



Minnesota Legislature:
Senate Bills

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House
Companion
No.

DUPLICATE

S. F. NO. 1525

A bill for an act relating to Minnesota Statutes; providing for the correction of erroneous, ambiguous; omitted, unconstitutional and obsolete references and text; eliminating certain duplicitous and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1974, Chapter 28A, by adding a section; Sections 15.0411, Subdivision 2; 15A.063, Subdivision 2; etc., repealing Minnesota Statutes 1974, Sections 15.13; 148.87; etc.

B. D. No. B3454

SENATE ACTION

Introduced by Senators

★ Read FIRST TIME

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.

1525

S. F. No.

Printed Page No.

1525

Messrs. Humphrey; Keefe, J. and Schaaf introduced--

S. F. No. 1525: Referred to the Committee on JUDICIARY

1 A bill for an act
2 relating to Minnesota Statutes; providing for the
3 correction of erroneous, ambiguous; omitted,
4 unconstitutional and obsolete references and text;
5 eliminating certain duplicitous and conflicting
6 provisions superseded by or conflicting with other
7 provisions of law; amending Minnesota Statutes
8 1974, Chapter 28A, by adding a section; Sections
9 15.0411, Subdivision 2; 15A.083, Subdivision 2;
10 16.80; 16A.129; 30.461; 30.462; 30.463,
11 Subdivisions 1 and 5; 30.464, Subdivisions 1, 2,
12 and 3; 30.465; 30.467; 30.468; 30.469; 30.47;
13 30.472; 30.473; 30.475; 30.476; 32A.08,
14 Subdivision 1; 34.05, Subdivision 2; 43.35; 43.09,
15 Subdivision 2a; 50.14, Subdivision 1; 59A.03,
16 Subdivision 3; 60A.03, Subdivision 2; 65B.06,
17 Subdivision 2; 65B.44, Subdivision 5; 80A.15,
18 Subdivision 2; 80C.03; 82.18; 82.30, Subdivision
19 2; 83.25, Subdivision 3; 84.87, Subdivision 1;
20 84A.07; 84A.26; 84A.36; 97.48, Subdivision 4;
21 111.80; 115.48, Subdivision 1; 115.51; 116.16,
22 Subdivision 3; 116F.08; 116H.04, Subdivision 3;
23 121.02; 122.355, Subdivision 1; 123.78,
24 Subdivision 1; 124.15, Subdivision 2; 124.17,
25 Subdivision 2; 124.41, Subdivision 1; 124.803;
26 145.862, Subdivision 4; 147.02; 147.22; 155.02,
27 Subdivision 2; 179.74, Subdivision 2; 181A.07,
28 Subdivision 6; 192.40; 197.53, Subdivision 1;
29 205.10; 205.11, Subdivision 1; 205.12; 205.16,
30 Subdivisions 1 and 2; 205.17, Subdivisions 1 and
31 2; 243.88, Subdivision 3; 245.68; 245.77; 246.23;
32 251.043, Subdivision 3; 256.01, Subdivision 2;
33 256D.02, Subdivision 4; 260.251, Subdivision 3;
34 268.04, Subdivision 12; 268.115, Subdivision 2;
35 270.075, Subdivision 1; 273.11, Subdivision 4;
36 273.111, Subdivisions 9 and 11; 273.13,
37 Subdivision 7; 275.125, Subdivision 4; 275.161;
38 282.16; 285.11; 290.01, Subdivision 22; 290.02;
39 290.06, Subdivision 2c; 290.086, Subdivision 1;
40 290.09, Subdivision 15; 290.21, Subdivision 3;
41 290.26, Subdivision 2a; 290.92, Subdivision 2a;

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1 291.05; 292.04; 297.13, Subdivision 1; 297B.09;
 2 298.026; 298.027; 298.51; 298.53; 298.63; 299.013;
 3 299B.03, Subdivision 1; 299F.77; 300.025; 301.77,
 4 Subdivision 1; 308.06, Subdivision 3; 309.581;
 5 318.03; 354A.05; 355.11, Subdivision 2; 355.80;
 6 362.17; 363.01, Subdivision 13; 375.471; 376.25;
 7 412.02, Subdivision 5; 412.251; 412.861,
 8 Subdivision 1; 441.15; 463.152, Subdivision 1;
 9 463.261; 465.19; 466.02; 488A.13, Subdivision 1;
 10 507.291; 525.213; 525.515; 550.041; 571.47,
 11 Subdivision 2; 571.48, Subdivision 2; 609.375,
 12 Subdivision 4; 609.75, Subdivision 4; 611.14;
 13 626.05, Subdivision 2; 631.50; 632.12; and 648.43;
 14 repealing Minnesota Statutes 1974, Sections 15.13;
 15 148.87; 171.12, Subdivision 4; 176.061,
 16 Subdivision 10; 309.583; 359.06; and 380.24;
 17 593.17; Laws 1969, Chapters 540, Section 5; 896,
 18 Section 1; and 1126, Section 1; Laws 1971,
 19 Chapters 32, Section 1; 74, Section 6; 226,
 20 Section 1; and 427, Section 17; Laws 1973,
 21 Chapters 388, Sections 156, 157, 158, 159, 160,
 22 161, 162, 163, and 170; 638, Sections 22 and 23;
 23 and 725, Sections 25 and 26; Laws 1974, Chapters
 24 62, Section 1; 161, Section 10; and 205, Section
 25 1.

