



Minnesota Legislature:  
Senate Bills

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House  
Companion  
No.

DUPLICATE

S. F. No. 1476

A bill for an act relating to Minnesota children's museum; establishing a Minnesota children's museum; providing a home for the museum; providing for the regulation and control of the museum; appropriating money.

B. D. No. B3036

SENATE ACTION

Introduced by Senators *Hughes*

*Ogdahl*

★ Read FIRST TIME APR 14 1975  
Committee on GOVERNMENTAL OPERATIONS  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

COMPARISON ACTION

Date \_\_\_\_\_  
\_\_\_\_\_ moved that

\_\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_\_ F. No. \_\_\_\_\_  
be referred for comparison.

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

(SENATE ACTION)

Received from House \_\_\_\_\_  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

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

Secretary of the Senate

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other  
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference  
committee action.

1476

Printed Page No.

S. F.

No.



1476

Messrs. Hughes, Ogdahl and Moe introduced--

S. F. No. 1476: *Referred to the Committee on* GOVERNMENTAL OPERATIONS

1 A bill for an act

2 relating to Minnesota children's museum;  
3 establishing a Minnesota children's museum;  
4 providing a home for the museum; providing for the  
5 regulation and control of the museum;  
6 appropriating money.

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

8 Section 1. [MINNESOTA CHILDREN'S MUSEUM ESTABLISHED.]

9 A Minnesota children's museum is established. The museum  
10 shall be located in the union depot building in St. Paul in  
11 Ramsey county. The museum shall use participatory displays  
12 to depict Minnesota's major industries, the economic forces  
13 that make them prosper and the opportunities for young  
14 people to find careers in industry.

15 Sec. 2. [BOARD OF DIRECTORS.] The management, control,  
16 and direction of the Minnesota children's museum is vested  
17 in its board of directors which shall be composed of 27  
18 members, nine of whom shall be appointed by the governor,  
19 nine by the commissioner of education and nine by the  
20 commissioner of economic development. All members shall be  
21 appointed within 30 days of the effective date of this act.  
22 One third of the first members appointed by each appointing  
23 authority shall be designated to serve two year terms, one

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1 third to serve four year terms and one third to serve six  
2 year terms. Thereafter each member appointed shall serve a  
3 six year term. Members of the board shall include teachers,  
4 industrialists, business leaders, public officials and labor  
5 leaders.

6 Sec. 3. [DUTIES AND POWERS OF BOARD OF DIRECTORS.]

7 Subdivision 1. The board of directors shall develop and  
8 maintain the Minnesota children's museum. Within 120 days  
9 from the effective date of this act, the board shall submit  
10 to the department of education and to the department of  
11 economic development a plan for the development of the  
12 Minnesota children's museum. If the plan or an amended plan  
13 is approved by both departments, the board may:

14 (a) purchase or sell real estate to provide facilities  
15 for the museum;

16 (b) employ a director and other staff;

17 (c) enter into contracts;

18 (d) accept gifts and engage in fund raising;

19 (e) exercise the usual powers of directors of a  
20 nonprofit corporation.

21 Subd. 2. The board shall submit a report of its  
22 activities and a certified audit to the department of  
23 economic development and to the governor within four months  
24 of the close of each fiscal year.

25 Sec. 4. [EDUCATIONAL PROGRAMS AND SERVICES.] The board  
26 of directors shall submit a plan for initial programs and  
27 services six months prior to the opening of the museum to  
28 the department of education and the department of economic  
29 development for their joint approval. The programs and  
30 services to be provided by the museum shall include, but are  
31 not limited to:

32 (a) Industrial displays featuring Minnesota's key

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- 1 industrial processes;
- 2 (b) classes in economics, history, geography, and the
- 3 role of ethnic groups and labor as they relate to Minnesota
- 4 industry;
- 5 (c) work experiences for older youth in museum
- 6 administration, display preparation, and as guides;
- 7 (d) theater experiences in writing, directing and
- 8 presenting related socio-historical material;
- 9 (e) trades workshops utilizing industrial leaders and
- 10 economists;
- 11 (f) tours to industrial sites;
- 12 (g) transportation experiences via rail, plane and
- 13 boat;
- 14 (h) school loan exhibits and curriculum material;
- 15 (i) facilities for the handicapped.
- 16 Sec. 5. [STANDARDS FOR EXHIBITS.] Each exhibit shall:
- 17 (a) Be an accurate portrayal of the industry, its
- 18 essential processes, and historical development;
- 19 (b) be safe;
- 20 (c) be highly participatory with a minimum dependence
- 21 on written words;
- 22 (d) appeal to all ages by providing levels of
- 23 complexity and meaning;
- 24 (e) provide related materials for a resource center so
- 25 that additional information will be available about the
- 26 subject;
- 27 (f) provide current activity cards for visitor follow
- 28 up activities throughout the state;
- 29 (g) provide related materials and activities for
- 30 children under six years in a special place in the museum;
- 31 (h) provide visible indications that women and
- 32 minorities can and do hold responsible jobs at all levels in

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1 industry;

2 (1) recognize and transmit the roles played by ethnic  
3 groups and labor in each industry.

4 Sec. 6. [FINANCIAL SUPPORT.] Subdivision 1. The board  
5 shall, as a part of its development plan, submit a detailed  
6 budget outlining the sources of support for the museum.  
7 These sources may include, but are not limited to, admission  
8 fees, sales shop profits, rental income, corporate  
9 partnership maintenance fees, learning center contracts,  
10 school group activity fees, memberships, grants and  
11 donations, and fund raising events.

12 Subd. 2. A building account is created in the state  
13 treasury for the purpose of providing money to the board for  
14 the acquisition and renovation of the St. Paul union depot  
15 building and improvements of the building.

16 Subd. 3. Various categories of individual memberships  
17 shall be encouraged. Corporate participation shall include  
18 membership in the museum as well as a larger relationship  
19 called corporate partner. Corporate partners may help  
20 design, build, and maintain a display featuring its company  
21 or industry. Consortiums of companies in a single industry  
22 shall be encouraged to share the costs of becoming a  
23 corporate partner. The board shall establish fair and  
24 reasonable rates for individual and corporate members for  
25 support of its program.

26 Sec. 7. [APPROPRIATION.] There is appropriated to the  
27 Minnesota children's museum from the general fund the sum of  
28 \$5,500,000 for the following purposes:

29 (a) \$1,500,000 for the acquisition of the St. Paul  
30 union depot building;

31 (b) \$2,000,000 for the initial renovation and repair of  
32 the St. Paul union depot structure and its electrical and



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1 mechanical equipment;

2 (c) \$2,000,000 to be available to be expended on an  
3 equal matching basis as contributions are received by the  
4 museum and to be used for further renovation, remodeling and  
5 new museum interior facilities.

6 Notwithstanding Minnesota Statutes, Section 16A.28,  
7 this appropriation shall not cancel at the end of the fiscal  
8 year but is reappropriated for the subsequent fiscal year.

9 Sec. 8. This act is effective the day following final  
10 enactment.

House  
Companion  
No.

DUPLICATE

S. F. NO. 1477

A bill for an act relating to intoxicating liquor; Sunday on-sale hours; amending Minnesota Statutes 1974, Section 340.14, Subdivision 5.

B. D. No. B1510

COMPARISON ACTION

Date \_\_\_\_\_  
\_\_\_\_\_ moved that  
\_\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_\_ F. No. \_\_\_\_\_  
be referred for comparison.

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

(SENATE ACTION)

Received from House \_\_\_\_\_  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

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

Secretary of the Senate

SENATE ACTION

Introduced by Senators

*Blatz*  
*Schroon* *Brundage*

★ Read FIRST TIME APR 14 1975 and Referred to the  
Committee on LABOR AND COMMERCE

Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

★ Read FIRST TIME \_\_\_\_\_ and Referred to the  
Committee on \_\_\_\_\_

Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other  
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference  
committee action.

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S. F.

No.

Printed Page No.

SENATE  
STATE OF MINNESOTA  
SIXTY-NINTH LEGISLATURE

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S. F. NO. 1477

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Introduced by Blatz, Schrom and Brataas.  
Read First Time Apr. 14, 1975, and Referred to  
the Committee on Labor and Commerce.  
Committee Recommendation. To Pass.  
Committee Report Adopted Apr. 21, 1975.  
Read First Time Apr. 21, 1975.

1                                   A bill for an act  
2           relating to intoxicating liquor; Sunday on-sale  
3           hours; amending Minnesota Statutes 1974, Section  
4           340.14, Subdivision 5.  
5   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:  
6           Section 1. Minnesota Statutes 1974, Section 340.14,  
7   Subdivision 5, is amended to read:  
8           Subd. 5. [SUNDAY SALES.] (a) Notwithstanding the  
9   provisions of subdivision 1, in any municipality  
10   establishments to which on sale licenses have been issued or  
11   hereafter may be issued for the sale of intoxicating liquors  
12   which are hotels or restaurants or clubs as defined in  
13   section 340.07, and which have facilities for serving not  
14   less than 30 guests at one time, may serve intoxicating  
15   liquors between the hours of 12 o'clock noon and 12 o'clock  
16   midnight on Sundays in conjunction with the serving of food  
17   , provided that the governing body of any municipality may  
18   set the hour for commencing service of intoxicating liquors  
19   on Sunday at 11 o'clock a.m. .  
20           (b) It is unlawful for any such establishment, directly  
21   or indirectly, to sell or serve such intoxicating liquors as  
22   provided in paragraph (a) above, without having first

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1 obtained a special license from the municipality therefor.  
2 Such special license may be issued by the governing body of  
3 the municipality for a period of one year and for such a fee  
4 as it shall determine, but not exceeding \$200. The special  
5 license may be revoked by the governing body, for cause.  
6 The provisions of section 340.112 shall apply to such  
7 license. Application for the special license shall be made  
8 to the governing body of the municipality in the same manner  
9 as application for other licenses to sell intoxicating  
10 liquor are made.

11 (c) This subdivision shall not apply to any  
12 municipality until authorized by the voters of the  
13 municipality voting on the question at a special election  
14 called for such purpose or at the general election in the  
15 municipality, the election to be conducted in accordance  
16 with the applicable provisions of the Minnesota election  
17 law. Provided, however, that municipal voter approval shall  
18 not be required in the case of major airports operated by  
19 public corporations created under sections 360.101 to  
20 360.125, which are operated by such public corporations as  
21 terminals for regular, scheduled air passenger service where  
22 the lands or any part thereof constituting the same have  
23 been detached from cities under and pursuant to sections  
24 360.126 to 360.132, nor in the case of common carriers  
25 licensed under the provisions of sections 340.11,  
26 subdivision 3, and 340.12 and any license to sell  
27 intoxicating liquors on Sunday issued to a common carrier by  
28 the liquor control commissioner shall, in addition to all  
29 other license fees, require the payment to the liquor  
30 control commissioner of a fee of \$50 per annum plus a fee of  
31 \$5 for each duplicate of said license required to be posted  
32 in each place where intoxicating liquor is sold by said



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1 common carrier.

House  
Companion  
No.

DUPLICATE

S. F. NO. 1478

A bill for an act relating to corrections; requiring that new correctional institutions must be approved by the commissioner of corrections before being erected; amending Minnesota Statutes 1974, Section 241.021, Subdivision 1.

R. D. No. B3255

SENATE ACTION

Introduced by Senators

*T. J. Schmalzer*

*Stokowski*

*Concurrence*

Read FIRST TIME APR 14 1975

Committee on HEALTH, WELFARE AND CORRECTIONS and Referred to the

Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

COMPARISON ACTION

Date \_\_\_\_\_  
\_\_\_\_\_ moved that

\_\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_\_ F. No. \_\_\_\_\_  
be referred for comparison.

Date \_\_\_\_\_  
Upon motion of \_\_\_\_\_

\_\_\_\_\_ F. No. \_\_\_\_\_ was substituted  
for \_\_\_\_\_ F. No. \_\_\_\_\_ which  
was indefinitely postponed.

(SENATE ACTION)

Received from House \_\_\_\_\_  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

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

Secretary of the Senate

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

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

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

Printed Page No.

1478

S. F.

No.

1478

Messrs. Stokowski, Kirchner and Konzemius introduced--

S. F. No. 1478: Referred to the Committee on HEALTH, WELFARE AND CORRECTIONS

A bill for an act

1  
2 relating to corrections; requiring that new  
3 correctional institutions must be approved by the  
4 commissioner of corrections before being erected;  
5 amending Minnesota Statutes 1974, Section 241.021,  
6 Subdivision 1.

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

8 Section 1. Minnesota Statutes 1974, Section 241.021,  
9 Subdivision 1, is amended to read:

10 241.021 [LICENSING AND SUPERVISION OF INSTITUTIONS AND  
11 FACILITIES.] Subdivision 1. [SUPERVISION OVER CORRECTIONAL  
12 INSTITUTIONS, JAILS, LOCKUPS.] The commissioner of  
13 corrections shall investigate the whole system of  
14 correctional institutions ~~in the state~~ which are used for  
15 the detention, confinement, care and treatment of persons  
16 detained or confined therein according to law, especially  
17 prisons and jails, and examine their condition and  
18 management. He may require the officers in charge of any  
19 such institution to furnish such information and statistics  
20 as he may deem necessary, upon blanks furnished by him. He  
21 shall examine all plans for ~~new jails and lockups, or for~~  
22 jail and lockup repairs at an estimated cost in excess of  
23 the limits set by sections 641.21, 642.01, and 642.02,

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1 before the same are adopted by the county or other municipal  
2 board, ~~and have an advisory supervision over all such~~  
3 ~~institutions~~ . Notwithstanding whether the estimated cost  
4 of erection exceeds or does not exceed the limits set by  
5 sections 641.21, 642.01, and 642.02, he shall examine all  
6 plans for the erection of any new correctional institution,  
7 and must approve the plans before they are adopted by the  
8 county or other municipal board and, for the purpose of this  
9 subdivision, shall have an advisory supervision over all  
10 such institutions. Upon the request of the governor, he  
11 shall specially investigate any penal or reformatory  
12 institution and report its condition; and for this purpose  
13 he is hereby authorized to send for persons and papers,  
14 administer oaths, and take testimony which he shall cause to  
15 be transcribed and included in his report.



House  
Companion  
No.

DUPLICATE

S. F. NO. 1479

A bill for an act relating to retirement; miscellaneous amendments to the judges retirement act; appropriating money; amending Minnesota Statutes 1974, Sections 490.121, Subdivisions 2 and 4; 490.124, Subdivisions 1, 2, 3, 6, 8, 9, and 10; 490.125, Subdivision 2; and 490.128, by adding subdivisions.

B. D. No. B2779

SENATE ACTION

Introduced by Senators

*Scott*  
*Neill*  
*Chapman*

★ Read FIRST TIME

APR 14 1975

Committee on

GOVERNMENTAL OPERATIONS

Committee Recommendation and Adoption of Report

and Referred to the

★ Read SECOND TIME

Committee of the Whole

★ Read THIRD TIME

Passed by the Senate

Transmitted to the House

Secretary of the Senate  
State of Minnesota

COMPARISON ACTION

Date

moved that

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

Date

Upon motion of

— F. No. — was substituted  
for — F. No. — which  
was indefinitely postponed.

(SENATE ACTION)

Received from House

Laid on Table

Taken from Table

CONCURRENCE

Date

The Senate concurred in House amendments to

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

Secretary of the Senate

HOUSE ACTION

House Companion  
is H. F. No.

★ Read FIRST TIME

Committee on

and Referred to the

Committee Recommendation and Adoption of Report

★ Read SECOND TIME

Committee of the Whole

★ Read THIRD TIME

Passed by the House

Returned to the Senate

Chief Clerk, House of Representatives  
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other  
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference  
committee action.

