
5 allocation provided to graduate students shall not exceed
6 the percent of graduate student enrollment at the
7 participating institution.

House
Companion
No.

DUPLICATE

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.

B. D. No. B2813

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

☐ OTHER ACTION
Refer to back of cover for other
action.

☐ CONFERENCE COMMITTEE ACTION
Refer to back of cover for conference
committee action.

SENATE ACTION

Introduced by Senators *Villet* *ARNOLD*
Howard Olson

★ Read FIRST TIME APR 3 1975 and Referred to the
Committee on NATURAL RESOURCES AND AGRICULTURE
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

Printed Page No.

1286

S. F. No.

1286

Messrs. Willet, Arnold and Olson, H. D. introduced--

S. F. No. 1286: Referred to the Committee on NATURAL RESOURCES AND AGRICULTURE

A bill for an act

1
2 relating to pollution; prohibiting littering;
3 prescribing the powers and duties of the
4 commissioner of highways in regard thereto;
5 prescribing penalties; creating a litter control
6 account and authorizing expenditures therefrom;
7 appropriating money; repealing Minnesota Statutes
8 1974, Section 169.42.

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

10 Section 1. [174.01] [DEFINITIONS.] Subdivision 1. As
11 used in sections 1 to 13, the terms defined in this section
12 have the meanings given them unless the context indicates
13 otherwise.

14 Subd. 2. "Department or commissioner" means
15 respectively the department of highways and the commissioner
16 of highways.

17 Subd. 3. "Disposal package or container" means all
18 packages or containers defined by rules adopted by the
19 department of highways.

20 Subd. 4. "Litter" means all waste material including
21 but not limited to any glass, bottles, nails, tacks, wire,
22 cans, garbage, swill, papers, ashes, refuse, carcass of any
23 dead animal, offal, trash or rubbish or any other form of
24 offensive matter or any other substance likely to injure any

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1 person, animal or vehicle on any street or highway.

2 Subd. 5. "Litter bag" means a container made of any
3 material which is large enough to serve as a receptacle for
4 litter inside the vehicle or watercraft.

5 Subd. 6. "Litter receptacle" means those containers
6 adopted by the department of highways, which may be
7 standardized and which shall bear the state anti-litter
8 symbol, as well as any other receptacles suitable for the
9 depositing of litter.

10 Subd. 7. "Person" means any industry, public or
11 private corporation, copartnership, association, firm,
12 individual, or other entity whatsoever.

13 Subd. 8. "Vehicle" means every device in which any
14 person or property may be transported or drawn on a road,
15 except devices moved by human power or used exclusively on
16 stationary rails.

17 Subd. 9. "Watercraft" means any boat, ship, vessel,
18 barge, or other floating craft.

19 Subd. 10. "Public place" means any area that is used
20 or held out for use by the public, whether owned or operated
21 by public or private interests.

22 Sec. 2. [174.02] [ADMINISTRATIVE PROCEDURE ACT;
23 APPLICATION.] In addition to his other powers and duties,
24 the commissioner may promulgate pursuant to Minnesota
25 Statutes, Chapter 15, rules necessary to carry out the
26 provisions of sections 1 to 13.

27 Sec. 3. [174.03] [ENFORCEMENT.] All law enforcement
28 officials including but not limited to conservation officers
29 and police reserves while on duty shall enforce the
30 provisions of this act and all rules adopted thereunder and
31 may issue citations to, and arrest without warrant, persons
32 violating any provision of sections 1 to 13 or any of the

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1 rules adopted thereunder. Any person may file a complaint
2 in regard to a violation of sections 1 to 13 or the rules
3 made thereunder with the appropriate law enforcement agency.
4 All law enforcement officials may serve and execute all
5 warrants, citations, and other process issued by courts in
6 enforcing the provisions of sections 1 to 13 and rules
7 adopted thereunder. Mailing by registered mail of a
8 warrant, citation, or other process to his last known place
9 of residence shall be deemed personal service on the person
10 charged.

11 Sec. 4. [174.04] [LITTERING PROHIBITED; PENALTIES.]

12 Subdivision 1. No person shall throw, deposit, place or
13 dump, or cause to be thrown, deposited, placed or dumped on
14 any publicly or privately owned land without the owner's
15 consent any litter except;

16 (a) When such property is designated by any state
17 agency or political subdivision for the disposal of litter,
18 and such person is authorized to use such property for such
19 purpose;

20 (b) Into a litter receptacle so that the litter will be
21 prevented from being carried away by the elements.

22 Subd. 2. Any person violating the provisions of this
23 section is guilty of a misdemeanor. If a violation occurs
24 from a vehicle or watercraft and the law enforcement officer
25 is unable to prove which occupant committed the violation,
26 the driver, or in the case of a watercraft without a driver,
27 the person in legal possession, shall be guilty of a
28 misdemeanor. The fine or bail forfeiture for such violation
29 shall not be less than \$25 for each offense, and, in
30 addition thereto, at the discretion of the court the person
31 may be ordered to remove from any public place, or any
32 private property with prior permission of the legal owner,

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1 all litter deposited thereon by him.

2 Sec. 5. [174.05] [REMOVAL OF LITTER BY LITTERER.] Any
3 person who drops litter, or permits litter to be dropped or
4 thrown on public land shall immediately remove the same or
5 cause it to be removed.

6 Sec. 6. [174.06] [COLLECTION OF FINES AND
7 FORFEITURES.] Any political subdivision which collects a
8 fine or bail forfeiture under the provisions of sections 1
9 to 13, shall forward the collected amounts to the state
10 treasury for deposit in the litter control account at such
11 times as the commissioner of finance shall determine.

12 Sec. 7. [174.07] [NOTICE TO PUBLIC.] The commissioner
13 shall post portions or summaries of sections 1 to 13 at
14 appropriate public or private places in order to inform the
15 public of the contents of sections 1 to 13 and the penalties
16 for violation thereof.

17 Sec. 8. [174.08] [LITTER RECEPTACLES; DISTRIBUTION;
18 PLACEMENT; VIOLATIONS; PENALTIES.] The commissioner shall
19 adopt by rule one or more types of litter receptacles which
20 are reasonably uniform for extensive distribution throughout
21 the state. Each litter receptacle shall bear an anti-litter
22 symbol as adopted by the department. The litter receptacles
23 shall be placed in public places and private places that are
24 held out for use by the public, whether for a fee or not,
25 including but not limited to service stations, parks and
26 campgrounds as specified by the rules promulgated by the
27 commissioner.

28 It shall be the responsibility of any person owning or
29 operating any public or private place in which litter
30 receptacles of the uniform design are required by this
31 section to procure and place such receptacles at his own
32 expense on the premises in accord with rules adopted by the

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1 commissioner. The commissioner shall provide the
2 receptacles at cost.

3 Any person who fails to place litter receptacles on the
4 premises as required by rule of the commissioner shall be
5 fined \$25 for each day in violation.

6 Sec. 9. [174.09] [LITTER BAGS; DESIGN AND
7 DISTRIBUTION; VIOLATIONS; PENALTIES.] The department shall
8 make available litter bags bearing the statewide anti-litter
9 symbol. By January 1, 1976, these litter bags shall be
10 distributed by the department of public safety, at no
11 charge, to the owner of every licensed vehicle in this state
12 at the time of license renewal. The department of natural
13 resources shall make such litter bags available to the
14 owners of watercraft in this state at the time of license
15 renewal. The highway department shall provide these litter
16 bags at no charge at rest areas and field offices. The
17 owner of any vehicle or watercraft who fails to keep a
18 litter bag in his vehicle or watercraft after January 1,
19 1976, is in violation of this section and shall be fined
20 \$10.

21 Sec. 10. [174.10] [REMOVAL OF LITTER; RESPONSIBILITY.]
22 The removal of litter from receptacles placed at public
23 places is the responsibility of those state and local
24 agencies performing litter removal. Removal of litter from
25 litter receptacles placed on private property which is used
26 by the public is the responsibility of the owner.

27 Sec. 11. [174.11] [LITTER CONTROL ACCOUNT; CREATION;
28 COMPOSITION; APPROPRIATION.] There is created an account to
29 be known as the litter control account. All fines, bail
30 forfeitures, and other funds received pursuant to sections 1
31 to 13 shall be deposited in the litter control account and
32 used for the administration and implementation of sections 1

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1 to 13. All moneys in the litter control account are
2 appropriated annually to the department of highways to carry
3 out the purposes of sections 1 to 13.

4 Sec. 12. [174.12] [LITTER CONTROL ACCOUNT;
5 DISTRIBUTION OF FUNDS.] The commissioner shall allocate
6 funds annually from the litter control account for the
7 purposes of research, development, and public educational
8 programs concerning the litter problem. Grants may be made
9 available for these purposes to those persons deemed
10 appropriate and qualified by the commissioner.

11 Sec. 13. [174.13] [ADMINISTRATION OF ANTI-LITTER
12 PROGRAM.] The department shall be responsible for
13 coordinating the anti-litter program involving public and
14 private agencies. The department shall be the agent of the
15 state for receipt of public or private funds and gifts made
16 available for the purposes of sections 1 to 13.

17 Sec. 14. [APPROPRIATION.] There is appropriated from
18 the general fund to the litter control account in the
19 department of highways \$1,500,000 for the biennium ending
20 June 30, 1977.

21 Sec. 15. [REPEALER.] Minnesota Statutes 1974, Section
22 169.42, is repealed.

23 Sec. 16. [EFFECTIVE DATE.] This act is effective July
24 1, 1975.

House
Companion
No.

DUPLICATE
FIRST ENGROSSMENT

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, Sections 169.42 and 609.68.

B. D. No. 882813

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators Willet ARNOLD
Howard Olson

★ Read FIRST TIME APR 3 1975 and Referred to the
Committee on NATURAL RESOURCES AND AGRICULTURE
Committee Recommendation and Adoption of Report

To Pass as Amended Re-referred to the Committee
on FINANCE APR 23 1975

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

1286

Printed Page No.

