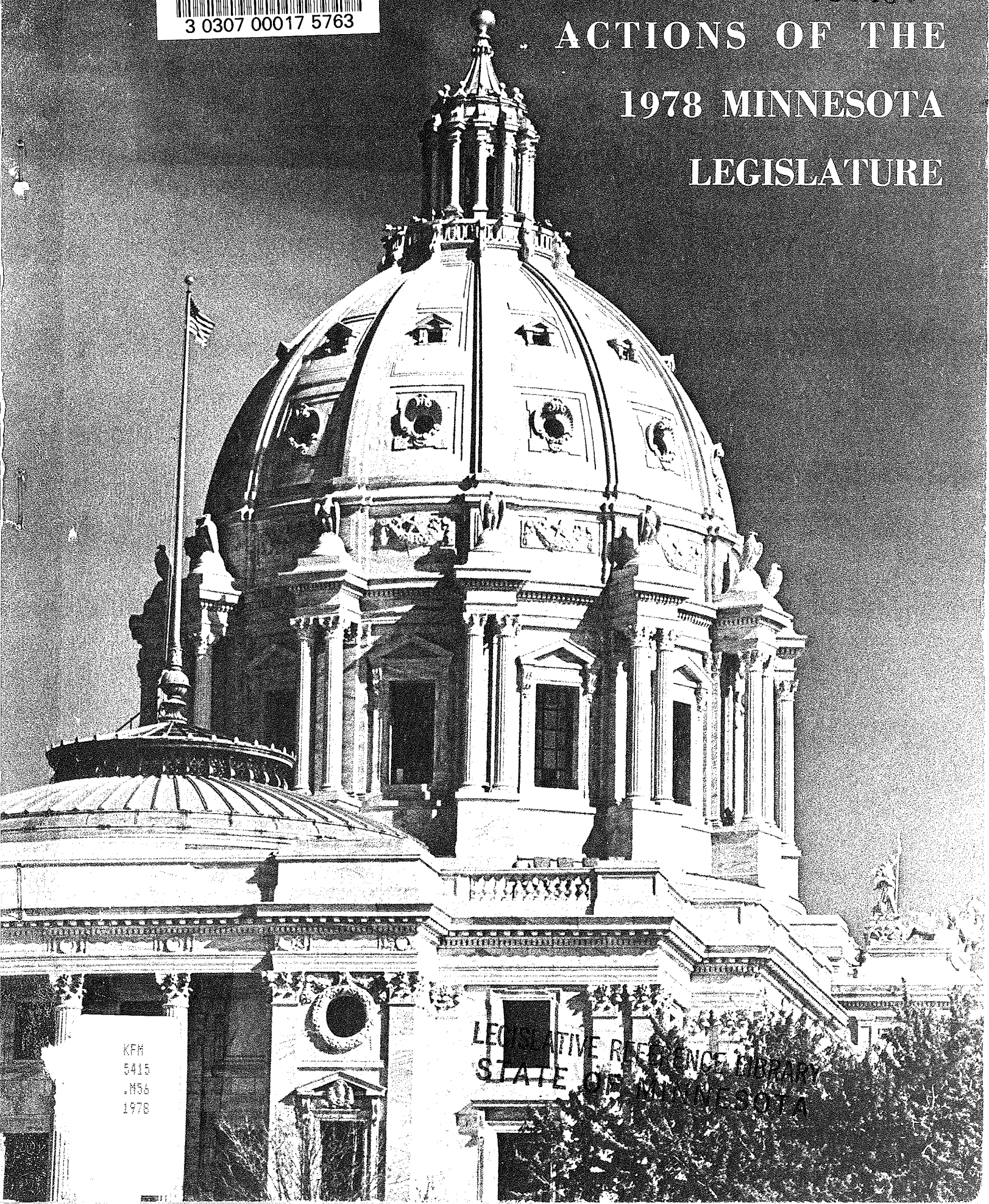


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ACTIONS OF THE 1978 MINNESOTA LEGISLATURE



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296-2874

ACTIONS
OF THE
1978 MINNESOTA LEGISLATURE

PREPARED BY

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INTRODUCTION

"Actions of the 1978 Minnesota Legislature" is designed to provide members of the Minnesota Legislature and other interested persons with a reference book of the laws and appropriations enacted in the 1978 Minnesota Legislative Session. All laws enacted during the 1978 Session which are of general interest have been included in this publication. Except for those laws dealing with cities of the first class and counties containing cities of the first class, laws of local interest have not been included.

This reference book is divided into twenty general subject areas. Some of these areas are then broken down into more specific categories. All summaries dealing with the general subject area are listed first, followed by summaries dealing with a specific category under that subject area. For example, an Act generally affecting local government will be found under "Local Government"; an Act dealing specifically with counties will be found under "Local Government, Counties". Each Act is listed numerically by chapter number of 1978 Laws of Minnesota under the subject area of its primary concern. The summary begins with a brief description of the Act, followed by the chapter number and the Senate or House file number. The Act is then briefly summarized. Unless noted otherwise, the Act's effective date is August 1. Many of the items have been cross-referenced by listing them under more than one subject area (e.g., an Act dealing with environmental education may be listed under both "Environment and Natural Resources" and "Education").

Three cross-reference indexes have been included in the back of this publication. The first is a numerical list of chapter numbers with the corresponding House file or Senate file number and the subject area under which a summary of the Act may be found. The second is a numerical listing by House file number, followed by the corresponding chapter number and subject area under which a summary of the Act may be found. The third is a numerical listing by Senate file number, followed by the corresponding chapter number and subject area under which a summary of the Act may be found.

Additional information may be obtained by calling the House Research Department at 296-6753, or the Senate Counsel Office at 296-2511.

Statistical Summary

The Seventieth Session of the Minnesota Legislature reconvened on January 17, 1978, and adjourned sine die on March 24, 1978. During the 1978 Session 836 bills were introduced in the House of Representatives and 843 bills were introduced in the Senate. A total of 342 bills were enacted into law.

THE HOUSE OF REPRESENTATIVES

House of Representatives Leadership:

Martin O. Sabo - Speaker of the House
Irvin N. Anderson - Majority Leader
Linda Berglin - Assistant Majority Leader
Mike Jaros - Assistant Majority Leader
Pete Petrafeso - Assistant Majority Leader
Russell Stanton - Assistant Majority Leader
Henry J. Savelkoul - Minority Leader
Arne Carlson - Assistant Minority Leader
Gerald Knickerbocker - Assistant Minority Leader
Darrel Peterson - Assistant Minority Leader
Rodney Searle - Assistant Minority Leader
Ken Zubay - Assistant Minority Leader

Standing Committees in the House:

Agriculture
Appropriations
Commerce and Economic Development
Criminal Justice
Education
Environment and Natural Resources
Financial Institutions and Insurance
General Legislation and Veterans Affairs
Governmental Operations
Health and Welfare
Higher Education
Labor-Management Relations
Local and Urban Affairs
Rules and Legislative Administration
Taxes
Transportation

THE SENATE

Senate Leadership:

Edward J. Gearty - President of the Senate
Nicholas D. Coleman - Majority Leader
Winston W. Borden - Assistant Majority Leader
Douglas J. Johnson - Majority Whip
Steve Keefe - Majority Whip
Robert O. Ashbach - Minority Leader
Mel Frederick - Minority Whip
John Bernhagen - Deputy Minority Whip
Robert G. Dunn - Assistant Minority Leader
Carl A. Jensen - Assistant Minority Leader
Howard A. Knutson - Assistant Minority Leader

Standing Committees in the Senate:

Agriculture and Natural Resources
Commerce
Education
Elections
Employment
Energy and Housing
Finance
General Legislation and Veterans Affairs
Governmental Operations
Health, Welfare and Corrections
Judiciary
Local Government
Rules and Administration
Taxes and Tax Laws
Transportation

AGRICULTURE

ANIMAL DESTRUCTION INSTEAD OF USE IN RESEARCH, Chapter 457, S.F. 686:
See Local Government.

VENDING MACHINE INSPECTION AND LICENSING, Chapter 502, S.F. 1431: Amends M.S. 28A.09 and M.S. 1977 Supplement, 28A.03, and repeals M.S. 28A.15, Subd. 6. Identifies vending machines individually rather than by location. Sets annual state inspection fee. Allows cities or counties to inspect and license vending machines instead of state. Provides for identification of machines by commissioner of agriculture.

PUBLIC WATERS DESIGNATION AND ALLOCATION, Chapter 505, S.F. 1664: Amends M.S. 105.391 and M.S. 1977 Supplement, 105.41, Subd. 1a. Clarifies "public waters" designation. Declares that water used for agricultural processing have same allocation priority as water used for irrigation. Effective 3-17-78.

WORKERS' COMPENSATION FARM COVERAGE, Chapter 574, H.F. 2020: See Labor-Management Relations, Workers' Compensation.

GRAIN INSPECTION EMPLOYEES, Chapter 610, H.F. 1575: See Labor-Management Relations.

TORT LIABILITY OF COUNTY AGRICULTURAL SOCIETIES, Chapter 659, H.F. 2089:
See Insurance.

CORPORATE FARMING, Chapter 722, H.F. 1931: Amends M.S. 268.04, Subd. 31; 500.24; and 1977 Supplement, 176.041, Subd. 1. Expands the definition of "farming" to include the production of agricultural products except poultry. Exempts existing agricultural corporations from the prohibitions in the act.

LABOR STANDARDS FOR CORN DETASSLERS, Chapter 731, S.F. 1643: See Labor-Management Relations.

FAMILY FARM SECURITY LOAN INTEREST EXEMPTION, Chapter 763, H.F. 1881:
Amends M.S. 41.58, 290.08, and 1977 Supplement, 290.01. Exempts the interest earned on a seller-sponsored loan from state income taxes. Effective for loans approved after 12-31-77 and before 1-1-81.

TRESPASS, Chapter 794, H.F. 669: See Environment and Natural Resources.

APPROPRIATIONS

The acts described below originated with the Senate Finance Committee and House Appropriations Committee and include primarily appropriations to pay the cost of state programs begun before the 1978 legislative session. Appropriations for new programs are included in the acts creating the programs, which are grouped according to their subject matter and described in the other sections of this book.

CLAIMS, Chapter 668, H.F. 2196: Appropriates \$80,207.16 to various persons in payment of claims against the state. Effective 3-29-78.

THE 911 EMERGENCY TELEPHONE SYSTEMS, PAYMENT OF COSTS, Chapter 680, H.F. 2267: See Commerce and Economic Development.

PUBLIC BUILDINGS, MAINTENANCE AND REPAIR, Chapter 791, H.F. 2493: Appropriates \$13,055,848 for repair, rehabilitation, equipment and replacement of equipment of public buildings. \$5,935,525 of this is from the general fund and the rest is from the state airports fund, game and fish fund, and trunk highway fund. Includes \$1,000,000 for relocating the department of agriculture out of the state office building and into other rental space. Includes \$2,539,700 for a Willmar district headquarters for the department of transportation. Postpones date for submission of capital budget to legislature from three weeks after the first Monday in January to April 15. Imposes moratorium on the initiation of new projects for construction of noise walls along trunk or interstate highways until 1-1-80. Requires commissioner of transportation to evaluate areas within the metropolitan area along the trunk highways and interstate system where noise standards are exceeded and report to the legislature by 1-1-80 his recommendations concerning what type of sound abatement measures should be implemented for each area. Effective 4-6-78.

PUBLIC BUILDINGS, MAJOR IMPROVEMENTS AND NEW CONSTRUCTION, Chapter 792, H.F. 2494: Authorizes sale of \$106,900,000 in state bonds to finance major improvements and new construction of state buildings. Includes \$4,000,000 to provide access by the handicapped to state buildings, \$11,500,000 to plan and construct a new government services center in Duluth, and \$8,700,000 to plan, construct and equip a 165-bed security hospital at St. Peter. Requires specific legislative approval for any capital improvement project for an area vocational-technical school if the project requires the expenditure of an amount equal to or greater than \$150,000 or adds more than 1,000 gross square feet or requires the issuance of school district bonds. Requires approval of the state board of education for any AVTI capital improvement that requires less than \$150,000 but more than \$50,000 or that changes the perimeter walls of an existing facility. All other projects must be approved by the commissioner of education. Provides that 85% of the cost of post-secondary vocational facilities authorized by specific legislative act after 1-1-79 will be paid for by state appropriations from the vocational-technical building fund and 15% will be paid for

by the school district operating the school. Prohibits referenda on the sale of bonds for the local share until after the legislature has approved the total project. Eliminates state debt service aid for projects approved in 1979 and thereafter. Effective 4-6-78.

OMNIBUS STATE GOVERNMENT APPROPRIATIONS, Chapter 793, H.F. 2527:

Appropriates \$6,569,181 to various state agencies for various purposes for fiscal years 1978 and 1979. Requires the commissioners of agriculture and economic development and the directors of the energy and pollution control agencies to jointly review all proposals by Minnesota organizations and individuals for pilot projects for production and marketing of industrial hydrocarbons derived from agricultural commodities and forest products and to select one proposal to be recommended to the legislative commissioner on Minnesota resources for endorsement and promotion by the state of Minnesota when it is submitted to the U.S. secretary of agriculture for funding. Provides that a comprehensive health insurance plan need not be self-supporting and that premiums charged for membership in the plan may be up to 25% higher in subsequent years than in the first year of operation. Includes \$633,000 for the department of economic development to promote tourism in the state, \$1,000,000 for costs of highway patrol personnel directly attributable to the power line dispute, \$500,000 to offset a decline in appropriations of federal money for LEAA programs, and \$1,300,000 for public transit assistance for handicapped persons. Allows registered nurses to perform those components of the pre-school health screening programs that can be performed by a nurse. Requires school districts to give first priority to the use of volunteers to carry out the pre-school screening program and prohibits providing lab tests, health histories or physical exams to children who have received them within the last 12 months. Authorizes \$100,000 of a previous appropriation to be expended by the commissioner of health to monitor health and safety risks for individuals and livestock caused by two power lines currently under construction in Minnesota. Revises conditions for spending \$300,000 previously appropriated for assistance to persons discharged from Hastings state hospital prior to its closing. Revises procedure for payment of settlements or judgments resulting from claims against state agencies. Transfers various duties to and from the commissioner of finance. Clarifies consequences of failure of a legislature to confirm appointment to ethical practices board. Clarifies campaign financing requirements. Increases salary limit for the state court administrator. Increases cost of state construction projects, the plans for which need not be prepared by the commissioner of administration. Allows the commissioner of administration to exempt from the parking surcharge employees for whom carpooling is impractical. Allows certain non-dedicated fees to be increased without a public hearing when necessary to match direct appropriations. Allows commissioner of finance to establish cash overage and shortage accounts. Allows commissioner of finance to adopt rules for charging dedicated fees for seminars and workshops conducted by state agencies. Clarifies salary limits for state university presidents. Allows commissioner of personnel to establish a system of incentive commission rates for state employees engaged in the sale of products of state adult correctional institutions. Provides county and county municipal judges with basic life insurance at state expense and additional life insurance at the judges' expense. Provides basic life and health benefits

for district court administrators. Eliminates requirement that the commissioner of insurance prepare and publish an abstract of certain insurance company financial statements. Requires group and individual accident and health insurance policies to include benefits for treatment of alcoholism, chemical dependency or drug addiction. Allows state board of education to agree to supply staff from the school for the deaf and the braille and sightseeing school to participate in programs offered by school districts to students in attendance at the state schools. Authorizes state board of education to reimburse local school districts for the cost of substitute teachers employed when regular teachers serve on the board of teaching or its committees or task forces. Increases bonding authority of the higher education facilities authority from \$62 million to \$100 million. Clarifies state personnel and financial requirements applicable to the post-secondary education consortium for southwestern and west central Minnesota. Permits public television stations to count for matching purposes contributions from foundations or corporations that do not exceed \$250 from any one contributor in a calendar year. Authorizes use of prison industries in railroad rehabilitation. Changes the name of the Minnesota metropolitan training center to the Minnesota correctional facility - Lino Lakes. Converts standing appropriations for auditing and enforcing the production tax on taconite and iron sulphides and for compilation and analysis of mineral exploration data to direct appropriations. Changes method of paying costs to the department of transportation for training highway patrol personnel. Eliminates duty of chairman of commerce commission to enforce the cigarette unfair sales act. Allows a civil action for human rights discrimination if the commissioner of human rights has not entered into a conciliation agreement within 45 days from the filing of a charge. Clarifies and provides direct appropriation for the costs of collecting the stadium liquor tax. Provides that compensation of a retired judge continuing service to a court be the same as for a sitting judge less the amount of retirement pay the judge is receiving. Provides credit for accumulated vacation and sick leave earned by district court administrators. Increases amount of judgment that may be rendered in the claim of the Rum River lumber company against the state of Minnesota to \$75,000. Adds four members to the advisory council on the economic status of women. Extends its existence until 6-30-81. Provides that persons employed by the department of natural resources for the acquisition of land as part of the resource 2000 program be in the unclassified service. Extends existence of the commission to study public broadcasting to 1-15-79. Authorizes commissioner of education to change the composition of budgetary programs and activities in connection with the reorganization of the department of education. Requires the department of education to plan to spend federal money received for vocational education, for strengthening state and local education agencies and for libraries by passing it through to local school districts rather than using it to pay state administrative costs in the next biennium. Requires the state board of education in consultation with the council on quality education to submit to the legislature by 1-1-79 a plan to alter the make-up of the CQE to permit it to serve as the Title IV advisory council. Approves a handling fee of \$1.50 per specimen to be charged by the department of health for the use of its medical laboratories. Exempts from rate

limitations the cost to nursing homes for providing training to nursing home assistants until 7-1-80. Transfers from state planning agency to commissioner of health authority to promulgate rules governing the Minnesota certificate of need act. Exempts from the jurisdiction of the Rochester police civil service commission certain administrative employees in the police department. Authorizes crime control planning board to make grants to nonprofit agencies administering youth intervention programs in communities where the programs are or may be established. Repeals an open appropriation of money in the county state-aid highway and municipal state-aid street funds. Repeals requirement that a transcript of the proceedings in a human rights discrimination case be furnished to the respondent free of charge. Effective 4-6-78.

COMMERCE AND ECONOMIC DEVELOPMENT

ANOKA COUNTY HOUSING AND REDEVELOPMENT AUTHORITY, Chapter 464, S.F. 682: Creates the Anoka county housing and redevelopment authority, with all duties and powers described in the municipal housing and redevelopment act. Effective upon approval by the board of county commissioners.

FAIR TRADE LAWS, Chapter 473, H.F. 1882: Repeals M.S. 325.08 to 325.14. Repeals the fair trade laws.

REVIEW OF STATE CONTRACTS, Chapter 480, H.F. 1103: See Governmental Operations.

LICENSING OF ARCHITECTS, ENGINEERS AND LANDSCAPE ARCHITECTS, Chapter 483, H.F. 1728: Amends M.S. 326.10. Requires the licensing examination for architects, civil structural engineers and landscape architects to include questions relating to the design needs of people with physical disabilities and of pertinent statutes and codes. Effective for license examinations administered after 7-1-80.

HIGHWAY PATROL, Chapter 487, H.F. 2283: See Governmental Operations.

REAL ESTATE, REGISTERED PROPERTY, Chapter 500, S.F. 1194: Amends M.S. 508.38. Removes the specific charge for certified copies of instruments filed with the registrar of titles. Provides that the fee shall be as provided in section 357.18.

TRANSPORTATION CONSTRUCTION CONTRACTS, Chapter 506, S.F. 1955: Amends M.S. 161.321, Subd. 1. Amends the definition of "small business" for the purposes of small business set-asides for transportation construction work.

PRICE ADVERTISING OF EYEGLASSES, Chapter 516, S.F. 1229: Amends M.S. 148.57, Subd. 3. Permits price advertising of eyeglasses. Alters the conditions under which the board may revoke the license or suspend the right to practice of any person.

SET-ASIDE PROGRAM FOR SMALL BUSINESSES, Chapter 533, S.F. 1704: See Local Government, City Government, Cities of the First Class, Minneapolis.

CORPORATIONS, FILING FEES, Chapter 537, S.F. 1830: Amends M.S. 300.49, Subd. 1 and 301.071, Subd. 2. Establishes a \$10 fee for filing an instrument extending or renewing corporate existence. Establishes a uniform fee of \$10 for filing corporate instruments with the secretary of state. Section 1 effective 3-24-78, section 2 effective 8-1-78.

PROFESSIONAL SERVICE DESIGNATION FOR ARCHITECTS, ENGINEERS AND LAND SURVEYORS, Chapter 549, H.F. 1442: Amends M.S. 319A.02, Subd. 2. Permits architects, professional engineers and land surveyors to form professional corporations.

MOTOR VEHICLE DEALER BONDS, Chapter 570, H.F. 1966: See Transportation, Motor Vehicles and Traffic Law.

LICENSING OF ARCHITECTS, ENGINEERS, SURVEYORS OR LANDSCAPE ARCHITECTS, Chapter 577, H.F. 2075: Amends M.S. 326.03, Subds. 1 and 2; and 326.06. Provides that in preparation of the documents related to the covered professions reasonable care shall be given to compliance with applicable laws, ordinances and building codes relating to design. Increases the dollar limit of projects in either the public or private sector which can be performed by persons not licensed pursuant to M.S. 326.02 to 326.15 from \$30,000 to \$100,000. Requires the board of architecture, engineering, land surveying and landscape architecture to determine the classes of buildings that may be exempt from the provisions of M.S. 326.02 to 326.15 and provides that the rules implementing the same shall be promulgated on or before 4-1-79. Provides that upon the adoption of the rules, the statutory provisions relating to the dollar limitations of projects which can be performed by persons not licensed pursuant to M.S. 326.02 to 326.15 shall be superseded. The section dealing with increasing the dollar limitations is effective 4-2-79 and the remaining sections of the act are effective 3-24-78.

PURCHASE OF AMERICAN MADE MATERIALS, Chapter 583, H.F. 2233: See Governmental Operations.

FOREIGN CURRENCY EXCHANGES, Chapter 590, H.F. 2445: Creates new sections. Requires foreign currency exchanges operating at any airport in the state to conspicuously post a sign identifying the corporate or business name of the operator of the facility and its current rates for buying and selling foreign currencies traded. Violations are subject to the remedies of M.S. 325.907.

REMEDIES FOR TENANTS, Chapter 498, H.F. 774: Amends various sections of M.S. Chapters 504 and 566. Extends remedies under the tenants remedies act to cover violations of agreements between the landlord and tenant and violations of the statutory covenants of fitness for use and maintenance of premises in reasonable repair.

ECONOMIC DEVELOPMENT, REDEVELOPMENT PROJECTS, Chapter 600, H.F. 1009: Amends M.S. 472.11 by adding subdivisions. Authorizes the executive council to make loans directly to private enterprises in certain situations. Empowers the executive council to provide technical assistance grants or loans for the development and planning of redevelopment projects. Provides that Pine City may convey land originally acquired for park purposes to a nonprofit corporation to be used for the construction of an iceskating arena. Effective 3-29-78 except that the provisions relating to Pine City are effective upon approval by the governing board.

CHARITABLE TRUSTS, Chapter 601, H.F. 1246: Amends various Minnesota Statutes. Repeals M.S. 309.52, Subds. 5, 6 and 8; 309.53, Subd. 5; and 501.81, Subds. 1 and 2. Amends Chapter 309 relating to the charitable solicitation act and Chapter 501, the charitable trust act. Amends

Chapter 309 as follows: Redefines the definitions of "charitable purpose" and "charitable organization" to bring them into conformance with federal tax statutory definitions and to accommodate the variety of organizational structures. Increases from \$2,000 to \$10,000 minimum the contributions a charitable organization must receive before it is subject to the registration and annual report requirements. Restricts the conditions under which a religious organization is exempt from registration requirements. Exempts certain private foundations from the registration requirements. Provides a one-time registration requirement. Permits a parent organization or the smaller state affiliate to satisfy the registration and annual reporting requirement for the organization as a whole. Requires a financial statement to follow generally accepted accounting principles and limits the need for the financial statement to be certified. Eliminates duplicative filings. Unifies the investigatory powers of the attorney general by patterning them after the powers of the attorney general in consumer fraud cases. Extends the limitations on charitable expenditures to cover in-house fundraising and includes management and general costs and fundraising costs within the limitation. Provides that the expenditure of an amount in excess of 30% of total income and revenue for administration and fundraising is presumed to be an unreasonable amount. Authorizes the attorney general to challenge administrative and fundraising costs that are 30% or less as unreasonable whenever appropriate. Provides that professional fundraisers who receive or agree to receive an unreasonable amount for their activities shall not be eligible to maintain a license. Provides that fundraising costs and administrative expenses in excess of 30% of total income and revenue may be proved reasonable by showing extenuating or mitigating circumstances. Amends Chapter 501 as follows: Increases the minimum gross asset exclusion for organizations for purposes of registration and reporting from \$5,000 to \$10,000. Excludes from the registration and reporting requirements of Chapter 501 organizations covered by the requirements of the charitable solicitation act, split-interest trusts, and certain charitable gifts, bequests or devises. Consolidates the reporting functions of Chapter 501 under the securities division of the department of commerce. Clarifies that the filing of annual reports shall include the forms filed with the internal revenue service. Unifies the investigatory powers of the attorney general by patterning them after the powers of the attorney general in consumer fraud cases. Specifies the types of charitable gifts, devises or bequests for which the notice required by section 501.79, subd. 2 need not be provided to the attorney general. Delineates the charitable devises for which the attorney general must be notified and provides cross references to the probate code. Effective 3-29-78 for sections 1-12 and sections 14, 24 and 29. Effective 6-30-79 for section 13.

LICENSING REQUIREMENTS FOR MASTER PLUMBERS AND CONTRACTING STEAMFITTERS,
Chapter 604, H.F. 1329: Amends M.S. 326.40 and 326.48. Provides that applicants for a master plumber's license or contractor steamfitter's license may post a penal bond in the sum of \$2,000 with the secretary of state and that the bond shall be in lieu of all other license bonds required by any political subdivision. Permits applicants for a master plumber's license or a contractor steamfitter's license to provide

evidence of public liability insurance, of property damage insurance, and that such coverage shall be in lieu of all other insurance required by any political subdivision for licensing purposes. Exempts master plumbers who are employed by a master plumber or whose work is limited to within the confines of the property owned by his employer and exempts contracting steamfitters who are an employee of another contracting steamfitter or whose work activities are confined to the property owned, leased and operated or maintained by his employer from the bonding and insurance requirements of this act. Permits master plumbers and contracting steamfitters subject to this act to satisfy the bond and insurance requirements by complying with local bond requirements. Authorizes the imposition of a license fee and an additional fee necessary to offset the costs of administering the bond and insurance requirements provided for under the act.

INDUSTRIAL REVENUE BOND TRUSTS, Chapter 611, H.F. 1598: Amends M.S. 501.34 and 501.37. Makes the provisions of M.S. 501.33 and 501.35 to 501.38 relating to trusts applicable to trusts established in connection with industrial revenue bonds. Effective 3-29-78.

EMINENT DOMAIN, Chapter 623, H.F. 1822: Amends M.S. Chapter 117 by adding a section. Requires that prepayment penalties for loans or other types of credit which occur due to the taking of property by eminent domain shall be treated as a separate item of damages and shall be considered by the parties in the negotiation of the price of the property.

MOTOR VEHICLE CERTIFICATES OF TITLE, Chapter 655, H.F. 2066: Amends M.S. 168A.20, Subd. 1. Requires a secured party holding a certificate of title for a motor vehicle to send the certificate by certified mail to the next secure party or, if none, to the owner when his interest is satisfied.

NATIVE AMERICAN HOUSING PROGRAMS, Chapter 670, H.F. 2201: Amends M.S. 462A.07 and 462A.21. Authorizes establishment of housing programs specifically for native Americans living in urban areas. Appropriates \$4 million to the housing finance agency: \$1.5 million for urban native American programs and \$2.5 million for the existing native American programs.

THE 911 EMERGENCY TELEPHONE SYSTEMS, PAYMENT OF COSTS, Chapter 680, H.F. 2267: Amends M.S. 403.11. Provides that the modification and annual recurring maintenance costs associated with a minimum 911 service shall be paid from the general fund to the state treasury. Requires the public utility to certify those reimbursable costs to the commissioner of administration by August 31 of the applicable year. Effective 3-29-78.

PUBLIC UTILITIES, PROVIDING A METHOD FOR RATE CASE SETTLEMENT WITHOUT A HEARING FOR GAS, ELECTRIC AND TELEPHONE COMPANIES, Chapter 694, H.F. 2461: Amends M.S. 215.16, Subd. 2; 237.05, Subd. 2 and Chapter 237 by adding a section. Repeals M.S. 237.29. Provides a system whereby gas, electric, and telephone companies may accomplish a rate case settlement without a

hearing. Requires the commission to determine whether all questions related to the reasonableness of the requested rates can be resolved to the satisfaction of the commission. Requires the matter to be referred to the office of hearing examiners for purposes of holding a public hearing whenever the commission determines that all significant issues have not been resolved or upon petition by 10% of the affected customers or 100 affected customers, whichever is less. Applies to the telephone company the same provisions regarding costs of examination and assessment of expenses that apply to gas and electric companies under Chapter 216B.

UNIFORM COMMERCIAL CODE, Chapter 695, H.F. 2516: Amends various sections of M.S. Chapter 336. Accommodates the purchase of an ownership interest in a company by a means other than issuance of a stock certificate. Provides for a person's ownership interest in a company to be evidenced by either a certified or uncertified security. Makes numerous other changes in article 8 of the uniform commercial code to facilitate the establishment of an uncertified security to evidence ownership in a company. Effective 1-1-79.

ASSUMED BUSINESS NAMES, Chapter 698, S.F. 437: Amends various Minnesota Statutes. Repeals M.S. 333.03 and 333.05. Permits corporations to conduct business under assumed names. Provides that assumed names are to be filed with the secretary of state, rather than the district courts of the various counties where business is conducted. Provides definitions. Requires assumed names certificates to be kept current of material changes. Provides that the alphabetical list for assumed names filed after 8-1-78 shall be maintained by the secretary of state. Requires a filing fee of \$10 for each certificate or amended certificate of an assumed name and \$10 for a certificate renewal. Provides the term of an assumed name certificate to be 10 years from the date of filing and permits the certificate to be renewed for additional 10-year terms. Requires existing assumed name certificates on file with the district courts to be renewed by 7-31-79. Requires assumed name certificates to be accepted even though the name may be identical or similar to one already filed with the secretary of state and in such eventuality requires the secretary of state to notify persons who have previously filed a certificate for the same or similar assumed name of the duplication or similarity. Increases the dollar amount that a person conducting business contrary to the assumed business name statutes may be penalized when he commences a civil action. Appropriates \$63,000 to the secretary of state and increases the secretary's office complement by three persons.

MECHANICS LIENS, Chapter 703, S.F. 823: Amends M.S. 514.011, Subds. 2, 3, and 4, and by adding a subdivision. Increases the time period within which a contractor must give notice to the owner of real property in order to be entitled to file a mechanics lien from 20 to 45 days after the subcontractor or materialman has first furnished the services or materials. Requires the contractor to provide the subcontractor or materialman the name and address of the owner of the real property for whom services or materials are provided within ten days of the initial request. Provides

that failure to provide the information within the specified time makes the contractor liable for actual damages resulting from the failure to give the information plus reasonable attorney fees and costs.