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S. F.

No.

Printed Page No.

1479

Messrs. Gearty, O'Neill and Chenoweth introduced--

S. F. No. 1479: Referred to the Committee on GOVERNMENTAL OPERATIONS

1 A bill for an act

2 relating to retirement; miscellaneous amendments  
3 to the judges retirement act; appropriating money;  
4 amending Minnesota Statutes 1974, Sections  
5 490.121, Subdivisions 2 and 4; 490.124,  
6 Subdivisions 1, 2, 3, 6, 8, 9, and 10; 490.125,  
7 Subdivision 2; and 490.128, by adding  
8 subdivisions.

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

10 Section 1. Minnesota Statutes 1974, Section 490.121,  
11 Subdivision 2, is amended to read:

12 Subd. 2. "Court" means any court of this state  
13 established by the Minnesota Constitution and any municipal,  
14 county or probate court of record, including the  
15 conciliation court of the city of Duluth.

16 Sec. 2. Minnesota Statutes 1974, Section 490.121,  
17 Subdivision 4, is amended to read:

18 Subd. 4. "Year of service" means a whole year, ~~and not~~  
19 ~~any fraction thereof,~~ served as a judge at any time, or  
20 served as a referee in probate for all such referees in  
21 office prior to January 1, 1974. Fractions of a year of  
22 service shall be counted in whole months, and not any part  
23 of any month.

24 Sec. 3. Minnesota Statutes 1974, Section 490.124,

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1 Subdivision 1, is amended to read:

2       490.124 [MATURITY OF BENEFITS; RETIREMENT AND  
3 SURVIVORS' ANNUITIES.] Subdivision 1. [BASIC RETIREMENT  
4 ANNUITY.] Except as qualified hereinafter from and after  
5 mandatory retirement date, normal retirement date, early  
6 retirement date, or two years from the disability retirement  
7 date, as the case may be, a retirement annuity shall be  
8 payable to a retiring judge from the judges' retirement fund  
9 in an amount equal to two and one half percent of the  
10 judge's final average compensation multiplied by the number  
11 of years and fractions of years of service rendered,  
12 provided that such annuity shall not exceed 60 percent of  
13 the judge's ~~annual salary for the year~~ earned in the 12  
14 full calendar months immediately preceding his retirement.

15       Sec. 4. Minnesota Statutes 1974, Section 490.124,  
16 Subdivision 2, is amended to read:

17       Subd. 2. [YEARS OF SERVICE.] No judge shall be  
18 eligible for a normal or early retirement annuity at normal  
19 or early retirement date if he has less than ten years of  
20 service.

21       A judge who was in office on December 31, 1973 and  
22 thereafter and who, by the date on which his term expires,  
23 would not be eligible to retire with ~~full benefits~~ such  
24 benefits as may be available, whether full or partial,  
25 solely under statutes in effect on December 31, 1973, may  
26 apply to the governor for an extension to serve up to three  
27 additional years, stating his intention to retire upon such  
28 eligibility. Notwithstanding section 490.125 hereof, the  
29 governor shall forthwith make a written order accepting such  
30 retirement application, and extending the term of office of  
31 such judge for such period of time, not exceeding three  
32 years, as may be necessary to make such judge eligible for



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1 such retirement, solely for purposes of computing benefits  
2 to be paid hereunder.

3 Sec. 5. Minnesota Statutes 1974, Section 490.124,  
4 Subdivision 3, is amended to read:

5 Subd. 3. [EARLY RETIREMENT.] The retirement annuity  
6 provided by subdivision 1 of any judge electing to retire at  
7 an early retirement date shall be reduced by ~~1/15th for each~~  
8 full year one half of one percent per month for each month  
9 or fraction thereof from his retirement date to normal  
10 retirement date.

11 Sec. 6. Minnesota Statutes 1974, Section 490.124,  
12 Subdivision 6, is amended to read:

13 Subd. 6. [PART TIME JUDGES.] Notwithstanding other  
14 provisions of this section, except as provided herein  
15 service by a judge who was not paid an annual salary or who  
16 served in a jurisdiction in which the judge was entitled to  
17 practice law while serving as a judge shall be credited only  
18 at the rate of 50 percent thereof, County judges, and  
19 municipal judges of the city of St. Paul, city of  
20 Minneapolis, Hennepin county, city of Duluth, Anoka county  
21 after June 1, 1967, Washington county after May 25, 1967 and  
22 Carver county after May 26, 1967, who were paid an annual  
23 salary, shall not be deemed part time judges. All  
24 disqualified service may be credited to years of service for  
25 the purposes of sections 490.121 to 490.132 only if:

26 (a) The judge or his employer pays to the judges'  
27 retirement fund a sum equal to 5.85 percent of one half of  
28 the average salary earned during such period of part time  
29 service, plus accrued interest thereon at the rate of five  
30 percent per year compounded annually from the period of  
31 service so credited to the date payment is made;

32 (b) Such payment is made in not more than 36 monthly



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1 installments; and

2 (c) Such judge or his employer shall elect to make such  
3 payment and shall commence doing so within 60 days after ~~the~~  
4 ~~effective date of laws 1973, Chapter 744~~ April 1, 1975 or  
5 after the commencement of such judge's first term in office,  
6 whichever is later.

7 Sec. 7. Minnesota Statutes 1974, Section 490.124,  
8 Subdivision 8, is amended to read:

9 Subd. 8. [EXCLUSIVE NORMAL RETIREMENT BENEFITS.] Any  
10 judge who retires after December 31, 1973, shall be entitled  
11 to a retirement pension, retirement compensation or other  
12 retirement payment under statutes applicable solely to  
13 judges pursuant to this section only, except that any such  
14 judge in office prior to January 1, 1974, who retires at or  
15 after normal retirement age may then elect to receive during  
16 his lifetime a normal retirement annuity computed on the  
17 basis of retirement compensation provided for such judge  
18 under statutes in effect on December 31, 1973, in lieu of  
19 the amount of normal retirement annuity otherwise computed  
20 under sections 490.121 to 490.132, provided, however, that  
21 the provisions of section 490.12, subdivision 5, shall not  
22 apply.

23 Sec. 8. Minnesota Statutes 1974, Section 490.124,  
24 Subdivision 9, is amended to read:

25 Subd. 9. [SURVIVORS' ANNUITY.] Except as qualified  
26 hereinafter, upon the death of a judge prior to retirement,  
27 his surviving spouse or, if there be no surviving spouse or  
28 there shall be a surviving spouse who shall thereafter die  
29 leaving one or more dependent children, his dependent  
30 children, shall receive an annuity, payable monthly, equal  
31 to 60 percent of the normal retirement annuity which would  
32 have been payable to the judge had the date of his death

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1 been the normal retirement date, provided that the surviving  
2 spouse or dependent children shall receive an annuity of not  
3 less than 25 percent of the judge's ~~final average~~  
4 compensation annual compensation rate at the date of such  
5 judge's death. With respect to a judge who was in office on  
6 December 31, 1973 and shall die in office thereafter, the  
7 benefits to be paid to a surviving spouse or dependent  
8 children hereunder shall in no event be less than as  
9 provided under statutes in effect on December 31, 1973 .

10 Sec. 9. Minnesota Statutes 1974, Section 490.124,  
11 Subdivision 10, is amended to read:

12 Subd. 10. [PRIOR SURVIVORS' BENEFITS; LIMITATION.]  
13 Benefits provided under sections 490.102, subdivision 6, and  
14 490.12, subdivision 7, for a surviving spouse of a retired  
15 judge, payable after the death of the judge, shall be  
16 limited to:

17 (a) Spouses of judges who have retired prior to January  
18 1, 1974; and

19 (b) Spouses of judges in office on December 31, 1973  
20 and thereafter who elect to continue contributions under  
21 said sections 490.102, subdivision 6 or 490.12, subdivision  
22 7. Such contributions shall be in addition to contributions  
23 under section 490.123, and upon retirement such judge may  
24 not elect to receive any of the optional annuities under  
25 subdivision 11 unless such judge and his spouse shall waive  
26 any benefits under said sections 490.102, subdivision 6 or  
27 490.12, subdivision 7. A judge who shall elect to continue  
28 such contribution may terminate such election at any time  
29 and may not thereafter resume such contributions.

30 No other judge in office on or after January 1, 1974,  
31 shall be required to contribute under said section 490.102,  
32 subdivision 6 or 490.12, subdivision 7.

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1 Sec. 10. Minnesota Statutes 1974, Section 490.125,  
2 Subdivision 2, is amended to read:

3 Subd. 2. ~~Except as provided by sections 490.025,~~  
4 ~~subdivision 3, 490.102, subdivisions 3 and 3a and 490.12,~~  
5 ~~subdivision 2.~~ Any judge in office on December 31, 1973 who  
6 shall have attained 70 years of age on or prior to such date  
7 shall retire upon the expiration of the term of office of  
8 such judge, provided, however, that:

9 (a) Any such judge of the district court may make  
10 application to extend his term pursuant to section 490.101,  
11 subdivision 4;

12 (b) The forfeiture provisions of section 490.102,  
13 subdivision 3 shall not be applicable; and

14 (c) Any such judge of the probate and county courts may  
15 make application to extend his term pursuant to section  
16 490.12, subdivision 6 .

17 Sec. 11. Minnesota Statutes 1974, Section 490.128, is  
18 amended by adding a subdivision to read:

19 Subd. 12. In accordance with section 218(d) (6) (F) of  
20 the Federal Social Security Act and when the retirement  
21 system for judges is so divided into two parts, as herein  
22 provided, the position of any member of the part composed of  
23 members who do not desire coverage may be transferred to the  
24 separate retirement system composed of members who desire  
25 such coverage, and a modification of an agreement between  
26 the state and the secretary of health, education and welfare  
27 may so provide, but only if prior to such modification or  
28 such later modification, as the case may be, the individual  
29 occupying such position files with the Minnesota state  
30 retirement system a written request for such transfer.

31 Sec. 12. Minnesota Statutes 1974, Section 490.128, is  
32 amended by adding a subdivision to read:

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1        Subd. 13. Effective retroactively coverage by  
2        employees who are employed on the date of the agreement or  
3        modification and who are included within such agreement or  
4        modification, the director of the Minnesota state retirement  
5        system shall pay out of the judges' retirement fund an  
6        amount for each employee so included which is equal to the  
7        amount of employee tax which would have been imposed by the  
8        Federal Insurance Contribution Act, if such service  
9        constituting employment within the meaning of that act.  
10       This payment shall be computed from the date of retroactive  
11       coverage to the date that deductions are taken from the  
12       wages of each such public employee as provided hereafter.  
13       The amount so paid shall be deducted from the accumulated  
14       deductions, if any, from the salary of the employee which  
15       have been paid to the judges' retirement fund. If the  
16       accumulated deductions of any employee are not sufficient to  
17       pay for his retroactive contribution, such employee shall  
18       pay the difference to the fund.

19       Sec. 13. Minnesota Statutes 1974, Section 490.128, is  
20       amended by adding a subdivision to read:

21       Subd. 14. Effective retroactively with respect to  
22       employment after the date of retroactive coverage by  
23       employees who are employed on the date of the agreement or  
24       modification and who are included within such agreement or  
25       modification, the employer shall pay an amount for each  
26       member, which is equal to the amount of employer tax which  
27       would have been imposed by the Federal Insurance  
28       Contribution Act if such service constituted employment  
29       within the meaning of the act. This amount shall be  
30       computed from the date of retroactive coverage to the date  
31       deductions are taken from the wages of such employees.

32       Sec. 14. Minnesota Statutes 1974, Section 490.128, is



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1 amended by adding a subdivision to read:

2       Subd. 15. The amounts required by section 12 are  
3 hereby appropriated from the judges' retirement fund and the  
4 director of the Minnesota state retirement system is hereby  
5 authorized to make the necessary disbursements and transfers  
6 thereof. The amounts so required shall be paid to the  
7 contribution fund provided for in the enabling act.

8       Sec. 15. This act is effective retroactive to January  
9 1, 1974.

House  
Companion  
No.

DUPLICATE

S. F. NO. 1480

A bill for an act relating to insurance; removing licens-  
ing exemptions for certain insurance adjusters; establishing  
a bill of rights for the processing of certain automobile  
insurance claims; prohibiting certain practices; amending  
Minnesota Statutes 1974, Section 72B.03, Subdivision 1;  
repealing Minnesota Statutes 1974, Section 72B.10.

B. D. No. B3225

COMPARISON ACTION

Date \_\_\_\_\_ moved that  
\_\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_\_ F. No. \_\_\_\_\_  
be referred for comparison.

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

(SENATE ACTION)

Received from House \_\_\_\_\_  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

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

Secretary of the Senate

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

SENATE ACTION

Introduced by Senators \_\_\_\_\_

★ Read FIRST TIME \_\_\_\_\_ APR 14 1975 \_\_\_\_\_ and Referred to the  
Committee on LABOR AND COMMERCE  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

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

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

Printed Page No.

1480

S. F. No.

1480

Mr. Ashbach introduced--

S. F. No. 1480: Referred to the Committee on LABOR AND COMMERCE

1 A bill for an act  
2 relating to insurance; removing licensing  
3 exemptions for certain insurance adjusters;  
4 establishing a bill of rights for the processing  
5 of certain automobile insurance claims;  
6 prohibiting certain practices; amending Minnesota  
7 Statutes 1974, Section 72B.03, Subdivision 1;  
8 repealing Minnesota Statutes 1974, Section 72B.10.  
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:  
10 Section 1. Minnesota Statutes 1974, Section 72B.03,  
11 Subdivision 1, is amended to read:  
12 72B.03 [LICENSES.] Subdivision 1. [REQUIREMENT;  
13 EXCEPTIONS.] Except as otherwise provided, no person shall  
14 act as an independent adjuster, public adjuster, public  
15 adjuster solicitor or appraiser for money, a commission, or  
16 any other thing of value, unless such person shall first  
17 obtain from the commissioner a license. No license shall be  
18 required for a person:  
19 (a) Undergoing a training or education program under  
20 the guidance of a licensed adjuster and who is registered  
21 with the commissioner for a one year temporary permit;  
22 (b) Acting in a catastrophe or emergency situation, and  
23 who has registered with the commissioner for that purpose;  
24 or



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1 ~~(c) who is engaged as a staff appraiser,~~

2 ~~and~~ A nonresident adjuster who occasionally is in this  
3 state to adjust a single loss; provided, however, that if a  
4 nonresident adjusts more than six losses in this state in  
5 one year he must qualify for and receive a nonresident's  
6 license as provided in sections 72B.01 to 72B.14, and  
7 provided the adjuster's domiciliary state affords a like  
8 privilege.

9 Sec. 2. [72B.20] [UNFAIR PRACTICES IN INSURANCE  
10 REPAIRS.] Subdivision 1. Whenever a collision loss is  
11 suffered by an insured, the carrier of the policy providing  
12 the collision coverage for the vehicle involved in the loss  
13 shall not require repairs to be made to the vehicle in a  
14 particular place or shop or by a particular concern.

15 Subd. 2. In processing any such claim, the insurer  
16 shall not, unless expressly requested by the insured,  
17 recommend or suggest that repairs be made to the vehicle in  
18 a particular place or shop or by a particular concern.

19 Sec. 3. [72B.21] [AUTOMOBILE INSURANCE CLAIMS BILL OF  
20 RIGHTS.] Subdivision 1. [UNFAIR PRACTICES.] It shall be  
21 unfair practice for any insurer or adjuster or any  
22 representative of either to violate the provisions of this  
23 section.