S. F. No. 1286

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1 A bill for an act
2 relating to pollution; prohibiting littering;
3 prescribing the powers and duties of the
4 commissioner of highways in regard thereto;
5 prescribing penalties; creating a litter control
6 account and authorizing expenditures therefrom;
7 appropriating money; repealing Minnesota Statutes
8 1974, Sections 169.42 and 609.68.

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

10 Section 1. [174.01] (DEFINITIONS.) Subdivision 1. The
11 following terms have for purposes of sections 1 through 10
12 the meanings given them unless the context clearly indicates
13 otherwise.

14 Subd. 2. "Commissioner" means the commissioner of
15 highways.

16 Subd. 3. "Department" means the department of
17 highways.

18 Subd. 4. "Litter" means all waste material including
19 but not limited to any glass, bottles, nails, tacks, wire,
20 cans, garbage, swill, papers, carcass of any dead animal,
21 offal, trash or rubbish.

22 Subd. 5. "Litter bag" means a bag or container with a
23 capacity of at least one quart.

24 Subd. 6. "Person" means any corporation, partnership,

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1 association, or individual.

2 Subd. 7. "Vehicle" means any self-propelled device
3 licensed to be operated on the public highways of this state
4 or any snowmobile.

5 Subd. 8. "Watercraft" means any boat, ship, vessel,
6 barge, or other floating craft in which individuals or
7 personal property may be transported.

8 Subd. 9. "Public place" means any area that is used or
9 held out for use by the public, whether owned or operated by
10 public or private interests.

11 Sec. 2. [174.02] [RULES; APPLICATION.] In addition to
12 his other powers and duties, the commissioner shall
13 promulgate rules necessary to carry out the provisions of
14 sections 1 to 10, provided the rules are not inconsistent
15 with any rules promulgated by the director of the pollution
16 control agency concerning the transporting, storing,
17 dumping, or removing of solid waste. The rules shall
18 identify one or more types of approved litter receptacles
19 which are reasonably uniform in size and capacity, specify a
20 state-wide litter symbol which shall be displayed on each
21 litter receptacle, and specify standards concerning the
22 distribution and location of litter receptacles in public
23 places.

24 Sec. 3. [174.03] [ENFORCEMENT.] All peace officers as
25 defined in Minnesota Statutes 1974, Section 353E.02,
26 Subdivision 2, shall enforce the provisions of sections 1 to
27 10 and all rules adopted thereunder and may issue citations
28 to, and arrest without warrant, persons violating any
29 provision of sections 1 to 10 or any of the rules adopted
30 thereunder. Any person may file a complaint in regard to a
31 violation of sections 1 to 10 or the rules made thereunder
32 with the appropriate law enforcement agency. All law

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1 enforcement officials may serve and execute all warrants,
2 citations, and other process issued by courts in enforcing
3 the provisions of sections 1 to 10 and rules adopted
4 thereunder. Mailing by certified mail of a warrant,
5 citation, or other process to his last known place of
6 residence shall be deemed personal service on the person
7 charged.

8 Sec. 4. [174.04] [LITTERING PROHIBITED.] Subdivision
9 1. No person shall throw, place, dump, discard or otherwise
10 deposit, or cause to be thrown, placed, dumped, discarded or
11 otherwise deposited any litter on any public street,
12 highway, land, water or the ice thereon except with the
13 permission of and in the manner prescribed by the governing
14 body having jurisdiction over such public places.

15 Subd. 2. No person shall throw, place, dump, discard
16 or otherwise deposit, or cause to be thrown, placed, dumped,
17 discarded or otherwise deposited any litter on any privately
18 owned land or water or the ice thereon except with the
19 permission of and in the manner prescribed by the owner
20 thereof.

21 Subd. 3. Any person removing a wrecked or damaged
22 vehicle from a highway shall remove any glass or other
23 injurious substance dropped upon the highway from the
24 vehicle.

25 Subd. 4. No person shall drop or hurl any destructive
26 or injurious material or object at or upon any motor vehicle
27 or the occupants thereof upon any highway.

28 Sec. 5. [174.05] [VICARIOUS LIABILITY.] If a violation
29 of section 4, subdivisions 1 or 2, occurs in or from a
30 vehicle or watercraft and the individual violator cannot be
31 determined, the operator of a vehicle, as defined in
32 Minnesota Statutes 1974, Section 169.01, Subdivision 25, or

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1 the operator of a watercraft, as defined in Minnesota
2 Statutes 1974, Section 361.02, Subdivision 6, shall be
3 considered to have committed the violation. If the operator
4 cannot be determined, the person in legal possession of the
5 vehicle or watercraft shall be considered to have committed
6 the violation.

7 Sec. 6. [174.06] [LITTER RECEPTACLES; VIOLATIONS.] It
8 shall be the responsibility of any person owning or
9 operating any public place in which litter receptacles are
10 required by rule to obtain and place receptacles at his own
11 expense on the premises in accord with the rules adopted by
12 the commissioner. The owner or person operating a public
13 place may limit the litter placed in litter receptacles to
14 that which is normally contained in approved litter bags.

15 Sec. 7. [174.07] [LITTER BAGS; DESIGN AND
16 DISTRIBUTION; VIOLATIONS.] Subdivision 1. The department
17 may make available litter bags and other promotional
18 material bearing the statewide anti-litter symbol. By July
19 1, 1976, these litter bags may be distributed by the
20 department of public safety, at no charge, to the owner of
21 every licensed vehicle in this state at the time of license
22 renewal. The department may provide these litter bags at no
23 charge at rest areas and field offices. The department of
24 natural resources may make these litter bags available to
25 the owners of watercraft in this state at the time of
26 license renewal.

27 Subd. 2. No person shall operate a vehicle or a
28 watercraft unless it contains a litter bag.

29 Sec. 8. [174.08] [LITTER CONTROL PROGRAMS;
30 COOPERATION; DISTRIBUTION OF FUNDS.] The commissioner shall
31 coordinate programs involving public and private agencies
32 for the purposes of research, development, and public

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1 education concerning the litter problem. He shall actively
2 encourage the cooperation and support of labor, industry and
3 other persons interested in anti-litter activities. The
4 commissioner shall be the agent of the state for receipt of
5 public or private funds and gifts made available for purposes
6 of sections 1 to 10. He may make grants available for the
7 purposes stated in this section to those persons he deems
8 appropriate and qualified.

9 Sec. 9. [PENALTIES.] Subdivision 1. Any person who
10 violated the provisions of section 4 is guilty of a petty
11 misdemeanor.

12 Subd. 2. Any person who fails to provide litter
13 receptacles as provided in section 6 is guilty of a petty
14 misdemeanor.

15 Subd. 3. Any person who violates the provisions of
16 section 7, subdivision 2, may be fined \$10.

17 Subd. 4. Upon the conviction of any person for a
18 violation of section 4, subdivisions 1 or 2, the court may
19 order the violator to work under the supervision of a
20 conservation officer or the department for up to eight hours
21 in any program of litter removal or beautification.

22 Subd. 5. Any political subdivision which collects a
23 fine or bail forfeiture under the provisions of sections 1
24 to 10 shall forward one half the collected amounts to the
25 state treasury.

26 Sec. 10. [174.08] [NOTICE TO PUBLIC.] The commissioner
27 shall take appropriate actions necessary to inform the
28 public of the contents of sections 1 to 10 and the penalties
29 for violation thereof.

30 Sec. 11. [APPROPRIATION.] There is appropriated from
31 the general fund to the department of highways \$500,000 for
32 the biennium ending June 30, 1977.

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- 1 Sec. 12. [REPEALER.] Minnesota Statutes 1974, Sections
2 169.42 and 609.68 are repealed.
3 Sec. 13. [EFFECTIVE DATE.] This act is effective July
4 1, 1975.

House
Companion
No.

DUPLICATE

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.

B. D. No. B2819

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators Dunn Megner Roske
Read FIRST TIME APR 3 1975 and Referred to the
Committee on NATURAL RESOURCES AND AGRICULTURE

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

☐ OTHER ACTION
Refer to back of cover for other
action.

☐ CONFERENCE COMMITTEE ACTION
Refer to back of cover for conference
committee action.

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Printed Page No.

S. F. No. _____

SENATE
STATE OF MINNESOTA
SIXTY-NINTH LEGISLATURE

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S. F. NO. 1287

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Introduced by Dunn, Wegener and Renneke.
Read First Time Apr. 3, 1975, and Referred to
the Committee on Natural Resources and Agriculture.
Committee Recommendation. To Pass.
Committee Report Adopted Apr. 21, 1975.
Read Second Time Apr. 21, 1975.

1 A bill for an act

2 relating to natural resources; extending deadlines
3 for preparation of certain water and related land
4 resources plans, regulations, and recommendations;
5 amending Minnesota Statutes 1974, Sections
6 105.403; 105.41, Subdivisions 1a and 1b; 105.42,
7 Subdivision 1a; and 105.484.

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

9 Section 1. Minnesota Statutes 1974, Section 105.403,
10 is amended to read:

11 105.403 [WATER AND RELATED LAND RESOURCES PLANS.] The
12 commissioner of natural resources, in cooperation with other
13 state and federal agencies, regional development
14 commissions, the metropolitan council, local governmental
15 units, and citizens, shall prepare a statewide framework and
16 assessment water and related land resources plan for
17 presentation to the legislature by ~~November 15, 1975~~
18 January 1, 1977, for its review and approval or
19 disapproval. This plan shall relate each of the programs of
20 the department of natural resources for specific aspects of
21 water management to the others. The statewide plan shall
22 include but not be limited to provisions for the following:
23 (a) Regulation of improvements and land development by
24 abutting landowners of the beds, banks, and shores of lakes,

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1 streams, watercourses, and marshes by permit or otherwise in
2 order to preserve them for beneficial use;

3 (b) Regulation of construction of improvements on and
4 prevention of encroachments in the flood plains of the
5 rivers, streams, lakes, and marshes of the state;

6 (c) Reclamation or filling of wet and overflowed lands;

7 (d) Repair, improvement, relocation, modification or
8 consolidation in whole or in part of previously established
9 public drainage systems within the state;

10 (e) Preservation of wetland areas;

11 (f) Management of game and fish resources as related to
12 water resources;

13 (g) Control of water weeds;

14 (h) Control or alleviation of damages by flood waters;

15 (i) Alteration of stream channels for conveyance of
16 surface waters, navigation, and any other public purposes;

17 (j) Diversion or changing of watercourses in whole or
18 in part;

19 (k) Regulation of the flow of streams and conservation
20 of the waters thereof;

21 (l) Regulation of lake water levels;

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

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

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

31 (p) Regulation of uses of water surfaces,

32 Sec. 2. Minnesota Statutes 1974, Section 105.41,

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1 Subdivision 1a, is amended to read:

2 Subd. 1a. The commissioner shall submit to the
3 legislature by January 1, ~~1975~~ 1978, for its approval,
4 proposed rules governing the allocation of waters among
5 potential water users. These rules shall be based on the
6 following priorities for appropriation and use of water:

7 First priority. Domestic water supply, excluding
8 industrial and commercial uses of municipal water supply.
9 Agricultural irrigation, involving consumption in excess of
10 10,000 gallons per day.