Expands the types of real property for which the notice requirements of M.S. 514.011 do not apply. Effective for contracts for improvements entered into by an owner on or after 8-1-78.

ECONOMIC DEVELOPMENT, PROVIDING FOR SMALL BUSINESS ASSISTANCE AND CREATING AN ADVISORY TASK FORCE, Chapter 709, S.F. 1450: Amends M.S. 362.41, Subd. 5, and Chapter 362 by adding a section. Directs the commissioner of economic development to establish an office of small business assistance within the department of economic development. Establishes a small business advisory task force to advise the commissioner in the establishment and operation of the office and to provide advice in the establishment of statewide and regional educational consortiums for small business development and assistance. Requires the task force to provide the commissioner with an appropriate definition of small business and to submit a final report to the legislature and the commissioner no later than 12-1-78. Requires the commissioner to establish the office of small business assistance no later than 7-1-79 with the proviso that he is encouraged to establish a unit as soon as possible on a temporary basis. Transfers the responsibility for the community development corporations from the director of the state planning agency to the commissioner of economic development. Requires the commissioner of economic development to make recommendations to the governor and the legislature by 2-1-79 on statutory changes designed to assist commercial and industrial enterprises. Effective 3-29-78.

TRUTH IN REPAIRS ACT, Chapter 710, S.F. 1468: Creates new sections. Requires that a written estimate for repairs of motor vehicles, appliances or dwelling places shall be provided to the consumer upon his request whenever the price of the repairs is more than \$100 and less than \$2,000. Allows an additional charge for making a written estimate. Permits a service charge to be imposed in addition to any charge for making an estimate or performing repairs.

Limits the actual charges that may be made whenever a written estimate has been prepared to an amount not exceeding 110% of the total price stated in the estimate provided that if it is later determined that additional work is necessary and that the shop did not unreasonably fail to disclose the work when the estimate was made. The shop may exceed the 110% limit if it immediately provides the customer with a revised written estimate and receives authorization to continue the repairs. Permits the written estimate requirement to be satisfied by oral communications under specified circumstances. Prohibits a charge for unauthorized repairs. Requires that the customer be provided with a dated invoice of the repairs performed and that the invoice include an itemization of the various charges and an indication as to which parts are used, rebuilt or reconditioned. Permits a written estimate to be used as an invoice if it contains the requisite information. Requires the return of the customer's property if the customer pays all monies owed other than unauthorized or excess charges. Provides that failure to return the property upon reasonable demand renders the

violator liable for consequential damages, reasonable attorney fees and punitive damages not to exceed three times the total charges. Provides for the return of replaced parts upon the customer's request except where the parts are subject to a warranty or exchange arrangement provided that the customer must be afforded an opportunity to examine these parts. Requires the shop to retain repair records for at least one year. Provides that the shop shall conspicuously display a sign indicating the customer's right to request a written estimate. Provides that failure to return a customer's replaced parts shall render the shop liable for the reasonable value of the parts. Makes violations of the truth in repairs act subject to the penalties of M.S. 325.79, Subd. 1 and 325.907, and provides that the remedies provided in the act are cumulative in addition to those provided by common law and other statutes of the state. Exempts certain repairs which are covered by insurance, service contracts or where the repairs are covered under warranty. Preempts local regulation except where the regulation is more restrictive.

CORPORATIONS, FILING OF AN ACTIVE STATUS REPORT, Chapter 712, S.F. 1611: Amends M.S. Chapter 301 by adding a section. Requires domestic corporations that have been issued a certificate of incorporation before 7-1-79 to file an active status report with the secretary of state between 7-1-79 and 6-30-82. Provides that corporations failing to make the required filing by 6-30-82 shall lose the right to exclusive use of their corporate name. Allows corporations failing to meet the cutoff filing date to reacquire their corporate name providing the name has not been adopted by another corporation before the late filing has been made. Appropriates \$30,000 to the secretary of state. Effective 3-28-78.

UNIT PRICING OF RETAIL MERCHANDISE, Chapter 737, H.F. 37: Amends M.S. Chapter 325 by adding sections. Requires retail grocery stores using electronic or magnetic scanners for checkout purposes to clearly affix the selling price to each item of merchandise. Provides an exception for stores that conspicuously display the price of the item where the item is shelved and provides a means for the customer to mark individual items. Exempts food items that are consumed on the retail premises, items under specified size, weight, and price limitations, items that are offered at a sale price, tobacco products with a retail price of \$1 or less, items sold through vending machines, and grocery products not marked in a system designed to be scanned electronically or magnetically. Authorizes the retailer to not individually price mark no more than 25 classes of items if he provides a list that is posted conspicuously in the retail store and no more than 25 additional classes of items that are advertised at a reduced price. Makes it a petty misdemeanor to knowingly or willfully fail to price more than six individual items of the same commodity. Preempts local ordinances.

REPRESENTATION OF RESIDENTIAL CONSUMER INTERESTS IN PUBLIC UTILITY MATTERS, Chapter 746, H.F. 1131: Amends M.S. 45.16, Subd. 1 and Chapter 45 by adding a section. Provides for the representation of residential utility consumer interests in matters before the public service commission and the courts of the state that involve utility rates and adequacy of utility services. Places responsibility for the representation of these

interests with the consumer services section of the department of commerce. Requires the public service commission to provide the consumer services section notice of matters scheduled to come before the commission. Provides that the consumer services section may not intervene in matters concerning municipal or cooperative utilities. Creates a member board of residential utility consumers to oversee the utility related activities of the consumer services section. Provides that the governor shall appoint the members of the board. Requires the director of the consumer services section to file an annual report concerning the utility related activities of the section with the board and the legislature. Appropriates \$300,000 and increases the consumer services section's complement by seven persons. Effective 4-6-78.

PUBLIC UTILITIES, ELECTRIC CO-OP ASSOCIATIONS, Chapter 795, H.F. 830:

Amends various Minnesota Statutes. Repeals various Minnesota Statutes. Provides a limited exemption for cooperative electric associations from the provisions of Chapter 216B. Permits cooperative electric associations to elect to become subject to regulation by the commission pursuant to M.S. 216B.03 to 216B.23. Subjects electric cooperative associations to the provisions of Chapter 216B relating to service standards and practices, continuation of franchises, and assigned service areas, and provisions providing for the purchase or acquisition by eminent domain of a public utility by a municipality. Authorizes the commission to charge cooperative electric associations for their fair share of expenses related to service area disputes and the costs incurred in addressing complaints over service standards or practices. Effective 4-8-78 and is effective with regard to rate cases pending before the commission on the effective date.

CRIMINAL JUSTICE

TRESPASSING ON CEMETERIES, Chapter 512, S.F. 194: Amends M.S. 609.605 to make it a misdemeanor to enter or be found upon the premises of a cemetery without authorization during hours the cemetery is posted as closed to the public.

DETENTION OF JUVENILES, Chapter 637, H.F. 1973: Amends M.S. 260.171, Subd. 2 and 260.173. If necessary, permits detention of alleged status offenders in an approved jail for up to 24 hours, but thereafter permits detention only in a shelter care facility. If necessary, permits detention of alleged delinquents who are not status offenders in an approved jail for up to 8 days after the original detention order, but thereafter permits detention only in an approved secure detention facility or shelter care facility.

POSSESSION OF TRAFFIC SIGNS, Chapter 638, H.F. 1976: See Transportation, Motor Vehicles and Traffic Law.

RETROACTIVE REDUCTION OF PAST CONVICTIONS INVOLVING MARIJUANA, Chapter 639, H.F. 1977: Amends M.S. 152.17. Authorizes court, upon petition, to order expungement of records indicating a marijuana conviction greater than a petty misdemeanor if the conviction would be a petty misdemeanor under present law. Effective 4-11-78.

DISPOSITIONS OF DELINQUENT CHILDREN, Chapter 657, H.F. 2080: Amends M.S. 260.185, Subd. 1. Prohibits transfer of legal custody of status offenders to a county home school or, by commitment, to the commissioner of corrections. Retroactive and effective 3-29-78.

CONSTABLE AND PEACE OFFICER TRAINING AND LICENSING, Chapter 681, H.F. 2270: Amends various Minnesota Statutes concerning constables, peace officers and local law enforcement officials. On or after 7-1-79, prohibits constables or peace officers in a municipality with a population less than or equal to 1,000, from being eligible for permanent appointment without being licensed by the Minnesota board of peace officer standards and training. Grants licenses to constables and peace officers elected or employed prior to 7-1-79. Describes the duties and provides for the election and employment of a "deputy constable" who is prohibited from carrying a firearm and has powers of arrest no greater than those of a private person. Effective 7-1-78.

WORKERS' COMPENSATION FOR LAW ENFORCEMENT GOOD SAMARITANS, Chapter 702, S.F. 798: See Labor-Management Relations, Workers' Compensation.

DETENTION AND TREATMENT OF MENTALLY ILL INMATES, Chapter 707, S.F. 1073: Requires the commissioner of corrections to establish a psychiatric unit for mentally ill inmates. Provides for transfer of inmates to the unit. Provides for initiation of judicial commitment procedures. Provides for discharge of inmates admitted to the unit. Appropriates \$10,000 to the commissioner of corrections for costs of commitment proceedings.

DETERMINATE SENTENCING, Chapter 723, S.F. 65: Amends various Minnesota Statutes relating to sentencing. Provides for determinate sentencing of persons convicted of felonies committed on or after 5-1-80. Establishes the Minnesota sentencing guideline commission to promulgate sentencing guidelines based on reasonable offense and offender characteristics which are advisory to the district court. Guidelines will indicate (1) the appropriate sentence when imprisonment is not proper and (2) a presumptive fixed sentence when imprisonment is proper. A term of imprisonment will be reduced by one day for every two days during which an inmate does not violate a disciplinary rule. Ninety days good time may be lost for each disciplinary infraction. A defendant or the state may demand a sentencing hearing after which the court will issue written findings. Even if no sentencing hearing is demanded, the district court will make written findings for each case in which it deviates from the sentencing guidelines. The defendant or the state may appeal a sentencing decision of the district court to the supreme court which shall decide whether the sentence is inconsistent with statutory requirements, unreasonable, inappropriate, excessive, unjustifiably disparate or not warranted by the district court findings. During a term of imprisonment, under limited circumstances, an inmate may be conditionally released, furloughed or granted extraordinary discharge. Upon completion of a term of imprisonment, an inmate will serve a term of supervised release under conditions specified by the corrections board. A violation of a condition of supervised release may result in reimprisonment. A person subject to a mandatory life sentence must serve 17 years before becoming eligible for supervised release. A repeat violator of the criminal sexual conduct laws must be committed to the commissioner for a minimum of 3 years. \$200,000 is appropriated to the sentencing guidelines commission. M.S. 246.43 concerning commitment of sex offenders is repealed. Sentencing provisions generally effective 5-1-80.

DOMESTIC ASSAULT, Chapter 724, S.F. 318: Amends M.S. 609.135 by adding a subdivision and Chapter 629 by adding sections. Permits a peace officer to arrest without a warrant a person at his place of residence if the peace officer has probable cause to believe the person within the preceding 4 hours has assaulted his spouse or other person with whom he resides, although the assault did not take place in the peace officer's presence, and if the officer observes evidence of physical injury to the alleged victim. Requires detention and establishes criteria for release of an individual charged with assaulting his spouse or other person with whom he resides. Effective 4-6-78.

DRIVING WHILE INTOXICATED, Chapter 727, S.F. 804: Amends various Minnesota Statutes. Repeals M.S. 169.127 and 171.245. Changes the standard of measuring legal intoxication from "blood content by weight of alcohol" to "alcohol concentration." Makes the DWI law apply only to the operation or control of motor vehicles. Repeals the minimum \$10 fine for a first DWI offense and raises the maximum fine from \$300 to \$500, and adds a fine of up to \$500 for a second offense in 3 years. Makes a person who has had his driving license revoked through an alcohol-related

administrative action not subject to license revocation as part of the criminal penalty for driving while intoxicated. Makes the results of preliminary screening tests to determine the presence of alcohol or a controlled substance admissible in court only on the question of the propriety of a subsequent chemical test. Allows a court to serve notice of license revocation on a person convicted of driving under the influence of alcohol or a controlled substance, take the person's license and forward it to the commissioner of public safety, and issue a temporary license valid for the period allowed for an appeal of the conviction. Allows a urine test to be required when there are reasonable and probable grounds to suspect the presence of a controlled substance not detectable by a blood or breath test. Requires that a person requested to take a chemical test be informed that he has the right to consult an attorney before making a choice but that this right cannot unreasonably delay the test. Provides for a uniform procedure for the appeal of a license revocation resulting from a refusal to take a chemical test, or from a chemical test showing an alcohol concentration of .10 or more and for uniform provisions covering limited licenses and the early termination of a revocation period. Allows a peace officer offering or administering a chemical test to give immediate notice of intent to revoke, and of revocation, to a person who refuses a chemical test, or whose chemical test shows an alcohol concentration of .10 or more, forward the person's license to the commissioner and issue a 30-day temporary license. Authorizes the issuance by the commissioner of additional temporary licenses until a final determination on the revocation has been made. Deletes the provision allowing persons appealing to district court a license revocation upheld at a county or municipal court hearing to have a jury trial, and makes the appeal on the record rather than de novo. Allows the commissioner to be represented at a county or municipal court hearing on a revocation by a local prosecuting attorney pursuant to mutual agreement, and allows the hearing to be at the same time and place as the hearing on pre-trial motions on any related criminal charge. Directs the court, in the event the revocation is sustained, to forward the license to the commissioner if it is not already in his possession. Changes the term "presentence investigation" to "alcohol problem assessment". Provides that licenses revoked for a DWI or implied consent violation can be reinstated only after the licensee has passed a driving test and has complied with any prescribed terms of alcohol treatment or counseling and any other requirements imposed by the commissioner. Authorizes the commissioner to promulgate rules, including prescribed forms. Assigns jurisdiction over prosecution for aggravated violations (driving after cancellation, suspension or revocation for a DWI or implied consent violation) to the district court.

USE OF DEADLY FORCE BY PEACE OFFICERS, Chapter 736, S.F. 2361: Amends M.S. 609.065, 629.33 and Chapter 609 by adding a section. Defines "deadly force" and describes situations in which its use by a peace officer is justified. Requires all peace officers to be notified of the new standards for use of deadly force. Sections 1 to 3 effective 8-1-78. Section 4 effective 4-6-78.

LICENSING OF, AND INTRODUCTION OF CONTRABAND INTO CORRECTIONAL FACILITIES,
Chapter 778, H.F. 2124: Amends various Minnesota Statutes relating to
correctional facilities. Requires commissioner to license correctional
facilities, including group homes. Commencing 9-1-80 prohibits a person
or private organization from operating a correctional facility unless
licensed by the commissioner. Prevents rules setting standards for group
homes from taking effect until 9-1-79. After 9-1-79 prohibits persons
from receiving custody of 2 or more unrelated delinquent children unless
licensed, and prohibits placement of delinquent children by a county
probation officer in a group foster home unless licensed. Creates an
advisory task force to assist in the development of standards for correc-
tional facilities. Provides increased penalties for introduction of
contraband into a jail, lockup or correctional facility.

EDUCATION

STATE GRANTS TO PUBLIC LIBRARY SYSTEMS, Chapter 546, H.F. 1286: Amends M.S. Chapter 134 by adding sections. Repeals various sections in M.S. Chapters 121 and 134. Authorizes state grants to regional public library systems for various purposes. Requires cities or counties with regional library systems to provide minimum dollar amounts of support for library services in order for that system to qualify for state grant funds on behalf of persons residing in that city or county. Required minimum level of local support eventually is to reach .4 EARC mills. Provides for a distribution formula for state grants for regional library basic system support grants: 60% of funds apportioned among regions according to population; 15% apportioned according to area; \$35,000 base grant given to each system; remaining funds apportioned according to real property valuation. Allows a \$400,000 contingency appropriation authorized by Laws 1977, Chapter 449, Sec. 2, Subd. 7 to be expended for grants to libraries.

DUE PROCESS RIGHTS FOR ATHLETIC COACHES, Chapter 550, H.F. 1447: Amends M.S. Chapter 125 by adding a section. Requires a district to give written notice, including reasons, before terminating the coaching duties of an employee who is required to be licensed as a coach. Requires a school board, at coach's request, to hold a hearing before a termination becomes final. Allows a board to terminate a coach for any reason which is found to be true on the basis of evidence in the record. Does not apply if coaching duties are terminated because of a transfer policy, because of the coach's dismissal as a teacher, or during the probationary period of employment as a teacher.

MINNEAPOLIS SCHOOL BOARD, Chapter 559, H.F. 1808: Amends Laws 1959, Chapter 462, Sec. 3, Subd. 1, as amended. Reduces the term of SpSD No. 1 (Minneapolis) school board members elected after 3-24-78 from six years to four years. Effective 3-24-78.

ENVIRONMENTAL EDUCATION, Chapter 578, H.F. 2081: Amends M.S. 89.35, Subd. 2, and 126.11, Subd. 1. Allows the commissioner of natural resources to supply tree planting stock to environmental education programs and, in this case only, allows the trees so supplied to be used for purely ornamental purposes.

Allows the environmental education program (which the department of education is required to prepare in cooperation with the department of natural resources) to provide a program of instruction for residents throughout the state, in addition to its elementary and secondary curriculum. Requires adult participation in the program to be voluntary. Effective 3-24-78.

SEPARATE ELECTION DISTRICTS, Chapter 581, H.F. 2204: Amends M.S. 123.32, Subds. 10 and 15. Increases the required number of signatures on a petition for an election to divide a school district into separate election

districts or to change the boundaries of separate election districts to the greater of (a) the number required by present law or (b) 10% of the number of votes cast at the most recent school board election. (Present law requires 50 voters' signatures on a petition to establish separate election districts and 250 voters' signatures on a petition to change boundaries.) Limits frequency of elections for these purposes to once every 2 years.

STATUTORY REVISION, Chapter 616, H.F. 1754: Amends various Minnesota Statutes. Removes requirement that all excuses under the compulsory attendance law be forwarded to the commissioner. Updates language in statutes governing enforcement of compulsory attendance. Removes obsolete reporting dates. Prohibits school districts from competing for enrollment of students. Allows school boards to remove their appointees to regional planning task forces. Provides for the new board of a consolidated school district to appoint one representative to the regional planning task force. Repeals M.S. 121.11, Subds. 2, 3 and 4, which require the state board of education to issue teaching certificates, to designate secondary school areas, and to adopt rules to prevent competition for students among school districts.

CORRECTION OF TEACHER'S FILE, Chapter 632, H.F. 1908: Amends M.S. 125.12, Subd. 6 and by adding a subdivision, and 125.17, Subd. 12. Requires school districts to expunge from a teacher's file any material found to be false or substantially inaccurate through the grievance procedure which is required by PELRA. Provides that the grievance procedure shall not be available to superintendents, principals and other supervisory employees. Requires expungement proceedings to be commenced within the time period provided in the collective bargaining agreement for grievances or, if the agreement provides no time period, within 15 days after the teacher learns that the material is in his file.

STATUTORY REVISION, Chapter 706, S.F. 912: Amends various Minnesota Statutes. Clarifies language. Eliminates, changes or repeals obsolete language. Eliminates or changes references to session laws. Repeals all those statutes governing common school districts which are identical or very similar to the statutes governing independent school districts. Provides that the two existing common school districts--Franconia (323C) and Prinsburg (815C)--are governed by the statutes governing independent school districts, except insofar as the remaining provisions of the statutes governing common school districts specifically address a matter.

AID TO NONPUBLIC SCHOOL CHILDREN, Chapter 733, S.F. 1722: Amends various Minnesota Statutes.

Defines "textbook" as a secular book, workbook or manual available for individual use as a principal source of study.

Defines "standardized tests" as commercially published tests and scoring services used in public schools.

Defines "neutral site" as a public center, mobile unit or other location off the nonpublic school premises.

Defines "guidance and counseling services" as the services of a licensed counselor.

Defines "health services" as physician, dental, nursing or optometric services which are not provided as special education to handicapped children.

Changes existing law providing for a wide variety of instructional materials for nonpublic school pupils, by providing only textbooks and standardized tests. Changes calculation of maximum allotment from a per pupil unit to a per pupil basis.

Requires state board rules to require public schools in each district (a) to provide nonpublic school pupils the same specific health services as are provided to public school pupils by that district and (b) to provide nonpublic secondary school pupils the same specific guidance and counseling services as are provided to public secondary pupils by that district. Also requires public schools to provide any necessary transportation between schools for these services. Limits public school expenditure to the state aid provided.

Specifies location where services may be provided (to be determined by public school after consultation with nonpublic school):

- health services: a public school, a neutral site, the nonpublic school, or any other suitable location;
- guidance and counseling services: a public school or a neutral site.

Prohibits public school counselors from becoming involved in selecting or planning nonpublic school courses.

Requires commissioner to pay districts the actual cost of these services provided to nonpublic pupils, but not to exceed the product of the number of nonpublic school pupils served times the average expenditure per public school pupil for these services in those public schools which provide these services.

Allows districts to claim for their administrative costs up to 5% of their allocations for these services and for textbooks and standardized tests.

For nonsectarian nonpublic school pupils, continues until 6-30-79 the provision of all instructional materials currently provided to these schools (but not to sectarian schools) under existing law's broad definition of instructional materials. Excludes schools which enroll 200 or more pupils or which primarily provide preschool education.

Clarifies ability of districts providing shared time service to nonresidents to bill home districts for unreimbursed costs as well as claim state aid (all by agreement). Eliminates time spent receiving pupil support services pursuant to this act from computation of shared time foundation aid.

Specifies locations where public school programs can be provided to shared time pupils:

- in general: at a public school building;
- services required by special education mandate: at a public school building or a neutral site;
- diagnostic and health services required by special education mandate: at a public school building, a neutral site or a non-public school building.

Amends transportation aid authorization by allowing aid for required transportation of pupils between a nonpublic school and a public school or neutral site for guidance and counseling or health services.

Allows state board to adopt temporary rules for 1978-79 for implementation of aid for textbooks, standardized tests and health services. Delays implementation of guidance and counseling sections until 1979-80.

Repeals obsolete sections effective immediately:

- M.S. 123.932, Subd. 6 - Definition of auxiliary services.
- M.S. 123.932, Subd. 8 - Definition of equipment.
- M.S. 123.934 - Equipment aid.

Repeals effective 7-1-78:

- M.S. 123.932, Subd. 1 - Definition of instructional materials.
- M.S. 123.932, Subd. 2 - Definition of public unit.
- Laws 1977, Chapter 447, Article VI, Section 12 - Prohibition on expenditures for auxiliary services or equipment during 1977-1979 biennium.

Appropriates: \$2,479,200 for textbooks, standardized tests, health services and districts' administrative costs; \$90,000 for instructional materials for nonsectarian nonpublic school pupils; and \$10,000 for administrative expenses of the department of education in fiscal year 1979.

Some sections effective 4-6-78. Other sections effective 7-1-78.

OMNIBUS EDUCATION AIDS BILL, Chapter 764, H.F. 1885: Amends various Minnesota Statutes. Repeals various Minnesota Statutes.

Foundation Aid: Increases pupil unit count in declining enrollment districts from a 3-year average to a 3-1/4 year average. (Leaves provision that the count will be the current year count plus .6 of the decline from the prior year, if that amount is larger than the 3-1/4 year average.) Anticipates expenditure of \$3,775,000 for this purpose.

Authorizes the state board to continue to pay foundation aid for pupils prevented from attending school for more than 15 consecutive days by calamities or other justifiable causes, not including lawful employees' strikes. Repeals M.S. 124.16, which provides extra aid to districts experiencing calamities.

Increases foundation aid formula allowance for 1978-79 from \$1,090 to \$1,095 per pupil unit. Anticipates expenditure of \$4,637,000 for this purpose.

Establishes foundation aid formula allowances for the next biennium at \$1,155 per pupil unit for 1979-80 and \$1,220 per pupil unit for 1980-81.

Repeals M.S. 124.213 (existing aid recapture law) effective in fiscal year 1980 and replaces it with a special levy limit. (See "tax levies.")

Allows districts to hold school on Saturday if necessary for the board to make a good faith attempt to make up lost days of school and thus avoid losing foundation aid.

Requires commissioner to report to the 1979 legislature on the amounts of disequalizing revenue received by districts from various specified sources.

Increases authorized expenditure for 1977 summer school programs by \$600,000.

Tax Levies: Limits a school district's authorization to levy for the cost of a post-audit by the state auditor to audits performed at the auditor's discretion or requested by a petition of the freeholders.

Provides for state payment of "abatement adjustments" to districts losing more than \$1 per pupil unit of tax revenue in any year because of changes in assessed valuation after taxes are spread. Establishes payment rate as the amount of the revenue loss multiplied by the ratio of the district's equalized levy limitations to its total levy limitation. Reduces authorized levy for abatements by the amount of any state abatement adjustment payment.

Changes penalty for districts levying less than 95% of the maximum allowable basic maintenance levy to an amount of foundation aid which is proportionate to the amount of the underlevy.

Beginning in 1978, limits basic maintenance levy in districts where the amount produced by the statewide mill levy limit exceeds the product of pupil units times formula allowance, to the greater of the amount certified in 1977, or 107% of the product of the district's current pupil units times formula allowance plus 107% of its current entitlements for summer school aid, transportation aid, special education aid, secondary vocational aid, and secondary vocational aid for handicapped children, but not to exceed the statewide mill levy limit. Disqualifies affected districts from

receiving these categorical aids except insofar as their entitlements exceed the amount produced by the statewide mill levy limit. Provides for adjustments in future levies if the district's actual aid entitlement in the year to which the levy is attributable is more or less than the amount produced by applying the 107% factor to current aid entitlements when computing the levy, or if it turns out that the district's mill levy would not have exceeded pupil units times formula allowance in the year to which the levy is attributable.

Changes computation of levy reductions on account of taconite payments. (See "miscellaneous.")

Allows districts to use the proceeds of the capital expenditure levy to pay the costs of energy assessments required by M.S. 116H.126.

Changes the local AVTI levy from a mandatory to a discretionary levy.

Eliminates the provision deducting half the amount of any excess levy from a district's foundation aid. Provides instead that the amount of any excess levy be deducted from future levies.

Limits the use of estimated pupil unit counts for the next school year in computing levy limitations to districts which increase their pupil units by more than 5% for two consecutive school years.

Transportation: Provides that a performance bond on a school transportation contract is required only as deemed necessary by the school board.

Eliminates the requirement that the commissioner approve all school transportation contracts.

Permits school districts or their bus contractors to transport nonpupils of the district to school events without a charter carrier permit, if no person having a charter carrier permit has a principal office and place of business or bus garage within 12 miles of the principal office of the school district. Requires those using the buses to pay for this transportation.

Permits school districts to use school buses to transport citizens over the age of 62 years along regular school bus routes, on a space available basis and at no cost to the district.

Removes requirement that interdistrict transportation aid be only for academic classes and only in conjunction with transportation to a vocational center in order to qualify for state transportation aid. Provides state aid for 50% of the cost, up to \$100 per pupil, of interdistrict transportation of pupils. For this purpose, authorizes expenditure in fiscal 1979 of any unexpended balance of the 1977 appropriation of \$150,000 for interdistrict transportation in fiscal 1978.

Provides state aid for transportation of certain handicapped children who attend schools outside their districts of residence. (See "special education.")

Allows commissioner to adjust a district's base cost for transportation aid to reflect increased costs resulting from a schoolhouse opening.

Transfers from 1978 foundation aid appropriation and reappropriates as deficiency appropriation for transportation aid:

\$ 300,000.....1978,
\$1,700,000.....1979.

Special Education: Requires state board rules to set standards for the discipline, control, management and protection of handicapped children.

Clarifies that a district is required to provide transportation between educational facilities for resident handicapped pupils who attend non-public schools within the district and who are provided shared time special education by the district under the state mandate. When no agreement exists for the provision of special education by the district of attendance to a handicapped child who attends a nonpublic school outside his district of residence, requires resident district to transport the child from the district boundary to a facility within the resident district for special education. If the nonpublic school is in a contiguous district, allows resident district to transport the child all the way from the nonpublic school to a facility within the resident district, but requires the nonpublic school to pay the costs of transportation outside the boundaries of the resident district. Makes similar provisions for pupils whose parents pay full tuition for education in a district other than their resident district. Provides state aid for required transportation.

Increases state special education aid for 1978-79 from 65% of salaries of special education staff up to \$12,000 per full-time position, to 69% of salaries up to \$12,000. Transfers from 1978 foundation aid appropriation and reappropriates for this purpose: \$3,100,000.....1979.

Increases aid for tuition charged home districts of handicapped children in residential facilities from the difference between 60% of tuition and the foundation aid formula allowance, to 60% of the difference between the tuition and the formula allowance. Increases authorized expenditure for this purpose for 1977-78 from \$500,000 to \$550,000.

Allows commissioner to withhold state special education aid from programs receiving federal grants or special state grants.

Establishes new formula starting in 1978-79 for aid to secondary vocational education programs for handicapped pupils and disqualifies programs receiving special education aid or secondary vocational education aid. Provides for these programs:

- the greater of the amount produced by the secondary vocational education formula (50% of salaries) or the amount produced by the special education formula (69% of salaries up to \$12,000);

- 50% of equipment costs;
- 50% of costs of instructional travel by teachers;
- 50% of the cost of supplies up to \$50 per child; and
- aid for programs provided by contract with agencies other than school districts or vocational centers, calculated according to the formula applicable to special education contracts.
Makes \$1,925,000 available for these programs in fiscal 1979:
 - \$1,663,000--transferred from special education appropriation;
 - \$262,000--anticipated expenditure of federal vocational funds.

Allows the state school for the deaf and the braille and sight-saving school to use supervised student trainees. Allows these trainees and volunteers at the schools to qualify for workers' compensation. Repeals M.S. 128A.06 establishing admittance and discharge committees at the schools, and instead requires the state board to adopt rules containing procedural safeguards for admission, discharge, program decisions and evaluation of pupils. Increases each school's advisory committee from seven to eight members, one of whom must be a staff representative. Transfers from 1978 foundation aid appropriation and reappropriates for purposes of the advisory councils' expenses:

\$ 5,500.....1978,
\$11,000.....1979.

Vocational Education: Prohibits the state board from incorporating by reference the provisions of the state plan for vocational education in its rules regarding post-secondary vocational education and the licensure of vocational teachers. Requires the board of teaching to adopt state board rules, rather than the state plan, as its rules for licensure of vocational education teachers.

Removes language requiring federal funds to be deducted from a district's state adult, secondary and post-secondary vocational education aid allocation. Allows commissioner to withhold state vocational aid from adult and secondary vocational education programs which receive funds from other sources and limits state aid for these programs so that programs do not receive aid from all combined sources for more than 100% of their costs.

Allows school boards to require students to provide their own transportation or pay fees for their transportation to and from community-based employment stations in secondary vocational education programs, if the students are paid for their participation in the programs.