24 Subd. 2. [RIGHT TO PROMPT WRITTEN ACKNOWLEDGMENT OF  
25 CLAIM.] Written acknowledgment of the existence of a claim  
26 shall be made by an insurer within three days of first  
27 receiving notice of the claim from the insured. An insurer  
28 shall make written response to an inquiry concerning the  
29 processing of a claim within three days of receiving the  
30 inquiry.

31 Subd. 3. [RIGHT TO PROMPT NOTICE OF ACCEPTANCE,  
32 PARTIAL ACCEPTANCE OR REJECTION OF CLAIM.] An insured shall



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1 provide prompt written notice of the acceptance, partial  
2 acceptance or rejection of a claim filed by an insured.

3 Subd. 4. [RIGHT TO STATEMENT OF REASONS FOR REJECTION  
4 OF CLAIM; RIGHT TO PROMPT DAMAGE APPRAISAL.] If a claim is  
5 rejected in full or in part, the insurer shall provide the  
6 insured with a full statement of the reasons for rejection  
7 or partial rejection and shall send a copy of the statement  
8 to the commissioner of insurance. If a claim is accepted  
9 the insurer shall provide to the insured a prompt written  
10 report on the damage appraisal.

11 Subd. 5. [RIGHT TO SELECT PLACE OF REPAIR.] An insured  
12 shall be allowed to select the repair shop where repairs are  
13 to be made.

14 Subd. 6. [RIGHT TO SELECT LOCATION OF APPRAISAL.] An  
15 insured shall be allowed to select the shop at which the  
16 damage appraisal shall be made.

17 Subd. 7. [RIGHT TO PROMPT REPAIR.] Repair of damage to  
18 an insured's vehicle shall not be delayed by a requirement  
19 to obtain conflicting estimates or appraisals to satisfy the  
20 insurer. If there is a conflict between estimates,  
21 immediate arbitration shall be made available to prevent  
22 loss of the use of the insured's automobile.

23 Subd. 8. [RIGHT TO GUARANTEE OF REPAIR.] An insured  
24 shall receive a firm guarantee of quality for repair work to  
25 the damaged vehicle, which guarantee shall include the right  
26 to have hidden damage repaired without additional cost to  
27 the insured.

28 Subd. 9. [RIGHT TO FAIR TREATMENT BY REPAIR SHOPS.] No  
29 insured shall be charged more for automotive repairs by a  
30 repair shop than the lowest price charged any other customer  
31 of the repair shop for the same repair.

32 Subd. 10. [RIGHT TO FAIR AND PROMPT SETTLEMENT OF

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1 CLAIM FOR TOTAL LOSS.] An insured shall receive the fair  
2 market value for an insured automobile which is a total  
3 loss. If a disagreement arises between the insured and the  
4 insurer, immediate arbitration and a replacement automobile  
5 shall be made available to the insured.

6 Subd. 11. [RIGHT TO PROMPT SETTLEMENT OF CLAIM.] An  
7 insured shall receive prompt loss adjustment and payment of  
8 his claims, including claims involving personal injury or  
9 death.

10 Subd. 12. [RIGHT TO REIMBURSEMENT FOR LOSS OF USE OF  
11 AUTOMOBILE.] An insured shall receive prompt reimbursement  
12 for the reasonable value of the automobile use lost during  
13 the time parts are being ordered and the automobile is being  
14 repaired.

15 Subd. 13. [RIGHT TO COURTEOUS TREATMENT AND  
16 NOTIFICATION OF RIGHTS.] An insured shall receive courteous,  
17 prompt handling of insurance loss claims, and shall upon the  
18 filing of a claim receive from the insurer written notice of  
19 the rights provided by this section.

20 Sec. 4. [72B.22] [PROHIBITIONS.] No adjuster or  
21 insurer, director, officer, broker, agent, attorney-in-fact,  
22 employee, or other representative of an insurer shall:

23 (a) Prepare or use in any manner a list of preferred  
24 automobile repair or glass replacement shops;

25 (b) direct, recommend, or suggest that an insured or  
26 claimant have repairs done or not have repairs done in a  
27 particular automobile repair or glass replacement shop;

28 (c) require that an insured or claimant present his  
29 claim or his automobile for loss adjustment or inspection at  
30 a "drive-in" claim center or any other similar facility  
31 solely under the control of the insurer; or

32 (d) solicit or receive a discount, whether on parts or

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1 on labor, or both, with respect to insurance loss repair or  
2 replacement work, which discount is not extended to every  
3 other retail consumer of the goods or services involved.

4       Sec. 5. Minnesota Statutes 1974, Section 72B.10, is  
5 repealed.



House  
Companion  
No.

DUPLICATE

S. F. NO. 1481

A bill for an act relating to the city of Duluth; authorizing the city to develop a program of self insurance covering municipal employees and officers; authorizing a tax levy in excess of certain levy limitations.

B. D. No. B2286

SENATE ACTION

Introduced by Senators *Doty*

APR 14 1975

Read FIRST TIME

Committee on

*M* METROPOLITAN AND URBAN AFFAIRS  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

COMPARISON ACTION

Date \_\_\_\_\_  
\_\_\_\_\_ moved that

\_\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_\_ F. No. \_\_\_\_\_  
be referred for comparison.

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

(SENATE ACTION)

Received from House \_\_\_\_\_  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

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

Secretary of the Senate

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

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

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

Printed Page No.

S. F. No.



1481

Messrs. Solon and Doty introduced--

S. F. No. 1481: Referred to the Committee on METROPOLITAN AND URBAN AFFAIRS

1 A bill for an act

2 relating to the city of Duluth; authorizing the  
3 city to develop a program of self insurance  
4 covering municipal employees and officers;  
5 authorizing a tax levy in excess of certain levy  
6 limitations.

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

8 Section 1. Subdivision 1. In addition to the powers  
9 already granted to the city of Duluth by law, ordinance or  
10 charter provision, the city of Duluth may insure and protect  
11 its officers and employees, and their dependents, or any  
12 class or classes thereof, through a program of self  
13 insurance covering life, health, and accident in the case of  
14 employees, and medical and surgical benefits, and  
15 hospitalization insurance or benefits, for both employees  
16 and dependents, or for dependents of an employee whose death  
17 was due to causes arising out of and in the course of  
18 employment, or any one or more of such forms of insurance or  
19 protection.

20 Subd. 2. The city may pay part or all of the  
21 administrative expenses or claims arising from the program  
22 of self insurance authorized by this act. A payment under  
23 the program shall not be deemed additional compensation to

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1 the officer or employee benefiting from the payment. The  
2 city may determine that a person is an officer or employee  
3 of the city for the purposes of this program, if the person  
4 receives a portion of his income from the city. The  
5 appropriate officer of the city shall deduct from the salary  
6 or wages of each officer and employee who comes under the  
7 program an amount set by the city. The deducted money shall  
8 be deposited in an appropriate account of the city.

9 Subd. 3. To pay all or a part of the administrative  
10 expenses and claims arising from the program authorized by  
11 this act, the city of Duluth may levy and collect a tax in  
12 excess of any limitation contained in the charter of the  
13 city of Duluth or in Minnesota Statutes, Chapter 179, unless  
14 than the limitation contained in Minnesota Statutes, Section  
15 275.52, Subdivision 2; provided however that at least 50  
16 percent of the cost of benefits to dependents are  
17 contributed by the employees and officers of the city or are  
18 paid by levies not in excess of the tax limitations  
19 otherwise imposed on the city by charter or statute.

20 Subd. 4. The Duluth city council may determine which  
21 persons are to be considered dependents for the purposes of  
22 this act. No person shall be considered a dependent who  
23 does not qualify as a dependent under a provision of the  
24 United States Internal Revenue Code of 1954, as amended.  
25 Sec. 2. This act is effective upon its approval by the  
26 Duluth city council and upon compliance with the provisions  
27 of Minnesota Statutes, Section 645.021.

House  
Companion  
No.

DUPLICATE

S. F. NO. 1482

A bill for an act relating to credit unions; allowing credit unions to act as trustees or custodians of employee pension benefit plan accounts; allowing credit unions to take second mortgages on real estate; amending Minnesota Statutes 1974, Sections 52.04; and 52.16.

R. D. No. B2991

COMPARISON ACTION

Date \_\_\_\_\_ moved that

\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_ F. No. \_\_\_\_\_  
be referred for comparison.

Date \_\_\_\_\_

Upon motion of \_\_\_\_\_

\_\_\_\_ F. No. \_\_\_\_\_ was substituted

for \_\_\_\_ F. No. \_\_\_\_\_ which  
was indefinitely postponed.

(SENATE ACTION)

Received from House \_\_\_\_\_  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

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

\_\_\_\_\_  
Secretary of the Senate

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

SENATE ACTION

Introduced by Senators \_\_\_\_\_

\_\_\_\_\_  
and Referred to the

★ Read FIRST TIME \_\_\_\_\_  
Committee on LABOR AND COMMERCE  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

★ Read FIRST TIME \_\_\_\_\_  
Committee on \_\_\_\_\_  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

\_\_\_\_\_  
Chief Clerk, House of Representatives  
State of Minnesota

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

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

\_\_\_\_\_  
Secretary of the Senate  
State of Minnesota

1482

S. F. No.

Printed Page No.



1482

Messrs. Laufenburger, Davies and Solon introduced--

S. F. No. 1482: *Referred to the Committee on* LABOR AND COMMERCE

1 A bill for an act

2 relating to credit unions; allowing credit unions  
3 to act as trustees or custodians of employee  
4 pension benefit plan accounts; allowing credit  
5 unions to take second mortgages on real estate;  
6 amending Minnesota Statutes 1974, Sections 52.04,  
7 and 52.16.

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

9 Section 1. Minnesota Statutes 1974, Section 52.04, is  
10 amended to read;

11 52.04 [POWERS.] A credit union shall have the following  
12 powers:

13 (1) To receive the savings of its members either as  
14 payment on shares or as deposits, including the right to  
15 conduct Christmas clubs, vacation clubs, and other such  
16 thrift organizations within its membership;

17 (2) To make loans to members for provident or  
18 productive purposes as provided in section 52.16;

19 (3) To make loans to a cooperative society or other  
20 organization having membership in the credit union;

21 (4) To deposit in state and national banks and trust  
22 companies authorized to receive deposits;

23 (5) To invest in any investment legal for savings banks  
24 or for trust funds in the state;



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1 (6) To borrow money as hereinafter indicated;

2 (7) To adopt and use a common seal and alter the same  
3 at pleasure; and

4 (8) To make payments on shares of and deposit with any  
5 other credit union chartered by this or any other state or  
6 operating under the provisions of the federal credit union  
7 act, in amounts not exceeding in the aggregate 25 percent of  
8 its unimpaired assets providing that payments on shares of  
9 and deposit with credit unions chartered by other states  
10 shall be restricted to credit unions insured by the National  
11 Credit Union Administration;

12 (9) To contract with any licensed insurance company or  
13 society to insure the lives of members to the extent of  
14 their share accounts, in whole or in part, and to pay all or  
15 a portion of the premium therefor;

16 (10) To indemnify each director, officer, or committee  
17 member, or former director, officer, or committee member  
18 against all expenses, including attorney's fees but  
19 excluding amounts paid pursuant to a judgment or settlement  
20 agreement, reasonably incurred by him in connection with or  
21 arising out of any action, suit, or proceeding to which he  
22 is a party by reason of being or having been a director,  
23 officer, or committee member of the credit union, except  
24 with respect to matters as to which he shall be finally  
25 adjudged in such action, suit, or proceeding to be liable  
26 for negligence or misconduct in the performance of his  
27 duties. Such indemnification shall not be exclusive of any  
28 other rights to which he may be entitled under any bylaw,  
29 agreement, vote of members, or otherwise; and

30 (11) Upon written authorization from a member, retained  
31 at the credit union, to make payments to third parties by  
32 withdrawals from the member's share or deposit accounts or

1 through proceeds of loans made to such member, or **1482**  
2 permitting the credit union to make such payments from the  
3 member's funds prior to deposit; however, this clause does  
4 not permit a credit union to establish demand deposits  
5 (checking accounts) for its members;

6 (12) To inform its members as to the availability of  
7 various group purchasing plans which are related to the  
8 promotion of thrift or the borrowing of money for provident  
9 and productive purposes by means of informational materials  
10 placed in the credit union's office, through its  
11 publications, or by direct mailings to members by the credit  
12 union;

13 (13) To facilitate its members' voluntary purchase of  
14 types of insurance incidental to promotion of thrift or the  
15 borrowing of money for provident and productive purposes  
16 including, but not limited to the following types of group  
17 or individual insurance: fire, theft, automobile, life and  
18 temporary disability; to be the policy holder of a group  
19 insurance plan or a sub-group under a master policy plan and  
20 to disseminate information to its members concerning the  
21 insurance provided thereunder; to remit premiums to an  
22 insurer or the holder of a master policy on behalf of a  
23 credit union member, provided that the credit union shall  
24 obtain written authorization from such member for remittance  
25 by share or deposit withdrawals or through proceeds of loans  
26 made by such members, or by permitting the credit union to  
27 make such payments from the member's funds prior to deposit;  
28 and to accept from the insurer reimbursement for the actual  
29 cost of ministerial tasks performed pertaining to insurance;  
30 (14) In furtherance of the twofold purpose of promoting  
31 thrift among its members and creating a source of credit for  
32 them at legitimate rates of interest for provident purposes,

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1 and not in limitation of the specific powers hereinbefore  
2 conferred, to have all the powers enumerated, authorized,  
3 and permitted by this chapter, and such other rights,  
4 privileges and powers as may be incidental to, or necessary  
5 for, the accomplishment of the objectives and purposes of  
6 the credit union ;

7 (15) Upon application to and approval by the  
8 commissioner, to act as trustee or custodian of employee  
9 pension benefit plan accounts, including corporate,  
10 self-employed and individual plan accounts, within the  
11 contemplation of the federal employee retirement income  
12 security act of 1974. Credit unions exercising the powers  
13 authorized by this clause shall segregate all funds held in  
14 such fiduciary capacities from the general assets of the  
15 credit union and shall keep a separate set of books and  
16 records, showing in detail all transactions made under  
17 authority of this clause. If individual records are kept  
18 for each account and each investment fund, all funds held in  
19 such fiduciary capacities by a credit union may be  
20 commingled for appropriate purposes of investment. In  
21 passing upon applications, the commissioner shall take into  
22 consideration the investment policies, amount, type and  
23 adequacy of reserves, fidelity bonds, and other pertinent  
24 facts and circumstances, and may grant or refuse the  
25 application accordingly .

26 Sec. 2. Minnesota Statutes 1974, Section 52.16, is  
27 amended to read:

28 52.16 [MAY LOAN MONEY, CONDITIONS.] A credit union may  
29 loan to members. Loans must be for a provident or  
30 productive purpose and are made subject to the conditions  
31 contained in the bylaws. Real estate mortgage loans may be  
32 secured by liens other than first liens, if reasonably

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1 prudent under the circumstances. A borrower may repay his  
2 loan, in whole or in part, any day the office of the credit  
3 union is open for business. Except for loans secured by  
4 first real estate mortgages on homes owned and occupied, of  
5 the character made to other members, no director, officer,  
6 or member of the credit or supervisory committee may become  
7 liable, as a borrower or endorser for other borrowers, or  
8 both, to the credit union in which he holds office, beyond  
9 the amount of his holdings in shares and deposits therein,  
10 unless the loan shall have been approved in the manner  
11 provided by section 52.10.



House  
Companion  
No.