11 Second priority. Any use of water that involves
12 consumption of less than 10,000 gallons of water per day.
13 For purposes of this section "consumption" shall mean water
14 withdrawn from a supply which is lost for immediate further
15 use in the area.

16 Third priority. Power production, involving
17 consumption in excess of 10,000 gallons per day.

18 Fourth priority. Industrial and commercial uses,
19 involving consumption in excess of 10,000 gallons per day.

20 Fifth priority. Other uses, involving consumption in
21 excess of 10,000 gallons per day.

22 Appropriation and use of surface water from streams
23 during periods of flood flows and high water levels shall be
24 encouraged subject to consideration of the purposes for use,
25 quantities to be used, and the number of persons
26 appropriating water.

27 Appropriation and use of surface water from lakes of
28 less than 500 acres in surface area shall be discouraged.

29 Diversions of water from the state for use in other
30 states or regions of the United States or Canada shall be
31 discouraged, subject to the jurisdiction of the United
32 States government.

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1 No permit shall be issued under this section unless it
2 is consistent with state, regional, and local water and
3 related land resources management plans, provided that
4 regional and local plans are consistent with statewide
5 plans.

6 Sec. 3. Minnesota Statutes 1974, Section 105.41,
7 Subdivision 1b, is amended to read:

8 Subd. 1b. No permit shall be required for the
9 appropriation and use of less than a minimum amount to be
10 established by the commissioner by regulation. Permits for
11 more than the minimum amount but less than an intermediate
12 amount to be specified by the commissioner by regulation
13 shall be processed and approved at the municipal, county, or
14 regional level based on regulations to be established by the
15 commissioner by January 1, ~~1977~~ 1979. The regulations
16 shall include provisions for reporting to the commissioner
17 the amounts of water appropriated pursuant to local permits.

18 Nothing in this section shall be construed to apply to
19 the use of water for domestic purposes serving at any time
20 less than 25 persons, and nothing in this subdivision shall
21 apply to any beneficial uses and rights, outside the
22 geographical limits of any municipality, in existence on
23 July 1, 1937, or to any beneficial uses and rights, within
24 the geographical limits of any municipality, in existence on
25 July 1, 1959.

26 Sec. 4. Minnesota Statutes 1974, Section 105.42,
27 Subdivision 1a, is amended to read:

28 Subd. 1a. The commissioner shall recommend by January
29 ~~15, 1975~~ 1, 1978, to the legislature ~~a comprehensive law~~
30 proposed legislation containing standards and criteria
31 governing the issuance and denial of permits under this
32 section. These standards and criteria shall relate to the

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1 diversion of water from other uses and changes in the level
2 of public waters to insure that projects will be completed
3 and maintained in a satisfactory manner. After ~~November 15,~~
4 ~~1975~~ the adoption of a statewide framework and assessment
5 water and related land resources plan pursuant to section
6 105.403 , a permit shall be granted under this section only
7 when the project conforms to state, regional, and local
8 water and related land resources management plans, and only
9 when it will involve a minimum of encroachment, change, or
10 damage to the environment, particularly the ecology of the
11 waterway. In those instances where a major change in the
12 resource is justified, permits shall include provisions to
13 compensate for the detrimental aspects of the change.

14 In unincorporated areas and, after January 1, 1976, in
15 incorporated areas, permits that will involve excavation in
16 the beds of public waters shall be granted only where the
17 area in which the excavation will take place is covered by a
18 shoreland conservation ordinance approved by the
19 commissioner and only where the work to be authorized is
20 consistent with the shoreland conservation ordinance. Each
21 permit that will involve excavation in the public waters
22 shall include provisions governing the deposition of spoil
23 materials.

24 No permit affecting flood waters shall be granted
25 except where the area covered by the permit is governed by a
26 flood plain management ordinance approved by the
27 commissioner and the conduct authorized by the permit is
28 consistent with the flood plain management ordinance,
29 provided that the commissioner has determined that
30 sufficient information is available for the adoption of a
31 flood plain ordinance. No permit involving the control of
32 flood waters by structural means, such as dams, dikes,

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1 levees, and channel improvements, shall be granted until
2 after the commissioner has given due consideration to all
3 other flood damage reduction alternatives. In developing
4 his policy with regard to placing emergency levees along the
5 banks of public waters under flood emergency conditions, the
6 commissioner shall consult and cooperate with the office of
7 emergency services.

8 No permit that will involve a change in the level of
9 public waters shall be granted unless the shoreland adjacent
10 to the waters to be changed is governed by a shoreland
11 conservation ordinance approved by the commissioner and the
12 change in water level is consistent with that shoreland
13 conservation ordinance. Standards and procedures for use in
14 deciding the level of a particular lake must insure that the
15 rights of all persons are protected when lake levels are
16 changed and shall include provisions for providing technical
17 advice to all persons involved, for establishing
18 alternatives to assist local agencies in resolving water
19 level conflicts, and mechanics necessary to provide for
20 local resolution of water problems within the state
21 guidelines.

22 Sec. 5. Minnesota Statutes 1974, Section 105.484, is
23 amended to read:

24 105.484 [LAKE IMPROVEMENTS; GRANTS IN AID; PRIORITIES.]
25 The commissioner of natural resources with the assistance of
26 the pollution control agency and the state planning agency
27 shall make an assessment of the need for particular kinds of
28 lake improvements including improvements related to
29 pollution problems, high or low water levels, and any other
30 resource management considerations and ~~to~~ develop by January
31 1, ~~1975~~ 1977, criteria for allocating state aid funds
32 among proposed projects. Where these relate to control of

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1 or studies of sources and effects of wastes per se, any
2 grant funds for such work shall be under the pollution
3 control agency directly or subject to the pollution control
4 agency priority system. Provisions shall be included to
5 insure that any federal program of aid to local lake
6 improvement projects serves to reduce the local share of
7 project costs rather than reducing only the state's share.

House
Companion
No.

DUPLICATE

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.

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____
Committee on _____ and Referred to the
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

☐ OTHER ACTION
Refer to back of cover for other
action.

☐ CONFERENCE COMMITTEE ACTION
Refer to back of cover for conference
committee action.

SENATE ACTION

B. D. No. B3035

Introduced by Senators Puckert Stenmark
★ Read FIRST TIME APR 3 1975
Committee on NATURAL RESOURCES AND AGRICULTURE
and Referred to the
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

1288

S. F.

No.

Printed Page No.

1288

Messrs. Renneke, Purfeerst and Dunn introduced--

S. F. No. 1288: Referred to the Committee on NATURAL RESOURCES AND AGRICULTURE

1 A bill for an act

2 relating to highway traffic regulations;
3 littering; providing penalties; amending Minnesota
4 Statutes 1974, Section 169.42, Subdivisions 1 and
5 5.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

7 Section 1. Minnesota Statutes 1974, Section 169.42,
8 Subdivision 1, is amended to read:

9 169.42 [LITTERING OR PLACING REFUSE UPON HIGHWAYS OR
10 ADJACENT LANDS, PRIVATE PROPERTY, PARKS OR PUBLIC PLACE;
11 DROPPING OBJECTS ON VEHICLES.] Subdivision 1. No person
12 shall throw, deposit, place or dump, or cause to be thrown,
13 deposited, placed or dumped upon any street or highway or
14 upon any public or privately owned land adjacent thereto
15 without the owner's consent any glass bottle, glass, nails,
16 tacks, wire, cans, tires, garbage, swill, papers, ashes,
17 refuse, carcass of any dead animal, offal, trash or rubbish
18 or any other form of offensive matter or any other substance
19 likely to injure any person, animal or vehicle upon any such
20 street or highway.

21 Sec. 2. Minnesota Statutes 1974, Section 169.42,
22 Subdivision 5, is amended to read:

23 Subd. 5. Any person violating the provisions of this

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1 section shall be guilty of a misdemeanor. The record of any
2 conviction of or plea of guilty under this section of a
3 person operating a motor vehicle shall be immediately
4 forwarded to the department of public safety for inclusion
5 upon that offender's driving record. Any second offense or
6 offense thereafter under this section shall require a
7 minimum fine in the amount of \$100. Any judge or magistrate
8 may, for any violation of this section, order the offender
9 to pick up all litter along both sides of a one mile long
10 segment of roadway of any public highway or road ~~for four to~~
11 ~~eight hours~~ under the direction of the department of
12 highways, with the option of a jail sentence being imposed.

House
Companion
No.

DUPLICATE

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.

B. D. No. B3080

SENATE ACTION

Introduced by Senators

Regeil

[Signature]

★ Read FIRST TIME

APR 3 1975

Committee on

NATURAL RESOURCES AND AGRICULTURE

and Referred to the

Committee Recommendation and Adoption of Report

★

Read SECOND TIME

Committee of the Whole

★

Read THIRD TIME

Passed by the Senate

Transmitted to the House

Secretary of the Senate
State of Minnesota

COMPARISON ACTION

Date

_____ moved that

_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date

Upon motion of

_____ F. No. _____ was substituted

for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House

Laid on Table

Taken from Table

CONCURRENCE

Date

The Senate concurred in House amendments to

S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

HOUSE ACTION

House Companion
is H. F. No. _____

★

Read FIRST TIME

Committee on

_____ and Referred to the

Committee Recommendation and Adoption of Report

★

Read SECOND TIME

Committee of the Whole

★

Read THIRD TIME

Passed by the House

Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐

Refer to back of cover for other
action.