Provides secondary vocational education aid for 50% of the costs of teacher travel to vocational student organization meetings within the state and for 40% of the costs of secondary vocational education provided by contract with an agency other than a school district.

Prohibits state board rules from requiring a district to offer secondary vocational education and from requiring any minimum period of coordination time or extended employment for secondary vocational teachers.

Establishes a special formula for state aid for secondary vocational education for handicapped children. (See "special education.")

Allows an AVTI student association to collect a nonvoluntary fee from students, in an amount determined by the school board. Provides that these activity fees are not deducted in computing AVTI foundation aid and that application fees are deducted in computing AVTI foundation aid.

Changes the local AVTI levy from a mandatory to a discretionary levy.

Teachers: Extends the reinstatement period for a teacher placed on unrequested leave of absence from two to five years, but terminates the right to reinstatement of any teacher who fails to request reinstatement in writing by April 1 of each year.

Changes the basis for licensing vocational education teachers from the state plan for vocational education to state board rules. (See "vocational education.")

Requires a representative of the commissioner to appear before the board of teaching and at the chapter 15 hearing on any proposed rule of the board of teaching, to comment on the cost and educational implications of the rule. If no representative appears, prohibits the state board from disapproving the rule on the basis of the cost factor.

Removes the maximum age limit of 55 and the maximum allowable service limit of 20 years from qualifications of teachers for extended leaves of absence without loss of retirement benefits. Changes minimum service qualification for extended leaves from ten years in the district to five years in the district and ten years of allowable service in the retirement fund. Allows board and teacher to agree on a maximum duration of an extended leave, which may be between three and five years. Requires boards to report to the commissioner within 30 days on any denial of teacher's request for an extended leave and the reasons for the denial, and requires commissioner to report on denials to the legislature by 2-1-79. Transfers responsibility for paying employer's share of retirement contributions of teachers on extended leave from the district to the state. Requires board to receive commissioner's approval before granting an extended leave.

Allows teachers to include service in any elementary or secondary school, whether or not in Minnesota public elementary and secondary schools, in the 15 years of service required for a teacher to qualify for a state-aided early retirement incentive payment. Corrects dates to allow teachers who retired at the end of 1976-77 to qualify for incentive payments. Increases state aid for the incentive payments from 10% to 25% of the amount paid the teacher. Transfers responsibility for administering the incentive payment program from the department of finance to the department of education.

Requires teachers' contracts effective 7-1-79 or thereafter to contain the teachers' compensation for the entire two year term. Prohibits wage reopening clauses in teachers' contracts.

Allows principals, assistant principals and other supervisory employees to qualify for the program providing full-time retirement contributions and credit for part-time teachers. Transfers administrative responsibility for this program from the department of finance to the department of education.

Nonresident Attendance: Repeals M.S. 120.065, the "40-acre law" allowing the owner of a farm of at least 40 acres in a school district where he does not reside to send his children to school in that district. Repeals M.S. 123.39, Subd. 5a, which requires school districts to reduce the tuition charged for educating children of nonresidents who own or lease land in the district by the amount of school property taxes paid on the land and which provides for the state aid to be paid to the district educating the child in this instance. Allows all children attending school under these provisions as of 1-1-78, and all siblings of such children, to attend school under these provisions after they are repealed.

Requires state agency commissioners and courts to notify a child's district of attendance, district of residence and the commissioner of education upon placing the child in a district other than his district of residence.

Provides for special education to handicapped children who attend nonpublic schools or pay tuition to attend public schools outside their districts of residence. (See "special education.")

School District Reorganization and Cooperation: Transfers from county board to commissioner the responsibility for dividing assets and liabilities of a dissolved district which is divided and attached to other districts.

Limits the effective date of the dissolution and attachment of a district and the consolidation of districts to July 1 of an odd-numbered year. Requires effective date to be at least three months after the county board's preliminary order of dissolution and attachment or at least three months after the date (within ten days of election) when the county auditor must set the effective date for the consolidation.

Allows the school board resolution or citizens' petition initiating consolidation proceedings to propose that the bonded debt of component districts either be spread over the new district or remain with the property from the component district which incurred the debt. Allows state board to approve or disapprove this proposal and makes the proposal a binding provision of the consolidation plan which must be approved by affected school boards and may be submitted to voters for approval. If no proposal for bonded debt is submitted, provides (as under existing law) for bonded debt to be spread over the new district.

Allows the school board resolution or citizens' petition initiating consolidation proceedings to propose that the new district's board consist of

seven members and to propose that separate election be established for electing the new district's board members. Makes this proposal a binding provision of the consolidation plan submitted to affected school boards and voters.

Provides for old boards to make levies collectible in the first year after a consolidation becomes effective. Requires new board to enter necessary negotiations before the effective date of the consolidation.

Cancels referendum levy authorizations of involuntarily dissolved or consolidated districts, and of all districts involved in a voluntary dissolution and attachment or consolidation. Retains referendum levy authorization for districts to which involuntarily dissolved and consolidated districts are attached, and for new districts of which 90% is comprised of territory previously subject to a referendum. Recalculates excess "grandfather" levy in newly created or enlarged district, as a weighted average of the per pupil unit amounts of the grandfather levies authorized in component districts. Provides for statutory operating debt levies in newly created or enlarged districts to be paid by the property which formerly belonged to the district which incurred the statutory operating debt.

Provides for the rights of teachers (defined as all licensed employees) in the event of consolidation or dissolution and attachment. Assigns teachers to the new district which contains the building where they worked before the boundary change. Designates as exclusive bargaining representative in a newly created or enlarged district that union which formerly represented the largest proportion of the teachers assigned to the new district, until a new exclusive bargaining representative is certified in its place. Temporarily governs terms and conditions of employment, until a new contract is executed, by the contract which that union had negotiated with the pre-existing district which employed the largest proportion of teachers assigned to the new district. Allows teachers assigned to a new district to be immediately considered employees of that district, for purposes of negotiation and representation elections.

Allows a new employing board to place teachers assigned to it on unrequested leave under M.S. 125.12, according to: (1) a plan contained in a new master contract between the teachers and the new board; or (2) if no new plan exists, an applicable plan in the temporarily governing contract; or (3) if no plan exists, according to M.S. 125.12, Subd. 6b, on the basis of a combined seniority list.

Provides for continuing contract and tenure laws to apply to teachers in the new district as if they had been employed there before the boundary change. Provides that every teacher's relevant date of first employment is the date in the pre-existing district which employed him.

Allows new boards of consolidated districts and boards of districts enlarged by dissolution and attachment, to borrow money for the expenses of negotiations and other administrative expenses of transition and to levy for the

amount borrowed after the boundary change becomes effective. Requires commissioner to approve borrowing and levy.

Requires pupil units for a prior year (used in computing declining enrollment or fast growth pupil units) to be adjusted to reflect any change in school district boundaries in the current year.

Permits ISD No. 323 (Heron Lake) and ISD No. 326 (Okabena) to include in their consolidation plan a proposal for the new district board to consist of seven members elected from separate election districts.

Permits three additional pairs of school districts to enter experimental pairing agreements:

- ISD No. 243 and No. 245 (Emmons and Glenville)
- ISD No. 328 and No. 516 (Sioux Valley and Round Lake)
- ISD No. 654 and No. 655 (Renville and Sacred Heart).

Permits pairing agreements to provide for the discontinuance of portions of grades. (Present law provides only for the discontinuance of entire grades.) Requires a pairing agreement to provide for each district to discontinue at least one entire grade in order for districts to qualify for adjustments in their transportation aid base costs because of the agreement.

Miscellaneous: Allows the commissioner of education to appoint two deputy commissioners.

Provides for all taconite payments to be recognized in the fiscal year they are received. Specifies how districts are to account for the additional revenue they are authorized to recognize in fiscal years 1978 and 1979 as a result of this change in revenue recognition. (Additional revenue is the amount of fiscal 1976 and 1977 taconite revenue deducted in computing 1976 and 1977 levy limitations.) Requires districts to: (1) reflect the total amount of additional revenue up to \$200 times 1977-78 pupil units in a special account out of which \$20 times 1977-78 pupil units will be transferred to the general fund and be available for exceeding expenditure limitations each year for up to 10 years; (2) use any remaining amount to reduce statutory operating debt; and (3) transfer any remaining amount to the general fund.

Changes the amount of taconite payments deducted from any year's foundation aid to the difference between the current year's taconite payments and the amount of taconite revenue deducted from the authorized levy attributable to that year. Changes the amount of taconite payments deducted from levy limitations in any year to the greater of 50% of the previous fiscal year's payment, or the previous fiscal year's payment less the product of the ratio of the district's basic maintenance levy limit to its total levy limit times the previous fiscal year's payment.

Allows AVTI districts to transfer money from the general fund to the capital expenditure fund, but only to the extent approved by the state board in the budget approval process, and not for construction.

Allows a district which has received a capital loan from the state under the maximum effort debt service law to levy less than the 20 EARC mills required to be levied to pay off the loan under existing law as long as the district levies enough to pay off the loan within 30 years from the date it is issued.

Provides that public sale of tax and aid certificates by school districts is not required if the proposed borrowing amounts to less than \$400,000. Requires any private sale to be according to the most favorable of two or more proposals solicited privately.

Applies provisions of Chapter 15 governing appeals in contested cases to all appeals to district court of final orders of the commissioner.

Exempts schools from the obligation to provide an alternative program to a pupil before initiating suspension, exclusion, or expulsion proceedings where it appears that the pupil presents an immediate and substantial danger to himself or to persons or property around him.

After 5-15-78, requires school districts to obtain voter approval before pledging revenue to pay bonds issued by another governmental unit for recreation facilities.

Permits school districts which entered self-insurance programs before 3-31-78, to continue a self-insurance program until 7-1-80. Provides that no contract entered after 3-31-78, in such a self-insurance program may provide life and long-term disability insurance benefits. Requires districts to purchase excess of loss coverage for claims exceeding \$500,000.

Transfers funds from fiscal 1978 foundation aid appropriation and reappropriates as follows (See also "transportation" and "special education"):

- For UFARS regional staff:

\$175,000.....1979.

- For food storage costs of commodities for school lunch program:

\$135,000.....1978,
\$ 20,000.....1979.

- For converting T.I.E.S. to statewide management information system:

\$500,000.....1978,
\$450,000.....1979.

- For community education aid:

\$35,000.....1978.

- For certain Indian education programs on the contingency that federal funds do not become available:

\$348,000.....1979.

STATEWIDE CAREER GUIDANCE PROGRAM, Chapter 782, H.F. 2170: Expands existing college testing programs for eleventh grade students to include tests for other post-secondary training and for job placement. Places the program under the higher education coordinating board, which will create an advisory task force on policies and test selection. Provides that the university will administer the program under contract with the board. Appropriates \$65,000 for the fiscal year ending 6-30-79, to cover the expansion.

ELECTIONS

FILLING U.S. SENATE VACANCIES, Chapter 456, H.F. 1500: Amends M.S. Chapter 202A by adding a section. Repeals M.S. 202A.72. Requires a special election to fill a U.S. senate vacancy at the next November election if the vacancy occurs at least six weeks before the regular primary preceding that election. Requires a special election at the second November election if the vacancy occurs less than six weeks before the primary. Defines "November election" to mean the general election in even-numbered years and the first Tuesday after the first Monday in November and odd-numbered years. Provides that no special election be held in the year before the term expires. Provides for a special primary at the regular primary preceding the November election at which the special election is to be held. Permits the governor to make a temporary appointment until a successor is elected. Provides for notice and candidate filing in these special elections. Provides that a U.S. senator elected to a full six-year term at a time when that seat is vacant or filled by an appointee will also succeed to the last weeks of the unexpired term of the person last elected to that seat.

CAMPAIGN FINANCE REVISIONS, Chapter 463, H.F. 404: Amends various sections of M.S. Chapter 10A. Repeals sections of Chapter 10A. Defines "approved expenditure" as one made for a candidate by an entity other than the campaign committee with the candidate's authorization or consent and treats it as a contribution. Defines "independent expenditure" as one made without the candidate's authorization or consent. Defines "noncampaign disbursement" as accounting and legal services, repayment of a loan, return of a contribution to its source or of public money to the state campaign fund, payment for refreshments at a fundraising event, and costs of providing certain constituent services. Expands the list of "public officials" who must file a statement of economic interest. Enacts or amends additional definitions.

Requires the ethical practices board to investigate written complaints of Chapter 10A violations and makes a public finding of whether or not there is probable cause. Permits the board to enter conciliation agreements if spending or contribution limits are exceeded. Requires notice of any investigation and a hearing before any finding of probable cause. Prohibits board members, employees, complainants and certain other persons from disclosing information about a pending investigation until a public finding is made. Allows board to maintain the privacy of certain statements and materials. Makes board advisory opinions lapse when the legislature adjourns in the second year after the opinion is issued.

Establishes late filing fees for all statements and reports required by Chapter 10A. Makes it a misdemeanor if a report or statement is not filed after receipt of a second late notice from the board. Lowers penalty for false statements on reports from felony to gross misdemeanor.

Requires a candidate to form a campaign committee if he accepts contributions over \$100 except from his own funds or before receiving any state

election fund money. Adds new items to campaign report forms. Requires reporting of independent expenditures but removes all limits on the amount of such expenditures. Requires written authorization from a candidate before making any approved expenditure. Eliminates disclosure requirements under Chapter 210A for district court judges and supreme court justices. Allows board to exempt persons from reporting requirements without a hearing, with notice procedures to follow the exemption action.

Limits campaign expenditures (including a candidate's own funds) of those candidates who accept public funding or whose contributors receive state income tax credits for their contributions. Prohibits accepting a loan which exceeds contribution limits from other than a financial institution. Sets fine for excess spending or accepting excess contributions at up to four times the excess. Retains expenditure and contribution limits at former levels.

Permits income tax check-off for public campaign financing by anyone who files a tax return or a property tax refund form and by their dependents who are over 18 and residents of Minnesota.

Distributes party-designated check-off money to legislative candidates by a formula that reflects votes in the county for the candidate's party and the amount checked off on tax returns in that county to the candidate's party account. Returns to the general fund any money from a party account which is not distributed in an election year. Requires a candidate to return to the general fund any amount by which aggregate contributions and approved expenditures exceed the difference between the candidate's spending limits and the amount received from the state elections fund, not to exceed the total amount received from the elections fund.

Allows state income tax credits for contributions to statewide and legislative candidates only if they have accepted spending limits. Permits a candidate who accepts spending limits to give contributors official tax credit receipts. Makes issuance of such receipts by others a misdemeanor.

Gives ethical practices board temporary rulemaking power to implement the act. Appropriates \$20,000 to the board and \$5,000 to the revenue department for administration. Provides that contribution and expenditure limits are effective beginning 2-28-78, and that tax credit provisions are effective for taxable year 1978. Makes all other provisions effective on 2-28-78.

CLARIFICATION OF CERTAIN PROVISIONS RELATING TO MUNICIPAL ELECTIONS,
Chapter 572, H.F. 2010: See Local Government.

SEPARATE ELECTION DISTRICTS, Chapter 581, H.F. 2204: See Education.

PUBLIC FACILITIES FOR CAUCUSES; TIME FOR FILING NOMINATING PETITIONS,
Chapter 591, H.F. 2451: Amends M.S. Chapter 202A. Requires that public facilities be available for political party caucuses and county or district conventions, at a fee no greater than the lowest amount charged any other group. Requires that in a special election nominating petitions be filed during the filing period for the special election. Effective 3-24-78.

REVISIONS IN VOTER REGISTRATION AND ABSENTEE BALLOT PROCEDURES, Chapter 714, S.F. 1630: Amends various sections of M.S. Chapters 201, 204A, and 207. Repeals M.S. 204A.17, Subd. 2, and various sections of M.S. Chapter 207. Prohibits an election day registrant whose residence is proved by another person's oath from swearing to anyone else's residence for that purpose on the same election day. Directs the election judge to keep a record of persons who attempt to register on election day who cannot give proof of residence. Provides that a registration shall not be invalid merely because the person who gave proof of residence was ineligible to do so. Provides a procedure for checking on double registration and double voting by the same person. Requires a random mailing of voter residence notices to election day registrants within ten days of an election and a mailing to all such registrants as soon thereafter as possible. Requires the auditor to follow up on notices returned as undeliverable.

Requires employees of the county auditor or municipal clerk who believe there has been a violation of voter registration laws to report to their superior. Makes a violation of this duty a misdemeanor.

Requires training for all election judges except in certain small precincts. Requires applicants for absentee ballots who submit a voter registration card with their ballots to also submit proof of residence in the same manner as a person registering on election day. Requires the secretary of state to adopt rules for the design of absentee voting forms. Provides that forms will be printed as formerly provided by law until the secretary adopts those rules.

Requires the secretary of state to adopt rules setting forth procedures for return of absentee ballots from the voter to election officials. Requires election judges to receive and check absentee ballots at the regular precinct before counting at any central absentee ballot precinct. Effective 3-29-78.

DEFINING MEMBER OF A POLITICAL PARTY AND ALTERING ELECTION PROCEDURES, Chapter 725, S.F. 744: Amends M.S. 3.21, 200.02 and various sections of M.S. Chapter 204A. Repeals M.S. 204A.45, Subd. 2 and 204A.48. Defines "member of a political party" for election law purposes (particularly for the "party balance" rule for election judges) to mean a person who supports the party's principles, who voted for a majority of the party's candidates in the last general election, or who intends to support a majority of the party's candidates at the next general election. Requires that in filing an affidavit of candidacy for a partisan office, a candidate must indicate affiliation by stating that he participated in the party's most recent caucus or intends to vote for a majority of its candidates at the next election. Requires a candidate filing as an independent to state that he has not sought and will not seek or accept any party support for his candidacy.

Permits a municipality to establish new precincts lying entirely within an existing precinct, as long as the outer boundaries of the existing precinct are unchanged and the names of the new precincts include the name of the existing precinct.

Makes procedures for determining voter qualifications in precincts using voter registers the same as those in precincts requiring voter registration.

Clarifies procedures for certain voter challenges and for canvassing of elections.

Effective 4-6-78.

ENVIRONMENT AND NATURAL RESOURCES

PUBLIC WATERS DESIGNATION AND ALLOCATION, Chapter 505, S.F. 1664: See Agriculture.

WATERSHED DISTRICTS REVISIONS, Chapter 513, H.F. 838: Amends various sections of M.S. Chapter 112. Repeals Laws 1969, Chapter 169. Allows a watershed district to borrow funds from any state agency or a financial institution authorized under Chapter 47 (financial corporation law) to do business in Minnesota. Raises the limitations to \$200,000 of the engineer's preliminary estimate of costs for works in a district before they are paid by assessment upon benefited properties. Establishes a survey and data acquisition fund consisting of an annual ad valorem levy not to exceed 1 mill on each dollar of assessed valuation of all taxable property within the watershed district; the fund is not to exceed \$50,000. Permits watershed districts to charge application and/or field inspection fees for permits required by the managers, with exceptions for state and federal agencies; the managers may also require a bond for a permit applicant. Effective 3-24-78.

ISLANDS OF PEACE PARK, Chapter 528, S.F. 1656: Amends Laws 1977, Chapter 352. Authorizes the state planning agency to utilize \$150,000 for acquisition as well as the development of Islands of Peace park in the city of Fridley. Effective 3-24-78.

ITASCA STATE PARK BOUNDARIES, Chapter 534, S.F. 1727: Amends Laws 1976, Chapter 110. Deletes various sections of land included in an expanded boundary for Itasca state park by a 1976 law. Effective 3-24-78.

WILD AND SCENIC RIVERS CLARIFICATION, Chapter 535, S.F. 1743: Amends M.S. 104.35, Subds. 2 and 3. Allows the director of the state planning agency and the governor to review the proposed management plan for a river and submit any written comments to the commissioner of DNR within a specified time period. Effective 3-24-78.

OMNIBUS GAME AND FISH ACT, Chapter 547, H.F. 1297: Amends various Minnesota game statutes. Adds bow and arrow to the prohibition of the sale of deer licenses during the firearms season. Reduces the resident license fee to buy or sell raw furs to \$50. Prescribes a nonresident license fee of \$50, in addition to nonresidents small game license, for the taking of raccoon. Requires the tagging of deer or moose taken in a manner prescribed by the commissioner. Requires the tagging of raccoon by nonresidents. Effective 3-1-79, except that provisions pertaining to the violation of game and fish laws and the possession of fish nets are effective 3-24-78.

SEWAGE SLUDGE TRANSPORT, Chapter 568, H.F. 1937: Amends M.S. 115.06, Subd. 2, and 169.80, Subd. 2. Clarifies the outside width of a vehicle for purposes of transporting sewage sludge.

FORT SNELLING STATE PARK, Chapter 573, H.F. 2014: Authorizes the leasing for purposes of restoration that portion of Fort Snelling state park that consists of officers row and the adjacent golf course. Allows the lessee or developer of this property to obtain an on-sale liquor license with the approval of the executive council.

ENVIRONMENTAL EDUCATION, Chapter 578, H.F. 2081: See Education.

MINNOW LICENSING AND TIP-UPS, Chapter 594, H.F. 449: Amends various Minnesota fish statutes. Defines the leech as a minnow for purposes of laws regulating the taking, sale or transportation thereof. Makes various changes in the laws pertaining to the sale and transport of minnows. Permits the commissioner to authorize the use of 2 lines and 2 baits in areas of Lake Superior by sport fishermen. Allows tip-ups to be used on lines if the owner is within 80 feet of the tip-up. Effective 4-27-78.

OPEN PIT MINE FENCING, Chapter 596, H.F. 523: Amends M.S. 180.03. Requires the fencing of open pit mines, except sand, crushed rock and gravel mines, using certain wire and by certain time periods. Effective 11-1-79.

MISSISSIPPI RIVER FISH REFUGE, Chapter 605, H.F. 1394: Amends M.S. Chapter 99 by adding a section. Authorizes a 2-mile stretch of the Mississippi river near Red Wing to be designated as a fish refuge, where no fish can be taken during the months of March and April after conclusion of an agreement between the states of Wisconsin and Minnesota.

WASTE WATER TREATMENT PROJECTS PUBLICATION, Chapter 614, H.F. 1661: Provides for the publication in the state register of certain behind-schedule and substandard waste water treatment projects. Expires 1-1-85.

TIMBER CUTTING, Chapter 640, H.F. 1981: Amends M.S. 90.191, Subds. 1 and 2. Authorizes the commissioner of the department of natural resources to grant a second extension of time, not to exceed 120 days, for the removal of cut timber, equipment and buildings for hardship reasons only. Effective 3-29-78.

ENERGY SITING CLARIFICATION, Chapter 658, H.F. 2087: Amends various Minnesota Statutes. Adds health as a standard to be met by the holder of a site certificate or construction permit for purposes of possible revocation or suspension thereof. Extends the effective date of the environmental quality board's emergency rule for power plant sites and transmission line routes. Alters the distribution of proceeds of tax on certain transmission and distribution lines by providing for 35% to the general revenue fund of the county, 50% to the general school fund of the county, and 15% to the townships within the county which the lines are located. Effective for taxes levied 1978 payable 1979 and thereafter; other provisions effective 3-29-78.

LAKE IMPROVEMENT DISTRICTS, Chapter 726, S.F. 793: Amends M.S. 105.484, and various sections of the statutes pertaining to lake improvement districts. Requires the commissioner of natural resources to develop by 4-1-79, rules

and criteria for allocating state aid funds for lake improvement among proposed projects. Specifies the procedure for creation of lake improvement districts. Authorizes districts to undertake certain improvement projects and assess benefited property. Requires lake improvement districts to hold an annual meeting for budget and election purposes. Clarifies the authority of home rule charter and statutory cities and towns over public waters and lake improvement districts. Effective 4-6-78.

SOLID AND HAZARDOUS WASTES AND TOXIC SUBSTANCES, Chapter 728, S.F. 1106: Requires the state planning agency, as the lead agency, and the pollution control and energy agencies to do specified research studies directed to certain goals for solid and hazardous wastes management and toxic substances control and to report on these matters to the next session of the legislature. Establishes a 14-member joint legislative committee, staffed by the joint science and technology project, to supervise the work. Appropriates a total of \$250,000 for these purposes. Also permits counties, outside of special solid waste management districts, to control disposal destinations for solid waste for an interim period of two years and stops work on the development of hazardous waste facilities by the metropolitan waste control commission. Effective 4-6-78.

PUBLIC WATERS CLASSIFICATION AND DRAINAGE, Chapter 729, S.F. 1120: Amends M.S. Chapter 105 by adding a section. Provides that any action for declaratory judgments to determine the validity of the commissioner's final decision on classifying public waters or draining waterbasins shall be venued in the county or judicial district where the water is located.

FOREST FIRE MAINTENANCE, Chapter 735, S.F. 1943: Amends various forestry statutes of M.S. Chapter 88. Requires no DNR permit needed for open fires that are contained for cooking or warming purposes, as well as the burning of grass, leaves and garbage in an approved incinerator. Authorizes the commissioner to suspend the issuance of permits for open fires in case of fire danger in a forest area. Effective 4-6-78.

RURAL WATER USER DISTRICTS, Chapter 744, H.F. 1091: New legislation authorizing the establishment of rural water user districts. Authorizes the initiation of a proposed district upon petition of 50% of the land-owners within the proposed district. Provides for the district court to approve the petition and establish the district. Provides for an elected board of directors for the district. Authorizes the board to exercise its powers outside the district. Does not permit a district to levy taxes, to levy special assessments, to issue general obligation bonds, or to obligate the funds of any city, town, or county (except for expenses in contractual liability if they are water users). Provides that all expenses of the district must be borne by the users in proportion to their use of water supplies by the district. Stipulates that a work or system cannot be used for irrigation purposes. Effective 4-6-78.

ENVIRONMENTAL EDUCATION BOARD, Chapter 768, H.F. 1940: Amends M.S. 116E.03, Subd. 1. Provides that the environmental education board operate under the commissioner of natural resources with appropriate budget review. By

11-15-81, the board must submit a report to the legislature and governor on the status of environmental education activities performed by state agencies and possible abolishment of the board. Effective 7-1-78.

SHADE TREE DISEASE CONTROL, Chapter 773, H.F. 2044: See Local Government.

DAM EXAMINATION AND SAFETY, Chapter 779, H.F. 2137: Amends various sections of M.S. Chapter 105. Requires an annual report from the department of natural resources to the legislature on state and local governmental dams that are in need of repair and which may be dangerous. Mandates that no state or local governmental unit shall purchase or accept as a gift any privately owned dam until the DNR has examined and reported to the legislature on the dam, and the legislature has had an opportunity to prohibit the purchase or gift. Appropriates \$200,000 to the DNR for the examination of dams, and \$250,000 for the repair and reconstruction of state-owned dams and the state's share of grant-in-aid to local governmental units. Requires the DNR to promulgate rules by 4-1-79. The rules shall: (a) exclude from permit requirements minor dams; (b) include a fee schedule to cover dam inspection costs; and (c) classify structures to define safety risks and hazards; but shall not impose a field inspection fee on any federal, state or local government. Effective 4-6-78.

OMNIBUS ENERGY BILL, Chapter 786, H.F. 2261: Amends various Minnesota Statutes. Provides that the energy agency can receive and disburse funds from sources other than the state and federal government. Extends the deadline for MEA promulgation of energy standards for existing residences by a year to 1-1-79. Provides that after 1-1-80 all renter-occupied residences shall comply with the minimum energy standards (caulking and weatherstripping only) and after 7-1-83 shall comply with all energy standards that are cost-effective for the residence. The MEA shall make random checks of renter-occupied residences to insure compliance. Requires that after 10-1-79 the seller of a residence shall provide the buyer a certified disclosure of the energy efficiency of the residence unless the buyer waives his/her right to the disclosure. Provides that the department of administration shall train and certify energy efficiency evaluators in each county by 8-1-79 for the disclosure program. Provides that the energy agency shall develop and enforce rules for the quality, safety, manufacture, labelling, advertising, and installation of insulation materials. Provides that the value of a home solar energy, wind, or methane gas energy system installed before 1-1-84 shall not be included in the assessed market value of real property. Encourages zoning and subdivision development regulations to include consideration of access to direct sunlight for property owners who may wish to use solar energy systems. Makes permissible the writing and recording of solar easements to protect access to direct sunlight. Establishes minimum contents for solar easements. Delays statewide application of the Minnesota building code for six months to 1-1-79. Delays application of uniform lumber grading by 18 months to 1-1-80. Appropriates \$42,000 in new monies for promulgation of rules required by the act. Reappropriates \$80,000 to the housing finance agency for a study of the effects of energy conservation programs on the cost of low and moderate income rental housing. Effective 4-6-78.

TRESPASS, Chapter 794, H.F. 669: Amends M.S. 97.53, Subd. 1 and 100.273. Repeals M.S. 100.29, Subds. 21 and 22. Requires a summary of the trespass law, M.S. 100.273, to be included in the beginning of the "Minnesota hunting law synopsis." Prohibits trespass for any recreational purpose upon agricultural lands, which are defined as lands used to raise agricultural products, or lands enclosing domestic livestock. Lands within 66 feet of the water's edge of lakes and streams are excluded from the definition. Prohibits anyone from entering any private land to hunt, trap, or fish after being notified by the owner not to do so, or by posted signs. Restricts the taking of a wild animal on any private agricultural land or any public right of way with a firearm within 500 feet of an occupied building or livestock corral without the written permission of the owner, or on non-agricultural land, within 200 feet of a human-occupied building, without the oral permission of the owner. For a person's first conviction in violating the trespass law, his current fishing, hunting, or trapping license, or snowmobile registration if that was involved, would become null and void. A second conviction under the same license would mean a three-year suspension of that license. If the second conviction was under a different license than the first, the license involved in the second conviction would become null and void.