DUPLICATE

S. F. NO. 1483

A bill for an act relating to schools; providing that the educational program at the school for the deaf and Minnesota Braille and sight-saving school be administered by Independent School District No. 656; providing for state aids and certification of teachers; amending Minnesota Statutes 1974, Section 248.02, and Chapter 248, by adding a section.

B. D. No. B3451

SENATE ACTION

Introduced by Senators Klein

Read FIRST TIME APR 14 1975  
Committee on EDUCATION and Referred to the  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

COMPARISON ACTION

Date \_\_\_\_\_  
\_\_\_\_\_ moved that  
\_\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_\_ F. No. \_\_\_\_\_  
be referred for comparison.

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

(SENATE ACTION)

Received from House \_\_\_\_\_  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

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

Secretary of the Senate

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

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

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

1483

Printed Page No.

S. F. No.

1483

Mr. Kleinbaum introduced--

S. F. No. 1483: Referred to the Committee on EDUCATION

A bill for an act

1  
2 relating to schools; providing that the  
3 educational program at the school for the deaf and  
4 Minnesota Braille and sight-saving school be  
5 administered by Independent School District No.  
6 656; providing for state aids and certification of  
7 teachers; amending Minnesota Statutes 1974,  
8 Section 248.02, and Chapter 248, by adding a  
9 section.

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

11 Section 1. Minnesota Statutes 1974, Section 248.02, is

12 amended to read:

13 248.02 [SCHOOL FOR THE DEAF; EXPENSE OF PUPILS.] Any  
14 deaf or blind resident of the state of suitable age and  
15 capacity for instruction may be received ~~and kept~~ and  
16 ~~taught~~ therein under such conditions as the commissioner of  
17 public welfare may prescribe. He shall be provided, by the  
18 person legally liable for his support, with sufficient funds  
19 to furnish him with proper clothing, postage, and  
20 transportation. If any such person legally liable for his  
21 support is unable to make these provisions for him, the  
22 county welfare board in which he has a residence shall pay  
23 to the superintendent of the school in which he is a pupil a  
24 sum to be fixed by the commissioner of public welfare. Such  
25 sum shall be used only for clothing, postage, and necessary

1483

1 incidental expenses for the pupil. In addition, in such  
2 cases, the county shall be liable for the actual  
3 transportation of the pupil to and from the school. Should  
4 the person legally liable for the support of the pupil  
5 default in the payment of such sum, or any part thereof,  
6 such unpaid balance shall be referred to the auditor of the  
7 county of which the pupil is a resident and the county shall  
8 either collect or assume such bill.

9 Applicants from other states who can benefit by being  
10 enrolled may be accepted so long as acceptance does not  
11 preclude acceptance of an eligible resident. The  
12 commissioner of public welfare shall obtain reimbursement  
13 from other states for the costs incurred in connection with  
14 nonresidents accepted and may contract with the appropriate  
15 authorities of other states to effect reimbursement. All  
16 money received from other states shall be paid to the state  
17 treasurer and placed in the general fund.

18 Sec. 2. Minnesota Statutes 1974, Chapter 248, is  
19 amended by adding a section to read:

20 [248.025] [ADMINISTRATION OF EDUCATIONAL PROGRAMS.]

21 Independent School District No. 656 shall administer the  
22 academic education program at the school for the deaf and  
23 Minnesota Braille and sight-saving school. The state  
24 department of education shall pay to the school district all  
25 applicable pupil aids and transportation aids to be used for  
26 the benefit of the pupils at the school. Any person  
27 employed by the school for the deaf and Minnesota Braille  
28 and sight-saving school primarily as a classroom teacher at  
29 the effective date of this act shall retain his position at  
30 the school but shall become the employee of and subject to  
31 the jurisdiction and rules of Independent School District  
32 No. 656. No one shall be continued in employment or hired

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- 1 as a classroom teacher at the school for the deaf and
- 2 Minnesota Braille and sight-saving school after the end of
- 3 the school year beginning in 1976 unless he has been
- 4 certified pursuant to Minnesota Statutes, Chapter 125.



House  
Companion  
No.

DUPLICATE

S. F. NO. 1484

A bill for an act relating to education; state aid; providing redetermination of levy limitations and foundation aid of school districts for loss of real property classified as iron ore; amending Minnesota Statutes 1974, Chapter 124, by adding sections.

B. D. No. B3199

COMPARISON ACTION

Date \_\_\_\_\_  
\_\_\_\_\_ moved that  
\_\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_\_ F. No. \_\_\_\_\_  
be referred for comparison.

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

(SENATE ACTION)

Received from House \_\_\_\_\_  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

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

Secretary of the Senate

SENATE ACTION

Introduced by Senators *T. Perpich*

Read FIRST TIME APR 14 1975 and Referred to the  
Committee on *Education* EDUCATION  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other  
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference  
committee action.

1484

Printed Page No.

S. F.

No.

1484

Mr. Perpich, A. J. introduced--

S. F. No. 1484: Referred to the Committee on EDUCATION

1                                   A bill for an act  
2           relating to education; state aid; providing  
3           redetermination of levy limitations and foundation  
4           aid of school districts for loss of real property  
5           classified as iron ore; amending Minnesota  
6           Statutes 1974, Chapter 124, by adding sections.  
7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:  
8           Section 1. Minnesota Statutes 1974, Chapter 124, is  
9           amended by adding a section to read:  
10           [124.807] [DECREASED ASSESSED VALUATION OF IRON ORE.]  
11           Subdivision 1. In the event the assessed value of any  
12           district is less than the assessed value of the immediate  
13           preceding year by more than eight percent due to a loss in  
14           value of class 1 and class 1a property as defined in section  
15           273.13, subdivision 2, the equalization aid review committee  
16           shall, upon notification by the county assessor prior to  
17           October 16 of the assessment year, redetermine the adjusted  
18           assessed value of the immediate preceding year using the  
19           decreased valuation in class 1 and class 1a property. On or  
20           before November 1 of the assessment year, the equalization  
21           aid review committee shall file the adjusted assessed value  
22           so redetermined with the commissioner of education who shall  
23           thereupon certify to the county auditors and school

1484

1 districts affected the appropriable levy limitation pursuant  
2 to section 275.125, subdivision 3, clause (10).

3 Notwithstanding section 275.07, the districts affected may  
4 certify the taxes voted to the county auditor on or before  
5 December 1. No district benefiting under this section shall  
6 benefit from the provisions of section 124.212, subdivision  
7 11, clause (b) and 124.801 to 124.806.

8 Sec. 2. Minnesota Statutes 1974, Chapter 124, is  
9 amended by adding a section to read:

10 [124.808] [RECOMPUTATION OF LEVY LIMITATION.] For the  
11 1974 levy payable in 1975 a determination shall be made as  
12 to whether any district would have been eligible under  
13 section 1. The equalization aid review committee shall  
14 recompute the 1973 adjusted assessed value for any eligible  
15 district and file the adjusted value with the commissioner  
16 of education who shall make a redetermination of the levy  
17 limitation pursuant to section 275.125, subdivision 3,  
18 clause (10) for the 1974 levy payable in 1975. On or before  
19 June 1, 1975, the commissioner of education shall certify  
20 the levy limitation so redetermined to the affected county  
21 auditors who shall recompute the 1974 levy payable in 1975.  
22 On or before October 16, 1975, any reduction in such levy  
23 pursuant to this section shall be distributed among all  
24 property owners of the district affected in the same  
25 proportion that the tax was levied. The school district  
26 affected shall reimburse the county for expenses incurred to  
27 implement this section.

28 Sec. 3. This act is effective the day following its  
29 final enactment.



House  
Companion  
No.

DUPLICATE  
S. F. NO. 1485

A bill for an act relating to accident and health insurance; providing that an employer is liable for certain benefits of an insurance policy furnished for his employees if the insurer is not liable; amending Minnesota Statutes 1974, Section 62A.15, by adding a subdivision.

B. D. No. B3159

SENATE ACTION

Introduced by Senators T. Perpich

★ Read FIRST TIME APR 14 1975  
Committee on Labor + Commerce LABOR AND COMMERCE and Referred to the  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

COMPARISON ACTION

Date \_\_\_\_\_  
\_\_\_\_\_ moved that  
\_\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_\_ F. No. \_\_\_\_\_  
be referred for comparison.

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

(SENATE ACTION)

Received from House \_\_\_\_\_  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

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

Secretary of the Senate

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

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

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

1485

S. F. No.

Printed Page No.



1485

Mr. Perpich, A. J. introduced--

S. F. No. 1485: Referred to the Committee on LABOR AND COMMERCE

A bill for an act

relating to accident and health insurance;  
providing that an employer is liable for certain  
benefits of an insurance policy furnished for his  
employees if the insurer is not liable; amending  
Minnesota Statutes 1974, Section 62A.15, by adding  
a subdivision.

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

Section 1. Minnesota Statutes 1974, Section 62A.15, is  
amended by adding a subdivision to read:

Subd. 3. [RESPONSIBILITY OF EMPLOYER.] If an insurer  
is not liable for the benefits provided by this section  
because the policy or contract was written outside of the  
state, an employer providing coverage for employees by a  
policy or contract subject to this section is liable to the  
same extent as the insurer would be if the policy or  
contract was written in this state.

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

House  
Companion  
No.

DUPLICATE

S. F. NO. 1486

A bill for an act relating to cable communications; increasing the period of time for which certificates of confirmation may be granted; amending Minnesota Statutes 1974, Section 238.09, Subdivisions 3, 4, 5, 6 and 7.

B. D. No. B2934

SENATE ACTION

Introduced by Senators

*Heinrich*  
*Larson* *Hansen, Baldy*  
★ Read FIRST TIME APR 14 1975  
Committee on LABOR AND COMMERCE  
and Referred to the  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

COMPARISON ACTION

Date \_\_\_\_\_  
\_\_\_\_\_ moved that  
\_\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_\_ F. No. \_\_\_\_\_  
be referred for comparison.

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

(SENATE ACTION)

Received from House \_\_\_\_\_  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

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

Secretary of the Senate

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other  
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference  
committee action.

1486

S. F.

No.

Printed Page No.

1486

Messrs. Kleinbaum, Larson and Hansen, Baldy introduced--

S. F. No. 1486: Referred to the Committee on LABOR AND COMMERCE

1 A bill for an act

2 relating to cable communications; increasing the  
3 period of time for which certificates of  
4 confirmation may be granted; amending Minnesota  
5 Statutes 1974, Section 238.09, Subdivisions 3, 4,  
6 5, 6 and 7.

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

8 Section 1. Minnesota Statutes 1974, Section 238.09,  
9 Subdivision 3, is amended to read:

10 Subd. 3. Any cable communications company which,  
11 pursuant to an existing franchise was lawfully engaged in  
12 actual operations on May 24, 1973, may continue to exercise  
13 said franchise pursuant to the terms thereof, provided such  
14 company files with the commission by such date as the  
15 commission shall set, an application in such form and  
16 containing such information and supporting documentation as  
17 the commission may require. The commission shall issue a  
18 certificate of confirmation to such a cable communications  
19 company valid for ~~five~~ 15 years without further  
20 proceedings.

21 Sec. 2. Minnesota Statutes 1974, Section 238.09,  
22 Subdivision 4, is amended to read:

23 Subd. 4. Cable communications companies which have



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1 been granted a franchise prior to April 1, 1973, and which  
2 were not in operation prior to May 24, 1973, shall be given  
3 a ~~ten~~ 15 year certificate of confirmation provided such  
4 company files with the commission by such date as the  
5 commission shall set, an application in such form and  
6 containing such information and supporting documentation as  
7 the commission may require, and further provided such  
8 companies have commenced substantial construction, indicated  
9 by erection of the "head end" and stringing of no less than  
10 five miles of trunk and distribution cable, by January 1,  
11 1974.

12 Sec. 3. Minnesota Statutes 1974, Section 238.09,  
13 Subdivision 5, is amended to read:

14 Subd. 5. Notwithstanding the provisions of subdivision  
15 6, a municipality may issue a franchise by September 15,  
16 1973, if done so pursuant to a municipal enabling ordinance  
17 on cable communications enacted by April 1, 1973, containing  
18 detailed specifications for the construction and operation  
19 of a cable communications systems. Any cable communications  
20 company so franchised may exercise its franchise pursuant to  
21 the terms thereof, provided such company files with the  
22 commission an application in such form and containing such  
23 information and supporting documentation as the commission  
24 may require. The commission shall issue a certificate of  
25 confirmation to such a cable communications company valid  
26 for ~~ten~~ 15 years.

27 Sec. 4. Minnesota Statutes 1974, Section 238.09,  
28 Subdivision 6, is amended to read:

29 Subd. 6. Any cable communications company granted a  
30 franchise after April 1, 1973, shall be required to secure a  
31 certificate of confirmation from the commission before  
32 becoming operational. Such certificate may be granted after



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1 full commission proceedings and shall be for a period of ~~ten~~  
2 15 years.

3 Sec. 5. Minnesota Statutes 1974, Section 238.09,

4 Subdivision 7, is amended to read:

5 Subd. 7. Any renewal of a certificate of confirmation  
6 shall be for a period of ~~five~~ ten years.

House  
Companion  
No.

DUPLICATE

S. F. NO. 1487

A bill for an act relating to veterans; authorizing the apportionment of Vietnam veterans bonus payments between surviving parents in certain instances; amending Minnesota Statutes 1974, Section 197.971, Subdivision 4.

B. D. No. B2671

COMPARISON ACTION

Date \_\_\_\_\_  
\_\_\_\_\_ moved that  
\_\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_\_ F. No. \_\_\_\_\_  
be referred for comparison.

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

(SENATE ACTION)

Received from House \_\_\_\_\_  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

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

Secretary of the Senate

SENATE ACTION

Introduced by Senators McCutcheon Laufenburger  
Read FIRST TIME APR 14 1975 and Referred to the  
Committee on TRANSPORTATION AND GENERAL LEGISLATION  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other  
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference  
committee action.

Printed Page No.

S. F. No.

1487

1487

Messrs. McCutcheon and Laufenburger introduced--

S. F. No. 1487: Referred to the Committee on TRANSPORTATION AND GENERAL LEGISLATION

1 A bill for an act

2 relating to veterans; authorizing the  
3 apportionment of Vietnam veterans bonus payments  
4 between surviving parents in certain instances;  
5 amending Minnesota Statutes 1974, Section 197.971,  
6 Subdivision 4.

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

8 Section 1. Minnesota Statutes 1974, Section 197.971,  
9 Subdivision 4, is amended to read:

10 Subd. 4. Except as otherwise provided in this  
11 subdivision "beneficiary" means in relation to a deceased  
12 veteran the surviving spouse if not remarried, the children  
13 of the veteran if no surviving spouse or if surviving spouse  
14 has remarried, the remarried surviving spouse if veteran  
15 left no children surviving, the surviving mother, the  
16 surviving father, a surviving person standing in loco  
17 parentis, in the order named. If the parents of a deceased  
18 veteran are divorced or legally separated from each other at  
19 the time of the veteran's death and custody of the veteran  
20 was actually or legally vested in only one parent after the  
21 divorce or separation, the bonus review board may equitably  
22 apportion between the surviving parents the adjusted  
23 compensation otherwise payable to either parent as

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1 beneficiary of the deceased veteran, giving due regard to  
2 the care and support furnished to the veteran by each  
3 parent.

4       Sec. 2. This act is effective the day following its  
5 final enactment.



House  
Companion  
No.

DUPLICATE

S. F. NO. 1488

A bill for an act relating to education; higher education governing bodies; providing for per diem compensation and expenses for members of boards; appropriating money; amending Minnesota Statutes 1974, Sections 136.16; 136.61, Subdivision 4; and 136A.02, Subdivision 4.