☐

CONFERENCE COMMITTEE ACTION

Refer to back of cover for conference
committee action.

1289

S. F. No.

Printed Page No.

1289

Mr. Perpich, A. J. introduced--

S. F. No. 1289: Referred to the Committee on NATURAL RESOURCES AND AGRICULTURE

1 A bill for an act

2 relating to natural resources; prohibiting
3 motorized vehicles on Twin Cities metropolitan
4 lakes; providing for access acquisition; providing
5 penalties; appropriating money.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

7 Section 1. No person may operate a motor boat,
8 snowmobile or other motorized vehicle on a lake in Hennepin,
9 Ramsey, Dakota, Carver, Scott, Washington or Anoka counties.
10 Violation of this section is a misdemeanor.

11 Sec. 2. There is hereby appropriated to the department
12 of natural resources from the general fund \$..... to
13 acquire portions of lakes in the state to provide public
14 access to those lakes.

House
Companion
No.

DUPLICATE

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.

B. D. No. B2982

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators _____

★ Read FIRST TIME _____ APR 3 1975 _____ and Referred to the
Committee on LABOR AND COMMERCE

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

1290

Printed Page No.

S. F.

No.

SENATE
STATE OF MINNESOTA
SIXTY-NINTH LEGISLATURE

326

S. F. NO. 1290

1290

Introduced by Laufenburger; Keefe, S. and Kleinbaum.
Read First Time Apr. 3, 1975, and Referred to
the Committee on Labor and Commerce.
Committee Recommendation. To Pass.
Committee Report Adopted Apr. 21, 1975.
Read Second Time Apr. 21, 1975.

1 A bill for an act
2 relating to licensing and registration of
3 architects, professional engineers and land
4 surveyors; amending Minnesota Statutes 1974,
5 Sections 326.07; 326.09; 326.10; 326.11,
6 Subdivisions 1, 2, and 4; 326.13; and 326.14.
7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
8 Section 1. Minnesota Statutes 1974, Section 326.07, is
9 amended to read:
10 326.07 [BOARD, MEETINGS OF, OFFICERS, QUORUM.] The
11 board shall hold a meeting within 30 days after its members
12 are first appointed, and thereafter shall hold at least two
13 regular meetings each year. Special meetings shall be held
14 at such times as the bylaws of the board may provide.
15 Notice of all meetings shall be given in such manner as the
16 bylaws may provide. The board shall elect annually from its
17 members a chairman, a vice-chairman-~~and~~ , a
18 ~~secretary-treasurer~~ secretary, and a treasurer . A quorum
19 of the board shall consist of not less than eight members,
20 of whom two shall be architects, three engineers, and three
21 public members.
22 Sec. 2. Minnesota Statutes 1974, Section 326.09, is
23 amended to read:

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1 326.09 [RECORDS AND REPORTS OF BOARD.] The board shall
2 keep a record of its proceedings and a register of all
3 applicants for registration, showing for each the date of
4 application, name, age, educational and other
5 qualifications, place of business, and the place of
6 residence, whether or not an examination was required and
7 whether the applicant was rejected or a certificate of
8 registration granted, and the date of such action. The
9 books and register of the board shall be prima facie
10 evidence of all matters recorded therein. A roster showing
11 the names and places of business ~~and~~ or of residence of all
12 registered architects, engineers, and land surveyors shall
13 be prepared by the ~~secretary-treasurer~~ executive secretary
14 of the board during the month of ~~January~~ July, of each
15 even numbered year ~~7~~. Roster supplements listing newly
16 registered persons shall be published semi-annually between
17 publications of the biennial roster. ~~Such roster shall~~
18 rosters may be printed out of the funds of the board, as
19 provided in section 326.08. On or before the first day of
20 October in each even numbered year, the board shall submit a
21 biennial report to the governor covering its activities
22 during the two preceding fiscal years, together with a
23 complete statement of the receipts and expenditures of the
24 board, signed by the chairman and the ~~secretary-treasurer~~
25 treasurer, and a copy of the roster, with supplements, of
26 registered architects, registered engineers, and registered
27 land surveyors.

28 Sec. 3. Minnesota Statutes 1974, Section 326.10, is
29 amended to read:

30 326.10 [CERTIFICATES OF REGISTRATION.] Subdivision 1.
31 [ISSUANCE.] The board shall on application therefor on a
32 prescribed form, and the payment of ~~a~~ a such fee ~~of \$15~~ as

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1 the board shall, by regulation, determine , issue a
2 certificate of registration as an architect, engineer, or
3 land surveyor. A separate fee shall be paid for each
4 profession registered.

5 (1) To any person over 25 years of age, ~~who is a~~
6 ~~citizen of the United States or Canada, or who has made~~
7 ~~declaration of his intention to become a citizen of the~~
8 ~~United States, who speaks and writes the English language,~~
9 who is of good moral character and repute, ~~and has been~~
10 ~~actively engaged for eight or more years in architectural or~~
11 ~~engineering work, or engaged for six or more years in land~~
12 ~~surveying. The character of such work shall be satisfactory~~
13 ~~to the board. Each scholastic year of teaching or of study~~
14 ~~satisfactorily completed of architecture in a school or~~
15 ~~college of architecture accredited by the national~~
16 ~~architectural accrediting board, or for each scholastic year~~
17 ~~of teaching or of study satisfactorily completed of~~
18 ~~engineering in an engineering curriculum accredited by the~~
19 ~~engineers' council for professional development, or for the~~
20 ~~land surveyor each scholastic year of teaching or of study~~
21 ~~satisfactorily completed in an engineering and land~~
22 ~~surveying curriculum accredited by the engineers' council~~
23 ~~for professional development, shall be considered as~~
24 ~~equivalent to one year of such active engagements, provided~~
25 ~~however, that three years of actual experience of a standard~~
26 ~~satisfactory to the board shall be required in addition to~~
27 school attendance and who shall have such experience and
28 educational qualifications as the board, by regulation,
29 shall require .

30 ~~An honorably discharged veteran of World War I or World~~
31 ~~War II shall be given credit for such experience or~~
32 ~~education gained in the armed services of the United States~~

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1 ~~as meets the standards fixed by the board,~~

2 (2) To any person who holds ~~a like~~ an unexpired
3 certificate of registration issued to him by proper
4 authority in the District of Columbia, ~~in~~ any state or
5 territory of the United States, ~~or in~~ any province of
6 Canada, or any foreign country, in which the requirements
7 for registration of architects, engineers, or land surveyors
8 were, respectively, at the time of their registration in
9 such other jurisdiction were equal, in the opinion of the
10 board, to those fixed by the board and by the laws of this
11 state, and in which similar privileges are extended to the
12 holders of certificates of registration issued by this
13 state. The board may require such person to submit a
14 certificate of his technical qualification from the National
15 Council of Architectural Registration Boards in the case of
16 an architect, and from the National Council of Engineering
17 Examiners in the case of an engineer.

18 Subd. 2. [EXAMINATION.] The board may subject any
19 applicant for registration, or certification as an
20 engineer-in-training or land surveyor-in-training, to such
21 examinations as may be deemed necessary to establish his
22 qualifications.

23 In determining the qualifications in such cases of
24 applicants for registration as architects, a majority vote
25 of the architect members of the board only shall be
26 required; in determining the qualifications in such cases of
27 applicants for registration as engineers, a majority vote of
28 the engineer members of the board only, shall be required;
29 and in determining the qualifications of applicants for
30 registration as land surveyors, the affirmative vote of the
31 land surveyor member and of one engineer of the board only,
32 shall be required.

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1 Subd. 4. [EXPIRATION.] Certificates of registration
2 shall expire on the last day of the ~~calendar~~ fiscal year
3 for next succeeding the year in which they are issued and
4 shall become invalid on that date unless renewed. It shall
5 be the duty of the ~~secretary-treasurer~~ executive secretary
6 of the board to notify, by mail, every person registered of
7 the date of the expiration of his certificate and the amount
8 of fee required for its renewal ~~for one year~~ ; such notice
9 shall be mailed to the registrant at his address as shown on
10 the records of the board at least one month in advance of
11 the date of the expiration of the certificate. Renewal may
12 be effected on or before ~~December 31~~ June 30 of ~~each the~~
13 year of expiration by the payment of a fee ~~of not to exceed~~
14 ~~\$15~~ in such manner and in such amount as the board, by
15 regulation, shall determine for each profession.

16 Subd. 5. [DELAYED RENEWAL FEE.] The failure on the
17 part of any registrant to renew his certificate ~~annually~~
18 before ~~December 31~~ June 30 of the year of expiration shall
19 not deprive such person of his right of renewal thereafter,
20 but the fee to be paid for the late renewal of the
21 certificate shall be \$3 for each profession in addition to
22 the renewal fee for each profession.

23 Subd. 7. [ENGINEER-IN-TRAINING; LAND
24 SURVEYOR-IN-TRAINING.] ~~(i) Any applicant for certification~~
25 ~~as an architect-in-training who is a graduate with a~~
26 ~~bachelor of architecture degree from an accredited school or~~
27 ~~college of architecture or who has had equivalent education~~
28 ~~or experience or a combination thereof of a grade and~~
29 ~~character acceptable to the board shall receive from the~~
30 ~~board upon passing an examination in fundamental~~
31 ~~architectural subjects, a certificate stating that he has~~
32 ~~passed such examination and that his name has been recorded~~

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1 ~~as an architect-in-training,~~

2 ~~(1) Any~~ An applicant for certification as an
3 engineer-in-training who is a graduate with a bachelor of
4 engineering degree from a school or college having an
5 accredited engineering curriculum accredited by the
6 engineers' council for professional development or who has
7 had equivalent education or experience or a combination
8 thereof of a grade and character acceptable to the board
9 whose education, in the opinion of the board, is equivalent
10 thereto, shall receive from the board, upon passing an
11 examination in fundamental engineering subjects, a
12 certificate stating that he has passed such examination and
13 that his name has been recorded as an engineer-in-training.