FINANCIAL INSTITUTIONS

ELECTRONIC FUNDS TRANSFER SYSTEMS, Chapter 469, H.F. 1180: Defines certain terms. Authorizes any person to establish and maintain financial terminals at retail locations. Authorizes financial institutions to enter into agreements with such persons to provide their customers with the use of such terminals. Requires approval of the commissioner of banks before a terminal may be established, unless it is established by a federally chartered financial institution. Provides standards for the commissioner's approval of terminals. Establishes application fees. Provides that the following functions may be performed by an electronic financial terminal: deposit and withdrawal of funds, disbursement of loans under a credit line agreement, transfer of funds, and the making of loan payments. Allows terminals to be used to perform internal business functions for retailers. Requires that access to terminals' services be made available to any financial institution of a similar type on a nondiscriminatory basis. Provides that after 3-1-79 access to terminals' services shall be made available to all other financial institutions on a nondiscriminatory basis, if the commissioner determines that such sharing is technically feasible. Provides that charges for the use of a terminal (by other institutions) must be in proportion to the operator's costs. Requires federal S&Ls and federal credit unions to agree to nondiscriminatory sharing of their own terminals as a condition of participating in the use of any terminal subject to state regulation. Requires agreements with retailers where terminals are located to be commercially reasonable and to provide for nondiscriminatory sharing with other financial institutions. Provides that manned terminals may not be operated by employees of a financial institution, holding company or subsidiary corporation. Establishes bonding and security requirements for persons operating terminals and transmission facilities. Limits use of terminals to customers of Minnesota financial institutions or financial institutions located within 20 miles of Minnesota. Authorizes establishment of transmission facilities upon approval of the commissioner and provides that access to transmission facilities must be made available to all financial institutions on a nondiscriminatory basis. (Defines transmission facilities as systems for electronically forwarding financial transaction data from one financial institution to another.) Establishes application fees, requirements, and standards for approval of transmission facilities. Grants the commissioner power to examine terminals and transmission facilities only for the purpose of verifying financial transactions and the security of the facilities. Limits the advertising of EFT services. Prohibits advertisement of the rate of interest paid on accounts in connection with EFT services, except in direct mailings to customers. Prohibits advertisements of EFT terminals which identify one or more financial institutions with the terminal. Permits the following types of advertisement--lists of the financial institutions using the terminal at the location of the terminal, use of a generic name to advertise an EFT system, and advertisement by a financial institution or retailer of EFT terminals and locations. Establishes physical security requirements for

the operation of terminals. Prohibits information received by or processed through a terminal from being disseminated or disclosed except as allowed by applicable law. Charges persons operating terminals with taking reasonable precautions to safeguard such information from dissemination. Grants the commissioner power to require a person operating a terminal to supply customers with information regarding their consumer protection policies. Requires financial institutions to maintain reasonable procedures for minimizing losses from unauthorized withdrawals. Provides that the customer is not liable for any loss which occurs after he has made a deposit at a terminal. Provides that the financial institution is liable for unauthorized withdrawals unless it was due to the negligence of the operator or was due to the loss or theft of the customer's card and the withdrawal was made before the institution was notified of the loss or theft. Limits the customer's maximum liability to \$50. Prohibits the use of social security numbers as a code to activate a terminal or as a personal identification number. Authorizes civil suits by customers against a person violating the consumer protection provisions of the law. Establishes minimum liquidated damages of \$500 in such suits and authorizes awards of attorney's fees, if the plaintiff is successful. Requires that financial institutions supply their customers with a receipt for each transaction and at least quarterly statements itemizing dates, amounts and types of transactions. Prohibits certain antitrust violations. Provides that the law does not create an exemption from either the federal or state antitrust laws. Authorizes the commissioner to promulgate rules. Grants the commissioner power to issue cease and desist orders to enforce the provisions of the act. Establishes procedural requirements for the enforcement of these orders. Authorizes the commissioner to seek injunction in district court enjoining violations and authorizes the court to impose penalties of up to \$5,000 per violation. Establishes a hearing requirement for any person aggrieved by a cease and desist order or a denial of an application. Provides that the act applies to federal institutions only to the extent permitted by federal law. Effective 3-3-78.

DEFINITION OF BANKING DAY; MISCELLANEOUS USURY PROVISIONS, Chapter 529, S.F. 1662: Excludes Saturday, Sunday, and holidays from the UCC's definition of a banking day. Provides that lenders' fees for self-insurance reserves do not qualify as actual closing costs under the conventional home loan usury act. Clarifies that conventional loans with yields in excess of the floating rate are usurious. Eliminates the general usury law's provision that one-half of the penalty for usurious loans will be paid to the county school fund. Effective 3-24-78.

POWERS OF THE COMMISSIONER OF BANKS, CEASE AND DESIST ORDERS, Chapter 544, H.F. 842: Amends M.S. Chapter 46 by adding sections. Authorizes the commissioner of banks to issue a cease and desist order to a financial institution if he has reason to believe that the institution has engaged, is engaging or is about to engage in an unsafe or unsound banking practice or has, is, or is about to violate a law or rule. Establishes procedures for the issuance of the orders. Provides that notice of the charges must be served upon the institution and a hearing held within 10 to 30 days after service of the notice. Provides that the order may

specify that the institution will not engage in the complained-of practice and/or will take affirmative action to correct the conditions resulting from the practice. Provides that orders are effective 30 days after service of the notice or on the time specified in a consent order. Authorizes the commissioner to remove directors, officers or trustees from participating in the affairs of an institution under certain conditions. Provides that if removal under these rules results in a board of directors or trustees lacking a quorum, then the remainder of the board members are granted the full powers of the board. Authorizes the commissioner to appoint new members, if the entire board is removed. Provides that the hearing and review procedures for cease and desist and removal orders are governed by the APA. Provides for judicial enforcement of orders and that certain violations are gross misdemeanors and are subject to a \$5,000 fine. Specifies the method of service of orders. Effective 3-24-78.

EMINENT DOMAIN, Chapter 623, H.F. 1822: See Commerce and Economic Development.

CREDIT LIFE AND ACCIDENT AND HEALTH INSURANCE, Chapter 641, H.F. 1995: See Insurance

CREDIT UNIONS' RESERVE REQUIREMENTS, Chapter 642, H.F. 1998: Amends M.S. 52.17. Changes the reserve requirements for credit unions. Requires credit unions which have more than \$500,000 in assets and which have operated for four years to set aside 10% of their gross incomes until their reserves equal 4% of their outstanding loans and 5% thereafter until their reserves equal 6% of their outstanding loans. Requires all other credit unions to set aside 10% of their gross incomes until their reserves equal 7% of their outstanding loans and 5% thereafter until their reserves equal 10% of their outstanding loans. Requires additional contributions if the reserve funds fall below the statutorily required levels. Exempts loans to other credit unions from the definition of outstanding loans for purposes of the reserve requirements.

CREDIT UNIONS, OPEN END CREDIT, Chapter 663, H.F. 2147: Amends M.S. 52.10 and 52.16. Authorizes credit unions to make advances under credit line agreements without obtaining separate approval for each loan from the credit committee. Effective 3-29-78.

DEPOSIT OF PUBLIC FUNDS IN THRIFT INSTITUTIONS, Chapter 747, H.F. 1227: Amends various Minnesota Statutes. Authorizes savings banks, savings associations, and credit unions to accept U.S. treasury tax and loan accounts. Authorizes credit unions to accept public deposits of funds. Authorizes municipalities to deposit public funds in thrift institutions (generally savings banks and federal or state savings and loan associations). Expands the definition of "municipality" to include various municipal employee retirement funds and firefighters' relief associations. Effective 4-6-78.

SAVINGS ASSOCIATIONS, IRA ACCOUNTS, Chapter 748, H.F. 1520: Amends M.S. 51A.21, Subd. 16. Authorizes savings associations to act as trustees for accounts qualifying under the 1974 employee retirement security act, upon approval of the commissioner of banks. Establishes a \$100 application fee for such authority. Effective 4-6-78.

FAMILY FARM SECURITY LOAN INTEREST EXEMPTION, Chapter 763, H.F. 1881:
See Agriculture.

GENERAL LEGISLATION AND VETERANS AFFAIRS

SALE AND CONVEYANCE OF UNUSED ARMORIES, Chapter 477, S.F. 1698: See Local Government, Counties.

AMENDMENTS TO THE STATE MILITARY CODE, Chapter 478, S.F. 1787: Amends various sections of M.S. Chapter 192 and repeals M.S. 190.28, 192.09, and 192.10. Requires national guard officers to meet the qualifications prescribed by federal law. Makes it a misdemeanor to discriminate in public accommodations against members of the military. Removes the \$100 limit on the amount of exemplary damages that a military person can seek in a civil action for this kind of discrimination.

REGULATION OF GAMBLING BY NON-PROFIT ORGANIZATIONS, Chapter 507, H.F. 405: Amends various Minnesota Statutes. Authorizes the operation of certain types of gambling (raffles, tipboards and paddlewheels) by non-profit organizations licensed for gambling. Allows cities and counties to issue gambling licenses, and suspend or revoke them. Allows gambling profits to be used only for charitable, educational or other philanthropic purposes, or for improvements to real property. Requires all gambling by an organization to be under the supervision of a single gambling manager. Allows only active members of an organization, or their spouses, to participate in the conduct of gambling, and prohibits any compensation therefor. Requires gambling records and funds to be kept separate from other funds and records of the organization, and requires monthly reports to the membership and the local governing body of gambling receipts, expenses and profits. Requires gambling operations (except raffle ticket sales) to be conducted only on an organization's owned or leased premises. Limits prizes awarded by an organization to \$500 in one day, \$15,000 in one year or \$100 for a single wheel spin or tipboard. Makes violation a misdemeanor. Repeals the provision exempting lotteries not conducted for private pecuniary gain from the definition of "lottery" in the criminal code. Exempts authorized gambling by a licensed organization, or sale of gambling equipment to it, from anti-gambling laws.

ABOLISHING ACTIONS FOR BREACH OF PROMISE, Chapter 515, S.F. 997: Abolishes civil actions for breach of promise to marry, alienation of affections, criminal conversation, and seduction. Effective 3-24-78, but has no effect on actions commenced before that date.

NATIONAL GUARD PAY INCREASE, Chapter 532, S.F. 1693: Amends M.S. 192.51, Subd. 2. Repeals M.S. 192.51, Subd. 1. Provides that national guard members on active duty will be paid the same amount as persons in similar positions in the U.S. armed forces, or \$35 a day, whichever is more. Repeals a provision for pay of \$2 per day to guard members at camp or on maneuvers.

BUDGET REVIEW BY LEGISLATIVE COORDINATING COMMISSION, Chapter 548, H.F. 1416: Amends M.S. Chapter 3 by adding a section. Requires a statutory commission composed primarily of legislators to get legislative coordinating commission review of its budget request before submitting the request to the house appropriations or senate finance committee. Requires a legislative coordinating commission recommendation before hiring additional personnel or increasing employee compensation. Effective 3-24-78.

CODE OF MILITARY JUSTICE, Chapter 552, H.F. 1612: Amends M.S. Chapter 192A by amending, adding, and repealing sections. Makes the code of military justice for the national guard consistent with federal military law. The code applies to state military forces while on duty status and to all military persons on duty under the command of state military forces, but it does not deprive other military tribunals of concurrent jurisdiction.

Makes confinement of persons charged with an offense permissive rather than mandatory. Increases the fines imposed for certain offenses. Prevents administration of a punishment during pendency of appeal.

Permits an accused to request, in a general or special court-martial, a court composed only of a military judge. Expands the punishments a summary court martial may administer to include confinement up to 15 days. Requires that counsel and a military judge be involved in all discharge proceedings. Requires that a military judge preside over a summary court martial. Establishes a system of military judges for the state military and sets forth eligibility criteria for military judges.

Includes as substantive offenses under the code driving or flying under the influence of narcotics and wrongfully taking property from the state or the United States. Limits court martial jurisdiction to violations of code offenses and permits the surrender to civil authorities of a person charged with other offenses. Authorizes a military judge to issue search warrants during annual field training upon probable cause.

VETERANS NURSING HOME IN HASTINGS, Chapter 554, H.F. 1713: Amends M.S. 246.02, Subd. 2. Transfers the state hospital at Hastings to the commissioner of veterans affairs, to be used as a veterans home and operated as nearly as possible in the same manner as the Minnesota veterans home located in Minneapolis. Remodeling is to be financed by an appropriation of \$688,870, available the day following final enactment. The state's share of operation and management costs up to 6-30-79 is to be paid by an appropriation of \$1,000,000. Except for the remodeling appropriation, the act is effective 5-1-78.

ORGANIZATION OF LEGISLATURE DURING SPECIAL SESSION, Chapter 566, H.F. 1909: Amends M.S. Chapter 3 by adding a section. Provides that absent contrary action by either house or the legislature as a whole, the regular session organization of the legislature remains in effect during a special session. Effective 3-24-78.

REQUIRING COUNTIES TO APPOINT VETERANS SERVICE OFFICERS, Chapter 625, H.F. 1857: Amends M.S. 197.60, Subd. 1. Requires all county boards except in Clay county to appoint a veterans service officer and provide necessary staff and supplies. Permits the Clay county board to make similar appointments.

CLASSIFICATION OF VETERANS RECORDS, Chapter 635, H.F. 1945: Amends M.S. 197.603. Makes the local veterans service officer the responsible authority for all veteran records in his custody and provides that applications for veterans assistance are private data as defined in section 15.162, subd. 5a.

AUTHORIZING NATURAL DISASTER ASSISTANCE PLAN, Chapter 661, H.F. 2139: Authorizes the division of emergency services to enter an agreement with the federal disaster assistance administration for a natural disaster assistance plan and to provide two planners and equipment for the project. Appropriates \$37,000 for the year ending 6-30-79, contingent upon receiving \$25,000 from the federal government. Effective 7-1-78.

ENFORCEMENT AND APPEALS FROM DECISIONS BY THE COMMISSIONER OF VETERANS AFFAIRS, Chapter 682, H.F. 2273: Amends M.S. 197.481. Permits the commissioner of veterans affairs to appeal a district court order issued in a proceeding to determine whether a veteran's rights have been denied by the state or a political subdivision. Also permits the commissioner to bring an enforcement action in Ramsey county district court against a party who fails to comply with a commissioner's order issued under this section. Effective 3-29-78.

MARRIAGE AND DIVORCE REVISIONS, Chapter 772, H.F. 2027: Amends various sections of M.S. Chapters 517 and 518. Repeals M.S. 517.17 and sections of Chapter 518.

Permits remarriage after dissolution once the appeal period has expired or sooner if the issue of marriage breakdown is not contested. Reduces penalty for improper solemnization of marriages to a misdemeanor. Makes children of a prohibited marriage legitimate. Permits annulment for impotence where the other party did not know of the impotence at the time of marriage. Applies sections on property, maintenance, and support, and custody of children to annulments. Puts time limits on when annulments can be brought. Protects the legal rights of a person who believes he is married when in fact there is no valid marriage.

Abolishes all defenses to dissolution and legal separation. Sets the residence requirement for obtaining dissolution or separation at 180 days. Allows parties to file jointly for dissolution. Permits the court to continue proceedings and suggest counseling where either party denies that there is an irretrievable breakdown. Requires as evidence of breakdown a 180-day separation or serious marital discord.

Provides for orders restraining a party from disturbing the other party or excluding a party from the family home. Requires notice and a hearing

for the latter order. Makes it a misdemeanor to violate either of these kinds of orders.

Provides that in child custody matters where a guardian ad litem is appointed and parents are indigent, the county will pay costs. Redefines "best interests of child" for custody purposes and instructs the court not to consider conduct of a parent that does not affect the relationship with the child. Sets factors to consider in determining child support: financial resources and needs of all parties, the child's physical and emotional condition and educational needs; and what the child's living standard would have been had the marriage continued.

Permits denial or restriction of visitation only if it endangers the child's physical or emotional health or places the custodial parent in danger. Permits the custodial parent to determine a child's upbringing unless the child's physical or emotional health would be endangered. Limits the frequency with which parties can seek custody changes. Permits a custody change where the custodian agrees to it or where she or he has allowed the child to become part of the other party's family or where the present environment endangers the child.

Defines marital property for purposes of dissolution settlements to include property acquired by one or both parties during the marriage, regardless of the form of title, unless the property falls under the stated exceptions. Provides for division of marital property on the basis of economic need, not marital misconduct. Permits the court to give one spouse part of the other spouse's non-marital property in cases of extreme hardship.

Substitutes "maintenance" for "alimony" and permits maintenance to be awarded only when a party cannot obtain employment or should be the full-time custodian of a child. Prohibits consideration of marital misconduct in granting maintenance. States factors that court must consider in making a maintenance order.

Makes the public authority for support enforcement the trustee for welfare recipients who are owed child support. Requires support enforcement to investigate arrearages and permits it to refer cases to the county attorney for prosecution. Permits support enforcement to represent a party seeking to enforce a support order or to have an order modified.

Provides that interfering with visitation or moving a child without necessary permission is not a defense to failure to pay support, and vice versa.

Effective 3-1-79: for all matters commenced on or after that day; for matters pending then, on all issues on which no judgment has been entered; and for actions beginning 3-1-79, to modify a judgment or order entered before that date.

GOVERNMENTAL OPERATIONS

REVIEW OF STATE CONTRACTS, Chapter 480, H.F. 1103: Amends M.S. 15.061 and Chapter 16 and repeals M.S. 16.10 and 161.35. Clarifies various aspects of the state's process of reviewing consultant services or professional/technical services contracts, including the commissioner of administration's authority. Requires agencies to certify to the commissioner that certain specified standards have been met on contracts in excess of \$2,000 and requires the commissioner to apply certain specified standards before approving a contract. Requires contract terms to allow unilateral agency termination. Makes agencies responsible for monitoring and evaluating contract progress. Allows commissioner of administration to delegate his contract review authority. Authorizes the commissioner to make rules on contract review. Requires appropriate approval by the agency head, attorney general and commissioners of finance and administration before a contract is valid. Authorizes the attorney general to sue to avoid or recover payment when contract performance is inadequate. Requires monthly reports to the governor and legislature on contracts. Effective 3-15-78.

HIGHWAY PATROL, Chapter 487, H.F. 2283: Amends M.S. 299D.03, Subd. 2. Increases salary of highway patrol corporal pursuant to 1977 negotiations. Corrects an error in 1977 legislation. Effective retroactively to 7-6-77.

COUNCIL ON AFFAIRS OF THE SPANISH-SPEAKING PEOPLE, Chapter 510, S.F. 336: Creates a state council on affairs of Spanish-speaking people, composed of 7 members appointed by the governor. Requires the council to advise the governor and legislature on various issues of concern to Spanish-speaking people, help Spanish-speaking people secure access to state agencies and programs and perform various other related activities. Empowers the council to appoint an executive director and accomplish other administrative functions. Requires reports to the legislature and governor. Abolishes the office of liaison for Spanish-speaking people and appropriates \$77,656 to the council for FY 1979. Effective 7-1-78 and expires 6-30-81.

BOARD OF ARCHITECTURE, ENGINEERING, LAND SURVEYING AND LANDSCAPE ARCHITECTURE, Chapter 514, S.F. 403: Amends M.S. 326.11, Subd. 5. Authorizes a majority of the board of architecture, engineering, land surveying and landscape architecture to reissue a license to a person whose license has been suspended or revoked.

BUILDING ACCESSIBILITY TO THE HANDICAPPED, Chapter 520, S.F. 1446: Amends M.S. 16.863 and Chapter 16, and repeals M.S. 299G.12. Makes decisions by municipalities on the application of certain building code requirements affecting the handicapped appealable to the commissioner of administration. Authorizes the council for the handicapped to appeal local building code decisions. Transfers provisions on display of the wheelchair symbol from Chapter 299G into Chapter 16, and authorizes the commissioner of administration to make rules governing display of the symbol. Effective 3-24-78.

LEGISLATIVE REVIEW OF ANTI-RECESSION PROJECTS, Chapter 530, S.F. 1684:
Requires the governor to obtain the recommendation of the legislative advisory commission before federal anti-recession funds are spent.
Effective 3-24-78.

PURCHASE OF AMERICAN MADE MATERIALS, Chapter 583, H.F. 2233: Amends M.S. Chapter 16. Requires that specifications for purchases be written wherever possible to permit the state to purchase American manufactured materials and requires that the state give preference to the purchase of American made materials unless there are insufficient quantities, the price is unreasonable, the quality is inadequate or other reasons make such a purchase not in the public interest. Effective 7-1-78.

OPEN APPOINTMENTS PROCESS, Chapter 592, H.F. 85: Amends M.S. Chapter 15. Establishes a procedure for announcement of vacancies and the submission of nominations for vacancies on government agencies. Applies to all multi-member agencies of the state having statewide jurisdiction, and to certain metropolitan area agencies and interstate compact agencies. Requires public announcement of vacancies and publication in the state register. Prohibits an appointing authority from filling a vacancy until the authority first considers nominations received through the open appointment process although the authority is not restricted to appointing a person nominated through the open appointment process. Designates the office of secretary of state as the administering agency for the process. Effective for vacancies occurring after 7-1-78.

ON-THE-JOB TRIAL WORK EXPERIENCE, Chapter 630, H.F. 1898: Amends M.S. 43.20. Requires the commissioner of personnel to establish test procedures that allow severely handicapped people to demonstrate abilities through on-the-job experience. Permits a severely handicapped person, upon recommendation of a counselor, to participate in a 700-hour on-the-job training and work experience in lieu of a traditional competitive examination.

CETA EMPLOYEES, Chapter 645, H.F. 2015: Places certain administrative personnel employed under the federal comprehensive employment and training act (CETA) in the state classified civil service within the department of economic security upon passage of an appropriate examination. Effective 3-29-78.

UNCLAIMED PROPERTY, Chapter 664, H.F. 2151: Amends various sections of M.S. Chapter 345. Sets standards by which intangible personal property held by a government agency is to be deemed abandoned. Requires payment of interest on the value of unclaimed property not properly delivered to the state treasurer and clarifies dates associated with reports due to the state treasurer on unclaimed property. Effective 3-29-78.

CLAIMS, Chapter 669, H.F. 2197: Amends M.S. 3.732, Subd. 1 and 3.736, Subd. 9, and by adding a subdivision. Expands definition of "state" under the state tort claims law to include specific named agencies which have bonding authority. Places limits on securities claims against the state. Expands provision relating to indemnification of state employees and provides criteria for determining whether a state employee was acting within the scope of his employment at the time of the alleged tort. Effective 3-29-78.

AFFIRMATIVE ACTION, Chapter 708, S.F. 1364: Amends M.S. 43.15. Establishes an affirmative action program in the state executive branch civil service system, to be implemented by the commissioner of personnel. Requires each agency to establish an individual affirmative action plan and appoint an affirmative action officer. Allows the commissioner of personnel to expand appointment lists so that up to three members affected of the "protected group" are added when the commissioner determines the agency involved has an inadequate number of "protected group" members in its work force. Defines the "protected group" to include females, handicapped persons, Blacks, Hispanics, Asians, Pacific Islanders, American Indians and Alaskan natives. Effective 7-1-78.

GILLETTE HOSPITAL, Chapter 715, S.F. 1765: Amends various sections of M.S. Chapter 250. Clarifies the status of the Gillette hospital as a public corporation. Expands the hospital board from seven to nine members and specifies certain qualifications for board members. Requires the board to report to the legislature on the effectiveness of its administrative structure and makes various technical amendments. Effective 5-1-78.

MINNESOTA HISTORICAL SOCIETY, Chapter 717, S.F. 1842: Amends various sections of M.S. Chapter 138 and repeals M.S. 138.162. Makes the director of the Minnesota historical society the state's liaison with the national heritage program. Authorizes disposition of public records by gift to the historical society. Clarifies that the state archaeologist is not an employee of the historical society and need not be on the staff of the university.

STATE CIVIL SERVICE, Chapter 734, S.F. 1864: Amends various provisions of sections of M.S. Chapter 43. Requires the commissioner of personnel to establish a testing schedule to facilitate filling job vacancies more quickly. Requires that a person who has given false information in applying for a job not be certified for appointment. Requires verification of application information. Requires the inclusion of all persons having the same score as the person with the lowest score listed on a promotion or entry appointment list. Adds restrictions to use of the provisional appointment process and allows probationary status for provisional appointee in certain circumstances. Allows the commissioner to establish minimum competency evaluations for filling unskilled positions. Requires that a permanent employee who is disciplined be notified of his right to appeal to the personnel board. Authorizes payment of travel expenses for applicants in certain instances. Allows continuation of health insurance coverage for retired and disabled state employees and their dependents (at expense of the retired employee). Until 6-30-80, requires the commissioner of personnel to establish a pilot "broad band certification" program for certain job classes based on the statistical reliability of the examination used and requires the commissioner to monitor and evaluate this certification process and report to the governor and legislature in 1980 on its implementation. Appropriates \$244,700 to the department of personnel and increases its authorized complement by 10 persons. Effective 4-6-78.

ACCESSIBILITY OF PUBLIC BUILDINGS TO HANDICAPPED PERSONS, Chapter 751, H.F. 1736: Amends M.S. 16.8 and 16.85 and repeals various sections of M.S. Chapter 299F. Transfers responsibility for accessibility standards for public buildings from the state fire marshal to the commissioner of administration. (As of 7-1-80) requires certain space leased by the state to meet accessibility standards. (As of 7-1-79) requires meetings sponsored by state agencies to be held in buildings that meet accessibility standards and authorizes the commissioner of administration to grant exceptions to these requirements under certain conditions. Effective 7-1-78.

CABLE COMMUNICATIONS, Chapter 771, H.F. 2017: Amends M.S. 238.02, 238.08, Subd. 1 and Chapter 238. Allows a cable communications system to extend service outside of its core service area if the extension area is not within the 7-county metro area and if the state cable communications board and affected municipality approves (though it exempts the cable system from obtaining municipal approval if less than 50 subscribers are being served in the municipality unless the municipality requires a permit). Specifies conditions for issuance of a service extension permit. Generally allows existing service outside core service areas to continue until the cable system's certificate of confirmation requires renewal (though in some instances earlier approval proceedings are required). Effective 4-6-78.

DATA PRIVACY, Chapter 790, H.F. 2466: Amends various provisions of M.S. Chapter 15 and repeals M.S. 144.151, Subds. 8 and 9 and 144.175, Subd. 2. Extends the confidential classification of civil and criminal investigative data on individuals until 7-31-79. Extends emergency classifications of data made by the commissioner of administration until 7-31-79. Prohibits state agencies and political subdivisions from transferring confidential or private data on individuals to Interpol (effective 4-1-80) and repeals provisions relating to illegitimacy and adoption records (which were codified elsewhere). Section 3 effective 4-1-80. Sections 1, 2 and 4 effective 4-6-78.

PUBLIC BUILDINGS, MAINTENANCE AND REPAIR, Chapter 791, H.F. 2493: See Appropriations.

PUBLIC BUILDINGS, MAJOR IMPROVEMENTS AND NEW CONSTRUCTION, Chapter 792, H.F. 2494: See Appropriations.

OMNIBUS STATE GOVERNMENT APPROPRIATIONS, Chapter 793, H.F. 2527: See Appropriations.

HEALTH AND WELFARE

Health

HEALTH DEPARTMENT HOUSEKEEPING, Chapter 762, H.F. 1869: Amends various sections of M.S. Chapter 145, and amends Chapter 144 by adding a section. Repeals M.S. 12.56, 12.57 and 144.146, Subd. 2, effective 7-1-80. Allows the commissioner of health to contract with any public or private entity to provide statutorily prescribed public health services. Continues non-residential chemical dependency services provided by the Arrowhead center on problem drinking, effective 7-1-80. Allows commissioner to delegate the licensing and inspection of children's camps, hotels, resorts and mobile homes to counties and cities. Expands the number of children eligible for the maternal and child nutrition act by raising the upper age limit from 4 to 5. Permits the commissioner, or local boards of health, to seek injunctions in order to enforce laws under his purview. Allows Duluth and Hermantown jointly to determine necessity of additional ambulance services in each city (this provision expires on 7-1-80). Effective 7-1-78, except as indicated.

Administration

MEDICAL MALPRACTICE INFORMATION FROM INSURERS, Chapter 482, H.F. 1095: Amends M.S. 147.072. Requires insurers to provide the board of medical examiners with names and practice address of physicians against whom awards are made or with whom settlements are made. Permits the board of medical examiners to issue subpoenas for the production of this information and other information required by section 147.072.

RAMSEY COUNTY NURSING HOME BONDS, Chapter 484, H.F. 1793: See Local Government, Counties, Counties Containing Cities of the First Class, Ramsey.

SCHOOL SUPERINTENDENTS MAY DESIGNATE OTHER PERSON TO SERVE ON COUNTY NURSING COMMITTEE, Chapter 517, S.F. 1282: Amends M.S. 145.12. Allows the superintendent of schools to appoint a person to serve in his place on the county nursing committee, provided that the person is an employee of the same district.

WITNESSES, Chapter 519, S.F. 1425: See Judiciary.

SHARING OF NURSING HOME AND HOSPITAL ADMINISTRATORS, Chapter 536, S.F. 1752: Amends M.S. 144A.04, Subd. 5. Permits a nursing home to employ as its administrator the registered administrator of a licensed hospital, provided that administrator is also licensed as a nursing home administrator and the hospital and nursing home have a total of 150 beds or less, are under the same governing body, and are located within 1/2 mile of each other. Effective 3-24-78.

NAME, POWERS AND DUTIES OF THE RAMSEY COUNTY HOSPITAL AND SANITARIUM COMMISSION, Chapter 545, H.F. 1225: See Local Government, Counties, Counties Containing Cities of the First Class, Ramsey.

LPN LICENSE WITHOUT EXAMINATION, Chapter 564, H.F. 1870: Amends M.S. 148.291, Subd. 3. Allows a person licensed as a practical nurse in another state who has passed an examination acceptable to the board to be licensed provided that the person has had 24 months experience as an LPN within the 5 years prior to application. Effective 3-24-78.

MEDICAL MALPRACTICE JOINT UNDERWRITING ASSOCIATION, Chapter 571, H.F. 2005: See Insurance.

WRONGFUL DEATH, Chapter 593, H.F. 316: See Judiciary.

HOSPITAL, NURSING HOME AND HEALTH CARE FACILITIES, REVENUE BONDS AND INDUSTRIAL REVENUE BONDS, Chapter 609, H.F. 1476: See Local Government.

RECODIFICATION OF VITAL STATISTICS, Chapter 699, S.F. 645: Repeals various provisions of M.S. Chapter 144. Recodifies existing law into more concise format to conform with other state and federal standards. Provides for limited access of persons to personal records. Effective 3-29-78.

GILLETTE HOSPITAL, Chapter 715, S.F. 1765: See Governmental Operations.

ACCESSIBILITY OF PUBLIC BUILDINGS TO HANDICAPPED PERSONS, Chapter 751, H.F. 1736: See Governmental Operations.

HEALTH PROFESSIONAL RESOURCES INFORMATION, Chapter 759, H.F. 1825: Amends M.S. Chapter 144 by adding sections. States a policy relating to the gathering of health professional resources data for decisionmaking. Creates a data collection system under the control of the commissioner of health. Requires the commissioner to publish data at least biennially. Mandates the coordination of data collection coincidentally with license renewal dates of the various health related licensing boards. Effective 4-6-78.

DENTISTRY BOARD REVISIONS, Chapter 770, H.F. 1950: Amends various provisions of M.S. Chapter 150A. Makes technical changes to law. Permits the board of dentistry to charge fees for examinations, including late fees for certain license renewals. Provides for reciprocity for dentists or dental hygienists to license Canadian dentists. Requires dentists, dental hygienists, or registered dental assistants to be able to demonstrate visual acuity before relicensing or reregistration. Effective 4-6-78.

Services

GOOD SAMARITAN AMENDMENTS, Chapter 542, H.F. 267: Amends M.S. 604.05. Applies the good samaritan rule standard to persons rendering care during transit from the scene of an emergency to a location where professional medical care can be rendered.

IDENTIFICATION OF DENTAL PROSTHESES, Chapter 716, S.F. 1779: Amends M.S. Chapter 150A, by adding a section. Requires, where practicable, names, social security numbers, and/or initials on dentures. Provides that dentists failing to comply with this requirement may be subject to suspension or license revocation.

WHEELCHAIR SECUREMENT DEVICES, Chapter 752, H.F. 1744: See Transportation, Motor Vehicles and Traffic Law.

IMMUNIZATIONS FOR STUDENTS, Chapter 758, H.F. 1823: Amends M.S. 123.70. Requires additional immunizations for children entering school (diphtheria, tetanus, pertussis, polio, mumps). Allows parental objection to immunizations because of conscientiously held beliefs. Requires certain immunizations to be complete within 10 months of enrollment in order to remain enrolled. Permits the commissioner of health to suspend immunization requirements for up to one year in order to protect the public's health. Effective 4-6-78.