B. D. No. B3227

SENATE ACTION

Introduced by Senators Anderson Doty

Read FIRST TIME APR 14 1975 and Referred to the  
Committee on EDUCATION  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

COMPARISON ACTION

Date \_\_\_\_\_  
\_\_\_\_\_ moved that  
\_\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_\_ F. No. \_\_\_\_\_  
be referred for comparison.

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

(SENATE ACTION)

Received from House \_\_\_\_\_  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

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

Secretary of the Senate

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

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

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

1488

S. F. No.

Printed Page No.

1488

Messrs. Anderson, Humphrey and Doty introduced--

S. F. No. 1488: Referred to the Committee on EDUCATION

1 A bill for an act

2 relating to education; higher education governing  
3 bodies; providing for per diem compensation and  
4 expenses for members of boards; appropriating  
5 money; amending Minnesota Statutes 1974, Sections  
6 136.16, 136.61, Subdivision 4; and 136A.02,  
7 Subdivision 4.

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

9 Section 1. Members of the board of regents of the  
10 university of Minnesota shall receive not to exceed \$50 for  
11 each day spent in transacting the business of the board.  
12 This compensation is in addition to reimbursement for  
13 travel, subsistence and other necessary and reasonable  
14 expenses.

15 The sum of \$..... is appropriated from the  
16 general fund to the board of regents for the purposes of  
17 this section for the biennium ending June 30, 1977.

18 Sec. 2. Minnesota Statutes 1974, Section 136.16, is  
19 amended to read:

20 136.16 [COMPENSATION OF BOARD.] The directors shall  
21 receive not to exceed \$50 a day and shall be reimbursed for  
22 their-actual travel, subsistence and other reasonable  
23 expenses while engaged in duty for the state colleges-out-of  
24 the-current-funds-belonging-to-such-colleges .

1488

1       The sum of \$..... is appropriated from the  
2 general fund to the state college board for the purposes of  
3 this section for the biennium ending June 30, 1977.

4       Sec. 3. Minnesota Statutes 1974, Section 136.61,  
5 Subdivision 4, is amended to read:

6       Subd. 4. Members of the state board for community  
7 colleges shall ~~serve without compensation but they receive~~  
8 not to exceed \$50 for each day spent in transacting the  
9 business of the board and shall be reimbursed for travel,  
10 subsistence and other reasonable expenses incurred in the  
11 performance of their duties and in the same manner as other  
12 state officers are reimbursed therefor.

13       The sum of \$..... is appropriated from the  
14 general fund to the state board for community colleges for  
15 the purposes of this section for the biennium ending June  
16 30, 1977.

17       Sec. 4. Minnesota Statutes 1974, Section 136A.02,  
18 Subdivision 4, is amended to read:

19       Subd. 4. Members of the higher education coordinating  
20 commission shall ~~serve without compensation~~ receive not to  
21 exceed \$50 for each day spent in transacting the business of  
22 the commission . They shall also be reimbursed, however,  
23 for travel, subsistence, and other reasonable expenses  
24 incurred in the performance of their duties in the same  
25 manner and in the same amounts as other state officers and  
26 employees are reimbursed.

27       The sum of \$..... is appropriated from the  
28 general fund to the higher education coordinating commission  
29 for the purposes of this section for the biennium ending  
30 June 30, 1977.



House  
Companion  
No.

DUPLICATE

S. F. NO. 1489

A bill for an act relating to zoning; boards of adjustment; regulating the number of members from the incorporated areas and unincorporated areas; amending Minnesota Statutes 1974, Section 394.27, Subdivision 2.

B. D. No. B1237

COMPARISON ACTION

Date \_\_\_\_\_  
\_\_\_\_\_ moved that  
\_\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_\_ F. No. \_\_\_\_\_  
be referred for comparison.

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

(SENATE ACTION)

Received from House \_\_\_\_\_  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

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

Secretary of the Senate

SENATE ACTION

Introduced by Senators Schultz

★ Read FIRST TIME APR 14 1975 and Referred to the

Committee on LOCAL GOVERNMENT  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

★ Read FIRST TIME \_\_\_\_\_ and Referred to the  
Committee on \_\_\_\_\_

Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other  
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference  
committee action.

1489

Printed Page No.

S. F.

No.



1489

1  
Mr. Schmitz introduced--

S. F. No. 1489: Referred to the Committee on LOCAL GOVERNMENT

1 A bill for an act  
2 relating to zoning; boards of adjustment;  
3 regulating the number of members from the  
4 incorporated areas and unincorporated areas;  
5 amending Minnesota Statutes 1974, Section 394.27,  
6 Subdivision 2.  
7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:  
8 Section 1. Minnesota Statutes 1974, Section 394.27,  
9 Subdivision 2, is amended to read:  
10 Subd. 2. The board of adjustment shall consist of at  
11 least three but not more than seven members, including at  
12 least one member from the ~~unincorporated~~ incorporated area  
13 of the county on a three member board, two on a four or  
14 five member board and three on a six or seven member board,  
15 and the remaining members from the unincorporated areas of  
16 the county whose appointment, term of office, or removal  
17 from the board shall be as provided in the ordinance  
18 creating the board of adjustment; provided that no elected  
19 officer of the county nor any employee of the board of  
20 commissioners shall serve as a member of the board of  
21 adjustment and that one member of such board of adjustment  
22 shall also be a member of any planning commission appointed  
23 under the provisions of sections 394.21 to 394.37. In an

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1 ordinance creating a three member board of adjustment,  
2 provision may be made for one alternate member. The  
3 alternate board member shall, when directed by the chairman,  
4 attend all meetings of the board and participate fully in  
5 its activities but shall not vote on any issue unless  
6 authorized to do so by the chairman. The chairman shall  
7 authorize the alternate board member to vote on an issue  
8 when a regular member is absent, physically incapacitated,  
9 abstains because of a possible conflict of interest, or is  
10 prohibited by law from voting on that issue. Any question  
11 of whether a particular issue involves a conflict of  
12 interest sufficient to disqualify a regular board member  
13 from voting thereon shall be decided by majority vote of all  
14 regular board members except the member who is being  
15 challenged. In the ordinance establishing the board of  
16 adjustment provision may be made for removal of any member  
17 for nonperformance of duty or misconduct in office and for  
18 the filling of vacancies for any unexpired term. The  
19 regular and alternate members of such board of adjustment  
20 may be paid compensation in an amount determined by the  
21 county board and may be paid their necessary expenses in  
22 attending meetings of the board and in the conduct of the  
23 business of the board.

House  
Companion  
No.

DUPLICATE

S. F. NO. 1490

A bill for an act relating to banks; restrictions on liabilities to a bank; amending Minnesota Statutes 1974, Section 48.24, Subdivision 1.

B. D. No. B1535

COMPARISON ACTION

Date \_\_\_\_\_ moved that  
\_\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_\_ F. No. \_\_\_\_\_  
be referred for comparison.

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

(SENATE ACTION)

Received from House \_\_\_\_\_  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

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

Secretary of the Senate

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

SENATE ACTION

Introduced by Senators \_\_\_\_\_

Read FIRST TIME \_\_\_\_\_ APR 14 1975 \_\_\_\_\_ and Referred to the  
Committee on LABOR AND COMMERCE  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other  
action.

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

Secretary of the Senate  
State of Minnesota

1490

S. F.

No.

Printed Page No.

1490

Messrs. Hansen, Baldy, Kirchner and Kleinbaum introduced--

S. F. No. 1490: *Referred to the Committee on* LABOR AND COMMERCE

1                                   A bill for an act  
2           relating to banks; restrictions on liabilities to  
3           a bank; amending Minnesota Statutes 1974, Section  
4           48.24, Subdivision 1.  
5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:  
6           Section 1. Minnesota Statutes 1974, Section 48.24,  
7           Subdivision 1, is amended to read:  
8           48.24 [RESTRICTIONS UPON TOTAL LIABILITIES TO A BANK,]  
9           Subdivision 1. The total liabilities to any such bank, as  
10          principal, guarantor or endorser of any individual,  
11          including the liabilities of any corporation which he owns  
12          or controls a majority interest, any partnership,  
13          unincorporated association, or corporation, including the  
14          liabilities of the several members of a partnership or  
15          unincorporated association, and in case of a corporation of  
16          all subsidiaries thereof in which such corporation owns or  
17          controls a majority interest, shall never exceed 20 percent  
18          of its capital actually paid in cash and of its actual  
19          surplus fund, except that obligations not to exceed 25  
20          percent of said capital and surplus to any one borrower  
21          shall not be included as liabilities for the purposes of  
22          this section, but shall be liabilities of the borrowers,



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1 provided they are secured by not less than a like amount of  
2 any one of the various types of obligations of the United  
3 States or which are fully guaranteed as to principal and  
4 interest by the United States, and providing that such bonds  
5 or obligations have a market value of at least ten percent  
6 in excess of the amount loaned thereon at the time each loan  
7 is made.

8 ~~For the purpose of this section the members of a family~~  
9 ~~living together in one household, if borrowed funds are to~~  
10 ~~be used in the conduct of a common enterprise, shall be~~  
11 ~~regarded as one person and the total liabilities of the~~  
12 ~~members of the family shall be limited as herein provided.~~  
13 The endorser or guarantor of any obligation which is exempt  
14 from loaning limits according to the provisions of this  
15 section shall also be exempt from such loaning limits to the  
16 extent of the amount of his liability on such obligations  
17 for the purposes of this section but shall be liable  
18 thereon. Individual extensions of credit which result in  
19 liabilities of individuals or corporations exceeding the  
20 limitations set forth in this section shall be construed to  
21 conform to the provisions of this subdivision upon reduction  
22 in an amount sufficient to reduce the total liability to not  
23 more than the legal amount, but until paid in full shall not  
24 exempt the officer or employee of the bank from being  
25 personally liable to the bank for the amount of the original  
26 excess portion of the loan as set forth in subdivision 8.

27 Sec. 2. This act is effective the day following its  
28 final enactment.

House  
Companion  
No.

DUPLICATE

S. F. NO. 1491

A bill for an act relating to wild animals; establishing the timber wolf as the state animal and making it a protected species; providing a penalty; amending Minnesota Statutes 1974, Chapter 1, by adding a section; and Section 97.55, by adding a subdivision.

B. D. No. B3245

COMPARISON ACTION

Date \_\_\_\_\_  
\_\_\_\_\_ moved that  
\_\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_\_ F. No. \_\_\_\_\_  
be referred for comparison.

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

(SENATE ACTION)

Received from House \_\_\_\_\_  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

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

Secretary of the Senate

SENATE ACTION

Introduced by Senators Kepp Weland  
Chenault  
★ Read FIRST TIME APR 14 1975 and Referred to the  
Committee on NATURAL RESOURCES AND AGRICULTURE  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other  
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference  
committee action.

1491

Printed Page No.

S. F. No.

1491

Messrs. Keefe, J.; Chenoweth and Ueland introduced--

S. F. No. 1491: Referred to the Committee on NATURAL RESOURCES AND AGRICULTURE

1 A bill for an act

2 relating to wild animals; establishing the timber  
3 wolf as the state animal and making it a protected  
4 species; providing a penalty; amending Minnesota  
5 Statutes 1974, Chapter 1, by adding a section; and  
6 Section 97.55, by adding a subdivision.

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

8 Section 1. Minnesota Statutes 1974, Chapter 1, is  
9 amended by adding a section to read:

10 [1.148] [STATE ANIMAL.] Subdivision 1. The timber  
11 wolf, canis lupus, is adopted as the official animal of the  
12 state.

13 Subd. 2. A photograph of the timber wolf shall be  
14 preserved in the office of the secretary of state.

15 Sec. 2. Minnesota Statutes 1974, Section 97.55, is  
16 amended by adding a subdivision to read:

17 Subd. 8a. No person shall take the timber wolf, canis  
18 lupus. A person who violates this subdivision is guilty of  
19 a gross misdemeanor.



House  
Companion  
No.

DUPLICATE

S. F. NO. 1492

A bill for an act relating to insurance; providing for use of life insurance mortality tables and interest rates by fraternal beneficiary associations; amending Minnesota Statutes 1974, Sections 64A.21; 64A.24, Subdivision 1; 64A.25, Subdivision 4.

B. D. No. B3293

COMPARISON ACTION

Date \_\_\_\_\_ moved that  
\_\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_\_ F. No. \_\_\_\_\_  
be referred for comparison.

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

(SENATE ACTION)

Received from House \_\_\_\_\_  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

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

Secretary of the Senate

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

SENATE ACTION

Introduced by Senators

*Schon*

★ Read FIRST TIME

Committee on LABOR AND COMMERCE

Committee Recommendation and Adoption of Report

APR 14 1975

and Referred to the

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other  
action.

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

1492

S. F. No.

Printed Page No.



1492

Messrs. Schrom and Chmielewski introduced--

S. E. No. 1492: Referred to the Committee on <sup>LABOR AND COMMERCE</sup>

1 A bill for an act

2 relating to insurance; providing for use of life  
3 insurance mortality tables and interest rates by  
4 fraternal beneficiary associations; amending  
5 Minnesota Statutes 1974, Sections 64A.21; 64A.24,  
6 Subdivision 1; 64A.25, Subdivision 4.

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

8 Section 1. Minnesota Statutes 1974, Section 64A.21, is  
9 amended to read:

10 64A.21 [NON-FORFEITURE PROVISIONS, CASH SURRENDER  
11 VALUES, CERTIFICATE LOANS, RESERVES AND OTHER OPTIONS.] Any  
12 association may grant to its members paid-up and extended  
13 protection, or such withdrawal equities as its constitution  
14 and laws may provide; provided that:

15 (1) These grants shall in no case exceed in value the  
16 portion of the reserves to the credit of the members to whom  
17 they are made;

18 (2) The association shall show, by an annual valuation  
19 made by a competent actuary approved by the commissioner,  
20 that it is accumulating and maintaining for the benefit of  
21 these members the reserves required by the American  
22 Experience table of mortality, with interest at the rate of  
23 four percent per annum, or by the National Fraternal

1492

1 Congress table of mortality, with interest at the rate of  
2 four percent per annum , or by the mortality tables and  
3 interest rates prescribed by law for life insurance  
4 companies . The association shall carry as a liability the  
5 reserves so determined;

6 (3) The assets representing these reserves shall be  
7 held in trust for these members separate and distinct from  
8 assets belonging to members holding certificates on which  
9 these reserves are not maintained;

10 (4) The assets so held in trust shall not be used to  
11 pay any claims or benefits upon any certificates to members  
12 other than to the members for whom these assets are so held  
13 in trust;

14 (5) Nothing contained in this section, or contained in  
15 the laws of this state regulating associations, shall be  
16 held to restrict any association in the use of any surplus  
17 over and above the accumulation required by the table by  
18 which the rates are computed and the accretions thereon, as  
19 prescribed by the laws or rules of the association;  
20 provided, the same are used for the common benefit of all  
21 the members.

22 Sec. 2. Minnesota Statutes 1974, Section 64A.24,  
23 Subdivision 1, is amended to read:

24 64A.24 [CHILDREN'S BENEFITS; ASSOCIATION  
25 QUALIFICATIONS.] Subdivision 1. [QUALIFIED ASSOCIATIONS.]  
26 Any association authorized to do business in this state may  
27 provide in its articles and bylaws for the payment of death,  
28 annuity, or endowment benefits upon the lives of children  
29 below age 16 at next birthday; provided, that the  
30 association has a class of adult membership carrying life  
31 insurance certificates at a rate of contribution at least  
32 equal to those known as National Fraternal Congress rates,

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1 or upon a table based upon the association's own experience  
2 of at least 20 years covering not less than 100,000 lives,  
3 with an interest assumption of not more than four percent  
4 per annum, ~~or any higher standard at the option of the~~  
5 ~~association~~ or upon the mortality tables and interest rates  
6 prescribed by law for life insurance companies, to which  
7 juvenile certificate holders shall be transferred without  
8 medical reexamination upon attaining the age of 16 years.