14 ~~(2) Any~~ An applicant for certification as a land
15 surveyor-in-training who has had a minimum of four years of
16 qualifying experience of a character satisfactory to the
17 board, of which a formal education in an accredited
18 engineering or land surveying curriculum may constitute a
19 part thereof, shall receive from the board, upon passing a
20 written examination on in the fundamentals of mathematics
21 and the basic principles of land surveying, a certificate
22 stating that he has passed such examination and that his
23 name has been recorded as a land surveyor-in-training.

24 Sec. 4, Minnesota Statutes 1974, Section 326.11,
25 Subdivision 1, is amended to read:

26 326.11 (CERTIFICATES OF REGISTRATION, REVOCATION,
27 RE-ISSUE, DUPLICATES.) Subdivision 1. [REVOCATION.] The
28 board shall have the power to revoke or suspend as
29 hereinafter provided, the certificate of registration of any
30 architect, engineer, or land surveyor, who is found guilty
31 by the board of any fraud or deceit in obtaining a
32 certificate of registration, or of attaching his seal or

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1 signature to any plan, specification, report, plat, or other
2 architectural, engineering, or land surveying document not
3 prepared by him or under his direct supervision, or of gross
4 negligence, incompetency, or misconduct in the practice of
5 architecture, engineering, or land surveying, or upon
6 conviction of any violation of sections 326.02 to 326.16 or
7 amendments thereof, or of any crime involving moral
8 turpitude or upon adjudication of insanity or incompetency,
9 and in the case of such conviction or adjudication, such
10 revocation or suspension may be made by the board on its own
11 motion on the filing with its ~~secretary-treasurer~~ secretary
12 of a copy of the minutes of such conviction and judgment or
13 adjudication, duly certified by the clerk in whose custody
14 they are, the same to be conclusive evidence of such
15 conviction or adjudication.

16 Sec. 5. Minnesota Statutes 1974, Section 326.11,
17 Subdivision 2, is amended to read:

18 Subd. 2. [CHARGES.] Any person may prefer charges of
19 such fraud, deceit, misuse of seal or signature or of ~~such~~
20 gross negligence, incompetency, or misconduct against any
21 person registered hereunder. Such charges shall be in
22 writing, sworn to by the complainant, filed with the
23 ~~secretary-treasurer~~ secretary and submitted by him to the
24 board; and, unless dismissed without hearing by the board as
25 unfounded or ~~trivial~~ not warranting further proceedings,
26 shall be heard or determined by the board within three
27 months after the date of such filing with the
28 ~~secretary-treasurer~~ secretary. A time and place for such
29 hearing shall be fixed by the board.

30 Sec. 6. Minnesota Statutes 1974, Section 326.11,
31 Subdivision 4, is amended to read:

32 Subd. 4. [HEARING.] The hearing, and all proceedings

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1 to revoke or suspend a certificate of registration, shall be
2 conducted in accordance with the provisions of Minnesota
3 Statutes, Chapter 15, for the conduct of contested cases.
4 At the hearing the accused shall have the right to appear
5 personally and by counsel, to cross-examine witnesses
6 against him, and to produce evidence and witnesses in his
7 defense. If, after said hearing, six or more members vote
8 in favor of finding the accused guilty of any charge made
9 against him, the board may revoke or suspend the certificate
10 of registration of the accused.

11 Sec. 7. Minnesota Statutes 1974, Section 326.13, is
12 amended to read:

13 326.13 [PRACTICE EXEMPT.] ~~Registration under the~~
14 ~~provisions of sections 326.02 to 326.15 shall not be~~
15 ~~required for the following types of professional practice~~
16 Practice of architecture, engineering or land surveying in
17 this state prior to registration by the board shall be
18 permitted under the following conditions and limitations :

19 ~~(1) Practice as an architect or an engineer, in this~~
20 ~~state.~~ By any person or firm not a resident of and having no
21 established place of business in this state, or any person
22 or firm resident in this state, but whose arrival in the
23 state is recent; provided, however, such person ~~shall have~~
24 ~~filed an application for registration as an architect or an~~
25 ~~engineer, and shall have paid the fee provided for in~~
26 ~~section 326.10.~~ Such exemption shall continue for only such
27 reasonable time as the board requires in which to consider
28 and grant or deny the application for registration; and,
29 provided, such person or a person connected with such firm;

30 (a) is legally registered and qualified to practice
31 such profession in his own a state or country in which the
32 requirements and qualifications for obtaining a certificate

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1 ~~of registration are not lower than those specified in~~
2 ~~sections 326.02 to 326.15;~~ to which the board grants
3 registration by comity in accordance with the provisions of
4 section 326.10, subdivision 1, clause (2); and

5 (b) shall have filed an application for registration as
6 an architect or an engineer, shall have paid the fee
7 provided for in section 326.10, and shall have been notified
8 by the board that the applicant meets the requirements for
9 registration in this state and is entitled to receive a
10 certificate of registration;

11 (c) notwithstanding the provisions of paragraph (b) and
12 prior to the notification provided for therein, an applicant
13 who meets the requirements of paragraph (a) shall be
14 permitted to practice in this state provided that such
15 practice is limited solely to solicitation of work within
16 the terms of sections 326.02 to 326.16;

17 (2) Practice as an architect, an engineer, or a land
18 surveyor by any person not a resident of, and having no
19 established place of business in, this state, as ~~a~~ the
20 consulting associate of an architect, an engineer, or a land
21 surveyor, respectively, who is registered under the
22 provisions of sections 326.02 to 326.15; provided, the
23 non-resident is registered and qualified for such
24 professional service to practice his profession in his own
25 a state or country to which the board grants registration by
26 comity in accordance with the provisions of section 326.10,
27 subdivision 1, clause (2) ;

28 (3) Practice as an architect, an engineer, or a land
29 surveyor solely as an officer or employee of the United
30 States.

31 Sec. 8. Minnesota Statutes 1974, Section 326.14, is
32 amended to read:

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1 326.14 [CORPORATIONS, PARTNERSHIPS OR OTHER FIRMS
2 AUTHORIZED.] A corporation~~or~~ , partnership or other firm
3 may engage in work of an architectural or engineering
4 character, or in land surveying in this state, provided the
5 person or persons connected with such corporation~~or~~ ,
6 partnership or other firm in responsible charge of such work
7 is or are registered as herein required for the practice of
8 architecture, engineering and land surveying.

House
Companion
No.

DUPLICATE

FIRST ENGROSSMENT

S. F. NO. 1290

A bill for an act relating to architects, engineers, surveyors and landscape architects; providing for registration and regulation of landscape architects; changing the number of board members required to revoke, suspend or reissue a certification of registration; 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; etc.

B. D. No. B2982

SENATE ACTION

Introduced by Senators

Read FIRST TIME APR 3 1975 and Referred to the
Committee on LABOR AND COMMERCE

Committee Recommendation and Adoption of Report

To pass APR 21 1975

★ Read SECOND TIME APR 21 1975
Committee of the Whole

APR 24 1975

★ Read THIRD TIME APR 26 1975
Passed by the Senate APR 26 1975
Transmitted to the House APR 26 1975

Patricia E. Flaherty
Secretary of the Senate
State of Minnesota

COMPARISON ACTION

Date MAY 1 1975

Adams, R. moved that
S. F. No. 1290 and H. F. No. 1006
be referred for comparison.

Date MAY 5 1975

Upon motion of *Adams, R.*
S. F. No. 1290 was substituted
for H. F. No. 1006 which
was indefinitely postponed.

(SENATE ACTION)

Received from House MAY 6 1975

Laid on Table MAY 8 1975

Taken from Table MAY 15 1975

CONCURRENCE

MAY 15 1975

Date
The Senate concurred in House amendments to

S. F. No. 1290 and repassed
the bill as amended.

Patricia E. Flaherty
Secretary of the Senate

HOUSE ACTION

House Companion
is H. F. No. —

★ Read FIRST TIME APR 28 1975 and Referred to the
Committee on GOVERNMENTAL OPERATIONS *Rescinded by motion and re-referred*
Committee Recommendation and Adoption of Report for Comparison with H. F. No. 1006

now on *Special Order* MAY 1 1975

ef Substituted for H. F. No. 1006 MAY 5 1975

★ Read SECOND TIME MAY 5 1975
Committee of the Whole

Spanned end
★ Read THIRD TIME *as amended* MAY 6 1975
Passed by the House *as amended* MAY 6 1975
Returned to the Senate MAY 6 1975
Edward J. Berdick
Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

1290

Printed Page No.

S. F. No. 1290

1290

1 A bill for an act

2 relating to architects, engineers, surveyors and
3 landscape architects; providing for registration
4 and regulation of landscape architects; changing
5 the number of board members required to revoke,
6 suspend or reissue a certification of
7 registration; amending Minnesota Statutes 1974,
8 Sections 326.02, Subdivisions 1 and 5, and by
9 adding a subdivision; 326.03, Subdivisions 1 and
10 4; 326.04; 326.05; 326.06; 326.07; 326.08,
11 Subdivision 2; 326.09; 326.10; 326.11,
12 Subdivisions 1, 2, 4, and 5; 326.12; 326.13; and
13 326.14.

14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

15 Section 1. Minnesota Statutes 1974, Section 326.02,
16 Subdivision 1, is amended to read:

17 326.02 [REGISTRATION OF ARCHITECTS, ENGINEERS,
18 SURVEYORS AND LANDSCAPE ARCHITECTS.] Subdivision 1.
19 [REGISTRATION MANDATORY.] In order to safeguard life,
20 health, and property, and to promote the public welfare, any
21 person in either public or private capacity practicing, or
22 offering to practice, architecture, professional
23 engineering, ~~or~~ land surveying or landscape architecture in
24 this state, either as an individual, a co-partner, or as
25 agent of another, shall be registered as hereinafter
26 provided. It shall be unlawful for any person to practice,
27 or to offer to practice, in this state, architecture,

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1 professional engineering, ~~or~~ land surveying or landscape,
2 architecture, or to solicit or to contract to furnish work
3 within the terms of sections 326.02 to 326.16, or to use in
4 connection with his name, or to otherwise assume, use or
5 advertise any title or description tending to convey the
6 impression that he is an architect, professional engineer
7 (hereinafter called engineer) ~~or~~ , land surveyor or
8 landscape architect, unless such person is qualified by
9 registration under sections 326.02 to 326.16.