MEDICAL ASSISTANCE; SENIOR DENTAL HEALTH, Chapter 760, H.F. 1831: Amends M.S. 256B.06. Clarifies requirement of commissioner of public welfare to seek a waiver from federal regulations regarding contributions to be made by spouses when either spouse is in a nursing home. Extends senior dental health program, requiring reports January 1979 and March 1980. Appropriates \$415,000.

FAMILY PLANNING GRANTS, Chapter 775, H.F. 2098: Amends M.S. Chapter 145, by adding a section. Permits the commissioner of health to make special grants to cities, counties, groups of cities or counties, or nonprofit corporations to provide pre-pregnancy family planning services. Restricts the nonprofit corporations eligible for funding under this section to those which do not perform abortions (except hospitals and health maintenance organizations). These grants cannot be used to support school-based family planning services for unemancipated minors. Requires parental notification if a staff person paid from grants made pursuant to this section advises an abortion or sterilization for an unemancipated minor. Requires the commissioner to approve plans and budgets prior to grants and to require regular annual reports of grantees. Ensures that these funds cannot be made contingent upon others or others upon these. Guarantees free access of persons to services. Guarantees employees against removal due to personal convictions which prevent them from participating in a family planning service. Guarantees that all data on individuals which may accrue due to this program is private. Requires informed consent of persons receiving counselling or family planning methods or procedures. Provides that coercion to undergo an abortion or sterilization is a misdemeanor. Appropriates \$1,300,000 to the commissioner of health for these grants. Increases the health department complement by two positions. Effective 4-6-78.

Social Services

Administration

BUILDING ACCESSIBILITY TO THE HANDICAPPED, Chapter 520, S.F. 1446: See Governmental Operations.

LOCAL TAXES FOR SHELTERED EMPLOYMENT, Chapter 522, S.F. 1510: Amends M.S. 129A.06. Authorizes cities, towns or counties to levy a tax to provide funds for sheltered workshops or work activity programs. Also authorizes acceptance of gifts and grants. Money so raised may be used as matching funds.

REIMBURSEMENT TO ADOPTION AGENCIES, Chapter 523, S.F. 1602: Amends M.S. 317.65, Subd. 7. Changes prohibition of adoption agencies receiving expense reimbursement from the first five years they are licensed to the first twelve months.

COMMUNITY MENTAL HEALTH CENTERS' FEES, Chapter 704, S.F. 861: Authorizes a local mental health center to retain collected fees until the sum of the fees and state grant totals 70% of the program budget. After the 70% level has been reached, 50% of the additional fees may be retained by the center, and 50% used to reduce the state grant. The amount of any reductions in state grants shall revert to the general fund. "Fees" and "fees for services" are defined as income derived from clinical services and paid by the patient or on his behalf pursuant to M.S. 62A.152 (health insurance benefits for ambulatory mental health services).

Services

CHILDREN IN FOSTER CARE, Chapter 602, H.F. 1317: Amends M.S. Chapter 257 by adding a new section and various sections of M.S. Chapter 260. Requires a case plan to be prepared for all children placed in foster care. Prescribes contents of case plan and involvement of all interested parties in preparing plan. Requires six-month and 18-month reviews of case plan for children voluntarily placed in foster care. After 18 months child must be returned home or the social service agency must file an appropriate petition in juvenile court. Defines condition of "neglected and in foster care" as new basis for court jurisdiction and as grounds for termination of parental rights. Provides factors to be considered in making a determination of "neglected and in foster care". Additional provisions: adoption does not terminate enrollment in an American Indian tribe; and court placements in foster care shall be, if possible, in homes of like ethnic origin and continuing effort to find such home must be made. Effective 7-1-78.

DETENTION AND TREATMENT OF MENTALLY ILL INMATES, Chapter 707, S.F. 1073: See Criminal Justice.

BATTERED WOMEN, Chapter 732, S.F. 1689: Amends M.S. 241.62, 241.63 and 241.66. Authorizes additional pilot programs. Permits use of educational grant monies. Provides for classification of data collected and immunity from liability. Requires report to legislature on feasibility of similar programs for men. Appropriates \$100,000 for programs, \$25,000 for study.

REPORTING OF CHILD ABUSE AND NEGLECT, Chapter 755, H.F. 1786: Amends M.S. 626.556 by requiring certain persons to report neglect of children as well as abuse. Defines neglect that is to be reported. Adds juvenile prostitution to definition of sexual abuse. Requires reports to be shared between welfare and police agencies.

Welfare

ADMINISTRATION OF PUBLIC WELFARE, Chapter 560, H.F. 1826: Amends various sections of law pertaining to the department of public welfare. Residents of state institutions may receive compensation for work performed at a rate not less than 25% of the minimum wage. Volunteer agencies providing services to residents of state hospitals are exempt from procurement requirements and may make purchases through the department of administration. Maximum liability for cost of care for mentally retarded or emotionally disturbed children is \$125 per month. Commissioner is authorized to use state institutions for temporary care of mentally retarded children. Notice required before discharge from state hospital may be sent by certified mail. Inadequate statutory reference in commitment law is corrected. Right to hearing before a welfare referee is extended to contest of decisions regarding liability for cost of care. Designation of county of financial responsibility is clarified for cases in which application is not completed prior to initial placement. Child support statute is clarified: payments are made to agency responsible for enforcement of child support. Transportation for medical assistance recipients is to be reimbursed differently for emergency or non-emergency and ambulatory or non-ambulatory persons. Commissioner is required to establish reimbursement rates by rule and counties are authorized to reimburse transportation costs pursuant to rule. Effective 3-23-78.

Administration

VETERANS NURSING HOME IN HASTINGS, Chapter 554, H.F. 1713: See General Legislation and Veterans Affairs.

Services

MEDICAL ASSISTANCE ABORTION FUNDING RESTRICTIONS, Chapter 508, S.F. 2236: Amends M.S. Chapters 256B, 393, and 261. States the public policy for Minnesota regarding a preference to childbirth over abortion. Specifies

that medical assistance reimbursement for abortions may be made only where one of the following conditions is met:

- a. two physicians agree that the abortion is necessary to prevent the mother's death;
- b. the pregnancy is a result of certain types of 1st degree criminal sexual conduct which has been reported within 48 hours to law enforcement officials; or
- c. the pregnancy is the result of incest, provided that the incident and relative are reported to law enforcement officials before the abortion.

Restricts the use of medical assistance funds for abortion in several chapters of Minnesota Statutes which apply primarily to the state and counties. Appropriates \$40,000 to supplement the existing income maintenance programs of the department of public welfare. Effective 7-1-78.

HIGHER EDUCATION

STUDENT MEMBER FOR STATE BOARD FOR COMMUNITY COLLEGES, Chapter 561, H.F. 1833: Amends M.S. 136.61, Subds. 1 and 1a; and 136.63, Subd. 1. Requires one member of the state board for community colleges to be a full-time student or to have been a full-time student at a community college within one year before appointment. Makes the student term two years. Requires one member of each local advisory committee to be a full-time student or to have been a full-time student at the community college within one year before appointment.

PRIVATE POST-SECONDARY INSTITUTION REGISTRATION, Chapter 603, H.F. 1323: Amends various sections of M.S. Chapter 136A. Defines "school" for purposes of the registration requirement to include for-profit programs that enable an individual to maintain a license to practice an occupation and out-of-state public post-secondary institutions that offer courses within Minnesota. Prohibits disclosure of school financial records submitted to the higher education coordinating board, except in connection with hearings on whether to approve a school's granting degrees or using a certain name. Permits schools which used the name "college," "academy," "institute," or "university" before 8-1-75, to continue doing so, whether or not they grant degrees.

Exempts from registration: non-degree granting institutions licensed pursuant to Chapter 141; courses provided by a non-profit trade, labor, business, professional or fraternal organization only for its members or for the members of the industries it serves; and programs sponsored by a business firm to train employees at no cost to the employees. Permits any of the above entities voluntarily to submit to registration. Also exempts a bona fide religious school whose programs are designed for persons seeking to learn that religion and to enter a religious vocation or conduct their lives according to that religion. Denies the religious school exemption to a school which represents that its major purpose is to prepare the student for a vocation not closely related to the religion or to provide the student with a general education program substantially equivalent to programs offered by non-exempt schools. Effective 3-29-78.

ADOPTION OF THE MIDWESTERN EDUCATION COMPACT, Chapter 718, S.F. 1849: Not coded. Enacts into law the compact, whose purpose is to provide and coordinate educational programs in participating states. Creates a board composed of the governor, 2 legislators, and 2 citizens from each state. Permits the board to seek grants from any entity and to contract with member states to provide educational programs for their residents. Prevents the board from incurring obligations or pledging member states' credit without permission. Provides for the board to be an information service, to recommend legislation to member states, to make an informational review of educational agreements made between any member states, to develop an educational guide for orderly educational development of the compact area, and to review and comment on proposed educational services which may have a

substantial impact on other compact area educational services.

Requires compact states to appropriate operating funds. Makes the compact initially effective if enacted by six states before 12-31-81.

INSURANCE

EXCHANGE OF INFORMATION AFTER ACCIDENTS, Chapter 461, S.F. 417: See Transportation, Motor Vehicles and Traffic Law.

REGULATION OF INSURANCE COMPANIES, Chapter 465, S.F. 698: Amends various sections of M.S. Chapters 60A, 60C, 61A, and 66A. Repeals M.S. 60A.12, Subd. 6, 63.36, 63.37. Requires any insurance company which is acquired by any person to comply with the capital, surplus and guaranty fund requirements enacted in 1976. Requires insurers to provide a fidelity bond for their officers and employees in amounts determined by the commissioner of insurance. Provides that no insurance company shall insure or reinsure a single risk exceeding one-tenth of its net assets, excluding the portion of the risk reinsured if the company has net assets in excess of \$50,000. Eliminates the fire, marine, fire and marine, and hail insurance companies' exemption from the security deposit for policyholders' requirements. Limits the amount of common stock of one corporation which an insurance company may hold as an investment to not more than 10% of the corporation's outstanding common stock, but exempts the stock of a subsidiary corporation from this requirement. Sets the reserving requirements for outstanding and incurred losses liability policies at not less than 60% of the earned premiums, less claims payments made on the policies, for the three years immediately preceding the date of the annual statement. Provides that foreign insurers can only write the lines of insurance which they are licensed to write in their state of incorporation. Raises the fees for employers who make wage deductions for self-insured employee insurance benefit plans to \$25 for the license and \$10 for the filing of an annual statement. Provides that any member of the Minnesota insurance guaranty association may be assessed to pay claims against an insurer in liquidation, if they were licensed to transact insurance on the day the insurer was placed in liquidation. Raises the initial security deposit qualifications for a license to write life insurance from \$10,000 to \$100,000. Authorizes mutual insurance companies to provide prepaid legal insurance plans. Effective 7-1-78.

INSURANCE COMPANIES' EXAMINATION AND AGENTS' LICENSE FEES, Chapter 470, H.F. 356: Amends M.S. 60A.03, Subd. 5; 60A.14, Subd. 1. Raises the fee for examinations made by the commissioner, his assistant, an actuary, an audit director, a supervisor or a CPA from \$45 to \$130/day. Establishes a fee of \$80/day for examinations conducted by a principal or senior auditor or rate analyst. Raises the fee for examinations made by any other person in the insurance division from \$35 to \$65/day. Raises the insurers' fee for issuing a nonresident agent's license from \$10 to \$25, and for taking an agent's examination for a line of insurance from \$10 to \$15. Raises domestic insurance companies' fees for new agents' licenses from \$3 to \$5 and for each amendment to an agent's license from \$1 to \$3. Effective 7-1-78.

COMPULSORY AIRCRAFT INSURANCE; PIONEER AIRCRAFT, INSURANCE AND REGISTRATION REQUIREMENTS, Chapter 501, S.F. 1206: Amends M.S. 360.59, Subd. 10 and 360.35 by adding a subdivision. Provides that the compulsory aircraft insurance requirements apply only during the period of an aircraft's contemplated operation. Exempts an aircraft originally built before 12-31-39 from the compulsory insurance requirements, if it is used solely as a collector's item and the owner files an affidavit to that effect with the commissioner of transportation. Establishes a system for registration and taxation of pioneer aircraft (originally built before 12-31-39). Provides a one-time registration fee of \$25 for pioneer aircraft, for as long as the aircraft is used solely as a collector's item and is not sold to a new owner. Provides a system for replacement of lost, destroyed or defaced registration identification markers upon the payment of a \$5 fee and filing of an affidavit. Effective 3-17-78.

TRUSTEES' POWERS, Chapter 524, S.F. 1612: Amends M.S. 501.66, Subd. 6. Authorizes trustees to invest trust assets in life insurance contracts insuring the life of a beneficiary or potential beneficiary of the trust.

MEDICAL MALPRACTICE JOINT UNDERWRITING ASSOCIATION, Chapter 571, H.F. 2005: Amends M.S. 62F.01 by adding a subdivision. Repeals Laws 1976, Chapter 242, Sec. 16. Extends the medical malpractice joint underwriting association law's expiration date to 9-1-80. Effective 3-24-78.

CONVERSION OF MUTUAL INSURANCE COMPANIES TO STOCK COMPANIES, Chapter 582, H.F. 2214: Amends M.S. 66A.16 by adding a subdivision. Provides that a domestic mutual insurance company with a surplus of \$1,000,000 or less may convert to a stock company under a conversion plan allowing guaranty fund certificates to be exchanged for stock in the resulting company. Provides that such plans must set the price of the stock according to an independent CPA's appraisal of the company's value. Prohibits such conversion plans which are unfair to policyholders. Requires approval of the conversion plan by the commissioner of insurance. Effective 3-24-78.

PUBLIC EMPLOYEES, GROUP INSURANCE BENEFITS, Chapter 595, H.F. 499: Amends M.S. 471.616, Subd. 1. Authorizes the entering of a new group insurance contract covering public employees with reduced benefits--if the employees are not organized and a majority of the covered employees agree to the reduction or if the employees are organized and their bargaining representative agrees to the reduction. Provides that the aggregate value of retired employees' insurance benefits may not be reduced under these provisions.

SURPLUS LINE INSURANCE REGULATION, Chapter 597, H.F. 526: Amends M.S. 60.20. Requires surplus line insurance contracts to include a conspicuous statement that the policy is written by an insurer which is not under the jurisdiction of the Minnesota insurance division and the name of the agent placing the policy. Raises the fee for surplus line insurance agents' licenses from \$50 to \$100 per year. Changes the date on which agents' licenses expire from May 31 to June 30. Limits surplus

line insurers to selling only the lines of insurance for which they are licensed in their state or county of domicile. Requires insurers to submit two certified copies of their annual statement to the commissioner. Requires insurers which are licensed in another state to maintain the capital and surplus required of Minnesota companies. Requires alien insurers to maintain \$1 million trust accounts in member banks of the federal reserve system. Provides that unincorporated individual alien insurers must maintain an aggregate of \$50 million in trust accounts in member banks of the federal reserve system. Requires each surplus line insurer to appoint a representative in charge of handling their Minnesota claims. Authorizes the commissioner to issue cease and desist orders if he believes a surplus line insurer has become ineligible to sell insurance under the law or is financially impaired. Grants the commissioner authority to require the submission of any additional information relevant to an insurer's operation. Requires that the commissioner publish a list of eligible surplus line insurers and mail it to all the licensed surplus line agents. Raises the premium tax for surplus line insurance from 2% to 3%. Clarifies the definition of gross premiums for purposes of the premium tax. Increases the penalty for failure to make and file semi-annual statements or pay premium taxes. Grants the commissioner authority to fine surplus line agents up to \$1,000 for certain violations. Provides additional grounds for revocation of a surplus line agent's license. Permits placement of aircraft, railroad and marine insurance under the surplus line provisions.

CREDIT LIFE AND ACCIDENT AND HEALTH INSURANCE, Chapter 641, H.F. 1995: Amends M.S. 62B.05. Requires creditors to notify debtors, who purchased credit insurance through a creditor, of their right to surrender the policy and receive a refund upon prepayment of the loan. Requires this notice to be written in clear and conspicuous language.

USURY RATES FOR LOANS SECURED BY SAVINGS ACCOUNTS, Chapter 643, H.F. 2000: Amends M.S. Chapter 334 by adding a section. Establishes a usury rate for loans which are made by financial institutions and are secured by savings accounts. Sets this rate at the higher of 2% above the interest rate payable on the savings account or 8%. Effective 3-29-78.

PRODUCT LIABILITY CLAIMS REPORTING, Chapter 644, H.F. 2003: Amends Laws 1977, Chapter 316. Requires surplus line insurers to comply with the product liability claims reporting law. Provides that the product liability claims reporting law applies only to policies written in Minnesota. Requires separate reporting of products liability litigation expenses incurred in connection with the claims. Establishes monetary penalties for an insurer's failure to comply with the reporting law.

TORT LIABILITY OF COUNTY AGRICULTURAL SOCIETIES, Chapter 659, H.F. 2089: Amends M.S. 466.01 and Chapter 38 by adding a section. Provides that the statutory provisions limiting the tort liability of political subdivisions apply to county agricultural societies. Authorizes counties to levy property taxes, the proceeds of which will be paid to the county agricultural society for liability insurance or to pay judgments. Provides that the tax is subject to the counties' levy limits.

MINIMUM NONFORFEITURE BENEFITS FOR LIFE INSURANCE AND ANNUITIES,

Chapter 662, H.F. 2146: Amends various sections of M.S. Chapter 61A.

Increases the permissible age setback for female risks in the standard valuation and nonforfeiture laws from 3 to 6 years. Raises the statutory interest rate assumption to 5-1/2% for minimum reserves and nonforfeiture benefits for life insurance policies issued after 8-1-78. Provides minimum nonforfeiture benefits for individual deferred annuities issued after 8-1-80 or an earlier date elected by the insurer. Requires covered annuity contracts to provide for conversion to paid-up annuities benefits upon cessation of premium payments, to provide cash surrender benefits if the policy provides for a lump sum payment benefit at any time, and to include a statement of the mortality tables and interest rate assumptions under which the benefits are determined. Allows the company to discharge its obligation under an annuity by making a lump sum payment if the amount of the monthly benefit is less than \$20. Prescribes minimum nonforfeiture benefits for annuity contracts with flexible and fixed schedule considerations, based on an interest rate assumption of 3% of the net considerations per year. Defines net considerations for flexible consideration contracts as the gross premiums less a \$30 annual contract charge and \$1.25 per premium collected during the year. Defines the annual contract charge for fixed schedule consideration contracts as the lesser of \$30 or 10% of the gross annual consideration. Prescribes the minimum nonforfeiture benefits for single consideration contracts as 90% of the gross considerations less \$75. Provides that the present value of any paid-up annuity benefit must be equal to the minimum nonforfeiture benefit on the day the payments begin. Prescribes the means of calculating minimum cash surrender benefits for contracts with cash surrender values. Provides that the cash surrender benefits must at least equal the minimum required nonforfeiture benefits. Requires the death benefit to at least equal the cash surrender value. Requires contracts which do not provide either cash surrender or death benefits to include a prominent statement to that effect. Provides that for a contract which provides both annuity and life insurance benefits which exceed the greater of the cash surrender value or the gross considerations with interest to have minimum nonforfeiture benefits equal to the sum of those required for the annuity and life insurance portions of the contract. Excludes total disability and reversionary annuity benefits from the calculation of minimum nonforfeiture benefits. Establishes reserve requirements for annuities based on the present value of future guaranteed benefits less an adjustment for future considerations payable during the contract year. Eliminates the deficiency reserving requirement for policies where the gross premium is less than the adjusted net premium. Provides new minimum reserves applicable to such policies.

DRAM SHOP LIABILITY CLAIMS REPORTING, Chapter 671, H.F. 2216: Amends M.S. Chapter 72 by adding a section. Requires insurers, liquor licensees, and municipalities operating liquor establishments to make an annual report to the commissioner of insurance of their dram shop liability claims, broken down by the type and amount of the claims, and the premiums received for dram shop liability insurance. Establishes penalties for the failure of insurance companies to comply with the reporting requirements. Effective 7-1-78.

EMPLOYEE BENEFIT TERMINATION, Chapter 697, S.F. 291: See Labor-Management Relations.

TORT THRESHOLD--NO FAULT AUTOMOBILE INSURANCE, Chapter 711, S.F. 1606: Amends M.S. 65B.51, Subd. 3. Raises the no fault law's medical expense threshold for the recovery of pain and suffering damages in tort actions from \$2,000 to \$4,000.

STATUTES OF LIMITATION, MISCELLANEOUS TORT LAW PROVISIONS, Chapter 738, H.F. 338: Amends various Minnesota Statutes. Establishes a four-year statute of limitations on the strict liability of a defendant in a products liability action. Includes in the general two-year statute of limitations any actions to recover property damages resulting from crop dusting activities, but excludes actions arising out of the manufacture or sale of pesticides from this provision. Provides that an ad damnum clause in any pleading may not state a specific dollar amount exceeding \$50,000, but only that an amount greater than \$50,000 is sought. Authorizes the supreme court to promulgate rules superseding this provision. Requires "clear and convincing evidence" of willful indifference to the rights and safety of others to justify an award of punitive damages. Enumerates various factors which may be considered in determining the amount of punitive damages awards. Authorizes the court to award costs, disbursements, and attorneys' fees if the opposing party or his attorney acts in "bad faith" in regard to an issue. Requires timely notice of intent to claim an award under this provision. Amends the comparative negligence statute to apply it to all actions based on fault and provides that contributory fault will only bar recovery if it is greater than the fault of the person from whom recovery is sought. Defines "fault" to include negligence, strict liability, breach of warranty, assumption of risk, and product misuse. Provides that if a judgment is uncollectable, the court shall reallocate the uncollectable portion among the other parties at fault, including the claimant, according to their percentages of fault. In products liability actions, provides that uncollectable judgments against a party in the chain of manufacture and distribution shall be reallocated only among the parties in the chain, but not among the claimant or other persons at fault outside of the chain. Creates a useful life defense in product liability actions. Specifies criteria for determining the useful life of a product. Requires plaintiff's attorney to notify potential defendants in a products liability case within six months after the attorney/client relationship is established. Requires the notice of claim to state the circumstances on which the claim is based and an estimate of the damages sought. Requires the notice to be given to everyone in the chain of manufacture and distribution. Provides that the actual notice of the necessary facts satisfies the notice of claim requirements. Provides that failure to comply with the notice requirements will result in liability for damages, costs, and attorneys' fees incurred as a result, but does not affect the validity of the underlying claim for damages. Applies to actions arising after 4-15-78, except that the ad damnum clause limitations are effective 8-1-78.

CANCELLATION OF RESIDENTIAL FIRE INSURANCE POLICIES, Chapter 769,

H.F. 1943: Amends M.S. 65A.01, Subd. 1, and by adding subdivisions. Requires the standard fire insurance policy to include an endorsement limiting the insurer's ability to cancel coverage for a residence after the policy has been in force for six months. Provides that such coverage may be cancelled if the insured fails to pay his premium or required membership dues, makes a misrepresentation to obtain the policy, or makes changes in the premises which significantly increase the insurer's risk. Provides that other portions of a package policy (e.g., homeowner's coverage) need not be covered by this endorsement. Requires a notice of cancellation to include a clear statement of the reason for the cancellation.

NONPROFIT LEGAL SERVICES CORPORATIONS, Chapter 785, H.F. 2225: Authorizes nonprofit legal service plan corporations (NLSPCs) to establish and operate prepaid legal service plans. Requires NLSPCs to be incorporated under Minnesota law and their articles of incorporation to meet certain requirements. Limits NLSPCs to operating "open" type legal service plans. Prohibits the use of the word "insurance" or certain insurance related terminology in connection with the operation of NLSPCs. Exempts NLSPCs' subscriber charges from the insurance premium tax and NLSPCs generally from the laws regulating insurance. Requires the commissioner of insurance to approve a NLSPC's by-laws and articles of incorporation. Requires that between 1/4 and 1/3 of a NLSPC's directors must be lawyers, licensed to practice in Minnesota. Requires NLSPCs to obtain a certificate of authority from the commissioner before they may begin to operate in Minnesota. Establishes combined capital and initial surplus requirements for NLSPCs at \$100,000. Establishes additional operating surplus requirements which may be lower than the initial surplus requirements. Provides that NLSPCs investment powers are the same as those of domestic life insurance companies. Requires NLSPCs to submit annual statements, including a financial statement certified by an independent CPA, to the commissioner. Provides for examinations and audits by the commissioner. Provides that NLSPCs are subject to certain insurance laws--revocation and suspension of a certificate of authority, the rehabilitation and liquidation law, and the unfair trade practice law. Regulates the form and content of subscriber contracts and certificates. Requires approval of such contractual forms by the commissioner before they may be used. Provides procedures for review of the commissioner's actions relative to NLSPCs. Requires the subscription charges to be reasonable and not unfairly discriminatory in light of actuarial projections. Provides for filing of subscription rates with the commissioner and grants the commissioner power to disapprove of filed rates within 30 days. Provides for the licensing of agents and solicitors, including examinations and fees. Grants the commissioner power to suspend or revoke agents' and solicitors' licenses. Authorizes the commissioner to impose penalties of up to \$5,000 for a violation of the act's provisions. Grants the commissioner power to promulgate rules. Effective 4-6-78.

JUDICIARY

BOARD ON JUDICIAL STANDARDS, Chapter 475, S.F. 1613: Amends M.S. 490.16, Subd. 5. Repeals various sections of M.S. Chapter 490. Removes the requirement that the proceedings of the board of judicial standards shall be confidential. Repeals procedures for removal of a district court judge for mental or physical incapacity upon the filing of a petition with the governor by 25 or more electors of the judge's judicial district. Effect is to permit the board of judicial standards to promulgate rules relating to the confidentiality of its proceedings and procedures for the removal of judges.

EVIDENCE, PRESUMPTION OF DUE CARE, Chapter 491, S.F. 1617: Repeals M.S. 602.04, which creates a presumption of due care in favor of any person whose death resulted from an incident giving rise to a cause of action for negligence. Effective in any action the trial of which is commenced after 6-30-78.

SOLEMNIZING MARRIAGES BY THE CLERK OF COURT, Chapter 496, S.F. 1951: Amends M.S. 517.04. Authorizes the clerk of court to solemnize marriages.

CONTROL OF LEGAL ACTIONS BY TOWN BOARD OF SUPERVISORS, Chapter 497, S.F. 1959: See Local Government, Towns.

ABOLISHING ACTIONS FOR BREACH OF PROMISE, Chapter 515, S.F. 997: See General Legislation and Veterans Affairs.

WITNESSES, Chapter 519, S.F. 1425: Amends M.S. 595.02. Creates a nurse patient privilege similar to the physician patient privilege.

PROBATE, Chapter 525, S.F. 1616: Amends various Minnesota Statutes and M.S. Chapter 524 by adding sections. Adopts the uniform international wills act. Provides for the validity of a will regardless of the place where it is made, the location of assets and the nationality, domicile or residence of the testator. Provides that the failure of a will to meet the requirements of an international will does not invalidate it as a will of another kind. Defines an "authorized person" to include persons admitted to practice law before the courts of the state and members of the diplomatic and consulate service of the United States. Prescribes conditions for proper execution of an international will. Requires the authorized person to attach a certificate to the will signed by him stating that the requirements of the international wills act for valid execution have been fulfilled. Provides a uniform form for the international will certificate. Declares that absent evidence to the contrary, the certificate of the authorized person is conclusive of the formal validity of the international will. Provides that the ordinary rules of revocation of wills apply to an international will. Requires the secretary of state to establish a registry system for international wills. Provides for amendments relating to the uniform probate code. Clarifies the definition of "informal proceedings" to mean those conducted by the judge, the registrar or the person or persons designated by the judge. Makes corrective changes to the provisions

concerning the jurisdiction of the probate court. Requires published notice for informal probate and informal appointment proceedings to be made in the county where the action is brought. Clarifies that the personal representative's authority ceases one year after filing the closing statement. Expands the protection provided to good faith purchasers of real property that has been wrongfully transferred by the personal representative. Effective 3-24-78.

ASSISTANT PUBLIC DEFENDERS, Chapter 540, S.F. 2183: Amends M.S. 611.24. Provides that the compensation of assistant public defenders shall be based on comparable services performed by attorneys for other governmental agencies or departments.

LAW LIBRARY FEES, Chapter 553, H.F. 1665: Amends M.S. 140.41, Subd. 1; 140.42, Subd. 2; and 140.43, Subd. 1. Increases the law library fee to be collected with regard to civil actions filed in the district, county and probate court from \$3 to \$5. Provides that the fee shall also be collected for probate proceedings brought before the registrar.

PUBLISHING THE DECISIONS OF THE SUPREME COURT, Chapter 589, H.F. 2419: Amends M.S. 480.12. Removes the requirement that the decisions of the supreme court be published in bound volumes. Eliminates the requirement that the commissioner of administration must contract out for the publication of the supreme court reports in conformance with the laws governing the printing and binding of other state publications. Removes the specific statutory provisions relating to the distribution of published reports of the supreme court decisions.

WRONGFUL DEATH, Chapter 593, H.F. 316: Amends M.S. 573.02, Subd. 1. Provides that wrongful death actions based on alleged professional negligence of a health care provider are subject to the two-year statute of limitations of section 541.07. Provides that all other wrongful death actions may be commenced within three years after the date of death, but no later than six years after the act or omission. Effective for deaths occurring on or after the effective date of the act.

COURTS, DISQUALIFICATION OF A PRESIDING JUDGE, Chapter 647, H.F. 2024: Amends M.S. 487.40, Subd. 2 and 542.16. Provides for the removal of a county court or district court judge without a showing of prejudice. Provides that the substitute judge may only be disqualified upon an affirmative showing of prejudice.

TAX COURT, Chapter 672, H.F. 2218: Amends various Minnesota Statutes. Clarifies that the tax court has co-jurisdiction with the district court to hear certain tax-related cases. Clarifies that the district court may transfer to the tax court tax-related cases which were pending before it on 7-1-77 as well as all tax-related cases filed subsequent to that date. Provides that the judge selected to serve as administrator shall coordinate and make hearing assignments and that the employees appointed by the administrator shall be in the unclassified service. Authorizes the clerk of district court to retain the filing fees and library fees paid with regard to tax-related cases. Allows a taxpayer to file a petition or

notice of appeal upon receipt of a notice of assessment and equalization for the year in question, an order of the local board of equalization or an order of a county board of equalization. Provides more flexible provisions for the payment of taxes that are being challenged when there exists a prerequisite that the tax be paid as a condition to commencing or continuing the action. Provides that judges of the tax court shall be included in the definition of state employee for the purposes of the Minnesota state retirement system. Provides that the judges' membership in the system shall be retroactive to 7-1-77. Provides buy-back rights in the state employees retirement fund for tax court judges who held that office prior to 7-1-77. Effective 7-1-77.