REVISOR'S BILL

26
 27 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

28 Section 1. Minnesota Statutes 1974, Section 15.0411,
 29 Subdivision 2, is amended in line 8 after "commission" and
 30 before the period by inserting " (h) board of pardons ".

31 Sec. 2. Minnesota Statutes 1974, Section 15A.083,
 32 Subdivision 2, is amended to read:

33 Subd. 2. [COUNTY COURT AND COUNTY MUNICIPAL JUDGES.]
 34 ~~Notwithstanding any other provision of the law, the~~
 35 ~~following salaries shall be paid annually to the enumerated~~
 36 ~~judicial officers:~~

37 ~~(1) Judge of a county court~~
 38 ~~(learned in the law) \$25,000~~
 39 ~~Judge of a county court~~
 40 ~~(not learned in the law) \$1,000~~
 41

42 ~~(1)~~ (1) Notwithstanding any other law to the contrary,
 43 the salary paid to a judge of a county court shall also be
 44 paid to judges of the probate court of St. Louis county and
 45 to judges of the Duluth municipal court.

46 ~~(2)~~ (2) Judges of the county municipal courts ~~the~~

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1 ~~municipal court of the city of St. Paul~~ , and county courts
2 in the counties of Hennepin, Ramsey, Washington, Anoka,
3 Scott, Carver and Dakota,.....\$29,000.

4 ~~††~~ (3) If any judge enumerated in this subdivision
5 dies while in office, the amount of his salary remaining
6 unpaid for the month in which his death occurs, shall be
7 paid to his estate.

8 Sec. 3. Minnesota Statutes 1974, Section 15.13, is
9 repealed.

10 Sec. 4. Minnesota Statutes 1974, Section 16.80, is
11 amended in line 3 by deleting "the fol-" and by deleting
12 lines 4 through 23.

13 Sec. 5. Minnesota Statutes 1974, Section 16A.129, is
14 amended in line 3 by deleting "board" and inserting in lieu
15 thereof "department".

16 Sec. 6. Minnesota Statutes 1974, Section 43.35, Clause
17 (6), is amended in line 4 before "personnel" and after "the"
18 by inserting "commissioner of" and in line 5 by deleting
19 "board".

20 Sec. 7. Minnesota Statutes 1974, Chapter 28A, is
21 amended by adding a section to read:

22 [28A.17] [LICENSE RENEWAL.] Licenses for food
23 processors or manufacturers shall be renewed annually on
24 January 1. Licenses for retail and wholesale food handlers
25 shall be renewed annually on July 1.

26 Sec. 8. Minnesota Statutes 1974, Section 30.461, is
27 amended in line 2 after "30.477" and before "may" by
28 inserting "and 30.479".

29 Sec. 9. Minnesota Statutes 1974, Section 30.462, is
30 amended in line 12 after "30.477" and before "shall" by
31 inserting "and 30.479"; in line 16 after "30.477" and
32 before "be" by inserting "and 30.479"; and in line 18

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1 after "30.477" and before "that" by inserting "and 30.479
2 ".

3 Sec. 10. Minnesota Statutes 1974, Section 30.463,
4 Subdivision 1, is amended in line 2 after "30.477" and
5 before "the" by inserting "and 30.479".

6 Sec. 11. Minnesota Statutes 1974, Section 30.463,
7 Subdivision 5, is amended in line 3 after "30.477" and
8 before "for" by inserting "and 30.479" and in line 5 after
9 "30.477" and before the period by inserting "and 30.479".

10 Sec. 12. Minnesota Statutes 1974, Section 30.464, a
11 reference to section 30.478 which does not belong in the
12 series.

13 Sec. 13. Minnesota Statutes 1974, Section 30.464,
14 Subdivision 2, is amended in line 1 after "30.477" and
15 before "shall" by inserting "and 30.479".

16 Sec. 14. Minnesota Statutes 1974, Section 30.464,
17 Subdivision 3, is amended in line 3, after "30.477" and
18 before "shall" by inserting "and 30.479"; in line 8 after
19 "30.477" and before "and" by inserting ", 30.479"; and in
20 line 8 after "30.477" and before "shall" by inserting "and
21 30.479".

22 Sec. 15. Minnesota Statutes 1974, Section 30.465, is
23 amended in line 3 after "30.477" and before "by" by
24 inserting "and 30.479" and in line 15 after "30.477" and
25 before the comma by inserting "and 30.479".

26 Sec. 16. Minnesota Statutes 1974, Section 30.467, is
27 authorized to invest money in by reference to section
28 subdivision numbers but since the class of authorized

29 Sec. 17. Minnesota Statutes 1974, Section 30.468, is
30 amended in line 2 after "30.477" and before the comma by
31 inserting "and 30.479".