10 Sec. 2. Minnesota Statutes 1974, Section 326.02, is
11 amended by adding a subdivision to read:

12 Subd. 4a. [PRACTICE OF LANDSCAPE ARCHITECTURE.] Any
13 person shall be deemed to be practicing landscape
14 architecture, within the meaning of sections 326.02 to
15 326.16, who holds himself out as able to perform or who does
16 perform any professional service in connection with the
17 development of land areas where the dominant purpose of the
18 service is the preservation, enhancement or determination of
19 proper land uses, natural land features, ground cover and
20 planting, naturalistic and aesthetic values, the settings,
21 approaches or environment for structures or other
22 improvements, and the consideration and determination of
23 inherent problems of the land relating to erosion, wear and
24 tear, blight and hazards. This practice shall include the
25 location and arrangement of tangible objects and features
26 incidental and necessary to the purposes outlined but shall
27 not include the design of structures or facilities with
28 separate and selfcontained purposes as ordinarily included
29 in the practice of engineering or architecture or the
30 preparation of boundary surveys or final land plats, as
31 ordinarily included in the practice of land surveying.

32 Nothing contained in sections 326.02 to 326.16

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- 1 concerning landscape architects shall be construed:
- 2 (a) To apply to a professional engineer duly registered
3 under the laws of this state;
- 4 (b) To apply to an architect registered under the laws
5 of this state;
- 6 (c) To apply to a land surveyor registered under the
7 laws of this state;
- 8 (d) To prevent a registered architect or professional
9 engineer from doing landscape planning and designing;
- 10 (e) To exclude nurserymen or other small businessmen
11 from the preparation of landscape plans appropriate to the
12 normal operation of their business;
- 13 (f) To authorize a landscape architect to engage in the
14 practice of architecture, engineering, or land surveying;
- 15 No person shall use the designation landscape architect
16 or any title or device indicating or representing that the
17 person is a landscape architect or is practicing landscape
18 architecture unless the person is registered under the
19 provisions of sections 326.02 to 326.16.

20 Sec. 3. Minnesota Statutes 1974 Section 326.02,
21 Subdivision 5, is amended to read:

22 Subd. 5. [LIMITATION.] The provisions of sections
23 326.02 to 326.16 shall not apply to the preparation of plans
24 and specifications for the erection, enlargement, or
25 alteration of any building or other structure by any person,
26 for his exclusive occupancy or use, unless such occupancy or
27 use involves the public health or safety or the health or
28 safety of the employees of said person, or of the buildings
29 listed in section 326.03, subdivision 2, nor to any detailed
30 or shop plans required to be furnished by a contractor to a
31 registered engineer, landscape architect, or architect, nor
32 to any standardized manufactured product, nor to any

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1 construction superintendent supervising the execution of,
2 work designed by an architect , landscape architect, or
3 engineer registered in accordance with section 326.03, nor
4 to the planning for and supervision of the construction and
5 installation of work by an electrical contractor or master
6 plumber as defined in and licensed pursuant to this chapter,
7 where such work is within the scope of such licensed
8 activity and not within the practice of professional
9 engineering or architecture as defined in section 326.02,
10 subdivisions 2 and 3.

11 Sec. 4. Minnesota Statutes 1974, Section 326.03,
12 subdivision 1, is amended to read:

13 326.03 [REGISTRATION REQUIRED.] Subdivision 1. No
14 person, except an architect, engineer-~~or~~ , land surveyor or
15 landscape architect , registered as provided for in sections
16 326.02 to 326.15 shall practice architecture, professional
17 engineering, ~~or~~ land surveying or landscape architecture ,
18 respectively, in the preparation of plans, specifications,
19 report, plats or other architectural, engineering, ~~or~~ land
20 surveying or landscape architectural documents, or in the
21 observation of architectural, engineering, ~~or~~ land surveying
22 or landscape architectural projects.

23 Sec. 5. Minnesota Statutes 1974, Section 326.03,
24 subdivision 4, is amended to read:

25 Subd. 4. The provisions hereof shall not apply to any
26 person holding an elective office when in discharging the
27 duties thereof such person is required to do work or perform
28 service of the character of work or service usually done or
29 performed by an architect, engineer, ~~or~~ land surveyor or
30 landscape architect .

31 Sec. 6. Minnesota Statutes 1974, Section 326.04, is
32 amended to read:

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1 326.04 [STATE BOARD OF REGISTRATION FOR ARCHITECTS,
2 ENGINEERS, AND SURVEYORS.] To carry out the provisions of
3 sections 326.02 to 326.15 there is hereby created a state
4 board of registration for architects, engineers, ~~and~~ land
5 surveyors, and landscape architects (hereinafter called the
6 board) consisting of ~~fifteen~~ sixteen members, who shall be
7 appointed by the governor. Three members shall be
8 registered architects, five members shall be registered
9 engineers, one member shall be a landscape architect, one
10 member shall be a registered land surveyor and six members
11 shall be public members as defined for purposes of Laws
12 1973, Chapter 638. Not more than one member of said board
13 shall be from the same branch of the profession of
14 engineering. The members of the first board shall be
15 appointed to serve for the following terms: two members for
16 one year; two members for two years; two members for three
17 years; and one member for four years, said term ending on
18 the first day of January of the succeeding years. On the
19 expiration of each of said terms the term of office of each
20 newly appointed or reappointed member of the board shall be
21 for a period of four years and shall terminate on the first
22 day of January; except that each member shall hold over
23 after the expiration of his term until his successor shall
24 have been duly appointed and qualified. The two engineering
25 members of the board added by this amendment shall be
26 appointed for the following term: one for a term ending on
27 the first day of January of the next succeeding year, and
28 one for a term ending on the first day of January of the
29 second succeeding year following his appointment. The first
30 landscape architect member shall be appointed as soon as
31 possible and no later than 60 days after the effective date
32 of this act and shall serve for a term to end on January 1,

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1 1977. Thereafter their successors shall be appointed for a
2 term of four years as provided for the other members of the
3 board. Each public member of the board shall be appointed
4 for a term of four years, provided that of the initial
5 public members appointed two shall serve for a term of one
6 year, two shall serve for a term of two years, and two shall
7 serve for a term of three years. The governor may remove
8 any member of the board for misconduct, incompetency or
9 neglect of duty. Vacancies in the membership of the board,
10 however created, shall be filled by appointment by the
11 governor for the unexpired term.

12 Sec. 7. Minnesota Statutes 1974, Section 326.05, is
13 amended to read:

14 326.05 [QUALIFICATIONS OF BOARD MEMBERS.] Each member
15 of the board shall be a citizen of the United States and a
16 resident of this state at the time of his appointment. Each
17 member except the public members shall have been engaged in
18 the practice of his profession for at least ten years and
19 shall have been in responsible charge of work for at least
20 five years. Each such member shall be a member in good
21 standing of a recognized society of architects, engineers,
22 or land surveyors or landscape architects ; and, except as
23 provided in section 326.06, shall be a registered architect,
24 registered engineer, ~~or~~ registered land surveyor or
25 registered landscape architect .

26 Sec. 8. Minnesota Statutes 1974, Section 326.06, is
27 amended to read:

28 326.06 [GENERAL POWERS AND DUTIES OF BOARD.] Each
29 member of the board shall receive a certificate of
30 appointment from the governor, and, before beginning his
31 term of office, shall file with the secretary of state the
32 constitutional oath of office. The board, or any committee

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1 thereof, shall be entitled to the services of the attorney
2 general in connection with the affairs of the board, and the
3 board shall have power to compel the attendance of
4 witnesses, administer oaths, and take testimony and proofs
5 concerning all matters within its jurisdiction. The board
6 shall adopt and have an official seal, which shall be
7 affixed to all certificates of registration granted; shall
8 make all bylaws and rules, not inconsistent with law, needed
9 in performing its duties; and shall fix standards for
10 determining the qualifications of applicants for
11 certificates, which shall not exceed the requirements
12 contained in the curriculum of a recognized school of
13 architecture , landscape architecture or engineering.

14 Sec. 9. Minnesota Statutes 1974, Section 326.07, is
15 amended to read:

16 326.07 [BOARD, MEETINGS OF, OFFICERS, QUORUM.] The
17 board shall hold a meeting within 30 days after its members
18 are first appointed, and thereafter shall hold at least two
19 regular meetings each year. Special meetings shall be held
20 at such times as the bylaws of the board may provide.
21 Notice of all meetings shall be given in such manner as the
22 bylaws may provide. The board shall elect annually from its
23 members a chairman, a vice-chairman ~~and~~ , a
24 ~~secretary-treasurer~~ secretary and a treasurer . A quorum
25 of the board shall consist of not less than ~~eight~~ nine
26 members, of whom ~~two~~ three shall be architects or landscape
27 architects or land surveyors , three engineers, and three
28 public members.

29 Sec. 10. Minnesota Statutes 1974, Section 326.08,
30 Subdivision 2, is amended to read:

31 Subd. 2. Any member of the board, the executive
32 secretary of the board, or the attorney for the board may be

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1 authorized by the board to attend any architectural,
2 engineering, ~~or~~ land surveying or landscape architectural
3 conference or meeting held outside of this state, the major
4 purpose of which is the consideration of problems directly
5 associated with the registration of architects, professional
6 engineers, ~~or~~ land surveyors or landscape architects. In
7 addition to any subsistence and travel allowance prescribed
8 by law for travel outside of the state, a member of the
9 board who attends such an architectural, engineering, ~~or~~
10 land surveying or landscape architectural conference or
11 meeting pursuant to authorization by the board shall receive
12 \$35 for each day or portion thereof he attends the
13 conference or meeting or travels to or from the conference
14 or meeting.