SEALING OF COMMITMENT RECORDS, Chapter 696, H.F. 2518: Amends M.S. Chapter 253A by adding a section. Authorizes the probate court to seal all judicial records of any commitment proceedings initiated against the petitioner upon a finding that access to the records creates an undue hardship for the petitioner. Provides that the proceedings under this act shall be confidential and that the files and records of the proceedings shall not be available to any person other than the petitioner except upon order by the court.

BOARD ON JUDICIAL STANDARDS, Chapter 713, S.F. 1614: Amends M.S. 490.16, Subd. 3; 490.15, Subd. 1. Provides that the board of judicial standards shall appoint its executive secretary commencing 7-1-80. Provides that all members of the board shall be appointed by the governor with the advice and consent of the senate. Expands the board's power to censure or remove judges. Authorizes the board to reopen disciplinary cases for which information and evidence was previously precluded by a statute of limitations. The provision relating to the board's power to censure or remove judges is effective 3-29-78.

COURTS, FEES TO BE COLLECTED BY THE CLERK OF COURT, Chapter 730, S.F. 1548: Amends M.S. 357.021, Subd. 2; 517.08, Subd. 1; and Chapter 525 by adding a section. Increases the filing fee for actions filed in the district court as well as fees for other services performed by the clerk of court. Increases the marriage license fee from \$11 to \$15. Requires the probate court to collect a \$15 fee for the filing of a petition for a formal testacy proceeding or a proceeding for supervised administration. Establishes a \$5 fee to be charged for a final decree of the probate court.

COURT REFEREES AND JUDICIAL OFFICERS, Chapter 750, H.F. 1734: Amends various Minnesota Statutes. Provides for additional law clerks in each judicial district other than the second and fourth districts. Continues the service of full-time referees holding office on 7-30-77, in the second, fourth and sixth judicial districts. Provides that the referees shall serve at the pleasure of the chief judge and that they shall be subject to the administrative authority and assignment power of the chief judge. Prohibits family court referees from hearing final trials involving contested cases when either party or his attorney objects in writing. Prohibits referees from hearing any contested trial or any motion on a reference for prosecution. Continues the service of various judicial officers that were holding

office on 1-1-78. Authorizes the appointment of one full-time judicial officer in Carlton county. Provides that judicial officers are subject to the administrative authority and assignment power of the chief judge, that they shall be learned in the law, and their salaries shall be paid by the county or counties in which they serve. Clarifies that an examiner of title is not a court referee. Restricts the filling of vacancies and appointment of additional referees or judicial officers. Provides for the rotation of the duties of juvenile court judge in Hennepin and Ramsey counties. Requires the supreme court, or an agency designated by it to study and review the need for and use of court referees and judicial officers. Repeals M.S. 260,021, Subds. 1, 2, and 3. Effective 7-31-78.

COURTS, DISTRICT COURT REPORTER SALARIES AND JURISDICTION OVER NON-RESIDENTS, Chapter 780, H.F. 2159: Amends M.S. 486.05, Subd. 1 and 543.19, Subd. 1. Increases the maximum salary for district court reporters other than those in the second and fourth judicial districts from \$19,100 to \$22,500. Brings the existing statutory provision regarding jurisdiction over nonresidents for tortuous acts into conformance with federal constitutional requirements.

LOCATIONS OF HENNEPIN COUNTY MUNICIPAL COURT, Chapter 784, S.F. 2223: See Local Government, Counties, Counties Containing Cities of the First Class, Hennepin.

NONPROFIT LEGAL SERVICES CORPORATIONS, Chapter 785, H.F. 2225: See Insurance.

LABOR-MANAGEMENT RELATIONS

BOILER INSPECTION ENGINEER'S LICENSE FEES, Chapter 485, H.F. 1834:
Amends M.S. 183.545, Subds. 1, 2, 3 and 4, and 183.57, Subd. 2.
Increases boiler inspection fees and engineer's license fees.

OCCUPATIONAL SAFETY AND HEALTH, Chapter 490, S.F. 1607: Repeals
M.S. 182.09. Repeals specific prohibitions on minor labor in certain
dangerous occupations because the matter is already covered under more
general rules promulgated pursuant to M.S. Chapter 182.

DUE PROCESS RIGHTS FOR ATHLETIC COACHES, Chapter 550, H.F. 1447: See
Education.

MINIMUM WAGE FOR BUILDING CARETAKERS, Chapter 586, H.F. 2291: Amends
M.S. 177.23. Provides that building caretakers or managers need not
be paid for the time they are on call but not actually working.

WAGE DEDUCTION AUTHORIZATION, Chapter 588, H.F. 2374: Amends M.S. 181.79,
Subd. 1. Removes the limitations applying to employee wage deductions
when the deduction is for a good purchased by the employee from the
employer and the deduction was authorized by the employee prior to the
sale.

PUBLIC EMPLOYEES, GROUP INSURANCE BENEFITS, Chapter 595, H.F. 499: See
Insurance.

GRAIN INSPECTION EMPLOYEES, Chapter 610, H.F. 1575: Amends M.S. 17B.03,
Subd. 1; 17B.04, Subd. 1; and 17B.13. Allows the department of agricul-
ture to hire back a limited number of former federal grain inspectors
who were state grain inspectors prior to their federal service.
Reinstates the forfeited fringe benefit rights of these rehired
inspectors. Appropriates \$236,795. Increases the agriculture depart-
ment's complement by 12. Effective 3-29-78.

PUBLIC EMPLOYEE GRIEVANCE PROCEDURES, Chapter 619, H.F. 1790: Amends
M.S. 179.70, Subd. 1. Allows municipal employees to take their choice
of adjudicating a grievance through either the labor contract grievance
procedure or through the civil service appeals route. Effective 3-29-78.

CORRECTION OF TEACHER'S FILE, Chapter 632, H.F. 1908: See Education.

MANDATORY RETIREMENT, Chapter 649, H.F. 2041: Amends M.S. Chapters 181,
363, and various others. Lifts the mandatory retirement age for most
public employees from 65 to 70. Excludes police, fire, highway patrol,
teaching and correctional personnel. Prohibits forced retirement before
age 70 for all private employees except for certain high pensioned
executives and for airline flight personnel. Requires the employer to
give certain notices to the employee before the employee may be retired.
Gives the commissioner of labor and industry authority to advise persons

of their rights under the act. Allows an aggrieved party to sue under either M.S. 181 or M.S. 363, the state human rights act. Allows certain employees to receive proportionate annuities. Allows employers to cease pension credits at age 65. Effective 6-1-80. Retirement provisions in labor contracts executed prior to 6-1-80 are exempt from the act. No person retired prior to 6-1-80 need be reinstated. In many regards this act will parallel the provisions of the recently enacted federal mandatory retirement law. The main difference is that the state law will cover all private employees while the federal law excludes the employees of an employer with less than 20 employees.

EMPLOYMENT DISCRIMINATION AGAINST LEGISLATORS, Chapter 650, H.F. 2043: Amends M.S. 3.083. Prohibits employers or unions from at any time discharging or discriminating against a legislator or former legislator on account of their statements made or beliefs held in their capacity as legislators. Effective 3-29-78.

EMPLOYEE BENEFIT TERMINATION, Chapter 697, S.F. 291: Amends M.S. Chapter 181. Requires employers to allow employees to continue health insurance on pension coverage at group rates at the expense of the employee before the employer can terminate such coverage because of the employee's job performance.

LABOR STANDARDS FOR CORN DETASSLERS, Chapter 731, S.F. 1643: Amends M.S. 177.23, Subd. 7 and M.S. Chapter 181. Requires the payment of time-and-a-half to all detasslers working over 48 hours in any week. Also requires the employer to furnish transportation from the workplace for terminated, ill, or injured detasslers or else pay them waiting time. Makes employers furnish sanitary drinking water in the fields for detasslers. Effective 4-6-78.

REDEFINING PUBLIC EMPLOYER, Chapter 776, H.F. 2102: Amends M.S. 179.63, Subd. 4. Rewords existing law with regard to the state as an employer under the public employment labor relations act. For political subdivisions the employer is designated as the holder of final budget authority. In the case of multi-jurisdiction or joint powers agency, each agency is designated the employer. When an appointing authority is not the designated employer, the appointing authority's right to exercise personnel management powers in respect to individual employees is preserved insofar as the powers are consistent with the labor contract negotiated by the final budget authority. Effective 5-1-78.

PHYSICAL AND OCCUPATIONAL THERAPIST BARGAINING, Chapter 789, H.F. 2372: Amends M.S. 179.63, Subd. 13. Includes school physical and occupational therapists in the same bargaining unit as teachers.

Unemployment Compensation

UNEMPLOYMENT COMPENSATION EXCLUSION FOR DEVELOPMENTAL ACHIEVEMENT CENTERS, Chapter 612, H.F. 1599: Amends M.S. 268.08, Subd. 6. Provides that an employee of a developmental achievement center shall not be eligible for

unemployment benefits between school years if employment will continue in the next school year. Effective 3-29-78.

UNEMPLOYMENT COMPENSATION ELIGIBILITY, EMPLOYER INTEREST PENALTIES, AND RETIREE BENEFITS, Chapter 618, H.F. 1773: Amends M.S. 268.09, Subd. 1; 268.16, Subd. 1; and Laws 1977, Chapter 242. Allows unemployment benefits of up to 4 weeks to be paid to persons laid off when they give a notice of their intention to quit in the future. Gives commissioner authority to waive interest due on some late unemployment tax payments. Corrects an oversight on the effective date of a 1977 enactment giving benefits to persons forced to quit because of mandatory retirement. This late provision is effective upon passage.

UNEMPLOYMENT COMPENSATION EXCLUSION FOR MINOR FARM LABORERS, Chapter 688, H.F. 2327: Amends M.S. 268.04, Subd. 12. Excludes from unemployment compensation coverage any persons 16 years or under working on farms too small to be covered by the federal unemployment tax act. Effective retroactive to 1-1-78.

Workers' Compensation

WORKERS' COMPENSATION FARM COVERAGE, Chapter 574, H.F. 2020: Amends M.S. 176.011, Subd. 11a. Lifts the threshold at which farmers must provide workers' compensation from \$2,000 to \$4,000 in total annual wages paid by the farmer.

WORKERS' COMPENSATION FOR LAW ENFORCEMENT GOOD SAMARITANS, Chapter 702, S.F. 798: Amends M.S. 176.011, Subd. 9. Brings under coverage of the workers' compensation law any person aiding a law officer at the officer's request or command.

WORKERS' COMPENSATION COVERAGE, Chapter 757, H.F. 1819: Amends M.S. 176.011, Subd. 9, and 176.012. Excludes certain officers of closely held corporations from workers' compensation coverage. Allows unincorporated owners and partners in a business to be covered only upon their affirmative election to be so covered. Effective 4-5-78.

WORKERS' COMPENSATION EXPENSE LIMITATION, RATE HEARING PROCEDURE, SELF INSURANCE AND SOCIAL SECURITY SET-OFF, Chapter 797, H.F. 2236: Amends M.S. 79.07; 176.132, Subd. 2; 176.181, Subd. 2; and 1977 Laws, Chapter 342. Removes the 22.5% expense limitation on workers' compensation insurance premiums which was to become effective 7-1-79. Makes workers' compensation rate hearings come under the coverage of the administrative procedures act. Removes the 5% reduction of supplementary benefits if the reduction does not serve to increase social security benefits for a claimant. Allows 2 or more insurers to combine for self-insuring their workers' compensation liability. Effective upon passage except self insurance provision which is effective 8-1-79.

LIQUOR

LICENSES FOR TOUR BOATS, Chapter 607, H.F. 1424: Amends M.S. 340.11. Allows the commissioner of public safety to issue an on-sale intoxicating liquor license to a person engaged in offering boat tours on Lake Superior, authorizing sale both while docked and underway if meals are served where the liquor is served. Makes sales subject to local restrictions. Allows a city where a licensed boat is moored for at least three consecutive months to require a local license for one-half the fee of its regular on-sale licenses. Sets the fee for licenses issued by the commissioner at \$1,000 for original and duplicates (up to a total of three). Deletes provisions prohibiting liquor licenses for establishments near the valley campus of Mankato state university. Effective 3-29-78.

INFORMATION ON TAX RETURNS OF LIQUOR LICENSE APPLICANTS, Chapter 621, H.F. 1806: See Taxes.

DRAM SHOP LIABILITY CLAIMS REPORTING, Chapter 671, H.F. 2216: See Insurance.

FRIDAY NIGHT OFF-SALE HOURS, WHOLESALER WAREHOUSING, Chapter 687, H.F. 2307: Amends various Minnesota Statutes. Allows off-sale stores in a city of the first class, and cities within a 15-mile radius thereof, to remain open until 10 p.m. on Fridays as well as Saturdays. Makes the 15-mile radius applicable only to cities in the same county as a first-class city. Requires all intoxicating liquor brought into the state by a licensed wholesaler to be warehoused by the wholesaler before resale to a retailer. Allows manufacturers or importers to authorize wholesalers to purchase intoxicating liquor for direct shipment to another state, or appoint a manufacturer or wholesaler as its agent for delivery to other states.

ENTERTAINMENT IN EXCLUSIVE LIQUOR STORES, Chapter 701, S.F. 774: Amends M.S. 340.07 and 340.353. Allows exclusive liquor stores to offer live or recorded entertainment and coin-operated amusement devices. Allows municipal liquor stores to offer coin-operated amusement devices.

OFF-SALE LICENSES IN UNORGANIZED TERRITORY, Chapter 742, H.F. 649: Amends M.S. 340.11. Allows the county board in a county containing unorganized territory to issue off-sale intoxicating liquor licenses in such territory to an exclusive liquor store, subject to appropriate provisions of the intoxicating liquor act and the approval of the commissioner of public safety. Sets a maximum fee for such licenses at \$500.

LOCAL GOVERNMENT

ANIMAL DESTRUCTION INSTEAD OF USE IN RESEARCH, Chapter 457, S.F. 686:
Amends M.S. 35.71, Subd. 3. Authorizes the destruction of an animal in custody rather than for use in research if a tag affixed to the animal, or a statement by the animal's owner after seizure specifies that the animal shall not be used for research. Effective 2-4-78.

METROPOLITAN AIRPORTS COMMISSION; INVESTMENT OF FUNDS, Chapter 466, S.F. 1004: Amends M.S. 473.606, Subd. 3. Permits the treasurer of the commission, who is the state treasurer, to invest commission funds which are not currently needed in a manner identical to that allowed for investment of the state treasurer's cash fund under section 11.10 and in uninsured certificates of deposit if the certificates are secured by certain collateral.

METROPOLITAN AIRPORTS COMMISSION; BONDS, Chapter 531, S.F. 1690:
Amends M.S. 473.667. Authorizes the issuance by the commission of \$30 million in general obligation revenue bonds in addition to the amount of bonds outstanding on 3-1-78. Permits the commission to establish, as the required minimum level of the debt service fund, an amount equal to the principal and interest on the bonds for 12 months in addition to the 15 months now required by statute, and to levy a property tax if revenues and other moneys are not enough in any year to meet these minimum balance requirements. Excepts the bonds from the refunding restrictions on general obligation bonds contained in M.S. 475.67, Subd. 12. Effective 3-24-78.

POLITICAL ACTIVITY OF EMPLOYEES OF POLITICAL SUBDIVISIONS, Chapter 541, S.F. 2316: Amends M.S. 43.28. Stipulates that no political subdivision may impose or enforce any additional limitations on the political activities of its employees other than those imposed in M.S. 43.28 (prohibition of certain political activities and the rights and obligations of public employees), in which political subdivisions are now included. Brings employees of political subdivisions into same status as state employees. Effective 3-24-78.

CHANGING METROPOLITAN BOUNDARIES, Chapter 543, H.F. 807: Amends various sections of M.S. Chapters 473 and 473F. Removes the city of New Prague from the jurisdiction of the metropolitan council and the metropolitan parks, transit, waste control, and sports facilities commissions and places the city within state economic development region nine. Removes the city also from the operation of the metropolitan fiscal disparities act and from the taxing jurisdictions of the metropolitan council and the metropolitan transit and airports commissions.

CLARIFICATION OF CERTAIN PROVISIONS RELATING TO MUNICIPAL ELECTIONS, Chapter 572, H.F. 2010: Amends various sections of M.S. Chapter 205 and repeals M.S. 365.60. Clarifies certain provisions of M.S. Chapter 205 relating to municipal elections to make it evident that the provisions

pertain to towns. Reinstates a provision relating to notice of filing dates of affidavits of candidacy for cities and towns. Transfers current law relating to town hours for voting from M.S. 365 to the appropriate section in M.S. 205. Effective 3-24-78.

IRON RANGE ASSOCIATION OF MUNICIPALITIES AND SCHOOLS, Chapter 575, H.F. 2048: Amends M.S. 471.58. Adds a purpose clause to the above section on the range association and changes the name to range association of municipalities and schools.

HOSPITAL, NURSING HOME AND HEALTH CARE FACILITIES, REVENUE BONDS AND INDUSTRIAL REVENUE BONDS, Chapter 609, H.F. 1476: Amends various Minnesota Statutes. Exempts revenue bonds of hospital districts from net debt. Authorizes municipalities to include the refinancing of existing indebtedness in the cost of a project. Specifically includes profit and non-profit hospitals, nursing homes and related medical facilities under M.S. Chapter 474 for purposes of industrial revenue bonding. Authorizes a municipality or redevelopment agency to issue revenue bonds to refinance debt of non-profit hospitals or nursing homes. Effective 3-29-78.

REMOVAL OF A RESTRICTION ON CONTRACTS WITH LOCAL GOVERNMENT OFFICERS, Chapter 651, H.F. 2049: Amends M.S. 471.89, Subds. 2 and 3 and M.S. 1977 Supplement, 471.88, Subd. 5. Eliminates the requirement that goods or services contracted for must not be otherwise available in the governmental unit before the governmental unit may contract with an interested party. Effective 3-29-78.

MINNESOTA MUNICIPAL BOARD, Chapter 705, S.F. 910: Amends and repeals various sections of M.S. Chapter 414. Makes numerous technical changes to M.S. Chapter 414 relating to the Minnesota municipal board and incorporation, detachment, annexation and consolidation. Stipulates that whenever possible, members of the board who are county commissioners during a proceeding should not represent municipalities or unincorporated areas which are the subject of the proceeding. Defines "meetings" to include board deliberations by electronic media. Expands the authority of the MMB statewide regarding procedures for the incorporation of a municipality so the board would consider requests for incorporation in all cases thereby eliminating instances where county boards would issue orders for incorporation. Removes the minimum population requirements of a township for initiation of proceeding. Amends procedures for the initiation of annexation proceedings so that a joint resolution of the city council and the town board is included. Establishes a new procedure for the "orderly annexation" within a designated area. Permits annexation by ordinance if 60% of the affected territory is bordered by a municipality and if the area to be annexed is 40 acres or less, whereas current law includes only the 60% requirement. Authorizes the MMB to adjust populations for governmental units whose boundaries are adjusted by the board. Allows the board to make adjustments in mill levy based upon the increased size of a municipality as a result of boundary adjustment proceedings. Permits the board to include the provisions of joint agreements between

political subdivisions in its orders. Delineates the criteria to be considered by the board in various kinds of proceedings in determining the decision of its final order. Effective 3-29-78.

SHADE TREE DISEASE CONTROL, Chapter 773, H.F. 2044: Amends M.S. 89.38 and 89.391 and M.S. 1977 Supplement, 18.023, Subds. 4 and 11 and 275.50, Subd. 6. Authorizes a municipality to provide subsidies to owners of property used for a homestead of more than 5 acres but less than 20 acres. Requires the commissioner of agriculture with the assistance of the Minnesota energy agency to report to the 1979 legislature on the potential uses of wood infected with shade tree disease. Removes prohibition against the distribution of certain trees purchased from the DNR by a person for replanting on land other than his own after a period of 10 years from date of purchase. Extends the authority for special levy by municipalities for purposes of sanitation and reforestation. Clarifies the utilization of appropriations for shade tree disease control. Authorizes the extension of temporary rules of the department of agriculture. Effective 4-6-78.

APPLICATION OF UNIFORM FIRE CODE, Chapter 777, H.F. 2104: Amends and repeals various Minnesota Statutes. Makes the uniform fire code applicable throughout the state and in all political subdivisions effective 7-1-79. Permits a local unit of government otherwise authorized by law to adopt or enforce an ordinance or regulation specifying requirements equal to or more stringent than the requirements of the uniform fire code under certain circumstances. Authorizes the state fire marshal to grant variances from the minimum requirements specified in the code provided application has first been made to the local governing body and has been acted upon. Provides for a program for the training of firefighters and peace officers. All hospitals, nursing homes, schools, lodging houses, hotels and places of assembly must be maintained and operated in compliance with the uniform fire code. Eliminates the annual inspection requirement of the state for lodging houses and apartment houses. Authorizes the commissioner of public safety to contract with local units of government which would perform all or part of the inspection duties of the commissioner to inspect hotels. Requires local units of government to enforce the uniform fire code in all other circumstances. Appropriates \$220,000 for fiscal year 1979 to the department of public safety to implement and administer the act. Effective 4-6-78, except section 1, subd. 4 of the act is effective 7-1-79.

FINANCIAL REPORTING OF CITIES, Chapter 787, H.F. 2292: Amends M.S. Chapter 471, by adding sections and repeals M.S. 412.281 and 412.291. Stipulates that beginning in 1979 the fiscal year for all cities will be the calendar year. Requires all cities of more than 2,500 population to make the financial report in conformity with generally accepted accounting principles. Provides a time limit for the submission of the financial statement to the state auditor. Describes the financial reporting procedure for cities of less than 2,500 population. Authorizes these cities to come under the provisions relating to cities of more than 2,500 if they so choose. Sets a time limit for submission of the financial statement to the state auditor. Provides for the publishing of the financial report of a city or a summary

of the report in a local newspaper. Provides for the enforcement of financial reporting requirements. Appropriates \$50,000 to the state planning agency for the purpose of making grants to cities for converting from a cash basis to a modified accrual basis of financial reporting and for training city clerks or chief financial officers in the methods of modified accrual basis of financial reporting. Effective 1-1-79 except for section 6 which is effective 7-1-78.

City Government

DEFINITION OF CITIES OF THE FIRST CLASS, Chapter 489, S.F. 478: Amends M.S. 410.01. Adds to the current definition of cities of the first class (those cities of more than 100,000) language that stipulates that once a city is defined to be a city of the first class, the city shall not be reclassified unless its population decreases by 25% from the census figures which last qualified the city to be a city of the first class.

VENDING MACHINE INSPECTION AND LICENSING, Chapter 502, S.F. 1431: See Agriculture.

MUNICIPAL POLICE AND FIRE CIVIL SERVICE COMMISSIONS, Chapter 585, H.F. 2248: Amends M.S. 419.02, 419.05, and 420.06. Provides that members of a police or fire or joint police and fire civil service commission shall be appointed by the city council instead of by the mayor subject to confirmation by the city council (old law). Changes qualifications for persons who may serve on a police civil service commission. Limits the commission's power to prescribe residency requirements for employment.

REPEAL OF SUNDAY-HOLIDAY LAW, Chapter 700, S.F. 757: See Transportation, Motor Vehicles and Traffic Law.

Cities of the First Class

Minneapolis

EXTENDING ASSIGNMENT OF CITY EMPLOYEES TO THE RIVERFRONT DEVELOPMENT COORDINATION BOARD, Chapter 493, S.F. 1713: New legislation stipulates that employees of the city of Minneapolis, the park and recreation board of the city, and the housing and redevelopment authority of the city shall not be bound by the restricted period of assignment or detail (24 and 36 months respectively) provided in M.S. 15.53, Subd. 2 when assigned or detailed to the riverfront development coordination board. Effective upon local approval.

CERTIFICATION PROCEDURE FOR VACANCIES IN THE CLASSIFIED SERVICE, Chapter 511, H.F. 2047: New legislation modifying the certification procedure for vacancies in the classified service of the city of Minneapolis. Directs

the civil service commission to certify the first three persons from the appropriate list of the eligible register when there is a vacancy in the classified service other than in the category of unskilled labor. The civil service commission shall also certify the first three persons in the case of vacancies to be filled by promotion. Effective upon local approval.

SET-ASIDE PROGRAM FOR SMALL BUSINESSES, Chapter 533, S.F. 1704: New legislation authorizing the city of Minneapolis and the Minneapolis HRA to establish and administer a set-aside program for awarding to small businesses up to 10% of the value of anticipated total city or authority procurement of goods and services including construction. Places a percentage limit on the amount an award may exceed the estimated price for goods and services. Authorizes a limited preference to small businesses owned and operated by socially or economically disadvantaged persons. Contains a definition section. Effective upon local approval.

MINNEAPOLIS SCHOOL BOARD, Chapter 559, H.F. 1808: See Education.

CERTAIN EMPLOYEE APPOINTMENTS, Chapter 580, H.F. 2176: Amends Laws 1961, Chapter 108, Sec. 1. Authorizes the chief of police of the city of Minneapolis to appoint a supervisor of the internal affairs unit. Effective upon local approval.

CERTAIN POSITIONS IN THE UNCLASSIFIED SERVICE OF MINNEAPOLIS, Chapter 652, H.F. 2050: Amends Laws 1969, Chapter 937, Sec. 1, Subd. 1, as amended and by adding a subdivision. Authorizes the city council to provide for up to 10 assistant positions for the aldermen. Effective upon local approval.

COMPENSATION FOR MEMBERS OF THE PARK AND RECREATION BOARD, Chapter 653, H.F. 2051: Amends Laws 1976, Chapter 181, Sec. 1. Increases the amount of compensation which may be paid to members of the park and recreation board for attending regular and committee meetings of the board from \$35 to \$50 for each meeting attended. Stipulates that a member shall not receive payment for more than 3 meetings per month. Effective upon local approval.

St. Paul

CAPITAL IMPROVEMENT BONDING PROGRAM, Chapter 788, H.F. 2341: Authorizes the city in 1980 to issue general obligation bonds for the CIB program to an amount of \$6,500,000. Stipulates maximums and limits of bond issue for 1981 and 1982 or for subsequent years. Defines the city's general obligation debt for purposes of the CIB program and bond issues. Provides that within the boundaries of a tax increment district established in the city proceeds from the sale of capital improvement bonds may be used solely for transportation purposes. Effective upon local approval.

Counties

AUTHORIZING APPOINTMENT OF COUNTY ADMINISTRATORS AND EXECUTIVE SECRETARIES, Chapter 462, S.F. 975: Amends M.S. 375.46, Subd. 1 and 375A.06, by adding a subdivision. Authorizes a county board, except St. Louis county, to appoint a county administrator without referendum. Authorizes the county board of any county to appoint and employ an executive secretary.

REVOCAION OF COUNTY HIGHWAYS, Chapter 460, H.F. 145: See Transportation, Highways.

SALE AND CONVEYANCE OF UNUSED ARMORIES, Chapter 477, S.F. 1698: Amends M.S. 193.36, Subd. 2. Authorizes the adjutant general to sell and convey an unused armory to the county in which the armory is located. Stipulates that in the event that both the municipality and the county desire to purchase the armory the municipality shall be given first priority to purchase.

PREPARATION OF PLATS IN CERTAIN COUNTIES, Chapter 499, S.F. 1116: Amends M.S. 505.08, by adding a subdivision; 505.1792, Subd. 2; and 508.47, Subd. 4. Authorizes any county having microfilm capabilities to prepare plats by photographic process. Stipulates that plat shall be labeled "Official Plat."

MEMBERSHIP ON COUNTY LIBRARY BOARDS, Chapter 624, H.F. 1851: Amends M.S. 375.33, Subd. 4. Authorizes a county board to appoint a library board of 5 or more members (old law stipulated 5 only). Provides for staggered terms so that no more than one-third of the membership terms expire each year.

REQUIRING COUNTIES TO APPOINT VETERANS SERVICE OFFICERS, Chapter 625, H.F. 1857: See General Legislation and Veterans Affairs.

TORT LIABILITY OF COUNTY AGRICULTURAL SOCIETIES, Chapter 659, H.F. 2089: See Insurance.

CLOSING AND BUSINESS HOURS FOR COUNTY OFFICES, Chapter 678, H.F. 2246: Amends M.S. 373.052 and 385.07. Stipulates that county offices shall be open for business on all business days except legal holidays, holidays established by the county board and emergency situations. Directs the county board to establish the hours during which county offices shall be open on business days. Authorizes the county board to close county offices in emergency situations. Directs that all county funds shall be deposited promptly or invested as provided by law. Stipulates that interest and profits from the funds shall be credited to the general fund of the county. Effective 3-29-78.

Counties Containing Cities of the First Class

Hennepin

LOCATIONS OF HENNEPIN COUNTY MUNICIPAL COURT, Chapter 784, S.F. 2223:
Amends M.S. 488A.01, Subd. 9. Authorizes the judges of the Hennepin county municipal court to determine, by majority vote, the northern and southern suburban locations of the court.

Ramsey

EXPENSE ALLOWANCES FOR MEMBERS OF BOARDS AND AGENCIES, Chapter 481, H.F. 935: Amends M.S. 375.47, Subd. 1. Authorizes the county board to set, by resolution, a reasonable allowance for expenses or a per diem allowance in lieu of expenses and a mileage allowance to be paid the members of boards or agencies authorized by statute and members of advisory boards or committees performing duties for all or part of the county.

RAMSEY COUNTY NURSING HOME BONDS, Chapter 484, H.F. 1793: Amends Laws 1974, Chapter 435. Provides that Ramsey county may issue up to \$4 million of general obligation bonds for acquisition and betterment of nursing home facilities in the county. Effective upon approval of Ramsey county board of commissioners and compliance with M.S. 645.021.

NAME, POWERS AND DUTIES OF THE RAMSEY COUNTY HOSPITAL AND SANITARIUM COMMISSION, Chapter 545, H.F. 1225: Amends Laws 1974, Chapter 435, Sec. 314. Changes the name of the Ramsey county hospital and sanitarium commission to the St. Paul-Ramsey medical center commission. Changes the name of the hospital to St. Paul-Ramsey medical center. Stipulates that the chief executive officer of the hospital and seven principal assistants shall serve at the pleasure of the commission. Authorizes the commission to purchase goods, materials and services directly or through political subdivisions or agencies of the state or through a nonprofit cooperative hospital service organization. Removes many obsolete provisions. Effective upon local approval.

REORGANIZING PORTIONS OF THE RAMSEY COUNTY CODE AND OTHER PROVISIONS, Chapter 743, H.F. 933: Amends various sections of Minnesota Statutes and Session Laws. Authorizes the payment for services to St. Paul's corporation counsel in prosecuting violations of laws for nonsupport and welfare. Authorizes the separate provision of paramedic services by the county and the municipalities and towns within the county. Permits reasonable charges for paramedic services. Requires the county to provide the court commissioner with suitable office and clerical help. Provides for cash over and short accounts in county imprest cash funds and cash receipt funds. Permits the county board to set the fees of the clerk of the district court, coroner and county recorder and establish a system of fees for certain services. Removes obsolete language in the code. Makes a technical revision of much of the Ramsey county code in that the code may be more easily amended. Various effective dates.