32 Sec. 18. Minnesota Statutes 1974, Section 30.468,

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1 clause (a), is amended in line 4 after "30.477" and before
2 the semi-colon by inserting "and 30.479".

3 Sec. 19. Minnesota Statutes 1974, Section 30.468,
4 clause (b), is amended in line 2 after "30.477" and before
5 "and" by inserting "and 30.479".

6 Sec. 20. Minnesota Statutes 1974, Section 30.468,
7 clause (e), is amended in line 3 after "30.477" and before
8 the comma by inserting "and 30.479".

9 Sec. 21. Minnesota Statutes 1974, Section 30.469,
10 clause (a), is amended in line 1 after "30.477" and before
11 "shall" by inserting "and 30.479".

12 Sec. 22. Minnesota Statutes 1974, Section 30.469,
13 authorized to invest money in by reference to section
14 subdivision numbers but since the class of authorized

15 Sec. 23. Minnesota Statutes 1974, Section 30.469, is
16 amended in line 32 after "30.477" and before "shall" by
17 inserting "and 30.479" and in line 38 after "30.477" and
18 before "as" by inserting "and 30.479".

19 Sec. 24. Minnesota Statutes 1974, Section 30.47, is
20 amended in line 2 after "30.477" and before "filing" by
21 inserting "and 30.479".

22 Sec. 25. Minnesota Statutes 1974, Section 30.472, is
23 amended in line 3 after "30.477" and before the period by
24 inserting "and 30.479".

25 Sec. 26. Minnesota Statutes 1974, Section 30.473, is
26 amended in line 2 after "30.477" and before the comma by
27 inserting "and 30.479".

28 Sec. 27. Minnesota Statutes 1974, Section 30.473,
29 clause (d), is amended in line 24 after "30.477" and before
30 "in" by inserting "and 30.479".

31 Sec. 28. Minnesota Statutes 1974, Section 30.475,
32 amended in line 2 after "30.477" and before "or" by

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1 inserting "and 30.479" and in line 3 after "30.477" and
2 before the comma by inserting "and 30.479".

3 Sec. 29. Minnesota Statutes 1974, Section 30.476, is
4 amended in line 3 after "30.477" and before the comma by
5 inserting "and 30.479"; in line 5 after "30.477" and
6 before the comma by inserting "and 30.479"; and in line 9
7 after "30.477" and before the period by inserting "and
8 30.479".

9 Sec. 30. Minnesota Statutes 1974, Section 32A.08,
10 Subdivision 1, is amended in line 8 by deleting "a.".

11 Sec. 31. Minnesota Statutes 1974, Section 34.05,
12 Subdivision 2, Clause (b), is amended in line 3 by deleting
13 "members" and inserting in lieu thereof "numbers".

14 Sec. 32. Minnesota Statutes 1974, Section 43.09,
15 Subdivision 2a, Clause (1), is amended in line 6 by deleting
16 "(3)" and inserting in lieu thereof "(4)".

17 Sec. 33. Minnesota Statutes 1974, Section 50.14,
18 Subdivision 1, is amended in line 7 by deleting "named in
19 subdivisions 2 to 15".

20 Sec. 34. Minnesota Statutes 1974, Section 59A.03,
21 Subdivision 3, is amended in line 6 by deleting "with" and
22 inserting in lieu thereof "that".

23 Sec. 35. Minnesota Statutes 1974, Section 60A.03,
24 Subdivision 2, Clause (2), is amended in line 4 by deleting
25 "80.05 to 80.07" and inserting in lieu thereof "80A.01 to
26 80A.31".

27 Sec. 36. Minnesota Statutes 1974, Section 80C.03,
28 Clause (4), is amended in line 1 by deleting "80" and
29 inserting in lieu thereof "80a".

30 Sec. 37. Minnesota Statutes 1974, Section 82.18 (j),
31 is amended in line 2 by deleting "80" and inserting in lieu
32 thereof "80a".

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1 Sec. 38. Minnesota Statutes 1974, Section 83.25,
2 Subdivision 3, is amended in line 2, by deleting "80" and
3 inserting in lieu thereof "80a".

4 Sec. 39. Minnesota Statutes 1974, Section 308.06,
5 Subdivision 3, is amended in line 2, by deleting "80" and
6 inserting in lieu thereof "80A" and line 3 by deleting
7 "80.05" and inserting in lieu thereof "80A.15".

8 Sec. 40. Minnesota Statutes 1974, Section 318.03, is
9 amended in line 4 after "Statutes" and before the comma by
10 deleting "1957" and by deleting "80" and inserting in lieu
11 thereof "80A".

12 Sec. 41. Minnesota Statutes 1974, Section 65B.06,
13 Subdivision 2, Clause (4), is amended in line 3 by deleting
14 "65B.26(c)" and inserting in lieu thereof "65B.44".