9 Sec. 3. Minnesota Statutes 1974, Section 64A.25,  
10 Subdivision 4, is amended to read:

11 Subd. 4. [PREMIUMS, MORTALITY TABLE, EXTRA  
12 ASSESSMENTS.] The death benefit contributions to be made  
13 upon the certificate shall be based upon the standard  
14 industrial mortality table or the English life table number  
15 six, and at a rate of interest not greater than four percent  
16 per annum, ~~or upon a higher standard~~ or upon the mortality  
17 tables and interest rates prescribed by law for life  
18 insurance companies; provided, that the contributions may  
19 be waived or returns may be made from surplus in excess of  
20 reserve and other liabilities, as provided in the bylaws;  
21 and provided, further, that extra contributions shall be  
22 made if the reserves provided for in section 64A.27 become  
23 impaired.



House  
Companion  
No.

DUPLICATE

S. F. No. 1493

A bill for an act relating to natural resources; amending certain laws concerning minnows; amending Minnesota Statutes 1974, Section 97.40, Subdivision 27; 97.45, Subdivision 15; 97.55, Subdivision 13; 98.46, Subdivisions 5 and 17; and 101.42, Subdivisions 5 and 6.

B. D. No. B3440

COMPARISON ACTION

Date \_\_\_\_\_ moved that  
\_\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_\_ F. No. \_\_\_\_\_  
be referred for comparison.

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

(SENATE ACTION)

Received from House \_\_\_\_\_  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

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

Secretary of the Senate

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

SENATE ACTION

Introduced by Senators \_\_\_\_\_

*Schram*

Read FIRST TIME \_\_\_\_\_ APR 14 1975 \_\_\_\_\_ and Referred to the  
Committee on NATURAL RESOURCES AND AGRICULTURE  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other  
action.

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

Printed Page No.

1493

S. F. No.



1493

Mr. Schrom introduced--

S. F. No. 1493: Referred to the Committee on NATURAL RESOURCES AND AGRICULTURE

A bill for an act

relating to natural resources; amending certain laws concerning minnows; amending Minnesota Statutes 1974, Section 97.40, Subdivision 27; 97.45, Subdivision 15; 97.55, Subdivision 13; 98.46, Subdivisions 5 and 17; and 101.42, Subdivisions 5 and 6.

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

Section 1. Minnesota Statutes 1974, Section 97.40, Subdivision 27, is amended to read:

Subd. 27. "local Minnow-dealer retailer" includes any person who is engaged in taking, buying, or transporting minnows for sale, or in selling minnows, who has an established place of business, and who does not take or transport such minnows to or from any point more than 15 miles from such place of business the business of selling minnows at retail from an established place of business, or transporting minnows in excess of 12 dozen from a place of wholesale purchase to his place of business. "Itinerant Minnow dealer" includes any other person engaged in taking, buying, or transporting minnows for sale, or in selling minnows, regardless of distance of transportation taking minnows for sale, buying minnows for resale, selling minnows at wholesale, or transporting minnows for sale within the

1493

1 state .

2 Sec. 2. Minnesota Statutes 1974, Section 97.45,

3 Subdivision 15, is amended to read:

4 Subd. 15. The following restrictions on the  
5 transportation of minnows apply only to quantities in excess  
6 of 12 dozen. The following restrictions do not apply to  
7 minnows being transported through the state pursuant to a  
8 permit issued by the commissioner under section 101.42,  
9 subdivision 6. No ~~minnow dealer~~ person shall transport any  
10 minnows beyond the boundaries of the state, except fathead  
11 minnows, which may be transported without the state by any  
12 resident ~~itinerant~~ minnow dealer holding an exporting minnow  
13 dealers license. No person who is not a resident shall  
14 transport ~~or~~ , be employed as a helper , or assist in  
15 transporting minnows ~~from this~~ within the state ~~to any~~  
16 ~~point beyond the boundaries of this state~~ . No motor  
17 vehicle which is not registered and licensed in this state  
18 ~~shall be used in transporting minnows from this state to any~~  
19 ~~point beyond the boundaries of this state~~, and which is not  
20 licensed under section 98.46, subdivision 5, clause 10,  
21 shall contain minnows or be used to transport minnows in  
22 Minnesota. It shall be unlawful for any ~~Minnesota minnow~~  
23 ~~dealer or his helper~~ person to assist any nonresident  
24 ~~minnow dealer or trucker~~ in transporting or possessing more  
25 than 12 dozen minnows within the boundaries of this state.  
26 A minnow retailer who transports minnows from a place of  
27 wholesale purchase to his place of business shall transport  
28 the minnows by the most convenient and direct route.

29 Sec. 3. Minnesota Statutes 1974, Section 97.55,

30 Subdivision 13, is amended to read:

31 Subd. 13. Every ~~itinerant minnow dealer~~ person who  
32 buys, sells, transports, or possesses minnows in violation

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1 of any provisions of chapters 97 to 102, or who violates any  
2 duly adopted order, rule, or regulation of the commissioner  
3 ~~or director~~ pertaining to the buying, selling,  
4 transporting, or possession of minnows shall be guilty of a  
5 misdemeanor.

6 Sec. 4. Minnesota Statutes 1974, Section 98.46,  
7 Subdivision 5, is amended to read:

8 Subd. 5. Fees for the following licenses, to be issued  
9 to residents only, shall be:

10 (1) To spear fish from a dark house, \$3;

11 (2) For any fish house or dark house used during the  
12 winter fishing season, \$3 for each fish house or dark house  
13 not rented or offered for hire, and \$6 for each fish house  
14 or dark house rented or offered for hire. Each such fish  
15 house or dark house shall have attached to the outside a  
16 metal tag at least two inches in diameter with a 3/16 inch  
17 hole in the center, which will be issued with a license.  
18 Each metal tag shall be stamped with a number to correspond  
19 with the fish house or dark house license and also shall be  
20 stamped with the year of issuance. The metal tag shall be  
21 attached to the fish house or dark house as designated by  
22 commissioner's order;

23 (3) To net whitefish, tullibees or herring from inland  
24 lakes or international waters, for domestic use only, for  
25 each net, \$1;

26 (4) To conduct a taxidermist business, \$2;

27 (5) To maintain fur and game farms, including deer, \$5;

28 (6) To take mussels or clams, \$5;

29 (7) To prepare dressed game fish shipments for  
30 nonresidents as provided by section 97.45, subdivision 6, as  
31 amended, \$10;

32 (8) ~~Itinerant~~ Minnow dealer, \$15 plus \$10 for each



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1 vehicle;

2 (9) ~~Itinerant~~ Minnow dealer's helper, \$2.50 for each  
3 helper. ~~Itinerant~~ Minnow dealer's helpers' licenses shall  
4 be issued to the ~~itinerant~~ minnow dealer and are  
5 transferable by the dealer at will to his own helpers;

6 (10) Exporting minnow dealer, \$200, plus \$10 for one  
7 vehicle only. No licenses to transport fathead minnows  
8 beyond the boundaries of the state will be issued for 1961  
9 calendar year after the effective date of Laws 1961, Chapter  
10 477, and the number issued prior to the effective date of  
11 Laws 1961, Chapter 477 will not be exceeded in subsequent  
12 years. The renewal of such existing licenses will be  
13 reserved through April 1 of the following year; licenses not  
14 so renewed will not be made available until the total number  
15 has been reduced to below 35 licenses.

16 Each vehicle license shall cover a ~~specific truck,~~  
17 ~~tractor-trailer, or semi-trailer,~~ specified vehicle. The  
18 serial number, license number, make, and model shall be  
19 specified on the license which must be conspicuously posted  
20 in the vehicle licensed. No vehicle shall be licensed if  
21 the maximum tank capacity exceeds 300 cubic feet, inside  
22 measurement, and unless it complies with reasonable  
23 regulations adopted pursuant to the provisions of section  
24 101.42, subdivision 5.

25 The exporting minnow dealer's license and vehicle  
26 license are void upon the sale of the business or death of  
27 the licensee. Provided, however, a succeeding owner of the  
28 business upon meeting the required qualifications will be  
29 issued the required licenses upon application and payment  
30 therefor. In the event of the death of the licensee the  
31 administrator or executor of the estate may purchase such  
32 licenses and operate the business until the sale thereof.

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1 If there is no estate then the widow or a member of the  
2 immediate family, if qualified, will be issued the required  
3 licenses upon application and payment therefor.

4 Sec. 5. Minnesota Statutes 1974, Section 98.46,  
5 Subdivision 17, is amended to read:

6 Subd. 17. Fees for the following licenses, to be  
7 issued to either residents or nonresidents, shall be:

8 (1) To deal in live or engage in the business of  
9 preserving minnows; ~~local~~ minnow-dealer retailer, \$2.50.

10 (2) To raise fish in a private hatchery, \$5.

11 (3) To take under state supervision sucker eggs from  
12 public waters, for private fish hatchery purposes:

13 (a) To take not to exceed 100 quarts, \$50;

14 (b) To take in excess of 100 quarts, \$1 per quart for  
15 such excess.

16 Sec. 6. Minnesota Statutes 1974, Section 101.42,  
17 Subdivision 5, is amended to read:

18 Subd. 5. Except as otherwise specifically permitted,  
19 it shall be unlawful to take minnows with a seine more than  
20 25 feet in length or more than 148 meshes in depth of one  
21 fourth inch bar measure or more than 197 meshes in depth of  
22 3/16 inch bar measure or more than four feet in depth if  
23 material of smaller than 3/16 inch bar measure is used; to  
24 take minnows from waters designated by the commissioner as  
25 trout lakes or trout streams without a special permit which  
26 the commissioner may issue when conditions warrant ~~it~~; to  
27 possess or transport minnows for sale except with the use of  
28 equipment approved by regulations of the commissioner; or to  
29 take minnows from any waters from one hour after sunset to  
30 one hour before sunrise. Licensed ~~itinerant~~ minnow dealers  
31 may take minnows, except ~~in streams and designated trout~~  
32 lakes from waters designated by the commissioner as trout

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1 lakes or trout streams , with a seine not more than 50 feet  
2 in length or more than 222 meshes in depth of one fourth  
3 inch bar measure or more than 296 meshes in depth of 3/16  
4 inch bar measure, or more than six feet in depth if material  
5 of smaller than 3/16 inch bar measure is used.

6 Sec. 7. Minnesota Statutes 1974, Section 101.42,  
7 Subdivision 6, is amended to read:

8 Subd. 6. Except as otherwise specifically permitted,  
9 it shall be unlawful to use game fish, gold fish, or carp  
10 minnows for bait purposes and no live minnows imported from  
11 other states or countries may be used for bait purposes,  
12 propagation purposes (except as to or ornamental use in home  
13 aquariums) or any other purpose which shall permit their  
14 being placed in any waters of the state, artificial ponds,  
15 stationary or mobile tanks or to possess or transport such  
16 minnows for sale or storage within the state or to transport  
17 live carp minnows for any purpose.

18 No minnows (except as to ornamentals) shall be  
19 transported from other states or countries into or through  
20 Minnesota, unless the possessor shall have first obtained a  
21 permit from the commissioner or his agent, showing the name  
22 and address of the owner, the number and kind of minnows to  
23 be transported, the point of entry into Minnesota, the  
24 destination, and the route to be followed through Minnesota,  
25 such permit shall be valid for not more than 12 hours after  
26 its date, and time of issuance,

27 ~~Except for a licensed minnow exporter, a person~~  
28 ~~exporting minnows from Minnesota shall similarly obtain a~~  
29 ~~permit showing the name and address of the owner, the number~~  
30 ~~and kind of minnows to be transported, the point of origin~~  
31 ~~in Minnesota, the destination, and the route to be followed~~  
32 ~~within Minnesota, such permit shall be valid for not more~~



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1 ~~than 24 hours after its date and time of issuance,~~

2       Sec. 8. This act is effective January 1, 1976.

House  
Companion  
No.

DUPLICATE  
FIRST ENGROSSMENT

S. F. NO. 1493

A bill for an act relating to natural resources; amending certain laws concerning minnows; amending Minnesota Statutes 1974, Sections 97.40, Subdivision 27; 97.45, Subdivision 15; 97.55, Subdivision 13; 98.46, Subdivision 17; 101.42, Subdivisions 5 and 6; and Minnesota Statutes, 1975 Supplement, Section 98.46, Subdivision 5.

B. D. No. B3440

COMPARISON ACTION

Date \_\_\_\_\_ moved that  
\_\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_\_ F. No. \_\_\_\_\_  
be referred for comparison.

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

(SENATE ACTION)

Received from House \_\_\_\_\_  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

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

Secretary of the Senate

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

SENATE ACTION

Schrom

Introduced by Senators \_\_\_\_\_

Read FIRST TIME \_\_\_\_\_ APR 14 1975 \_\_\_\_\_ and Referred to the  
Committee on \_\_\_\_\_

Committee Recommendation and Adoption of Report  
To Pass as Amended FEB 5 1976

★ Read SECOND TIME FEB 5 1976  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

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

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

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S. F. No. 1493

Printed Page No.

SENATE  
STATE OF MINNESOTA  
SIXTY-NINTH LEGISLATURE

594  
S. F. NO. 1493

Introduced by Schrom.  
Read First Time Apr. 14, 1975, and Referred to  
the Committee on Natural Resources and Agriculture.  
Committee Recommendation. To Pass as Amended.  
Committee Report Adopted Feb. 5, 1976.  
Read Second Time Feb. 5, 1976.

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1 A bill for an act  
2 relating to natural resources; amending certain  
3 laws concerning minnows; amending Minnesota  
4 Statutes 1974, Sections 97.40, Subdivision 27;  
5 97.45, Subdivision 15; 97.55, Subdivision 13;  
6 98.46, Subdivision 17; 101.42, Subdivisions 5 and  
7 6; and Minnesota Statutes, 1975 Supplement,  
8 Section 98.46, Subdivision 5.  
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:  
10 Section 1. Minnesota Statutes 1974, Section 97.40,  
11 Subdivision 27, is amended to read:  
12 Subd. 27. "~~Local~~ Minnow ~~dealer~~ retailer " includes  
13 any person who is engaged in ~~taking, buying, or transporting~~  
14 ~~minnows for sale, or in selling minnows, who has an~~  
15 ~~established place of business, and who does not take or~~  
16 ~~transport such minnows to or from any point more than 15~~  
17 ~~miles from such place of business~~ the business of selling  
18 minnows at retail from an established place of business, or  
19 transporting minnows in excess of 12 dozen from a place of  
20 wholesale purchase to his place of business . " ~~itinerant~~  
21 Minnow dealer" includes any ~~other~~ person engaged in ~~taking,~~  
22 ~~buying, or transporting minnows for sale, or in selling~~  
23 ~~minnows, regardless of distance of transportation~~ taking  
24 minnows for sale, buying minnows for resale, selling minnows



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1 at wholesale, or transporting minnows for sale within the  
2 state .