CIVIL SERVICE COMMISSION, Chapter 745, H.F. 1119: Amends Laws 1974, Chapter 435, Sec. 3.02; repeals Laws 1974, Chapter 435, Sec. 1.0208. Makes various technical changes in that portion of the Ramsey county code relating to the county civil service. Makes several changes in the unclassified service including the addition of the chief executive officer of St. Paul-Ramsey medical center and seven principal accountants and the executive secretary or principal administrative officer of the county and seven principal assistants. Abolishes the per diem and allowance for use of private automobile when on library business for library board members. Changes eligibility list for appointment in the civil service from 3 highest names to 5 highest names. Effective upon local approval.

St. Louis

ST. LOUIS COUNTY TAX SEARCH CERTIFICATES, Chapter 468, H.F. 1065: Amends Laws 1955, Chapter 633, Sec. 1, Subd. 2. Increases the fee charged by St. Louis county for a tax search certificate from one dollar to two dollars. Effective upon approval by St. Louis county board of commissioners and upon compliance with M.S. 645.021.

LIMITING THE MANNER IN WHICH COSTS TO COLLECT A JUDGMENT MAY BE DEFRAYED, Chapter 526; S.F. 1635: States that in St. Louis county the costs of collecting court ordered payments of restitution or reimbursement shall not be assessed against a recipient. Effective upon local approval.

Municipalities

TIME LIMIT FOR LOCAL IMPROVEMENTS, Chapter 518, S.F. 1285: Amends M.S. 429.021, Subd. 3; 429.041, Subd. 1; and Chapter 435, by adding a section. Stipulates that when the council or governing body authorizes a local improvement it shall let the contract for all or part of the work or order the work done by day labor or otherwise no later than 1 year after the resolution ordering the improvement has been adopted unless a different time is specifically stated in the resolution.

ADVANCE REFUNDING OF MUNICIPAL BONDS, Chapter 521, S.F. 1495: Amends M.S. 475.67. Makes numerous technical amendments to the law in order to resolve ambiguities and bring existing law into conformity with federal IRS regulations and guidelines. Permits the issuance of refunding bonds for the purpose of relieving the municipality of restrictive or burdensome covenants governing outstanding bonds. Prohibits the aggregate amount of the refunding obligations to exceed by more than 10% the aggregate principal amount of the obligations to be refunded. Permits the escrow to run to maturity instead of the first call date. Allows for the refunding of refunding bonds when a major restructuring of debt is achieved. Revises the debt service savings test consistent with other provisions of the act and eliminates the test when a major restructuring of the bond issue is achieved. Effective 3-24-78.

AUTHORIZATION TO DIVERT MONEY IN COUNTY STATE AID MUNICIPAL ACCOUNTS, Chapter 686, H.F. 2299: See Transportation, Highways.

Towns

TOWN ROADS USED AS HAUL ROADS, Chapter 474, S.F. 265: See Transportation, Highways.

LOANS TO TOWNS TO ACQUIRE TOWN HALLS, Chapter 476, S.F. 1637: Amends M.S. 1977 Supplement, 465.73. Authorizes loans to towns of up to \$100,000 directly from the farmers home administration for the purpose of constructing or acquiring town halls. Various effective dates.

CONTROL OF LEGAL ACTIONS BY TOWN BOARD OF SUPERVISORS, Chapter 497, S.F. 1959: Amends M.S. 365.10, 365.40 and 366.01, by adding a subdivision. Authorizes the town board, formerly the electors of the town, to provide for the prosecution and defense of legal actions of the town. Provides for the employment of counsel for the purpose.

PROCEDURE FOR CERTAIN TOWNS FOR LOCAL IMPROVEMENTS, SPECIAL ASSESSMENTS, Chapter 634, H.F. 1921: Amends M.S. 429.011, Subd. 2 and 2b. Authorizes the town board in certain towns to make local improvements without the approval of the town electors at the annual meeting or special meeting when all of the owners of the land which would be benefited petition for the improvement. Changes the definition of an urban town contained in M.S. 429.011, Subd. 2, to a town as defined in M.S. 368.01. Effective 3-29-78.

RETIREMENT

PUBLIC EMPLOYEES' RETIREMENT, Chapter 471, H.F. 1860: Amends M.S. Chapter 353. Increases from \$150 to \$250 the amount above which an elected official must earn before he is included in PERA, as of 3-1-78. Adjusts monthly payment schedules for recipients of annuities and survivor and disability benefits so that payments will begin in the month after eligibility and will terminate in the month that eligibility ends. Provides that a monthly payment will go to a spouse if a member dies before negotiating a benefit check. Effective 12-1-77.

METROPOLITAN TRANSIT COMMISSION PENSIONS, Chapter 538, S.F. 1985: Amends various Minnesota Statutes. Relates to transit operating division of the metropolitan transit commission. Transfers pension coverage to the Minnesota state retirement system. Terminates the metropolitan transit commission transit operating division employees retirement fund. Removes the ability to collectively bargain over pension benefits.

TEACHERS' RETIREMENT, Chapter 556, H.F. 1770: Amends M.S. 1977 Supplement, 354.05, Subd. 2. Amends definition of teacher for purposes of pension benefit eligibility. Excludes certain part-time teachers who contribute to individual retirement accounts. Effective 3-24-78.

PUBLIC PENSIONS, Chapter 562, H.F. 1858: Amends various Minnesota Statutes. Clarifies various ambiguous provisions in laws relating to firefighters' relief associations, the Minnesota state retirement system, the highway patrolmen's retirement fund, police relief associations and volunteer firefighters' associations. Removes various obsolete gender references. Effective 3-24-78.

POLICE AND FIRE FUND, Chapter 563, H.F. 1864: Amends various Minnesota Statutes. Provides for biennial local police and paid fire fund actuarial valuations. Requires conformance with these valuation requirements before police and fire state aids may be distributed. Prescribes contents of actuarial valuations and experience studies. Various effective dates.

JUDGES' RETIREMENT, Chapter 626, H.F. 1865: Amends M.S. 490.12, Subd. 4 and 490.124, Subds. 1 and 12. Permits judges to earn retirement credits for fractional years of service. Permits refundments of contributions to certain judges or their surviving spouses. Effective 3-29-78.

HIGHWAY PATROLMEN'S RETIREMENT FUND, Chapter 646, H.F. 2023: Amends M.S. 352B.02, Subd. 1 and 352B.11, Subd. 2. Reduces employee contributions from 8% to 7% of payroll. Adjusts survivors' benefits payments. Various effective dates.

MANDATORY RETIREMENT, Chapter 649, H.F. 2041: See Labor-Management Relations.

ADJUSTMENT OF BENEFITS, Chapter 665, H.F. 2163: Amends M.S. Chapter 356 by adding a section. Extends to disability retirees or their survivors the same post-retirement benefit adjustments given to other retirees in recent legislation. Provides that payment of post-retirement benefits for those persons shall be pursuant to laws governing the Minnesota adjustable fixed benefit fund. Effective 7-1-78.

ALLOWABLE ADMINISTRATIVE EXPENSES, Chapter 690, H.F. 2332: Amends various Minnesota Statutes. Relates to local police, salaried fire-fighters and volunteer firefighters relief associations. Specifies allowable administrative expenses. Effective 3-29-78.

EXCLUSION FROM PUBLIC PENSION COVERAGE, Chapter 720, H.F. 1859: Amends various Minnesota Statutes. Provides for an exclusion from public pension coverage for those persons covered by federal comprehensive employment and training act (CETA) programs in compliance with federal regulations. Establishes reserve accounts for certain provisional members covered by CETA programs. Increases highway patrol officers survivor benefits. Provides a post-retirement adjustment for certain former probate judges. Authorizes purchase of prior service credit by certain tax court judges. Effective 3-30-78.

SAVINGS ASSOCIATIONS, IRA ACCOUNTS, Chapter 748, H.F. 1520: See Financial Institutions.

UNIVERSITY OF MINNESOTA PEACE OFFICERS, Chapter 774, H.F. 2093: Transfers pension coverage for university of Minnesota peace officers to the public employees police and fire fund. Terminates the university of Minnesota police department retirement plan and fund. Requires additional employer contributions from the university of Minnesota. Transfers assets and records. Effective 7-1-78.

RETIREMENT FUNDS, Chapter 781, H.F. 2160: Amends various Minnesota Statutes. Relates to various retirement funds. Places a general limitation on public retirement annuities. Requires a study and report on the use of overtime pay to inflate final salaries for pension benefit computation purposes. Defines the term "special teacher" for purposes of the correctional employees' plan. Provides a proportionate annuity in certain instances. Repeals a limitation on the average salary used for computing annuities. Discontinues the variable annuity program for teachers. Modifies early retirement ages and reduction factors. Increases employee contributions in the teachers' retirement fund. Various effective dates.

MISCELLANEOUS, Chapter 796, H.F. 1861: Amends various Minnesota Statutes. Makes miscellaneous amendments to public pension laws. Makes administrative amendments to the public employees' retirement law. Reduces from 5% to 3% the rate of deferred annuity augmentation for all public pension funds. Reduces the vesting period for legislator pensions from 8 years to 6 years, reduces certain pension benefits, and increases legislator contributions for the legislative retirement plan. Improves benefits and increases contributions for constitutional officers. Various effective dates.

TAXES

DEFINITION OF COMMON CARRIERS AS RETAILERS, Chapter 539, S.F. 2078:
Amends M.S. 297A.211. Provides that the sales tax paid by bus companies on the purchase of buses and equipment in Minnesota for use in interstate commerce will be prorated on the basis of miles traveled in Minnesota compared to total mileage. This is the same method of sales tax computation that is used for common carriers. Effective 3-24-78.

CERTIFICATE OF VALUE FILING REQUIREMENTS, Chapter 567, H.F. 1923:
Amends M.S. 272.115, Subds. 1 and 4. Clarifies a 1977 law which was ambiguous about filing requirements. Provides that a certificate of value needs to be filed on any real estate sold on or after 1-1-78. Effective for property sold 1-1-78 and thereafter.

DELAYED ASSESSMENT ON REHABILITATION PROJECTS, Chapter 620, H.F. 1803:
Amends M.S. 273.11. Provides that, for purposes of property taxation, the increase in assessed valuation due to the substantial rehabilitation of a qualifying apartment building is deferred for 5 years. Effective for taxes levied in 1978 payable in 1979 and thereafter but shall expire for taxes levied 1983 payable 1984; provided that full 5-year deferment will continue for apartments which qualify prior to 1983.

INFORMATION ON TAX RETURNS OF LIQUOR LICENSE APPLICANTS, Chapter 621, H.F. 1806: Amends M.S. Chapters 290 and 297A. Requires the commissioner of revenue to certify to a county or municipality, at their request, whether or not an applicant for a liquor license owed any delinquent state taxes. Effective 7-1-78.

TAX COURT, Chapter 672, H.F. 2218: See Judiciary.

PER CAPITA LEVY LIMITATION EXEMPTION, Chapter 719, S.F. 1891: Amends M.S. 275.11. Exempts any city from the per capita levy limitation if it contains a 500 megawatt or larger electric generating plant. Effective for property taxes levied in 1978 and thereafter, payable in 1979 and thereafter.

OMNIBUS TAX BILL, Chapter 721, H.F. 2250: Amends M.S. Chapters 290, 290A, 297A and 298.

Article I: Sales Tax Exemption on Home Heating Fuels

Amends the sales tax law to provide a complete exemption from sales taxes on fuel oil, coal, wood, steam, propane gas, and LP gas used for residential purposes. Removes the sales tax from sale of natural gas or electricity if natural gas or electricity is used to heat the home for the billing months of November, December, January, February, March and April.

Article II: Increase in Personal and Dependent Credits

Provides an increase in the general personal credit of \$10. Increases the general personal credit to \$40 for 1978 while seniors, the blind and the deaf will receive \$60. Adjusts the filing requirements for individuals due to the change in personal and dependent credits.

Article III: Homemaker Credit

Provides a new individual income tax credit of \$50 if either the taxpayer or his spouse devotes his time to maintaining a household and caring for his child, who is under the age of 13, rather than being employed. The combined federal adjusted gross income of the taxpayer and his spouse must be less than \$25,000 in order for the taxpayer to qualify for this credit.

Article IV: Reduction in Individual Income Tax Rates

Reduces the income tax rates which are applicable to levels of taxable income in excess of \$25,000 as shown below.

<u>Present</u>		<u>Proposed</u>	
<u>Income Range</u>	<u>Percent</u>	<u>Income Range</u>	<u>Percent</u>
\$20,000 - 25,000	15%	\$20,000 - 27,500	15%
25,000 - 35,000	16%	27,500 - 40,000	16%
35,000 - 50,000	17%	Over 40,000	17%
Over 50,000	18%		

Article V: Repeal of Employer's Excise Tax

Repeals the employer's excise, or "payroll" tax. This tax is levied on all payrolls in excess of \$250,000 per year, at a rate of two mills. The repeal is effective for wages paid after 6-30-78.

Article VI: Pension Income Exemption

Provides an exemption for the first \$7,200 of pension income from private sources to provide equal treatment for private and public pension income. The \$7,200 exemption is reduced by social security, railroad retirement benefits, and the amount by which the individual's federal adjusted gross income exceeds \$13,000.

Article VII: Tax Credit for Members of National Guard

Provides a \$140 tax credit against income taxes due from a member of the national guard who is in the rank of captain or below.

Article VIII: Low Income Credit

Provides for an expansion of the low income credit which currently exists in Minnesota law. The provisions for full tax forgiveness are expanded as follows:

	<u>Current</u>	<u>Proposed</u>
Single claimants from	\$ 4,400 to	\$ 4,800
Claimant with 1 dependent from	\$ 5,200 to	\$ 5,800
Claimant with 2 dependents from	\$ 6,000 to	\$ 6,900
Claimant with 3 dependents from	\$ 6,700 to	\$ 7,800
Claimant with 4 dependents from	\$ 7,300 to	\$ 8,400
Claimant with 5 or more dependents from	\$ 7,800 to	\$ 8,900

This article also instructs the commissioner of revenue to construct alternative tax tables so that it will be easier for people to apply for and receive this credit.

Article IX: Miscellaneous

Makes the carryforward allowed for feedlot pollution control equipment retro-active. It would allow claims to go back to taxable 1974.

Increases the size of a homestead which qualifies for the property tax credit or "circuit breaker", from 1 acre to 10 acres, effective for claims based on rent paid in 1979 and property taxes payable in 1979 and thereafter.

Shifts a portion of the proceeds from the taconite tax in the taconite municipal aid account to the range association of municipalities and schools.

Provides that, in the event that the taconite property tax account is not funded sufficiently to pay the full taconite property tax relief, the amount necessary to pay it will be appropriated from the northeast Minnesota economic protection fund.

DEPARTMENT OF REVENUE INHERITANCE TAX BILL, Chapter 741, H.F. 551: Amends various sections of M.S. Chapters 291 and 524. Provides a method of taxation when a surviving joint tenant makes an informal distribution of joint assets. Clarifies marital exemption provision dealing with deduction from estate containing out-of-state property. Makes the non-resident estate deduction for property taxes the same as the resident estate deduction. Codifies the 12-month time period for filing an inheritance tax return. Clarifies the 5-year extension time period for payment of inheritance tax by taxpayers owing at least \$5,000. Provides for abatement of penalties if there has been reasonable cause for delay. Provides that if the method of collection by affidavit is used, the taxpayer shall submit a copy of the affidavit to the commissioner of revenue, which then exempts the transfer agent from the provisions of 291.20 which require the consent of the commissioner to transfers of decedent's stock. Corrects references to probate code provisions.

APPEAL PROCEDURES ON SPECIAL ASSESSMENTS, Chapter 749, H.F. 1726:
Amends M.S. 278.01 and 429.081. Establishes the appeal procedures set forth in M.S. 429.081 as the exclusive method for appealing special assessments and increases time for appeal from 20 to 30 days. Effective 4-6-78, but does not apply to any appeal filed prior to that date.

DEPARTMENT OF REVENUE LITIGATION BILL, Chapter 756, H.F. 1805: Amends M.S. 273.19 and Chapter 275. Provides that property which belongs to the United States and which is leased for a term of 3 or more years shall, for tax purposes, be considered as belonging to the person holding the lease. Limits the assessment and taxation of certain leased property. Above provisions effective for taxes levied in 1978, payable in 1979 and thereafter. Retroactively provides that the supplementary additional tax on taconite and iron sulphide be an "in lieu of" property tax for iron ore concentrate produced in calendar years 1975 and 1976.

DEPARTMENT OF REVENUE HOUSEKEEPING BILL, Chapter 766, H.F. 1915: Amends various Minnesota Statutes. Provides that the commissioner's orders relating to apportioning the property tax levy between portions of a taxing district lying in two or more counties be issued on or before November 15. Authorizes the commissioner to prepare new income tax tables. Restricts the deduction for tuition and transportation expenses in computing income tax by excluding expenses incurred in connection with extracurricular activities. Provides that assessors must furnish a copy of the field card to a homeowner at the homeowner's request and at his expense. Picks up the federal restriction on charitable deductions of property placed in trust. Allows the commissioner to require a schedule of items used to compute federal income tax, or a copy of the taxpayer's federal return, if it is necessary to audit a taxpayer's state return. Requires employers to file with the commissioner a withholding application on or before due date of his first withholding payment. Provides that if a person is disabled prior to June 1, but dies before June 1, surviving spouse or dependent may claim the greater property tax refund based on the disabled status. Defines acreage eligible for homestead exemption for inheritance tax purposes as 120 acres; equalizes treatment of homesteads in probate and nonprobate estates. Changes gift tax rates and credits for a deceased daughter's husband. Increases interest rate on gift tax refunds from 3% to 6%. Alters the classification of alcoholic beverages for tax purposes to conform to the federal definitions. Provides that the commissioner annually determines if the metropolitan council's levy is within its statutory levy limit. Repeals deduction for alimony for income tax purposes and repeals the requirement of sending receipts for inheritance tax payments. Various effective dates.

DEPARTMENT OF REVENUE TECHNICAL BILL, Chapter 767, H.F. 1916: Amends various Minnesota Statutes. Clarifies the use of sales ratio studies in court proceedings. Requires that any forms or applications filed with the commissioner include a social security number or taxpayer identification number. Provides a procedure for handling abatements on property which qualifies for the property tax refund. Provides a uniform appeal and demand period by increasing the demand period to 60 days. Recodifies

the classification of homesteaded resort property by creating a new class 3a property. Clarifies that if one unit of a duplex is owner occupied, homestead benefits are extended to entire property. Increases size of family farm which qualifies for homestead treatment from 120 to 160 acres. Codifies a special levy for computer van program in M.S. 275.50. Provides levy limit base adjustments for volunteer firemen's pensions, administrative costs of public assistance programs and for certain taconite production tax distributions. Defines resident estate and resident trust for income tax purposes. Provides apportionment in computing minimum tax on preference items. Allows a carryback period for out-of-state losses. Provides that car dealers purchasing cars other than the brand they carry shall be subject to the motor vehicle excise tax on such purchases. Clarifies the procedure for determining if a city's taconite municipal aids should be reduced. Allows commissioner to furnish mining data to the county assessors. Delays effective date of estate and trust income allocation provisions to taxable years beginning after 12-31-78. Various effective dates.

TRANSPORTATION

RAIL USER LOAN GUARANTEE PROGRAM, Chapter 667, H.F. 2192: Amends M.S. 222.50 and 474.02. Establishes a rail user loan guarantee account with an appropriation from the rail service improvement account of \$500,000. Authorizes the commissioner of transportation to insure loans made by financial institutions or political subdivisions to finance contracts for rail rehabilitation. Provides for the filing of claims with the commissioner upon default of such loans, and the payment of the unpaid principal plus 6% interest. Restricts total insurance outstanding at any time to ten times the current balance in the loan guarantee account. Allows rural development financing authorities and counties to use the proceeds of revenue bonds to provide loans to rail users for rail rehabilitation. Allows the commissioner to approve grants from the rail service improvement account to pay the local share of rail projects under the federal railroad revitalization and regulatory reform act of 1976, provided that the grant does not exceed the total state tax revenue derived from the project rail line in its last year of operation. Authorizes one additional unclassified position in the department of transportation and appropriates an additional \$25,000 from the rail service improvement account channeled through the trunk highway fund for administration of the loan guarantee fund, subject to the approval of the governor after consultation with the legislative advisory commission. Effective 3-29-78.

DRIVING WHILE INTOXICATED, Chapter 727, S.F. 804: See Criminal Justice.

Aeronautics

AIRPORT ZONING REGULATIONS, Chapter 654, H.F. 2052: Amends M.S. 360.062 and 360.066. Requires airport zoning authorities in adopting zoning regulations and the commissioner of transportation in adopting minimum standards defining airport hazard areas to consider airport location and existing land use around the airport. Requires such standards and local zoning provisions to distinguish between prospective and existing land uses, and to avoid the elimination or reclassification of existing uses to the extent safety allows. Prohibits such standards and provisions from classifying any low density residential structures or lots existing in a residential neighborhood as of 1-1-78 as a nonconforming use. Allows classification of such structures and lots as airport hazards if justified by safety considerations and consistent with state airport zoning standards. Requires acquisition or alteration at public expense for any such structures or lots classified as airport hazards. Directs the commissioner's standards to conform with the act within nine months of enactment. Effective 3-29-78.

VARIOUS AERONAUTICS PROVISIONS, Chapter 660, H.F. 2111: Amends various Minnesota Statutes. Allows the department of transportation to charge municipalities for any engineering and other technical services provided by the department. Allows municipalities to relocate air navigation facilities, structures and other property located at an airport it owns or formerly owned to another public airport or to acquire such property for the purpose of assisting in its relocation. Allows the department to pay a portion of such acquisition or moving costs. Increases the number of secondary system airports in the state from 70 to 90 and changes the name of the system to "intermediate system". Decreases the number of airports in the landing strip system from 85 to 65. Effective 3-29-78.

Driver Licensing

OPERATION OF FIRE EQUIPMENT ON CLASS C LICENSE, Chapter 479, S.F. 1802: Amends M.S. 171.02, Subd. 2. Makes a class C drivers license sufficient for the operation by a tillerman of the rear portion of a midmount aerial ladder fire truck.

DRIVER LICENSING AND MULTI-USE TRAILS IN WASHINGTON COUNTY, Chapter 628, H.F. 1878: Allows the commissioner of public safety to appoint an agent to assist the clerk of district court in Washington county in accepting driver license applications, if the clerk fails to appoint an agent upon request of the commissioner. Prohibits any state agency from building, or acquiring land for, a multi-use trail along abandoned rail right-of-way along the St. Croix river in Washington county until a comprehensive plan for the project has been completed by the department of natural resources. Effective 3-29-78.

REINSTATEMENT OF NON-RESIDENT DRIVING PRIVILEGES, Chapter 783, H.F. 2188: Amends various Minnesota Statutes. Authorizes the commissioner of public safety to enter into agreements with other states to allow the release of non-residents upon personal recognizance following their arrest for a motor vehicle violation. Prohibits release of non-residents upon personal recognizance if their arrest is for an offense which would require immediate appearance before a magistrate by a Minnesota resident, or if it is for a vehicle weight limit violation, a violation of a law governing transportation of hazardous materials, driving without a license, or an offense which would result in a license revocation. Provides for the automatic reinstatement of a non-resident's revoked driving privileges in Minnesota when the non-resident has complied with the drivers license sanctions imposed by his own state. Requires the commissioner to notify a foreign state which has suspended or revoked a Minnesota resident's driving privileges when the resident has complied with license sanctions imposed by Minnesota.

Highways

REVOCAION OF COUNTY HIGHWAYS, Chapter 460, H.F. 145: Amends M.S. 163.11. Requires county boards intending to revoke a county highway that would revert to a town to hold a hearing in the affected town, and give 30 days notice thereof.

UPDATING OF TRUNK HIGHWAY DESCRIPTIONS, Chapter 472, H.F. 1879: Amends M.S. 161.115. Removes four obsolete road descriptions from the trunk highway system, and corrects one statutory description.

TOWN ROADS USED AS HAUL ROADS, Chapter 474, S.F. 265: Requires political subdivisions using town roads as haul roads for hauling road building material to restore the town road to its previous condition after such use. Requires road contracts entered into between political subdivisions and contractors which contemplate the use of a town road as a haul road to require the contractor to assume liability for any needed restoration of the road. Effective 7-1-78.

DESIGNATION OF GREAT RIVER ROAD, Chapter 495, S.F. 1758: Amends M.S. 161.142 and 161.148 and repeals M.S. 161.148, Subd. 4. Allows non-trunk highways to be part of the great river road. Allows the commissioner of transportation to designate the route of the road and alternate routes and to distribute federal aid for expenditure on the road to other state agencies, public corporations or political subdivisions. Makes the commissioner's designations subject to approval by the Mississippi river parkway commission, and by local authorities in the case of local roads. Allows funds to be spent on alternate routes only when a surplus of federal aid for the purpose exists or where it is provided by agreement with the federal government. Effective 3-17-78.

CARTWAYS IN UNORGANIZED AREAS, Chapter 551, H.F. 1604: Amends M.S. 164.08. Provides, in the law directing town boards to establish cartways upon petition by a landowner to provide access to a public road, that in unorganized territory the county board shall act as the town board.

ROUTE OF I-94 IN WASHINGTON COUNTY, Chapter 569, H.F. 1965: Directs the commissioner of transportation to construct that portion of Interstate 94 from the I-494-694 intersection to the Wisconsin border along the present alignment of T.H. 12, acquiring only such additional land as is needed to comply with federal design standards.

FENCES ON TRUNK HIGHWAY RIGHT OF WAY, Chapter 656, H.F. 2067: Allows the commissioner of transportation to grant permits for the erection of agricultural fences on trunk highway right of way in Zumbrota township in Goodhue county. Sets conditions for such permits and allows their revocation.

AUTHORIZATION TO DIVERT MONEY IN COUNTY STATE AID MUNICIPAL ACCOUNTS, Chapter 686, H.F. 2299: Amends M.S. 161.082 and 162.08. Allows the commissioner of transportation to authorize a county to expend funds in its municipal account on county state aid (CSA) highways outside cities

of under 5,000. Requires the county to hold a hearing on such expenditure. Allows the commissioner to authorize the expenditure if no affected city objects. Provides that if an objection is filed by an affected city citing a CSA highway within its limits needing improvement, the commissioner may authorize the expenditure if he determines the cited highway is not deficient, or has already been programmed for improvement by the county, or cannot be programmed for reasons beyond the county's control. Allows such expenditures only from accumulated and current year CSA allocations.

Allows up to 90% of the cost of a qualifying town bridge structure to be paid from the town bridge account. Allows bridges of ten feet or more in length to qualify for assistance. Removes requirement of review of town bridge account expenditures by regional development commissions and the metropolitan council.

REMOVAL OF ST. PAUL FREEWAY MORATORIUM, Chapter 740, H.F. 544: Amends various Minnesota Statutes. Repeals the authority of the commissioner of transportation to add a route from T.H. 3 to Maryland avenue in St. Paul to the trunk highway system. Provides that the statutory description of Interstate 35 does not include any portion of the Pleasant avenue corridor in St. Paul (West Seventh street to Kellogg boulevard), any connection between that corridor and Interstate 94, or any part of T.H. 3 from T.H. 110 in Dakota county to East Seventh street in St. Paul. Removes the prohibition on construction along the Pleasant avenue corridor and authorizes the commissioner of transportation to construct a four-lane limited-access parkway along the corridor, connected to Interstate 94 by any roadway other than a controlled-access highway. Directs the metropolitan council to prepare, pursuant to an agreement with the commissioner, a draft environmental impact statement covering all options for the corridor by 9-1-79. Prohibits the commissioner from adding any new traffic lanes on T.H. 3 from T.H. 110 to East Seventh street. Effective 4-6-78.

Motor Vehicles and Traffic Law

EXCHANGE OF INFORMATION AFTER ACCIDENTS, Chapter 461, S.F. 417: Amends M.S. 169.09, Subds. 3 and 14. Requires the exchange of insurance information following a motor vehicle accident within 72 hours of the accident if not done at the accident scene. Makes violation a petty misdemeanor.

VARIOUS TRAFFIC LAW PROVISIONS, Chapter 494, S.F. 1754: Amends various Minnesota Statutes. Allows the commissioner of public safety to designate as an authorized emergency vehicle any vehicle needed to preserve life, property or the execution of emergency government functions. Allows wreckers on their way to an accident or disabled vehicle to use emergency crossovers on controlled access highways. Allows the commissioner to approve motor vehicle equipment on the basis of American association of motor vehicle administrators tests. Prohibits the use on vehicles of

illumination devices approved by the commissioner which do not bear a trademark or name and model designation. Makes emergency reflective triangles a lawful type of emergency signal equipment for vehicles required to carry such equipment. Extends the requirement to all motor vehicles or combinations with a gross weight of over 10,000 lbs. Requires such triangles to be of a type approved by the commissioner. Repeals the law prohibiting the operation of vehicles which have been modified in violation of the commissioner's rules and removes the commissioner's rulemaking authority on this subject.

MUDFLAPS NOT REQUIRED ON MILITARY VEHICLES, Chapter 498, S.F. 1096:
Amends M.S. 169.733. Exempts U.S. military vehicles from the law requiring mudflaps on trucks and trailers.

MOTOR VEHICLE DEALER BONDS, Chapter 570, H.F. 1966: Amends various Minnesota Statutes. Provides that motor vehicle dealer surety bonds are for the benefit of transferors and sellers of motor vehicles as well as purchasers. Makes the issuance by the department of public safety of nontransferable certificates of title to applicants from whom a transferable title has been withheld optional rather than mandatory. Excludes from the definition of "bus" in the driver licensing chapter, vehicles used for personal or family use and designed for 10-14 passengers. Effective 3-24-78.

TURN SIGNAL REQUIREMENTS, Chapter 587, H.F. 2298: Amends M.S. 169.19. Requires the use of turn signals before any vehicle makes a right or left turn or other movement from a direct course, without regard to whether another vehicle may be affected. Deletes the requirement that the horn be sounded prior to a turn if any pedestrian will be affected by the turn. Effective 3-24-78.

VARIOUS MOTOR VEHICLE PROVISIONS, Chapter 613, H.F. 1605: Amends various Minnesota Statutes. Allows license plates on all motor vehicles under 27,000 lbs. to be displayed earlier than February 15 of the license year. Makes tax on all vehicles registered from March 1 to the last day of February due on March 1 and payable on the previous November 15. Allows only those ambulances and other vehicles which are vehicles of a licensed land emergency service to be considered as ambulances within the definition of "authorized emergency vehicle" in the highway traffic chapter.

PENALTY FOR FAILURE TO STOP FOR SCHOOL BUS, Chapter 629, H.F. 1884:
Amends M.S. 169.44. Makes failure to stop for a school bus when required by law a misdemeanor.

PERSONALIZED LICENSE PLATE ISSUANCE, Chapter 636, H.F. 1967: Amends M.S. 168.12. Allows personalized license plates to be issued for passenger cars, station wagons, vans, pickup trucks under 9,000 lbs. and for self-propelled recreational vehicles. Prohibits use of any personalized license plate for commercial purposes.

POSSESSION OF TRAFFIC SIGNS, Chapter 638, H.F. 1976: Amends M.S. 169.08. Prohibits possession of official traffic control devices and railroad signs and signals without lawful authority. Exempts from prosecution for such possession persons who voluntarily notify law enforcement agencies of such possession and return the device within 10 days of gaining possession.