15 Sec. 42. Minnesota Statutes 1974, Section 65B.44,
16 Subdivision 5, is amended in line 8 by deleting "clause" and
17 inserting in lieu thereof "subdivision".

18 Sec. 43. Minnesota Statutes 1974, Section 80A.15,
19 Subdivision 2, Clause (h), is amended in line 3 after "(g)"
20 by inserting a parenthesis.

21 Sec. 44. Minnesota Statutes 1974, Section 82.30,
22 Subdivision 2, is amended in line 3 after "to" and before
23 "section" by inserting "Minnesota Statutes 1971,"

24 Sec. 45. Minnesota Statutes 1974, Section 84A.07, is
25 amended in line 4 by deleting "sections 280.13 and 280.17"
26 and inserting in lieu thereof "section 280.13".

27 Sec. 46. Minnesota Statutes 1974, Section 84A.26, is
28 amended in lines 3 and 4 by deleting "sections 280.13 and
29 280.17" and inserting in lieu thereof "section 280.13".

30 Sec. 47. Minnesota Statutes 1974, Section 84A.36, is
31 amended in lines 3 and 4 by deleting "sections 280.13 and
32 280.17" and inserting in lieu thereof "section 280.13".

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1 Sec. 48. Minnesota Statutes 1974, Section 84.87,
2 Subdivision 1, Clause (a) is amended in line 6 by deleting
3 "this act" and inserting in lieu thereof "sections 84.81 to
4 84.90".

5 Sec. 49. Minnesota Statutes 1974, Section 97.48,
6 Subdivision 4, is amended in line 15 by deleting "The
7 provisions of" and by deleting lines 16 and 17.

8 Sec. 50. Minnesota Statutes 1974, Section 111.80, is
9 amended in lines 2 and 3 by deleting "sections 110.01 to
10 110.10, and" and inserting in lieu thereof "section".

11 Sec. 51. Minnesota Statutes 1974, Section 115.48,
12 Subdivision 1, is amended in line 2 by deleting "115.47" and
13 inserting in lieu thereof "115.071".

14 Sec. 52. Minnesota Statutes 1974, Section 115.51, is
15 amended in line 8 by deleting "115.47, subdivision 2" and
16 inserting in lieu thereof "115.071, subdivision 5".

17 Sec. 53. Minnesota Statutes 1974, Section 116.16,
18 Subdivision 3 is amended in line 4 after the comma and
19 before "(c)" by inserting "and" and in line 6 by deleting
20 ", and (d) all money appropriated to the agency by section
21 116.15, subdivision" and in line 7 by deleting "5, and not
22 yet expended or committed"

23 Sec. 54. Minnesota Statutes 1974, Section 116F.08, is
24 amended in line 3 by deleting "116F.07" and inserting in
25 lieu thereof "116F.06" and in line 6 by deleting "116F.07"
26 and inserting in lieu thereof "116F.06".

27 Sec. 55. Minnesota Statutes 1974, Section 116H.04,
28 Subdivision 3, Clause (j), is amended in line 1 by deleting
29 "116H.10" and inserting in lieu thereof "116H.11".

30 Sec. 56. Minnesota Statutes 1974, Section 121.02, is
31 amended in line 17 by deleting "43.33" and inserting in lieu
32 thereof "43.329".

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1 Sec. 57. Minnesota Statutes 1974, Section 122.355,
2 Subdivision 1, is amended in lines 3 and 4 by deleting "the
3 effective date of this act" and inserting in lieu thereof "
4 May 26, 1965 ",

5 Sec. 58. Minnesota Statutes 1974, Section 123.78,
6 Subdivision 1, is amended in line 6 by deleting "124.22" and
7 inserting in lieu thereof "124.223 ",

8 Sec. 59. Minnesota Statutes 1974, Section 124.17,
9 Subdivision 2, is amended by deleting "124.22" and inserting
10 in lieu thereof "124.223 ",

11 Sec. 60. Minnesota Statutes 1974, Section 124.41,
12 Subdivision 1, is amended in line 2 by deleting "124.211,
13 subdivision 3" and inserting in lieu thereof "124.212,
14 subdivision 10 ",

15 Sec. 61. Minnesota Statutes 1974, Section 124.15,
16 Subdivision 2, Clause (1), is amended in line 3 by deleting
17 "2" and inserting in lieu thereof "3 ",

18 Sec. 62. Minnesota Statutes 1974, Section 145.862,
19 Subdivision 4, is amended in line 3 by deleting "146.02" and
20 "148.79",

21 Sec. 63. Minnesota Statutes 1974, Section 147.22, is
22 amended in line 3 by deleting "with the exception that the
23 powers conferred upon the" and by deleting lines 4, 5, and
24 6,

25 Sec. 64. Minnesota Statutes 1974, Section 124.803, is
26 amended in line 2 after "mills" and before "on" by inserting
27 "in 1971 and prior years " and in line 3 after "124" and
28 before the period by inserting "and 6 1/3 mills in 1972 and
29 thereafter ",

30 Sec. 65. Minnesota Statutes 1974, Section 147.02, is
31 amended in line 66 by deleting "147.02, subdivision 3" and
32 inserting in lieu thereof "147.021 ",

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1 Sec. 66. Minnesota Statutes 1974, Section 148.87, is
2 repealed.