15 Sec. 11. Minnesota Statutes 1974, Section 326.09, is
16 amended to read:

17 326.09 [RECORDS AND REPORTS OF BOARD.] The board shall
18 keep a record of its proceedings and a register of all
19 applicants for registration, showing for each the date of
20 application, name, age, educational and other
21 qualifications, place of business, and the place of
22 residence, whether or not an examination was required and
23 whether the applicant was rejected or a certificate of
24 registration granted, and the date of such action. The
25 books and register of the board shall be prima facie
26 evidence of all matters recorded therein. A roster showing
27 the names and places of business ~~and~~ or of residence of all
28 registered architects, engineers, ~~and~~ land surveyors and
29 landscape architects shall be prepared by the
30 ~~secretary-treasurer~~ executive secretary of the board during
31 the month of ~~January~~ July, of each even numbered year ~~year~~.
32 Roster supplements listing newly registered persons shall be

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1 published semi-annually between publications of the biennial
2 roster. ~~such roster shall~~ Rosters may be printed out of
3 the funds of the board, as provided in section 326.08. On
4 or before the first day of October in each even numbered
5 year, the board shall submit a biennial report to the
6 governor covering its activities during the two preceding
7 fiscal years, together with a complete statement of the
8 receipts and expenditures of the board, signed by the
9 chairman and the ~~secretary-treasurer~~ treasurer, and a copy
10 of the roster, with supplements, of registered architects,
11 registered engineers, ~~and~~ registered land surveyors and
12 registered landscape architects.

13 Sec. 12. Minnesota Statutes 1974, Section 326.10, is
14 amended to read:

15 326.10 [CERTIFICATES OF REGISTRATION.] Subdivision 1.
16 [ISSUANCE.] The board shall on application therefor on a
17 prescribed form, and the upon payment of a fee ~~of \$15~~
18 prescribed by rule of the board, issue a certificate of
19 registration as an architect, engineer, ~~or~~ land surveyor or
20 landscape architect. A separate fee shall be paid for each
21 profession registered.

22 (1) To any person over 25 years of age, ~~who is a~~
23 ~~citizen of the United States or Canada, or who has made~~
24 ~~declaration of his intention to become a citizen of the~~
25 ~~United States, who speaks and writes the English language,~~
26 who is of good moral character and repute, ~~and has been~~
27 ~~actively engaged for eight or more years in architectural or~~
28 ~~engineering work, or engaged for six or more years in land~~
29 ~~surveying. The character of such work shall be satisfactory~~
30 ~~to the board. Each scholastic year of teaching or of study~~
31 ~~satisfactorily completed of architecture in a school or~~
32 ~~college of architecture accredited by the national~~

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1 ~~architectural accrediting board, or for each scholastic year~~
2 ~~of teaching or of study satisfactorily completed of~~
3 ~~engineering in an engineering curriculum accredited by the~~
4 ~~engineers' council for professional development, or for the~~
5 ~~land surveyor each scholastic year of teaching or of study~~
6 ~~satisfactorily completed in an engineering and land~~
7 ~~surveying curriculum accredited by the engineers' council~~
8 ~~for professional development, shall be considered as~~
9 ~~equivalent to one year of such active engagement, provided,~~
10 ~~however, that three years of actual experience of a standard~~
11 ~~satisfactory to the board shall be required in addition to~~
12 school attendance and who has the experience and
13 educational qualifications which the board by rule may
14 prescribe .

15 ~~An honorably discharged veteran of World War I or World~~
16 ~~War II shall be given credit for such experience or~~
17 ~~education gained in the armed services of the United States~~
18 ~~as meets the standards fixed by the board.~~

19 (2) To any person who holds ~~a~~ an unexpired
20 certificate of registration issued to him by proper
21 authority in the District of Columbia, ~~in~~ any state or
22 territory of the United States, ~~or in any province of Canada~~
23 or any foreign country , in which the requirements for
24 registration of architects, engineers, ~~or~~ land surveyors or
25 landscape architects are , respectively, at the time of
26 registration in the other jurisdiction, were equal , in the
27 opinion of the board , to those fixed by the board and by the
28 laws of this state, and in which similar privileges are
29 extended to the holders of certificates of registration
30 issued by this state. The board may require such person to
31 submit a certificate of his technical qualification from the
32 National Council of Architectural Registration Boards in the

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1 case of an architect, ~~and~~ from the National Council of
2 Engineering Examiners in the case of an engineer, and from
3 the National Council of Landscape Architects Registration
4 Board in the case of a landscape architect.

5 Subd. 2. [EXAMINATION.] The board may subject any
6 applicant for registration, or for certification as an
7 engineer-in-training or land surveyor-in-training, to such
8 examinations as may be deemed necessary to establish his
9 qualifications.

10 In determining the qualifications in such cases of
11 applicants for registration as architects, a majority vote
12 of the architect members of the board only shall be
13 required; ~~and~~ in determining the qualifications in such
14 cases of applicants for registration as engineers, a
15 majority vote of the engineer members of the board only,
16 shall be required; and in determining the qualifications of
17 applicants for registration as land surveyors, the
18 affirmative vote of the land surveyor member and of one
19 engineer of the board only, shall be required; and in
20 determining the qualifications of applicants for
21 registration as landscape architects, the affirmative vote
22 of the landscape architect member of the board and of one
23 architect member or one civil engineer member of the board
24 only, shall be required.

25 Subd. 4. [EXPIRATION.] Certificates of registration
26 shall expire on the last day of the ~~calendar~~ fiscal year
27 for next succeeding the year in which they are issued and
28 shall become invalid on that date unless renewed. It shall
29 be the duty of the ~~secretary-treasurer~~ executive secretary
30 of the board to notify, by mail, every person registered of
31 the date of the expiration of his certificate and the amount
32 of fee required for its renewal ~~for one year~~; such notice

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1 shall be mailed to the registrant at his address as shown on
2 the records of the board at least one month in advance of
3 the date of the expiration of the certificate. Renewal may
4 be effected on or before ~~December 31~~ June 30 of ~~each the~~
5 year of expiration by the payment of a fee ~~of not to exceed~~
6 ~~\$10~~ in such manner and in such amount as the board, by
7 rule, shall determine for each profession.

8 Subd. 5. [DELAYED RENEWAL FEE.] The failure on the
9 part of any registrant to renew his certificate ~~annually~~
10 before ~~December 31~~ June 30 of the year of expiration shall
11 not deprive such person of his right of renewal thereafter,
12 but the fee to be paid for the late renewal of the
13 certificate shall be \$3 for each profession in addition to
14 the renewal fee for each profession.

15 Subd. 7. [ENGINEER-IN-TRAINING; LAND
16 SURVEYOR-IN-TRAINING.] ~~(1) Any applicant for certification~~
17 ~~as an architect-in-training who is a graduate with a~~
18 ~~bachelor of architecture degree from an accredited school or~~
19 ~~college of architecture or who has had equivalent education~~
20 ~~or experience or a combination thereof of a grade and~~
21 ~~character acceptable to the board shall receive from the~~
22 ~~board, upon passing an examination in fundamental~~
23 ~~architectural subjects, a certificate stating that he has~~
24 ~~passed such examination and that his name has been recorded~~
25 ~~as an architect-in-training.~~

26 ~~(2) (1) Any~~ An applicant for certification as an
27 engineer-in-training who is a graduate with a bachelor of
28 engineering degree from a school or college having an
29 accredited engineering curriculum accredited by the
30 engineers' council for professional development or who has
31 had equivalent education or experience or a combination
32 thereof of a grade and character acceptable to the board

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1 whose education, in the opinion of the board, is equivalent
2 thereto, shall receive from the board, upon passing an
3 examination in fundamental engineering subjects, a
4 certificate stating that he has passed such examination and
5 that his name has been recorded as an engineer-in-training.

6 ~~(37) (2) - Any~~ An applicant for certification as a land
7 surveyor-in-training who has had a minimum of four years of
8 qualifying experience of a character satisfactory to the
9 board, of which a formal education in an accredited
10 engineering or land surveying curriculum may constitute a
11 part thereof, shall receive from the board, upon passing a
12 written examination on in the fundamentals of mathematics
13 and the basic principles of land surveying, a certificate
14 stating that he has passed such examination and that his
15 name has been recorded as a land surveyor-in-training.

16 (3) Any applicant for certification as a landscape
17 architect-in-training who is a graduate with a degree from a
18 school or college having a landscape architecture curriculum
19 accredited by the American society of landscape architects
20 committee on education or who has had equivalent education
21 or experience or a combination thereof of a grade and
22 character acceptable to the board shall receive from the
23 board, upon passing an examination in fundamental landscape
24 architectural subjects, a certificate stating that he has
25 passed that examination and that his name has been recorded
26 as a landscape architect-in-training.

27 Sec. 13. Minnesota Statutes 1974, Section 326.11,
28 Subdivision 1, is amended to read:

29 326.11 [CERTIFICATES OF REGISTRATION, REVOCATION,
30 REISSUE, DUPLICATES.] Subdivision 1. [REVOCATION.] The
31 board shall have the power to revoke or suspend as
32 hereinafter provided, the certificate of registration of any

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1 architect, engineer, ~~or~~ land surveyor or landscape architect
2 , who is found guilty by the board of any fraud or deceit in
3 obtaining a certificate of registration, or of attaching his
4 seal or signature to any plan, specification, report, plat,
5 or other architectural, engineering, ~~or~~ land surveying or
6 landscape architectural document not prepared by him or
7 under his direct supervision, or of gross negligence,
8 incompetency, or misconduct in the practice of architecture,
9 engineering, ~~or~~ land surveying or landscape architecture ,
10 or upon conviction of any violation of sections 326.02 to
11 326.16 or amendments thereof, or of any crime involving
12 moral turpitude or upon adjudication of insanity or
13 incompetency, and in the case of such conviction or
14 adjudication, such revocation or suspension may be made by
15 the board on its own motion on the filing with its
16 ~~secretary-treasurer~~ secretary of a copy of the minutes of
17 such conviction and judgment or adjudication, duly certified
18 by the clerk in whose custody they are, the same to be
19 conclusive evidence of such conviction or adjudication.