3 Sec. 2. Minnesota Statutes 1974, Section 97.45,  
4 Subdivision 15, is amended to read:

5 Subd. 15. The following restrictions on the  
6 transportation of minnows apply only to quantities in excess  
7 of 12 dozen. The following restrictions do not apply to  
8 minnows being transported through the state pursuant to a  
9 permit issued by the commissioner under section 101.42,  
10 subdivision 6. No ~~minnow dealer~~ person shall transport any  
11 minnows beyond the boundaries of the state, except fathead  
12 minnows, which may be transported without the state by any  
13 resident ~~itinerant~~ minnow dealer holding an exporting minnow  
14 dealers license. No person who is not a resident shall  
15 transport ~~or~~ , be employed as a helper , or assist in  
16 transporting minnows ~~from this~~ within the state ~~to any~~  
17 ~~point beyond the boundaries of this state~~ . No motor  
18 vehicle which is not registered and licensed in this state  
19 ~~shall be used in transporting minnows from this state to any~~  
20 ~~point beyond the boundaries of this state~~ and which is not  
21 licensed under section 98.46, subdivision 5, clause 11,  
22 shall contain minnows or be used to transport minnows in  
23 Minnesota. It shall be unlawful for any ~~Minnesota minnow~~  
24 ~~dealer or his helper~~ person to assist any nonresident  
25 ~~minnow dealer or trucker~~ in transporting or possessing more  
26 than 12 dozen minnows within the boundaries of this state.  
27 A minnow retailer who transports minnows from a place of  
28 wholesale purchase to his place of business shall transport  
29 the minnows by the most convenient and direct route.

30 Sec. 3. Minnesota Statutes 1974, Section 97.55,  
31 Subdivision 13, is amended to read:

32 Subd. 13. Every ~~itinerant minnow dealer~~ person who

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1 buys, sells, transports, or possesses minnows in violation  
2 of any provisions of chapters 97 to 102, or who violates any  
3 duly adopted order, rule, or regulation of the commissioner  
4 ~~or director~~ pertaining to the buying, selling,  
5 transporting, or possession of minnows shall be guilty of a  
6 misdemeanor.

7 Sec. 4, Minnesota Statutes, 1975 Supplement, Section  
8 98.46, Subdivision 5, is amended to read:

9 Subd. 5. Fees for the following licenses, to be issued  
10 to residents only, shall be:

11 (1) To spear fish from a dark house, \$3;

12 (2) For any fish house or dark house used during the  
13 winter fishing season, \$3 for each fish house or dark house  
14 not rented or offered for hire, and \$6 for each fish house  
15 or dark house rented or offered for hire. Each such fish  
16 house or dark house shall have attached to the outside a  
17 metal tag at least two inches in diameter with a 3/16 inch  
18 hole in the center, which will be issued with a license.  
19 Each metal tag shall be stamped with a number to correspond  
20 with the fish house or dark house license and also shall be  
21 stamped with the year of issuance. The metal tag shall be  
22 attached to the fish house or dark house as designated by  
23 commissioner's order;

24 (3) To net whitefish, tullibees or herring from inland  
25 lakes or international waters, for domestic use only, for  
26 each net, \$1;

27 (4) To conduct a taxidermist business, \$2;

28 (5) To maintain fur and game farms, including deer, \$5;

29 (6) To take mussels or clams, \$5;

30 (7) To take, transport, purchase and possess for sale  
31 unprocessed turtles and tortoises within the state, \$25;

32 (8) To prepare dressed game fish shipments for

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1 nonresidents as provided by section 97.45, subdivision 6, as  
2 amended, \$10;

3 (9) ~~itinerant~~ Minnow dealer, \$15 plus \$10 for each  
4 vehicle;

5 (10) ~~itinerant~~ Minnow dealer's helper, \$2.50 for each  
6 helper. ~~itinerant~~ Minnow dealer's helpers' licenses shall  
7 be issued to the ~~itinerant~~ minnow dealer and are  
8 transferable by the dealer at will to his own helpers;

9 (11) Exporting minnow dealer, \$200, plus \$10 for one  
10 vehicle only. No licenses to transport fathead minnows  
11 beyond the boundaries of the state will be issued for 1961  
12 calendar year after the effective date of Laws 1961, Chapter  
13 477, and the number issued prior to the effective date of  
14 Laws 1961, Chapter 477 will not be exceeded in subsequent  
15 years. The renewal of such existing licenses will be  
16 reserved through April 1 of the following year; licenses not  
17 so renewed will not be made available until the total number  
18 has been reduced to below 35 licenses.

19 Each vehicle license shall cover a ~~specific truck,~~  
20 ~~tractor-trailer, or semi-trailer,~~ specified vehicle. The  
21 serial number, license number, make, and model shall be  
22 specified on the license which must be conspicuously posted  
23 in the vehicle licensed. No vehicle shall be licensed if  
24 the maximum tank capacity exceeds 300 cubic feet, inside  
25 measurement, and unless it complies with reasonable  
26 regulations adopted pursuant to the provisions of section  
27 101.42, subdivision 5.

28 The exporting minnow dealer's license and vehicle  
29 license are void upon the sale of the business or death of  
30 the licensee. Provided, however, a succeeding owner of the  
31 business upon meeting the required qualifications will be  
32 issued the required licenses upon application and payment



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1 therefor. In the event of the death of the licensee the  
2 administrator or executor of the estate may purchase such  
3 licenses and operate the business until the sale thereof.  
4 If there is no estate then the widow or a member of the  
5 immediate family, if qualified, will be issued the required  
6 licenses upon application and payment therefor.

7 Sec. 5. Minnesota Statutes 1974, Section 98.46,  
8 Subdivision 17, is amended to read:

9 Subd. 17. Fees for the following licenses, to be  
10 issued to either residents or nonresidents, shall be:

11 (1) To deal in live or engage in the business of  
12 preserving minnows; ~~local~~ minnow-dealer retailer, \$2.50.

13 (2) To raise fish in a private hatchery, \$5.

14 (3) To take under state supervision sucker eggs from  
15 public waters, for private fish hatchery purposes:

16 (a) To take not to exceed 100 quarts, \$50;

17 (b) To take in excess of 100 quarts, \$1 per quart for  
18 such excess.

19 Sec. 6. Minnesota Statutes 1974, Section 101.42,  
20 Subdivision 5, is amended to read:

21 Subd. 5. Except as otherwise specifically permitted,  
22 it shall be unlawful to take minnows with a seine more than  
23 25 feet in length or more than 148 meshes in depth of one  
24 fourth inch bar measure or more than 197 meshes in depth of  
25 3/16 inch bar measure or more than four feet in depth if  
26 material of smaller than 3/16 inch bar measure is used; to  
27 take minnows from waters designated by the commissioner as  
28 trout lakes or trout streams without a special permit which  
29 the commissioner may issue when conditions warrant ~~it~~; to  
30 possess or transport minnows for sale except with the use of  
31 equipment approved by regulations of the commissioner; or to  
32 take minnows from any waters from one hour after sunset to

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1 one hour before sunrise. Licensed ~~itinerant~~ minnow dealers  
2 may take minnows, except ~~in streams and designated trout~~  
3 ~~takes~~ from waters designated by the commissioner as trout  
4 lakes or trout streams, with a seine not more than 50 feet  
5 in length or more than 222 meshes in depth of one fourth  
6 inch bar measure or more than 296 meshes in depth of 3/16  
7 inch bar measure, or more than six feet in depth if material  
8 of smaller than 3/16 inch bar measure is used.

9 Sec. 7. Minnesota Statutes 1974, Section 101.42,  
10 Subdivision 6, is amended to read:

11 Subd. 6. Except as otherwise specifically permitted,  
12 it shall be unlawful to use game fish, gold fish, or carp  
13 minnows for bait purposes and no live minnows imported from  
14 other states or countries may be used for bait purposes,  
15 propagation purposes (except as to or ornamental use in home  
16 aquariums) or any other purpose which shall permit their  
17 being placed in any waters of the state, artificial ponds,  
18 stationary or mobile tanks or to possess or transport such  
19 minnows for sale or storage within the state or to transport  
20 live carp minnows for any purpose.

21 No minnows (except as to ornamentals) shall be  
22 transported from other states or countries into or through  
23 Minnesota, unless the possessor shall have first obtained a  
24 permit from the commissioner or his agent, showing the name  
25 and address of the owner, the number and kind of minnows to  
26 be transported, the point of entry into Minnesota, the  
27 destination, and the route to be followed through Minnesota,  
28 such permit shall be valid for not more than 12 hours after  
29 its date, and time of issuance.

30 ~~Except for a licensed minnow exporter, a person~~  
31 ~~exporting minnows from Minnesota shall similarly obtain a~~  
32 ~~permit showing the name and address of the owner, the number~~

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1 ~~and kind of minnows to be transported, the point of origin~~  
2 ~~in Minnesota, the destination, and the route to be followed~~  
3 ~~within Minnesota, such permit shall be valid for not more~~  
4 ~~than 24 hours after its date and time of issuance.~~

5       Sec. 8. This act is effective January 1, 1977.



House  
Companion  
No.

DUPLICATE  
SECOND ENGROSSMENT

S. F. NO. 1493

A bill for an act relating to natural resources; amending certain laws concerning minnows; amending Minnesota Statutes 1974, Sections 97.40, Subdivision 27; 97.45, Subdivision 15; 97.55, Subdivision 13; 98.46, Subdivision 17; 101.42, Subdivisions 5 and 6; and Minnesota Statutes, 1975 Supplement, Section 98.46, Subdivision 5.

B. D. No. B3440

### SENATE ACTION

Schrom

Introduced by Senators

APR 14 1975

and Referred to the

Read FIRST TIME  
Committee on NATURAL RESOURCES AND AGRICULTURE

Committee Recommendation and Adoption of Report

To Pass as Amended FEB 5 1976

To pass FEB 26 1976

★ Read SECOND TIME FEB 5 1976 FEB 26 1976  
Committee of the Whole By Motion Re-referred to the Committee on Natural resources & Agriculture FEB 12 1976

RS Special Order MAR 4 1976

★ Read THIRD TIME MAR 4 1976  
Passed by the Senate MAR 4 1976  
Transmitted to the House MAR 4 1976

*Patrick E. Flahane*  
Secretary of the Senate  
State of Minnesota

### COMPARISON ACTION

Date MAR 4 1976

*Hanson* moved that  
S. F. No. 1493 and H. F. No. 1677  
be referred for comparison.

Date MAR 8 1976

Upon motion of *Hanson*  
S. F. No. 1493 was substituted  
for H. F. No. 1677 which  
was indefinitely postponed.

### (SENATE ACTION)

Received from House MAR 11 1976

Laid on Table

Taken from Table

### CONCURRENCE

Date MAR 11 1976  
The Senate concurred in House amendments to

S. F. No. 1493 and repassed  
the bill as amended.

*Patrick E. Flahane*  
Secretary of the Senate

### HOUSE ACTION

House Companion  
is H. F. No. 1677

MAR 4 1976

and Referred to the

★ Read FIRST TIME  
Committee on *General Orders*

Committee Recommendation and Adoption of Report

RS Substituted for H. F. No. 1677 MAR 8 1976

★ Read SECOND TIME MAR 8 1976  
Committee of the Whole TO PASS AS AMENDED MAR 8 1976

★ Read THIRD TIME MAR 9 1976  
Passed by the House MAR 9 1976  
Returned to the Senate MAR 9 1976

*Edward A. Burdick*  
Chief Clerk, House of Representatives  
State of Minnesota

### OTHER ACTION

☐ Refer to back of cover for other  
action.

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

Printed Page No.

1493

5647 ON

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## A bill for an act

1  
2 relating to natural resources; amending certain  
3 laws concerning minnows; amending Minnesota  
4 Statutes 1974, Sections 97.40, Subdivision 27;  
5 97.45, Subdivision 15; 97.55, Subdivision 13;  
6 98.46, Subdivision 17; 101.42, Subdivisions 5 and  
7 6; and Minnesota Statutes, 1975 Supplement,  
8 Section 98.46, Subdivision 5.

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

10 Section 1. Minnesota Statutes 1974, Section 97.40,  
11 Subdivision 27, is amended to read:

12 Subd. 27. ~~"Local Minnow-dealer~~ retailer " includes  
13 any person who is engaged in ~~taking, buying, or transporting~~  
14 ~~minnows for sale, or in selling minnows, who has an~~  
15 ~~established place of business, and who does not take or~~  
16 ~~transport such minnows to or from any point more than 15~~  
17 ~~miles from such place of business~~ the business of selling  
18 minnows at retail from an established place of business, or  
19 transporting minnows in excess of 12 dozen from a place of  
20 wholesale purchase to his place of business . "Itinerant  
21 Minnow dealer" includes any ~~other~~ person engaged in ~~taking,~~  
22 ~~buying, or transporting minnows for sale, or in selling~~  
23 ~~minnows, regardless of distance of transportation~~ taking  
24 minnows for sale, buying minnows for resale, selling minnows

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1 at wholesale, or transporting minnows for sale within the  
2 state .

3 Sec. 2. Minnesota Statutes 1974, Section 97.45,  
4 Subdivision 15, is amended to read:

5 Subd. 15. The following restrictions on the  
6 transportation of minnows apply only to quantities in excess  
7 of 12 dozen. The following restrictions do not apply to  
8 minnows being transported through the state pursuant to a  
9 permit issued by the commissioner under section 101.42,  
10 subdivision 6. No ~~minnow dealer~~ person shall transport any  
11 minnows beyond the boundaries of the state, except fathead  
12 minnows, which may be transported without the state by any  
13 resident ~~itinerant~~ minnow dealer holding an exporting minnow  
14 dealers license. No person who is not a resident shall  
15 transport ~~or~~ , be employed as a helper , or assist in  
16 transporting minnows ~~from this~~ within the state ~~to any~~  
17 ~~point beyond the boundaries of this state~~ . No motor  
18 vehicle which is not registered and licensed in this state  
19 ~~shall be used in transporting minnows from this state to any~~  
20 ~~point beyond the boundaries of this state~~, and which is not  
21 licensed under section 98.46, subdivision 5, clause 11,  
22 shall contain minnows or be used to transport minnows in  
23 Minnesota. It shall be unlawful for any ~~Minnesota minnow~~  
24 ~~dealer or his helper~~ person to assist any nonresident  
25 ~~minnow dealer or trucker~~ in transporting or possessing more  
26 than 12 dozen minnows within the boundaries of this state.  
27 A minnow retailer who transports minnows from a place of  
28 wholesale purchase to his place of business shall transport  
29 the minnows by the most convenient and direct route.

30 Sec. 3. Minnesota Statutes 1974, Section 97.55,  
31 Subdivision 13, is amended to read:

32 Subd. 13. Every ~~itinerant minnow dealer~~ person who



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1 buys, sells, transports, or possesses minnows in violation  
2 of any provisions of chapters 97 to 102, or who violates any  
3 duly adopted order, rule, or regulation of the commissioner  
4 ~~or director~~ pertaining to the buying, selling,  
5 transporting, or possession of minnows shall be guilty of a  
6 misdemeanor.