3 Sec. 67. Laws 1973, Chapter 638, Sections 22 and 23,
4 are repealed.

5 Sec. 68. Minnesota Statutes 1974, Section 155.02,
6 Subdivision 2, is amended in lines 4 and 5 by deleting "of
7 women, as a part of women's hairdressing" and inserting in
8 lieu thereof " , cutting or bobbing of any living person of
9 either sex ".

10 Sec. 69. Minnesota Statutes 1974, Section 171.12,
11 Subdivision 4, is repealed.

12 Sec. 70. Minnesota Statutes 1974, Section 176.061,
13 Subdivision 10, is repealed.

14 Sec. 71. Minnesota Statutes 1974, Section 179.74,
15 Subdivision 2, is amended in line 2 by deleting "If the
16 commis-" and by deleting lines 3 and 4.

17 Sec. 72. Minnesota Statutes 1974, Section 181A.07,
18 Subdivision 6, is amended in line 2 by deleting "6" and
19 inserting in lieu thereof "5".

20 Sec. 73. Minnesota Statutes 1974, Section 197.63,
21 Subdivision 1, is amended in line 2 after "divorce" and in
22 line 3 before "record" by inserting ", dissolution of
23 marriage".

24 Sec. 74. Minnesota Statutes 1974, Section 205.10, is
25 amended in line 2 by deleting "any city, however organized".

26 Sec. 75. Minnesota Statutes 1974, Section 205.11,
27 Subdivision 1, is amended in line 3 by deleting ", however
28 organized,".

29 Sec. 76. Minnesota Statutes 1974, Section 205.12, is
30 amended in lines 1 and 2 by deleting ", however organized,"
31 and in line 5 by deleting "or other law under which it is
32 organized".

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1 Sec. 77. Minnesota Statutes 1974, Section 205.16,
2 Subdivision 1, is amended in line 2 by deleting ", however
3 organized,".

4 Sec. 78. Minnesota Statutes 1974, Section 205.16,
5 Subdivision 2, is amended in line 1 by deleting ", however
6 organized,".

7 Sec. 79. Minnesota Statutes 1974, Section 205.17,
8 Subdivision 1, is amended in line 2 by deleting ", however
9 organized," and in lines 7 and 8 by deleting "or law".

10 Sec. 80. Minnesota Statutes 1974, Section 205.17,
11 Subdivision 2, is amended in line 2 by deleting "however
12 organized".

13 Sec. 81. Minnesota Statutes 1974, Section 256D.02,
14 Subdivision 4, is amended in line 10 by deleting "245A.09
15 and 245A.11" and inserting in lieu thereof "256D.09 and
16 256D.11".

17 Sec. 82. Minnesota Statutes 1974, Section 243.88,
18 Subdivision 3, is amended in line 3 by deleting the comma
19 and by deleting lines 4 and 5.

20 Sec. 83. Minnesota Statutes 1974, Section 245.68,
21 Clause (h) is deleted.

22 Sec. 84. Minnesota Statutes 1974, Section 245.77, is
23 amended in line 5 by deleting "261.03" and inserting in lieu
24 thereof "256D.18".

25 Sec. 85. Minnesota Statutes 1974, Section 246.23, is
26 amended in line 2 by deleting "town, or city, as defined in
27 section 261.07" and inserting in lieu thereof "256D.18".

28 Sec. 86. Minnesota Statutes 1974, Section 260.251,
29 Subdivision 3, is amended in line 3 by deleting "poor
30 relief" and inserting in lieu thereof "general assistance
31 "; in line 6 by deleting "poor relief" and inserting in lieu
32 thereof "general assistance"; in line 11 by deleting "poor

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1 relief" and inserting in lieu thereof "general assistance
2 "; and in line 14 by deleting "261.08" and inserting in lieu
3 thereof "256D.12".

4 Sec. 87. Minnesota Statutes 1974, Section 376.25, is
5 amended in line 9 by deleting "261.07" and inserting in lieu
6 thereof "256D.18".

7 Sec. 88. Minnesota Statutes 1974, Section 251.043,
8 Subdivision 3, is amended in line 2 by deleting "the
9 limitations of time specified in section 177.66 and" and in
10 line 3 by deleting "177.664 shall not apply, and"

11 Sec. 89. Minnesota Statutes 1974, Section 256.01,
12 Subdivision 2, Clause (3) is amended in line 5 after "in"
13 and before "section" by inserting "Minnesota Statutes 1971,
14 ".

15 Sec. 90. Minnesota Statutes 1974, Section 268.04,
16 Subdivision 12, Clause 12, is amended in lines 1 and 2 by
17 deleting "after the effective date of this subdivision".

18 Sec. 91. Minnesota Statutes 1974, Section 268.115,
19 Subdivision 2, Clause (a)(2) is amended in line 3 by
20 deleting "section" and inserting "subdivision".