MOTOR VEHICLE CERTIFICATES OF TITLE, Chapter 655, H.F. 2066: See Commerce and Economic Development.

AVAILABILITY OF ACCIDENT REPORTS, Chapter 679, H.F. 2256: Amends M.S. 160.09. Allows information in accident reports filed with the department of public safety to be made available to the department of transportation and appropriate federal and local agencies. Provides that such information shall be used only for accident prevention purposes and that it shall not be subject to legal discovery from any agency other than the department of public safety. Provides that the identity of persons involved in such accidents shall not be revealed.

REPEAL OF SUNDAY-HOLIDAY LAW, Chapter 700, S.F. 757: Amends M.S. 221.221 and repeals various sections. Repeals the "Sunday holiday law" which prohibited the operation of commercial trucks (with certain exceptions) within 35 miles of a first class city between 9 a.m. and midnight on Sundays and holidays between Memorial day and the second Sunday in September. Gives employees of the department of transportation police officer powers to enforce the law regulating local cartage carriers. Effective 3-29-78.

BICYCLE EQUIPMENT AND OPERATION, Chapter 739, H.F. 474: Amends various Minnesota Statutes. Includes bicycles within the definition of "vehicles" in the highway traffic chapter. Excludes sidewalks and shoulders from that portion of a highway defined as "roadway" even when used by bicycles. Prohibits motor vehicles from operating in a bicycle lane on a roadway except to park, prepare for a turn or enter or leave the highway. Requires motor vehicle operators crossing a bicycle lane to move into the lane prior to the turn and, while turning, yield the right of way to any vehicle close enough to constitute a hazard. Allows bicyclists to signal a right turn with an extended right arm. Deletes the provision allowing bicyclists to ride on the left side of a one-way street, except that such travel is allowed preparatory to a turn. Allows local authorities to prohibit the operation and parking of bicycles on sidewalks. Requires all new bicycles to have reflectors meeting federal standards. Allows road authorities to exempt participants in special bicycle events from compliance with regular traffic laws under certain conditions. Prohibits opening motor vehicle doors into traffic unless it is safe to do so and does not interfere with traffic, and prohibits keeping doors open into traffic longer than is needed to load or unload passengers.

WHEELCHAIR SECUREMENT DEVICES, Chapter 752, H.F. 1744: Requires all vehicles operated by persons, firms, agencies and political subdivisions engaged in transporting persons in wheelchairs and used for such transportation to be equipped with wheelchair securement devices approved by the

commissioner of public safety. Exempts school buses under the regulatory authority of the department of education. Requires such devices to prevent forward, backward and lateral wheelchair movement while the vehicle is in motion, and to attach to the wheelchair frame without damaging it. Requires devices to be maintained in working order. Requires all such vehicles to be inspected annually by the highway patrol for compliance with the law, and makes passing the inspection a prerequisite to eligibility for public grants and licensing of a transportation service. Requires such vehicles to carry only as many wheelchairs as it has securement devices, and requires all wheelchairs to be secured before the vehicle is set in motion. Requires all such vehicles to be equipped with approved seat belts to be used only for securing the wheelchair occupant and not the wheelchair. Makes evidence of the installation or non-installation of securement devices, or faulty installation or maintenance, or their use or non-use, admissible in any litigation involving injury or property damage in an accident involving an equipped vehicle. Makes violation a misdemeanor. Authorizes the commissioner to promulgate rules containing standards for securement devices by 7-1-79. Effective 4-6-78.

CROSS REFERENCE BY CHAPTER NUMBER

CHAPTER	HOUSE OR SENATE FILE	SUBJECT AREA
456	H.F. 1500	Elections
457	S.F. 686	Local Government
458	H.F. 1792	Local Bill, Not Summarized
459	H.F. 1761	Local Bill, Not Summarized
460	H.F. 145	Transportation, Highways
461	S.F. 417	Transportation, Motor Vehicles and Traffic Law
462	S.F. 975	Local Government, Counties
463	H.F. 404	Elections
464	S.F. 682	Commerce and Economic Development
465	S.F. 698	Insurance
466	S.F. 1004	Local Government
467	S.F. 1178	Local Bill, Not Summarized
468	H.F. 1065	Local Government, Counties Containing Cities of the First Class, St. Louis
469	H.F. 1180	Financial Institutions
470	H.F. 356	Insurance
471	H.F. 1860	Retirement
472	H.F. 1879	Transportation, Highways
473	H.F. 1882	Commerce and Economic Development
474	S.F. 265	Transportation, Highways
475	S.F. 1613	Judiciary
476	S.F. 1637	Local Government, Towns
477	S.F. 1698	Local Government, Counties
478	S.F. 1787	General Legislation and Veterans Affairs
479	S.F. 1802	Transportation, Driver Licensing
480	H.F. 1103	Governmental Operations
481	H.F. 935	Local Government, Counties Containing Cities of the First Class, Ramsey
482	H.F. 1095	Health and Welfare, Health, Administration
483	H.F. 1728	Commerce and Economic Development
484	H.F. 1793	Local Government, Counties Containing Cities of the First Class, Ramsey
485	H.F. 1834	Labor-Management Relations
486	H.F. 1936	Local Bill, Not Summarized
487	H.F. 2283	Governmental Operations
488	H.F. 2312	Local Bill, Not Summarized
489	S.F. 478	Local Government, City Government
490	S.F. 1607	Labor-Management Relations
491	S.F. 1617	Judiciary

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492	S.F. 1699	Local Bill, Not Summarized
493	S.F. 1713	Local Government, Cities of the First Class, Minneapolis
494	S.F. 1754	Transportation, Motor Vehicles and Traffic Law
495	S.F. 1758	Transportation, Highways
496	S.F. 1951	Judiciary
497	S.F. 1959	Local Government, Towns
498	S.F. 1096	Transportation, Motor Vehicles and Traffic Law
499	S.F. 1116	Local Government, Counties
500	S.F. 1194	Commerce and Economic Development
501	S.F. 1206	Insurance
502	S.F. 1431	Agriculture
503	S.F. 1547	Local Bill, Not Summarized
504	S.F. 1603	Local Bill, Not Summarized
505	S.F. 1664	Agriculture
506	S.F. 1955	Commerce and Economic Development
507	H.F. 405	General Legislation and Veterans Affairs
508	S.F. 2236	Health and Welfare, Welfare, Services
509	S.F. 2342	Local Bill, Not Summarized
510	S.F. 336	Governmental Operations
511	H.F. 2047	Local Government, Cities of the First Class, Minneapolis
512	S.F. 194	Criminal Justice
513	H.F. 838	Environment and Natural Resources
514	S.F. 403	Governmental Operations
515	S.F. 997	General Legislation and Veterans Affairs
516	S.F. 1229	Commerce and Economic Development
517	S.F. 1282	Health and Welfare, Health, Administration
518	S.F. 1285	Local Government, Municipalities
519	S.F. 1425	Judiciary
520	S.F. 1446	Governmental Operations
521	S.F. 1495	Local Government, Municipalities
522	S.F. 1510	Health and Welfare, Social Services, Administration
523	S.F. 1602	Health and Welfare, Social Services, Administration
524	S.F. 1612	Insurance
525	S.F. 1616	Judiciary
526	S.F. 1635	Local Government, Counties Containing Cities of the First Class, St. Louis
527	S.F. 1636	Local Bill, Not Summarized

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529	S.F. 1662	Financial Institutions
530	S.F. 1684	Governmental Operations
531	S.F. 1690	Local Government
532	S.F. 1693	General Legislation and Veterans Affairs
533	S.F. 1704	Local Government, Cities of the First Class, Minneapolis
534	S.F. 1727	Environment and Natural Resources
535	S.F. 1743	Environment and Natural Resources
536	S.F. 1752	Health and Welfare, Health, Administration
537	S.F. 1830	Commerce and Economic Development
538	S.F. 1985	Retirement
539	S.F. 2078	Taxes
540	S.F. 2183	Judiciary
541	S.F. 2316	Local Government
542	H.F. 267	Health and Welfare, Health, Services
543	H.F. 807	Local Government
544	H.F. 842	Financial Institutions
545	H.F. 1225	Local Government, Counties Containing Cities of the First Class, Ramsey
546	H.F. 1286	Education
547	H.F. 1297	Environment and Natural Resources
548	H.F. 1416	General Legislation and Veterans Affairs
549	H.F. 1442	Commerce and Economic Development
550	H.F. 1447	Education
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552	H.F. 1612	General Legislation and Veterans Affairs
553	H.F. 1665	Judiciary
554	H.F. 1713	General Legislation and Veterans Affairs
555	H.F. 1766	Local Bill, Not Summarized
556	H.F. 1770	Retirement
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558	H.F. 1799	Local Bill, Not Summarized
559	H.F. 1808	Education
560	H.F. 1826	Health and Welfare, Welfare
561	H.F. 1833	Higher Education
562	H.F. 1858	Retirement
563	H.F. 1864	Retirement
564	H.F. 1870	Health and Welfare, Health, Administration
565	H.F. 1873	Local Bill, Not Summarized
566	H.F. 1909	General Legislation and Veterans Affairs
567	H.F. 1923	Taxes

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569	H.F. 1965	Transportation, Highways
570	H.F. 1966	Transportation, Motor Vehicles and Traffic Law
571	H.F. 2005	Insurance
572	H.F. 2010	Local Government
573	H.F. 2014	Environment and Natural Resources
574	H.F. 2020	Labor-Management Relations, Workers' Compensation
575	H.F. 2048	Local Government
576	H.F. 2068	Local Bill, Not Summarized
577	H.F. 2075	Commerce and Economic Development
578	H.F. 2081	Education
579	H.F. 2155	Local Bill, Not Summarized
580	H.F. 2176	Local Government, Cities of the First Class, Minneapolis
581	H.F. 2204	Education
582	H.F. 2214	Insurance
583	H.F. 2233	Governmental Operations
584	H.F. 2242	Local Bill, Not Summarized
585	H.F. 2248	Local Government, City Government
586	H.F. 2291	Labor-Management Relations
587	H.F. 2298	Transportation, Motor Vehicles and Traffic Law
588	H.F. 2374	Labor-Management Relations
589	H.F. 2419	Judiciary
590	H.F. 2445	Commerce and Economic Development
591	H.F. 2451	Elections
592	H.F. 85	Governmental Operations
593	H.F. 316	Judiciary
594	H.F. 449	Environment and Natural Resources
595	H.F. 499	Insurance
596	H.F. 523	Environment and Natural Resources
597	H.F. 526	Insurance
598	H.F. 774	Commerce and Economic Development
599	H.F. 908	Local Bill, Not Summarized
600	H.F. 1009	Commerce and Economic Development
601	H.F. 1246	Commerce and Economic Development
602	H.F. 1317	Health and Welfare, Social Services, Services
603	H.F. 1323	Higher Education

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604	H.F. 1329	Commerce and Economic Development
605	H.F. 1394	Environment and Natural Resources
606	H.F. 1403	Local Bill, Not Summarized
607	H.F. 1424	Liquor
608	H.F. 1434	Local Bill, Not Summarized
609	H.F. 1476	Local Government
610	H.F. 1575	Labor-Management Relations
611	H.F. 1598	Commerce and Economic Development
612	H.F. 1599	Labor-Management Relations, Unemployment Compensation
613	H.F. 1605	Transportation, Motor Vehicles and Traffic Law
614	H.F. 1661	Environment and Natural Resources
615	H.F. 1663	Local Bill, Not Summarized
616	H.F. 1754	Education
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618	H.F. 1773	Labor-Management Relations, Unemployment Compensation
619	H.F. 1790	Labor-Management Relations
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626	H.F. 1865	Retirement
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629	H.F. 1884	Transportation, Motor Vehicles and Traffic Law
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631	H.F. 1900	Local Bill, Not Summarized
632	H.F. 1908	Education
633	H.F. 1910	Local Bill, Not Summarized
634	H.F. 1921	Local Government, Towns
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636	H.F. 1967	Transportation, Motor Vehicles and Traffic Law
637	H.F. 1973	Criminal Justice
638	H.F. 1976	Transportation, Motor Vehicles and Traffic Law
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647	H.F. 2024	Judiciary
648	H.F. 2025	Local Bill, Not Summarized
649	H.F. 2041	Labor-Management Relations
650	H.F. 2043	Labor-Management Relations
651	H.F. 2049	Local Government
652	H.F. 2050	Local Government, Cities of the First Class, Minneapolis
653	H.F. 2051	Local Government, Cities of the First Class, Minneapolis
654	H.F. 2052	Transportation, Aeronautics
655	H.F. 2066	Commerce and Economic Development
656	H.F. 2067	Transportation, Highways
657	H.F. 2080	Criminal Justice
658	H.F. 2087	Environment and Natural Resources
659	H.F. 2089	Insurance
660	H.F. 2111	Transportation, Aeronautics
661	H.F. 2139	General Legislation and Veterans Affairs
662	H.F. 2146	Insurance
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664	H.F. 2151	Governmental Operations
665	H.F. 2163	Retirement
666	H.F. 2175	Local Bill, Not Summarized
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668	H.F. 2196	Appropriations
669	H.F. 2197	Governmental Operations
670	H.F. 2201	Commerce and Economic Development
671	H.F. 2216	Insurance
672	H.F. 2218	Judiciary
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674	H.F. 2221	Revisor's Bill
675	H.F. 2224	Local Bill, Not Summarized
676	H.F. 2228	Local Bill, Not Summarized
677	H.F. 2243	Local Bill, Not Summarized
678	H.F. 2246	Local Government, Counties
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681	H.F. 2270	Criminal Justice
682	H.F. 2273	General Legislation and Veterans Affairs
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684	H.F. 2279	Local Bill, Not Summarized
685	H.F. 2282	Local Bill, Not Summarized
686	H.F. 2299	Transportation, Highways
687	H.F. 2307	Liquor
688	H.F. 2327	Labor-Management Relations, Unemployment Compensation
689	H.F. 2330	Local Bill, Not Summarized
690	H.F. 2332	Retirement
691	H.F. 2377	Local Bill, Not Summarized
692	H.F. 2429	Local Bill, Not Summarized
693	H.F. 2432	Local Bill, Not Summarized
694	H.F. 2461	Commerce and Economic Development
695	H.F. 2516	Commerce and Economic Development
696	H.F. 2518	Judiciary
697	S.F. 291	Labor-Management Relations
698	S.F. 437	Commerce and Economic Development
699	S.F. 645	Health and Welfare, Health, Administration
700	S.F. 757	Transportation, Motor Vehicles and Traffic Law
701	S.F. 774	Liquor
702	S.F. 798	Labor-Management Relations, Workers' Compensation
703	S.F. 823	Commerce and Economic Development
704	S.F. 861	Health and Welfare, Social Services, Administration
705	S.F. 910	Local Government
706	S.F. 912	Education
707	S.F. 1073	Criminal Justice
708	S.F. 1364	Governmental Operations
709	S.F. 1450	Commerce and Economic Development
710	S.F. 1468	Commerce and Economic Development
711	S.F. 1606	Insurance
712	S.F. 1611	Commerce and Economic Development
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716	S.F. 1779	Health and Welfare, Health, Services
717	S.F. 1842	Governmental Operations
718	S.F. 1849	Higher Education
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720	H.F. 1859	Retirement
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722	H.F. 1931	Agriculture
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724	S.F. 318	Criminal Justice
725	S.F. 744	Elections
726	S.F. 793	Environment and Natural Resources
727	S.F. 804	Criminal Justice
728	S.F. 1106	Environment and Natural Resources
729	S.F. 1120	Environment and Natural Resources
730	S.F. 1548	Judiciary
731	S.F. 1643	Labor-Management Relations
732	S.F. 1689	Health and Welfare, Social Services, Services
733	S.F. 1722	Education
734	S.F. 1864	Governmental Operations
735	S.F. 1943	Environment and Natural Resources
736	S.F. 2361	Criminal Justice
737	H.F. 37	Commerce and Economic Development
738	H.F. 338	Insurance
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740	H.F. 544	Transportation, Highways
741	H.F. 551	Taxes
742	H.F. 649	Liquor
743	H.F. 933	Local Government, Counties Containing Cities of the First Class, Ramsey
744	H.F. 1091	Environment and Natural Resources
745	H.F. 1119	Local Government, Counties Containing Cities of the First Class, Ramsey
746	H.F. 1131	Commerce and Economic Development
747	H.F. 1227	Financial Institutions
748	H.F. 1520	Financial Institutions
749	H.F. 1726	Taxes
750	H.F. 1734	Judiciary
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752	H.F. 1744	Transportation, Motor Vehicles and Traffic Law
753	H.F. 1760	Local Bill, Not Summarized
754	H.F. 1781	Local Bill, Not Summarized
755	H.F. 1786	Health and Welfare, Social Services, Services
756	H.F. 1805	Taxes
757	H.F. 1819	Labor-Management Relations, Workers' Compensation
758	H.F. 1823	Health and Welfare, Health, Services
759	H.F. 1825	Health and Welfare, Health, Administration
760	H.F. 1831	Health and Welfare, Health, Services
761	H.F. 1838	Local Bill, Not Summarized
762	H.F. 1869	Health and Welfare, Health
763	H.F. 1881	Agriculture
764	H.F. 1885	Education
765	H.F. 1914	Local Bill, Not Summarized
766	H.F. 1915	Taxes
767	H.F. 1916	Taxes
768	H.F. 1940	Environment and Natural Resources
769	H.F. 1943	Insurance
770	H.F. 1950	Health and Welfare, Health, Administration
771	H.F. 2017	Governmental Operations
772	H.F. 2027	General Legislation and Veterans Affairs
773	H.F. 2044	Local Government
774	H.F. 2093	Retirement
775	H.F. 2098	Health and Welfare, Health, Services
776	H.F. 2102	Labor-Management Relations
777	H.F. 2104	Local Government
778	H.F. 2124	Criminal Justice
779	H.F. 2137	Environment and Natural Resources
780	H.F. 2159	Judiciary
781	H.F. 2160	Retirement
782	H.F. 2170	Education
783	H.F. 2188	Transportation, Driver Licensing
784	H.F. 2223	Local Government, Counties Containing Cities of the First Class, Hennepin
785	H.F. 2225	Insurance
786	H.F. 2261	Environment and Natural Resources
787	H.F. 2292	Local Government

CHAPTER	HOUSE OR SENATE FILE	SUBJECT AREA
788	H.F. 2341	Local Government, Cities of the First Class, St. Paul
789	H.F. 2372	Labor-Management Relations
790	H.F. 2466	Governmental Operations
791	H.F. 2493	Appropriations
792	H.F. 2494	Appropriations
793	H.F. 2527	Appropriations
794	H.F. 669	Environment and Natural Resources
795	H.F. 830	Commerce and Economic Development
796	H.F. 1861	Retirement
797	H.F. 2236	Labor-Management Relations, Workers' Compensation

CROSS REFERENCE BY HOUSE FILE NUMBER

HOUSE FILE	CHAPTER	SUBJECT AREA
37	737	Commerce and Economic Development
85	592	Governmental Operations
145	460	Transportation, Highways
267	542	Health and Welfare, Health, Services
316	593	Judiciary
338	738	Insurance
356	470	Insurance
404	463	Elections
405	507	General Legislation and Veterans Affairs
449	594	Environment and Natural Resources
474	739	Transportation, Motor Vehicles and Traffic Law
499	595	Insurance
523	596	Environment and Natural Resources
526	597	Insurance
544	740	Transportation, Highways
551	741	Taxes
649	742	Liquor
669	794	Environment and Natural Resources
774	598	Commerce and Economic Development
807	543	Local Government
830	795	Commerce and Economic Development
838	513	Environment and Natural Resources
842	544	Financial Institutions
908	599	Local Bill, Not Summarized
933	743	Local Government, Counties Containing Cities of the First Class, Ramsey
935	481	Local Government, Counties Containing Cities of the First Class, Ramsey
1009	600	Commerce and Economic Development
1065	468	Local Government, Counties Containing Cities of the First Class, St. Louis
1091	744	Environment and Natural Resources
1095	482	Health and Welfare, Health, Administration
1103	480	Governmental Operations
1119	745	Local Government, Counties Containing Cities of the First Class, Ramsey
1131	746	Commerce and Economic Development
1180	469	Financial Institutions
1225	545	Local Government, Counties Containing Cities of the First Class, Ramsey
1227	747	Financial Institutions

HOUSE FILE	CHAPTER	SUBJECT AREA
1246	601	Commerce and Economic Development
1286	546	Education
1297	547	Environment and Natural Resources
1317	602	Health and Welfare, Social Services, Services
1323	603	Higher Education
1329	604	Commerce and Economic Development
1394	605	Environment and Natural Resources
1403	606	Local Bill, Not Summarized
1416	548	General Legislation and Veterans Affairs
1424	607	Liquor
1434	608	Local Bill, Not Summarized
1442	549	Commerce and Economic Development
1447	550	Education
1476	609	Local Government
1500	456	Elections
1520	748	Financial Institutions
1575	610	Labor-Management Relations
1598	611	Commerce and Economic Development
1599	612	Labor-Management Relations, Unemployment Compensation
1604	551	Transportation, Highways
1605	613	Transportation, Motor Vehicles and Traffic Law
1612	552	General Legislation and Veterans Affairs
1661	614	Environment and Natural Resources
1663	615	Local Bill, Not Summarized
1665	553	Judiciary
1713	554	General Legislation and Veterans Affairs
1726	749	Taxes
1728	483	Commerce and Economic Development
1734	750	Judiciary
1736	751	Governmental Operations
1744	752	Transportation, Motor Vehicles and Traffic Law
1754	616	Education
1760	753	Local Bill, Not Summarized
1761	459	Local Bill, Not Summarized
1766	555	Local Bill, Not Summarized
1767	617	Local Bill, Not Summarized

HOUSE FILE	CHAPTER	SUBJECT AREA
1770	556	Retirement
1773	618	Labor-Management Relations, Unemployment Compensation
1781	754	Local Bill, Not Summarized
1786	755	Health and Welfare, Social Services, Services
1790	619	Labor-Management Relations
1792	458	Local Bill, Not Summarized
1793	484	Local Government, Counties Containing Cities of the First Class, Ramsey
1797	557	Local Bill, Not Summarized
1799	558	Local Bill, Not Summarized
1803	620	Taxes
1805	756	Taxes
1806	621	Taxes
1808	559	Education
1819	757	Labor-Management Relations, Workers' Compensation
1821	622	Local Bill, Not Summarized
1822	623	Commerce and Economic Development
1823	758	Health and Welfare, Health, Services
1825	759	Health and Welfare, Health, Administration
1826	560	Health and Welfare, Welfare
1831	760	Health and Welfare, Health, Services
1833	561	Higher Education
1834	485	Labor-Management Relations
1838	761	Local Bill, Not Summarized
1851	624	Local Government, Counties
1857	625	General Legislation and Veterans Affairs
1858	562	Retirement
1859	720	Retirement
1860	471	Retirement
1861	496	Retirement
1864	563	Retirement
1865	626	Retirement
1866	627	Local Bill, Not Summarized
1869	762	Health and Welfare, Health
1870	564	Health and Welfare, Health, Administration
1873	565	Local Bill, Not Summarized
1878	628	Transportation, Driver Licensing

HOUSE FILE	CHAPTER	SUBJECT AREA
1879	472	Transportation, Highways
1881	763	Agriculture
1882	473	Commerce and Economic Development
1884	629	Transportation, Motor Vehicles and Traffic Law
1885	764	Education
1898	630	Governmental Operations
1900	631	Local Bill, Not Summarized
1908	632	Education
1909	566	General Legislation and Veterans Affairs
1910	633	Local Bill, Not Summarized
1914	765	Local Bill, Not Summarized
1915	766	Taxes
1916	767	Taxes
1921	634	Local Government, Towns
1923	567	Taxes
1931	722	Agriculture
1936	486	Local Bill, Not Summarized
1937	568	Environment and Natural Resources
1940	768	Environment and Natural Resources
1943	769	Insurance
1945	635	General Legislation and Veterans Affairs
1950	770	Health and Welfare, Health, Administration
1965	569	Transportation, Highways
1966	570	Transportation, Motor Vehicles and Traffic Law
1967	636	Transportation, Motor Vehicles and Traffic Law
1973	637	Criminal Justice
1976	638	Transportation, Motor Vehicles and Traffic Law
1977	639	Criminal Justice
1981	640	Environment and Natural Resources
1995	641	Insurance
1998	642	Financial Institutions
2000	643	Insurance
2003	644	Insurance
2005	571	Insurance
2010	572	Local Government
2014	573	Environment and Natural Resources
2015	645	Governmental Operations
2017	771	Governmental Operations
2020	574	Labor-Management Relations, Workers' Compensation

HOUSE FILE	CHAPTER	SUBJECT AREA
2023	646	Retirement
2024	647	Judiciary
2025	648	Local Bill, Not Summarized
2027	772	General Legislation and Veterans Affairs
2041	649	Labor-Management Relations
2043	650	Labor-Management Relations
2044	773	Local Government
2047	511	Local Government, Cities of the First Class, Minneapolis
2048	575	Local Government
2049	651	Local Government
2050	652	Local Government, Cities of the First Class, Minneapolis
2051	653	Local Government, Cities of the First Class, Minneapolis
2052	654	Transportation, Aeronautics
2066	655	Commerce and Economic Development
2067	656	Transportation, Highways
2068	576	Local Bill, Not Summarized
2075	577	Commerce and Economic Development
2080	657	Criminal Justice
2081	578	Education
2087	658	Environment and Natural Resources
2089	659	Insurance
2093	774	Retirement
2098	775	Health and Welfare, Health, Services
2102	776	Labor-Management Relations
2104	777	Local Government
2111	660	Transportation, Aeronautics
2124	778	Criminal Justice
2137	779	Environment and Natural Resources
2139	661	General Legislation and Veterans Affairs
2146	662	Insurance
2147	663	Financial Institutions
2151	664	Governmental Operations
2155	579	Local Bill, Not Summarized
2159	780	Judiciary
2160	781	Retirement
2163	665	Retirement
2170	782	Education
2175	666	Local Bill, Not Summarized
2176	580	Local Government, Cities of the First Class, Minneapolis
2188	783	Transportation, Driver Licensing

HOUSE FILE	CHAPTER	SUBJECT AREA
2192	667	Transportation
2196	668	Appropriations
2197	669	Governmental Operations
2201	670	Commerce and Economic Development
2204	581	Education
2214	582	Insurance
2216	671	Insurance
2218	672	Judiciary
2219	673	Local Bill, Not Summarized
2221	674	Revisor's Bill
2223	784	Local Government, Counties Containing Cities of the First Class, Hennepin
2224	675	Local Bill, Not Summarized
2225	785	Insurance
2228	676	Local Bill, Not Summarized
2233	583	Governmental Operations
2236	797	Labor-Management Relations, Workers' Compensation
2242	584	Local Bill, Not Summarized
2243	677	Local Bill, Not Summarized
2246	678	Local Government, Counties
2248	585	Local Government, City Government
2250	721	Taxes
2256	679	Transportation, Motor Vehicles and Traffic Law
2261	786	Environment and Natural Resources
2267	680	Commerce and Economic Development
2270	681	Criminal Justice
2273	682	General Legislation and Veterans Affairs
2278	683	Local Bill, Not Summarized
2279	684	Local Bill, Not Summarized
2282	685	Local Bill, Not Summarized
2283	487	Governmental Operations
2291	586	Labor-Management Relations
2292	787	Local Government
2298	587	Transportation, Motor Vehicles and Traffic Law
2299	686	Transportation, Highways
2307	687	Liquor
2312	488	Local Bill, Not Summarized

HOUSE FILE	CHAPTER	SUBJECT AREA
2327	688	Labor-Management Relations, Unemployment Compensation
2330	689	Local Bill, Not Summarized
2332	690	Retirement
2341	788	Local Government, Cities of the First Class, St. Paul
2372	789	Labor-Management Relations
2374	588	Labor-Management Relations
2377	691	Local Bill, Not Summarized
2419	589	Judiciary
2429	692	Local Bill, Not Summarized
2432	693	Local Bill, Not Summarized
2445	590	Commerce and Economic Development
2451	591	Elections
2461	694	Commerce and Economic Development
2466	790	Governmental Operations
2493	791	Appropriations
2494	792	Appropriations
2516	695	Commerce and Economic Development
2518	696	Judiciary
2527	793	Appropriations

CROSS REFERENCE BY SENATE FILE NUMBER

SENATE FILE	CHAPTER	SUBJECT AREA
65	723	Criminal Justice
194	512	Criminal Justice
265	474	Transportation, Highways
291	697	Labor-Management Relations
318	724	Criminal Justice
336	510	Governmental Operations
403	514	Governmental Operations
417	461	Transportation, Motor Vehicles and Traffic Law
437	698	Commerce and Economic Development
478	489	Local Government, City Government
645	699	Health and Welfare, Health, Administration
682	464	Commerce and Economic Development
686	457	Local Government
698	465	Insurance
744	725	Elections
757	700	Transportation, Motor Vehicles and Traffic Law
774	701	Liquor
793	726	Environment and Natural Resources
798	702	Labor-Management Relations, Workers' Compensation
804	727	Criminal Justice
823	703	Commerce and Economic Development
861	704	Health and Welfare, Social Services, Administration
910	705	Local Government
912	706	Education
975	462	Local Government, Counties
997	515	General Legislation
1004	466	Local Government
1073	707	Criminal Justice
1096	498	Transportation, Motor Vehicles and Traffic Law
1106	728	Environment and Natural Resources
1116	499	Local Government, Counties
1120	729	Environment and Natural Resources
1178	467	Local Bill, Not Summarized
1194	500	Commerce and Economic Development
1206	501	Insurance
1229	516	Commerce and Economic Development

SENATE FILE	CHAPTER	SUBJECT AREA
1282	517	Health and Welfare, Health, Administration
1285	518	Local Government, Municipalities
1364	708	Governmental Operations
1425	519	Judiciary
1431	502	Agriculture
1446	520	Governmental Operations
1450	709	Commerce and Economic Development
1468	710	Commerce and Economic Development
1495	521	Local Government, Municipalities
1510	522	Health and Welfare, Social Services, Administration
1547	503	Local Bill, Not Summarized
1548	730	Judiciary
1602	523	Health and Welfare, Social Services, Administration
1603	504	Local Bill, Not Summarized
1606	711	Insurance
1607	490	Labor-Management Relations
1611	712	Commerce and Economic Development
1612	524	Insurance
1613	475	Judiciary
1614	713	Judiciary
1616	525	Judiciary
1617	491	Judiciary
1630	714	Elections
1635	526	Local Government, Counties Containing Cities of the First Class, St. Louis
1636	527	Local Bill, Not Summarized
1637	476	Local Government, Towns
1643	731	Labor-Management Relations
1656	528	Environment and Natural Resources
1662	529	Financial Institutions
1664	505	Agriculture
1684	530	Governmental Operations
1689	732	Health and Welfare, Social Services, Services
1690	531	Local Government
1693	532	General Legislation and Veterans Affairs
1698	477	Local Government, Counties
1699	492	Local Bill, Not Summarized
1704	533	Local Government, Cities of the First Class, Minneapolis
1713	493	Local Government, Cities of the First Class, Minneapolis