7 Sec. 4. Minnesota Statutes, 1975 Supplement, Section  
8 98.46, Subdivision 5, is amended to read:

9 Subd. 5. Fees for the following licenses, to be issued  
10 to residents only, shall be:

11 (1) To spear fish from a dark house, \$3;

12 (2) For any fish house or dark house used during the  
13 winter fishing season, \$3 for each fish house or dark house  
14 not rented or offered for hire, and \$6 for each fish house  
15 or dark house rented or offered for hire. Each such fish  
16 house or dark house shall have attached to the outside a  
17 metal tag at least two inches in diameter with a 3/16 inch  
18 hole in the center, which will be issued with a license.  
19 Each metal tag shall be stamped with a number to correspond  
20 with the fish house or dark house license and also shall be  
21 stamped with the year of issuance. The metal tag shall be  
22 attached to the fish house or dark house as designated by  
23 commissioner's order;

24 (3) To net whitefish, tullibees or herring from inland  
25 lakes or international waters, for domestic use only, for  
26 each net, \$1;

27 (4) To conduct a taxidermist business, \$2;

28 (5) To maintain fur and game farms, including deer, \$5;

29 (6) To take mussels or clams, \$5;

30 (7) To take, transport, purchase and possess for sale  
31 unprocessed turtles and tortoises within the state, \$25;

32 (8) To prepare dressed game fish shipments for



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1 nonresidents as provided by section 97.45, subdivision 6, as  
2 amended, \$10;

3 (9) ~~Itinerant~~ Minnow dealer, \$15 plus \$10 for each  
4 vehicle;

5 (10) ~~Itinerant~~ Minnow dealer's helper, \$2.50 for each  
6 helper. ~~Itinerant~~ Minnow dealer's helpers' licenses shall  
7 be issued to the ~~itinerant~~ minnow dealer and are  
8 transferable by the dealer at will to his own helpers;

9 (11) Exporting minnow dealer, \$200, plus \$10 for one  
10 vehicle only. No licenses to transport fathead minnows  
11 beyond the boundaries of the state will be issued for 1961  
12 calendar year after the effective date of Laws 1961, Chapter  
13 477, and the number issued prior to the effective date of  
14 Laws 1961, Chapter 477 will not be exceeded in subsequent  
15 years. The renewal of such existing licenses will be  
16 reserved through April 1 of the following year; licenses not  
17 so renewed will not be made available until the total number  
18 has been reduced to below 35 licenses.

19 Each vehicle license shall cover ~~a specific truck,~~  
20 ~~tractor-trailer, or semi-trailer,~~ specified vehicle. The  
21 serial number, license number, make, and model shall be  
22 specified on the license which must be conspicuously posted  
23 in the vehicle licensed. No vehicle shall be licensed if  
24 the maximum tank capacity exceeds 300 cubic feet, inside  
25 measurement, and unless it complies with reasonable  
26 regulations adopted pursuant to the provisions of section  
27 101.42, subdivision 5.

28 The exporting minnow dealer's license and vehicle  
29 license are void upon the sale of the business or death of  
30 the licensee. Provided, however, a succeeding owner of the  
31 business upon meeting the required qualifications will be  
32 issued the required licenses upon application and payment

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1 therefor. In the event of the death of the licensee the  
2 administrator or executor of the estate may purchase such  
3 licenses and operate the business until the sale thereof.  
4 If there is no estate then the widow or a member of the  
5 immediate family, if qualified, will be issued the required  
6 licenses upon application and payment therefor.

7 Sec. 5. Minnesota Statutes 1974, Section 98.46,  
8 Subdivision 17, is amended to read:

9 Subd. 17. Fees for the following licenses, to be  
10 issued to either residents or nonresidents, shall be:

11 (1) To deal in live or engage in the business of  
12 preserving minnows; ~~local~~ minnow-dealer retailer, \$2.50  
13 plus \$10 for each vehicle used to transport minnows.

14 (2) To raise fish in a private hatchery, \$5.

15 (3) To take under state supervision sucker eggs from  
16 public waters, for private fish hatchery purposes;

17 (a) To take not to exceed 100 quarts, \$50;

18 (b) To take in excess of 100 quarts, \$1 per quart for  
19 such excess.

20 Sec. 6. Minnesota Statutes 1974, Section 101.42,  
21 Subdivision 5, is amended to read:

22 Subd. 5. Except as otherwise specifically permitted,  
23 it shall be unlawful to take minnows with a seine more than  
24 25 feet in length or more than 148 meshes in depth of one  
25 fourth inch bar measure or more than 197 meshes in depth of  
26 3/16 inch bar measure or more than four feet in depth if  
27 material of smaller than 3/16 inch bar measure is used; to  
28 take minnows from waters designated by the commissioner as  
29 trout lakes or trout streams without a special permit which  
30 the commissioner may issue when conditions warrant ~~it~~; to  
31 possess or transport minnows for sale except with the use of  
32 equipment approved by regulations of the commissioner; or to

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1 take minnows from any waters from one hour after sunset to  
2 one hour before sunrise. Licensed ~~minnow~~ minnow dealers  
3 may take minnows, except ~~in streams and designated trout~~  
4 ~~takes~~ from waters designated by the commissioner as trout  
5 lakes or trout streams, with a seine not more than 50 feet  
6 in length or more than 222 meshes in depth of one fourth  
7 inch bar measure or more than 296 meshes in depth of 3/16  
8 inch bar measure, or more than six feet in depth if material  
9 of smaller than 3/16 inch bar measure is used.

10 Sec. 7. Minnesota Statutes 1974, Section 101.42,  
11 Subdivision 6, is amended to read:

12 Subd. 6. Except as otherwise specifically permitted,  
13 it shall be unlawful to use game fish, gold fish, or carp  
14 minnows for bait purposes and no live minnows imported from  
15 other states or countries may be used for bait purposes,  
16 propagation purposes (except as to or ornamental use in home  
17 aquariums) or any other purpose which shall permit their  
18 being placed in any waters of the state, artificial ponds,  
19 stationary or mobile tanks or to possess or transport such  
20 minnows for sale or storage within the state or to transport  
21 live carp minnows for any purpose.

22 No minnows (except as to ornamentals) shall be  
23 transported from other states or countries into or through  
24 Minnesota, unless the possessor shall have first obtained a  
25 permit from the commissioner or his agent, showing the name  
26 and address of the owner, the number and kind of minnows to  
27 be transported, the point of entry into Minnesota, the  
28 destination, and the route to be followed through Minnesota,  
29 such permit shall be valid for not more than 12 hours after  
30 its date, and time of issuance.

31 ~~Except for a licensed minnow exporter, a person~~  
32 ~~exporting minnows from Minnesota shall similarly obtain a~~

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1 ~~permit showing the name and address of the owner, the number~~  
2 ~~and kind of minnows to be transported, the point of origin~~  
3 ~~in Minnesota, the destination, and the route to be followed~~  
4 ~~within Minnesota, such permit shall be valid for not more~~  
5 ~~than 24 hours after its date and time of issuance,~~  
6 Sec. 8. This act is effective January 1, 1977.



House  
Companion  
No.

DUPLICATE

S. F. NO. 1494

A bill for an act relating to eminent domain; permitting an alternate means of compensation to landowners whose land is condemned by certain pipeline or electric power companies or associations.

B. D. No. B3325

SENATE ACTION

Introduced by Senators *Schram*

★ Read FIRST TIME APR 14 1975 and Referred to the  
Committee on JUDICIARY  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

COMPARISON ACTION

Date \_\_\_\_\_  
\_\_\_\_\_ moved that

\_\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_\_ F. No. \_\_\_\_\_  
be referred for comparison.

Date \_\_\_\_\_  
Upon motion of \_\_\_\_\_

\_\_\_\_\_ F. No. \_\_\_\_\_ was substituted  
for \_\_\_\_\_ F. No. \_\_\_\_\_ which  
was indefinitely postponed.

(SENATE ACTION)

Received from House \_\_\_\_\_  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

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

Secretary of the Senate

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other  
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference  
committee action.

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S. F. No.

Printed Page No.

1494

Mr. Schrom introduced--

S. F. No. 1494: Referred to the Committee on  
JUDICIARY

1                   A bill for an act  
2       relating to eminent domain; permitting an  
3       alternate means of compensation to landowners  
4       whose land is condemned by certain pipeline or  
5       electric power companies or associations,  
6   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:  
7       Section 1. [ALTERNATE METHOD OF COMPENSATION.]  
8   Whenever the power of eminent domain is exercised by a  
9   pipeline company or association pursuant to section 117.48  
10   or by an electric power company or association, the  
11   commissioners may, at the option of the owner of the land  
12   and in lieu of awarding a lump sum for the land taken and  
13   damages to any remainder award to the owners of the land  
14   upon which a pipeline or electric transmission line is  
15   constructed, a reasonable annual rental charge for the use  
16   of the land and a lump sum for special damages that are  
17   incurred by the owners of the land during and as a result of  
18   the construction of the pipeline or electric transmission  
19   line. The rental charge shall be based upon the number of  
20   lineal feet of pipeline or electric transmission line  
21   constructed or to be constructed upon the landowner's  
22   property. "Landowner" means the person, company or  
23   corporation listed in the tax assessment rolls for the

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1 payment of real estate taxes imposed on the property. The  
2 annual rental charge is due and payable on or before January  
3 10 of each year. Failure to make a rental payment when due  
4 and payable shall vest in the district court in the county  
5 in which the default occurs jurisdiction to enjoin the  
6 continued use of the pipeline or electric transmission line  
7 upon the land or to grant other appropriate relief upon  
8 written application and proper showing by the landowner.

9       Either the landowner or the pipeline or electric power  
10 company or association may within 60 days of the original  
11 assessment, but not more often than once in each five year  
12 period thereafter, petition the district court for the  
13 county in which the property is located for a review and  
14 reassessment of the rental charges provided in this section.  
15 The court may then redetermine and reassess the reasonable  
16 annual rental charge to be paid by the pipeline or electric  
17 power company or association.



House  
Companion  
No.

DUPLICATE

S. F. NO. 1495

A bill for an act relating to game and fish; prohibiting the taking of endangered fish by the use of gill nets; amending Minnesota Statutes 1974, Section 97.48, Subdivision 16.

B. D. No. B3197

COMPARISON ACTION

Date \_\_\_\_\_

\_\_\_\_\_ moved that

\_\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_\_ F. No. \_\_\_\_\_

be referred for comparison.

Date \_\_\_\_\_

Upon motion of \_\_\_\_\_

\_\_\_\_\_ F. No. \_\_\_\_\_ was substituted

for \_\_\_\_\_ F. No. \_\_\_\_\_ which

was indefinitely postponed.

(SENATE ACTION)

Received from House \_\_\_\_\_

Laid on Table \_\_\_\_\_

Taken from Table \_\_\_\_\_

CONCURRENCE

Date \_\_\_\_\_

The Senate concurred in House amendments to

S. F. No. \_\_\_\_\_ and repassed the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators \_\_\_\_\_

★ Read FIRST TIME \_\_\_\_\_ APR 14 1975 \_\_\_\_\_ and Referred to the Committee on **NATURAL RESOURCES AND AGRICULTURE**

Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

★ Read FIRST TIME \_\_\_\_\_ and Referred to the Committee on

Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference committee action.

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S. F.

No.

Printed Page No.



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Mr. Schrom introduced--

S. F. No. 1495: Referred to the Committee on NATURAL RESOURCES AND AGRICULTURE

A bill for an act

1  
2 relating to game and fish; prohibiting the taking  
3 of endangered fish by the use of gill nets;  
4 amending Minnesota Statutes 1974, Section 97.48,  
5 Subdivision 16.

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

7 Section 1. Minnesota Statutes 1974, Section 97.48,

8 Subdivision 16, is amended to read:

9 Subd. 16. The commissioner shall rescue, transfer, or  
10 otherwise dispose of or sell fish found in waters, which by  
11 reason of their shallowness, will endanger such fish to  
12 smothering in winter, or by published order, or in cases of  
13 emergency by notice posted conspicuously around the shores  
14 upon any such waters, to authorize the taking of fish in any  
15 quantity and in any manner, except with the use of seines,  
16 hoop nets, fyke nets, gill nets or explosives, by residents  
17 of the state of Minnesota, for personal use only, except  
18 that bullheads and rough fish may be sold. The above  
19 provisions shall also apply to waters in which fish  
20 toxicants will be used for the purpose of reclamation.

House  
Companion  
No.

DUPLICATE

S. F. NO. 1496

~~RESOLUTION~~ A resolution memorializing the Congress and the Departments of Treasury and Health, Education and Welfare to continue the present long established policy of the Social Security Administration with respect to reporting and quarterly remittances of social security contributions by State and local governmental units under Section 218 of the Social Security Act.

B. D. No. B3300

COMPARISON ACTION

Date \_\_\_\_\_  
\_\_\_\_\_ moved that  
\_\_\_\_\_ F. No. \_\_\_\_\_ and \_\_\_\_\_ F. No. \_\_\_\_\_  
be referred for comparison.

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

(SENATE ACTION)

Received from House \_\_\_\_\_  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

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

Secretary of the Senate

SENATE ACTION

Introduced by Senators Chenoweth  
Leahy Ogdahl  
★ Read FIRST TIME APR 14 1975 and Referred to the  
Committee on GOVERNMENTAL OPERATIONS  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

HOUSE ACTION

House Companion  
is H. F. No. \_\_\_\_\_

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

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

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

Printed Page No.

S. F. No.

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Messrs. Chenoweth, Gearty and Ogdahl introduced--

S. F. No. 1496: Referred to the Committee on GOVERNMENTAL OPERATIONS

A resolution

memorializing the Congress and the Departments of Treasury and Health, Education and Welfare to continue the present long established policy of the Social Security Administration with respect to reporting and quarterly remittances of social security contributions by State and local governmental units under Section 218 of the Social Security Act.

WHEREAS, the State of Minnesota entered into an agreement with the Secretary of Health, Education and Welfare of the Government of the United States on August 29, 1955, to cover state and local governmental employees of public agencies within this State under the provisions of Old Age and Survivors Insurance; and

WHEREAS, upon entering into this agreement, pursuant to Section 218 of the Federal Social Security Act and Chapter 665, Minnesota Laws of 1955, a State Agency was designated to collect social security contributions on wages paid for services rendered by covered state and local governmental employees and remit such contributions to the Social Security Administration; and

WHEREAS, it was the accepted understanding between the State of Minnesota and the Secretary of Health, Education and Welfare that all contributions would be collected and



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1 remitted by the State Agency on a quarterly basis; and

2 WHEREAS, the State of Minnesota assumed full financial  
3 responsibility for the payment of the social security  
4 contributions for all covered state and local governmental  
5 employees whether or not deducted from such employee or paid  
6 by the local governmental unit thus assuring the Social  
7 Security Administration that there be no losses due to  
8 delinquent or non-collectible accounts; and

9 WHEREAS, the Social Security Administration has now  
10 indicated that it wishes to unilaterally establish a system  
11 of more frequent deposits and change in reporting for all  
12 states and their political subdivisions under Section 218 of  
13 the Social Security Act; and

14 WHEREAS, the vast majority of the reporting entities in  
15 the State of Minnesota have limited financial resources and  
16 thus would find it financially burdensome and difficult to  
17 make more frequent deposits of social security  
18 contributions; and

19 WHEREAS, the reporting officials of the smaller local  
20 governmental units would be further burdened by the  
21 additional administrative procedures and records  
22 necessitated by the more frequent remittances; and

23 WHEREAS, due to the anticipated initial financial  
24 impact, public entities may press for termination of either  
25 social security coverage or retirement system membership for  
26 their employees; now, therefore,

27 BE IT RESOLVED, by the Legislature of the State of  
28 Minnesota that the Secretary of Health, Education and  
29 Welfare and the Secretary of Treasury refrain from the  
30 establishment of any more frequent contribution deposit  
31 requirements for States than were in effect as of the date  
32 the Agreements pursuant to Section 218 of the Social



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1 Security Act were initially entered into.

2 BE IT FURTHER RESOLVED, that the Secretary of State of  
3 the State of Minnesota be instructed to transmit copies of  
4 this resolution to the Congressional Delegation of this  
5 State, Honorable Russell B. Long, Chairman, Senate Finance  
6 Committee and Honorable Al Ullman, Chairman, House Ways and  
7 Means Committee.