21 Sec. 92. Minnesota Statutes 1974, Section 270.075,
22 Subdivision 1, is amended in lines 6, 7, and 8, by deleting
23 the sentence beginning "Provided, however ..." and ending "
24 ... preceding year."

25 Sec. 93. Minnesota Statutes 1974, Section 273.11,
26 Subdivision 4, is amended in line 1 by deleting "section"
27 and inserting in lieu thereof "subdivisions 2 to 5".

28 Sec. 94. Minnesota Statutes 1974, Section 273.111,
29 subdivision 9, is amended in line 2 by deleting "7" and
30 inserting in lieu thereof "6".

31 Sec. 95. Minnesota Statutes 1974, Section 273.111,
32 Subdivision 11, is amended in lines 5 and 6 by deleting "7"

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1 and inserting in lieu thereof "6".

2 Sec. 96. Minnesota Statutes 1974, Section 273.13,
3 Subdivision 7, is amended in lines 13 and 14, by deleting
4 "as defined by section 256.12,".

5 Sec. 97. Minnesota Statutes 1974, Section 275.125,
6 Subdivision 4, is amended in line 6 by deleting "20" and
7 inserting in lieu thereof "19".

8 Sec. 98. Minnesota Statutes 1974, Section 275.161, is
9 amended in line 1 by deleting ", 275.12, 275.13,".

10 Sec. 99. Minnesota Statutes 1974, Section 282.16, is
11 amended in line 14 after "Chapter" and before the comma by
12 inserting "320".

13 Sec. 100. Minnesota Statutes 1974, Section 285.11, is
14 amended in line 7 by deleting "and in section 385.37".

15 Sec. 101. Minnesota Statutes 1974, Section 290.01,
16 Subdivision 22, is amended in line 3 by deleting
17 "subdivision 2" and inserting in lieu thereof "subdivision
18 2c".

19 Sec. 102. Minnesota Statutes 1974, Section 290.02, is
20 amended by deleting lines 12, 13, 14 and 15.

21 Sec. 103. Minnesota Statutes 1974, Section 290.06,
22 Subdivision 2c, Clause (b), is amended in line 7 by deleting
23 "section" and inserting in lieu thereof "subdivision".

24 Sec. 104. Minnesota Statutes 1974, Section 290.086,
25 Subdivision 1 is amended in lines 4 and 6 by deleting
26 "124.211, Subdivision 2 (5)" and inserting in lieu thereof "
27 124.212, Subdivision 2, (1)".

28 Sec. 105. Minnesota Statutes 1974, Section 290.09,
29 Subdivision 15, Clause (b) is amended in line 4 by deleting
30 "subdivision 2" and inserting in lieu thereof "subdivision
31 2c".

32 Sec. 106. Minnesota Statutes 1974, Section 290.21,

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1 Subdivision 3, Clause (c) is amended in line 7 by deleting
2 "this" and after "section" and before the period inserting "
3 290.01, Subdivision 25".

4 Sec. 107. Minnesota Statutes 1974, Section 291.05,
5 Clause (1), is amended in lines 12 and 13 by deleting
6 "290.21, Subdivision 3" and inserting in lieu thereof "
7 290.01, Subdivision 25".

8 Sec. 108. Minnesota Statutes 1974, Section 290.26,
9 Subdivision 2a, is amended in line 3 by deleting "24" and
10 inserting in lieu thereof "25".

11 Sec. 109. Minnesota Statutes 1974, Section 292.04,
12 Clause (7), is amended in lines 1 and 2 by deleting "290.21,
13 Subdivision 3" and inserting in lieu thereof "290.01,
14 Subdivision 5".

15 Sec. 110. Minnesota Statutes 1974, Section 290.92,
16 Subdivision 2a, Clause (3), is amended by deleting lines 14,
17 15, 16, 17, 18 and 19.

18 Sec. 111. Minnesota Statutes 1974, Section 297.13,
19 Subdivision 1, is amended in line 3 after "act" and before
20 the comma by inserting "to carry out the provisions of this
21 act".

22 Sec. 112. Minnesota Statutes 1974, Section 297B.09, is
23 amended in line 4 by deleting "and transmitted" and in lines
24 4 and 5 by deleting "and 297A.51".

25 Sec. 113. Minnesota Statutes 1974, Section 298.026, is
26 amended in line 3 by deleting "Minnesota Statutes 1961," and
27 in line 4 by deleting ", 298.011,"; in line 10 by deleting
28 "Minnesota Statutes 1961,"; in line 11 by deleting "and
29 298.011"; and in line 12 by deleting "Minnesota Statutes
30 1961".

31 Sec. 114. Minnesota Statutes 1974, Section 298.027, is
32 amended in lines 3 and 4 by deleting "Minnesota Statutes

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1 1961"; in lines 8 and 9 by deleting "Minnesota Statutes
2 1961"; and in line 9 by deleting "and Section 298.011".