20 Sec. 14. Minnesota Statutes 1974, Section 326.11,
21 Subdivision 2, is amended to read:

22 Subd. 2. [CHARGES.] Any person may prefer charges of
23 such fraud, deceit, misuse of seal or signature or of ~~such~~
24 gross negligence, incompetency, or misconduct against any
25 person registered hereunder. Such charges shall be in
26 writing, sworn to by the complainant, filed with the
27 ~~secretary-treasurer~~ secretary and submitted by him to the
28 board; and, unless dismissed without hearing by the board as
29 unfounded or ~~trivial~~ not warranting further proceedings ,
30 shall be heard or determined by the board within three
31 months after the date of such filing with the
32 ~~secretary-treasurer~~ secretary . A time and place for such

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1 hearing shall be fixed by the board,

2 Sec. 15. Minnesota Statutes 1974, Section 326.11,
3 Subdivision 4, is amended to read:

4 Subd. 4. [HEARING.] The hearing, and all proceedings
5 to revoke or suspend a certificate of registration, shall be
6 conducted in accordance with the provisions of Minnesota
7 Statutes, Chapter 15, for the conduct of contested cases.

8 At the hearing the accused shall have the right to appear
9 personally and by counsel, to cross-examine witnesses
10 against him, and to produce evidence and witnesses in his
11 defense. If, after said hearing, six or more members vote
12 in favor of finding the accused guilty of any charge made
13 against him, the board may revoke or suspend the certificate
14 of registration of the accused.

15 Sec. 16. Minnesota Statutes 1974, Section 326.11,
16 Subdivision 5, is amended to read:

17 Subd. 5. [RE-ISSUE.] The board may re-issue a
18 certificate of registration to any person whose certificate
19 has been revoked, provided ~~six~~ ten or more members of the
20 board vote in favor of such reissuance for reasons the board
21 may deem sufficient.

22 Sec. 17. Minnesota Statutes 1974, Section 326.12, is
23 amended to read:

24 326.12 [CERTIFICATES AS EVIDENCE; SEALS OF
25 REGISTRANTS.] Subdivision 1. [JUDICIAL PROOF.] The issuance
26 of a certificate of registration by the board shall be
27 evidence that the person named therein is entitled to all
28 the rights and privileges of a registered architect,
29 registered engineer, ~~or~~ registered land surveyor or
30 registered landscape architect while the certificate remains
31 unrevoked or has not expired or has not been suspended.

32 Subd. 2. [SEAL.] Each registrant may, upon

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1 registration, obtain a seal of a design approved by the
2 board, bearing the registrant's name and the legend
3 "registered architect," "registered professional engineer,"
4 OR "registered land surveyor " or "registered landscape
5 architect ," Plans, specifications, plats, reports, and
6 other documents prepared by a registrant may be stamped with
7 the seal during the life of registrant's certificate. A
8 rubber stamp facsimile thereof may be used in lieu of the
9 seal on tracings from which prints are to be made or on
10 papers which would be damaged by the regular seal. It shall
11 be unlawful for any one to stamp or seal any document with
12 the stamp or seal after the certificate of the registrant
13 named thereon has expired, been revoked or suspended, unless
14 said certificate shall have been renewed or reissued.

15 Subd. 3. [CERTIFIED SIGNATURE.] Each plan,
16 specification, plat, report, or other document which
17 sections 326.02 to 326.16 require be prepared by a
18 registered architect, registered engineer, ~~or~~ registered
19 land surveyor or registered landscape architect shall bear
20 the signature of the person preparing it, or the signature
21 of the person under whose direct supervision it was
22 prepared. Each signature shall be accompanied by a
23 certification that the signer is registered under sections
24 326.02 to 326.16, by the person's registration number, and
25 by the date on which the signature was affixed. The
26 provisions of this paragraph shall not apply to documents of
27 an intra-office or intra-company nature.

28 Sec. 18. Minnesota Statutes 1974, Section 326.13, is
29 amended to read:

30 326.13 [PRACTICE EXEMPT.] ~~Registration under the~~
31 ~~provisions of sections 326.02 to 326.15 shall not be~~
32 ~~required for the following types of professional practice~~

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1 Practice of architecture, engineering or land surveying in
2 this state prior to registration by the board shall be
3 permitted under the following conditions and limitations :

4 ~~(1) Practice as an architect or an engineer, in this~~
5 ~~state. By any person or firm not a resident of and having no~~
6 ~~established place of business in this state, or any person~~
7 ~~or firm resident in this state, but whose arrival in the~~
8 ~~state is recent; provided, however, such person shall have~~
9 ~~filed an application for registration as an architect or an~~
10 ~~engineer, and shall have paid the fee provided for in~~
11 ~~section 326.10. Such exemption shall continue for only such~~
12 ~~reasonable time as the board requires in which to consider~~
13 ~~and grant or deny the application for registration; and,~~
14 ~~provided, such person or a person connected with such firm:~~

15 (a) is legally registered and qualified to practice
16 such profession in his own a state or country in which the
17 requirements and qualifications for obtaining a certificate
18 of registration are not lower than those specified in
19 sections 326.02 to 326.15, to which the board grants
20 registration by comity in accordance with the provisions of
21 section 326.10, subdivision 1, clause (2); and

22 (b) shall have filed an application for registration as
23 an architect or an engineer, shall have paid the fee
24 provided for in section 326.10, and shall have been notified
25 by the board that the applicant meets the requirements for
26 registration in this state and is entitled to receive a
27 certificate of registration;

28 (c) notwithstanding the provisions of paragraph (b) and
29 prior to the notification provided for therein, an applicant
30 who meets the requirements of paragraph (a) shall be
31 permitted to practice in this state provided that such
32 practice is limited solely to solicitation of work within

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1 the terms of sections 326.02 to 326.16;

2 (2) Practice as an architect, an engineer, ~~or~~ a land
3 surveyor or a landscape architect by any person not a
4 resident of, and having no established place of business in,
5 this state, as a consulting associate of an architect, an
6 engineer, ~~or~~ a land surveyor or a landscape architect
7 registered under the provisions of sections 326.02 to
8 326.15; provided, the non-resident is registered and
9 ~~qualified for such professional service in his own~~ to
10 practice his profession in a state or country to which the
11 board grants registration by comity in accordance with the
12 provisions of section 326.10, subdivision 1, clause (2) ;

13 (3) Practice as an architect, an engineer, ~~or~~ a land
14 surveyor or a landscape architect solely as an officer or
15 employee of the United States.

16 Sec. 19. Minnesota Statutes 1974, Section 326.14, is
17 amended to read:

18 326.14 [CORPORATIONS AND PARTNERSHIPS AUTHORIZED.] A
19 corporation ~~or~~ , partnership or other firm may engage in
20 work of an architectural or engineering character, ~~or~~ in
21 land surveying or in landscape architecture in this state,
22 provided the person or persons connected with such
23 corporation ~~or~~ , partnership or other firm in responsible
24 charge of such work is or are registered as herein required
25 for the practice of architecture, engineering ~~and~~ , land
26 surveying and landscape architecture .

House
Companion
No.

DUPLICATE

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.

B. D. No. B2311

COMPARISON ACTION

Date _____

_____ moved that

_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____

Upon motion of _____

_____ F. No. _____ was substituted

for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____

Laid on Table _____

Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to

S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators

SKeeffe

APR 3 1975

Read FIRST TIME

Committee on

TRANSPORTATION AND GENERAL LEGISLATION

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No.

★ Read FIRST TIME _____ and Referred to the
Committee on

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

☐ OTHER ACTION
Refer to back of cover for other
action.

☐ CONFERENCE COMMITTEE ACTION
Refer to back of cover for conference
committee action.

1291

S. F. No.

Printed Page No.

1291

Messrs. Frederick and Keefe, S. and Mrs. Brataas introduced--

S. F. No . 1291: Referred to the Committee on TRANSPORTATION AND GENERAL LEGISLATION

1 A bill for an act
2 relating to elections; changing the registration
3 cards; amending Minnesota Statutes 1974, Section
4 201.071, Subdivision 1.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

6 Section 1. Minnesota Statutes 1974, Section 201.071,
7 Subdivision 1, is amended to read:

8 201.071 [REGISTRATION CARDS.] Subdivision 1.

9 Registration cards shall be manila or cardboard cards of
10 size and weight suitable for mailing, and shall be
11 substantially in the following form:

12 VOTERS REGISTRATION CARD

13 (Please print or type)

14 Date:.....

15 1. Name:.....

16 Last First Middle Initial

17 2. Address:.....

18 Street or Route No. (do not use P.O. Box)

19

20 City (or Township) County Zip

21 3. How long resided at that address:.....

22 4. Birth date:.....

House
Companion
No.

DUPLICATE
FIRST ENGROSSMENT

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.

B. D. No. **B2311**

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators Frederick
S. Keefe Brataas

★ Read FIRST TIME APR 3 1975 and Referred to the
Committee on TRANSPORTATION AND GENERAL LEGISLATION

Committee Recommendation and Adoption of Report To Pass as Amended APR 23
1975

★ Read SECOND TIME APR 23 1975
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

1291

Printed Page No.

S. F. No. _____

SENATE
STATE OF MINNESOTA
SIXTY-NINTH LEGISLATURE

400

S. F. NO 1291

1291

Introduced by Frederick; Keefe, S. and Brataas.
Read First Time Apr. 3, 1975, and Referred to
the Committee on Transportation and General Legislation.
Committee Recommendation. To Pass as Amended.
Committee Report Adopted Apr. 23, 1975.
Read Second Time Apr. 23, 1975.

1 A bill for an act

2 relating to elections; changing the registration

3 cards; amending Minnesota Statutes 1974, Section

4 201.071, Subdivision 1.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

6 Section 1. Minnesota Statutes 1974, Section 201.071,

7 Subdivision 1, is amended to read:

8 201.071 [REGISTRATION CARDS,] Subdivision 1.

9 Registration cards shall be manila or cardboard cards of

10 size and weight suitable for mailing, and shall be

11 substantially in the following form:

12 VOTERS REGISTRATION CARD

13 (Please print or type)

14 Date:.....

15 1. Name:.....

16 Last First Middle Initial

17 2. Address:.....

18 Street or Route No. (do not use P.O. Box)

19

20 City (or Township) County Zip

21 3. Birth date.....

22 4. Telephone Number (optional):