3 Sec. 115. Minnesota Statutes 1974, Section 298.51, is
4 amended in lines 5 and 6 by deleting "Minnesota Statutes
5 1965, Sections 298.01 and 298.011, but, in lieu of the taxes
6 under said sections" and inserting in lieu thereof "section
7 298.01, but, in lieu of the taxes under said section".

8 Sec. 116. Minnesota Statutes 1974, Section 298.53, is
9 amended in line 4 by deleting "Minnesota Statutes 1965,
10 Sections 298.01 and 298.011" and inserting in lieu thereof "
11 section 298.01"; in lines 6 and 7 by deleting "sections
12 298.01 and 298.011" and inserting in lieu thereof "section
13 298.01"; and in lines 12 and 13 by deleting "sections
14 298.01 and 298.011" and inserting in lieu thereof "section
15 298.01".

16 Sec. 117. Minnesota Statutes 1974, Section 298.63, is
17 amended in lines 3 and 4 by deleting "Minnesota Statutes
18 1965, Sections 298.01 and 298.011" and inserting in lieu
19 thereof "section 298.01" and in line 6 by deleting
20 "sections 298.01 and 298.011" and inserting in lieu thereof
21 "section 298.01".

22 Sec. 118. Minnesota Statutes 1974, Section 299.013, is
23 amended in line 4 by deleting "Minnesota Statutes 1965,
24 sections 299.01 and 299.011" and inserting in lieu thereof "
25 section 299.01".

26 Sec. 119. Minnesota Statutes 1974, Section 299B.03,
27 Subdivision 1, Clause (d), is amended in lines 2 and 3 by
28 deleting "clauses (a) (i) and (a) (ii)" and inserting in
29 lieu thereof "clause (7), (a) (i) and (a) (ii)".

30 Sec. 120. Minnesota Statutes 1974, Section 299F.77,
31 Clause (c), is amended in lines 2 and 3 by deleting "618.01,
32 or a depressant or stimulant drug, as defined in section

1525

1 152.01" and inserting in lieu thereof "152.01, subdivision
2 10 or a controlled substance, as defined in section 152.01,
3 subdivision 4".

4 Sec. 121. Minnesota Statutes 1974, Section 300.025,
5 clause (5), is amended in line 3 after "one" and before the
6 comma by inserting "class".

7 Sec. 122. Minnesota Statutes 1974, Section 301.77,
8 Subdivision 1, is amended in line 6 by deleting "business"
9 and inserting in lieu thereof "economic".

10 Sec. 123. Minnesota Statutes 1974, Section 309.581, is
11 amended in lines 3 and 4 by deleting "of commerce, division
12 of licensing and consumer services".

13 Sec. 124. Minnesota Statutes 1974, Section 309.583 is
14 repealed.

15 Sec. 125. Minnesota Statutes 1974, Section 354A.05 is
16 amended in line 10 by deleting "who shall have attained the
17 age of 70 years as of June 30, 1942; and", in lines 11 and
18 12 by deleting all of the language, and in line 13 by
19 deleting "thereafter any teacher".

20 Sec. 126. Minnesota Statutes 1974, Section 355.11,
21 Subdivision 2, in line 4 is amended after "therefor" and
22 before the period by inserting "which is codified in
23 Minnesota Statutes, Sections 355.01 to 355.07".

24 Sec. 127. Minnesota Statutes 1974, Section 355.80, is
25 amended in line 3 by deleting "355.89" and inserting in lieu
26 thereof "355.81".

27 Sec. 128. Minnesota Statutes 1974, Section 359.06, is
28 repealed.

29 Sec. 129. Minnesota Statutes 1974, Section 362.17 is
30 amended in line 5 by deleting "The depart-", and in lines 6
31 to 9, by deleting all of the language except the period.

32 Sec. 130. Minnesota Statutes 1974, Section 363.01,

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1 Subdivision 13, is amended in line 3 by deleting "82.01" and
2 inserting in lieu thereof "82.17" and in line 4 by
3 deleting "82.01" and inserting in lieu thereof "82.17".

4 Sec. 131. Minnesota Statutes 1974, Section 412.02,
5 Subdivision 5, is amended in line 1 by deleting "In cities
6 without a municipal court".

7 Sec. 132. Minnesota Statutes 1974, Section 412.861,
8 Subdivision 1, is amended in lines 7 and 8 by deleting "if
9 there is a municipal court in the city".

10 Sec. 133. Minnesota Statutes 1974, Section 192.40, is
11 amended in lines 3, 8 and 13 by deleting the references to
12 "war" and inserting in lieu thereof "defense"

13 Sec. 134. Minnesota Statutes 1974, Section 441.15, is
14 amended in line 7, by deleting "war" and inserting in lieu
15 thereof "defense"

16 Sec. 135. Minnesota Statutes 1974, Section 465.19, is
17 amended in line 11 by deleting "war" and inserting in lieu
18 thereof "defense"

19 Sec. 136. Minnesota Statutes 1974, Section 375.471, is
20 amended in line 20 by deleting "and exercise the" and
21 "granted by sections 110.121 to 110.126 or"

22 Sec. 137. Minnesota Statutes 1974, Section 380.24, as
23 the text of this section appears in the 1965 compilation of
24 Minnesota statutes, is repealed.

25 Sec. 138. Minnesota Statutes 1974, Section 412.251,
26 Clause (3) is deleted.

27 Sec. 139. Minnesota Statutes 1974, Section 463.152,
28 Subdivision 1, is amended in line 7 by deleting "4" and
29 inserting in lieu thereof "3".

30 Sec. 140. Minnesota Statutes 1974, Section 463.261, is
31 amended in line 4 by deleting "sections 2 and 6 of this act"
32 and inserting in lieu thereof "section 463.152".

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1 Sec. 141. Minnesota Statutes 1974, Section 466.02, is
2 amended in lines 1 and 2 by deleting "Laws 1963, Chapter
3 798" and inserting in lieu thereof "sections 466.01 to
4 466.15".

5 Sec. 142. Minnesota Statutes 1974, Section 488A.13,
6 Subdivision 1, Clause (b), is amended in line 6 by deleting
7 "sign" and inserting in lieu thereof "signed".

8 Sec. 143. Minnesota Statutes 1974, Section 507.291,
9 Clause (b), is amended in line 2 by deleting "48" and
10 inserting in lieu thereof "50".

11 Sec. 144. Minnesota Statutes 1974, Section 525.213, is
12 amended in line 21 by deleting "sections" and inserting in
13 lieu thereof "conditions".

14 Sec. 145. Minnesota Statutes 1974, Section 525.515,
15 Clause (c) is amended in line 2 by deleting "2 of this act"
16 and inserting in lieu thereof "525.48".

17 Sec. 146. Minnesota Statutes 1974, Section 550.041,
18 Section 1, is amended in line 6 by deleting "550.14" and
19 inserting in lieu thereof "550.04".

20 Sec. 147. Minnesota Statutes 1974, Section 571.47,
21 Subdivision 2, is amended to read:

22 Subd. 2. [FORMS; SUMMONS, NOTICE, AND AFFIDAVIT.] The
23 garnishee summons and notice to judgment debtor, together
24 with the affidavit of service, shall be substantially in the
25 following form:

26

27 STATE OF MINNESOTA,)

28) ss

29 County of)

30

31

32

DISTRICT COURT
....JUDICIAL DISTRICT

.....

1525

1 ~~Against Judgment Creditor~~ Judgment Creditor

2 Against

3

4 ~~And Judgment Debtor~~ Judgment Debtor

5 and

6 Garnishee

7 GARNISHMENT SUMMONS

8 THE STATE OF MINNESOTA,

9 To the above named Garnishee:

10 You are hereby summoned and required to serve upon the
11 judgment creditor or his attorney, within 20 days after
12 the service of this summons upon you, a written disclosure
13 under oath, touching your indebtedness to the judgment
14 debtor,

15 (Give full name and residence of judgment debtor)
16 above named, and any property, money, or effects of said
17 judgment debtor in your possession or under your control,
18 which disclosure need not exceed 110 percent of the amount
19 of judgment creditor's judgment. The amount of judgment
20 creditor's judgment against the judgment debtor is \$.....,
21 and you are hereby required to retain in your possession
22 such property, money, and effects in an amount not
23 exceeding 110 percent of the amount of such judgment.

24
25 Attorney for judgment creditor
26
27 Address

28 Dated 19....

29
30 NOTICE TO JUDGMENT DEBTOR

31 To Judgment Debtor
32 Sir

33 Take notice that a Garnishment Summons, of which the
34 above is a true copy, and which is herewith served upon
35 you, was personally served upon The
36 Garnishee named therein, by delivering
37 a copy thereof to the said Garnishee
38 at in said County, on the
39 day of 19...., and that at said time
40 and place the said Garnishee was paid in
41 advance the sum of \$2 fees.

42
43 Attorney for judgment creditor
44
45 Address

46
47 AFFIDAVIT OF SERVICE

48 STATE OF MINNESOTA)

49) ss

50 County of)

51
52 being duly sworn, on oath says, that on
53 the day of 19...., at the
54 of in said county, he
55 served the within Summons on the within named Garnishee
56 by delivering a copy thereof to the
57 said Garnishee and paid to
58 in advance the sum of \$2 fees; and that on

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1 the day of, 19....., at the
 2 in said County, he served upon the within named
 3 Judgment Debtor a copy of the within Summons, together
 4 with a notice to said Judgment Debtor
 5 of which the foregoing is a copy, stating the time, place
 6 and manner of service of said Summons upon said Garnishee
 7, signed by Said service was
 8 made by leaving with a copy of said Summons
 9 and Notice at the last usual place of abode of said
 10 Judgment Debtor, in said, said
 11 being a person of suitable age and discretion
 12 then resident therein.
 13 FEES: Service of Summons, \$..... Notice, \$..... \$.....
 14 Copy of Summons, \$..... Notice, \$..... \$.....
 15 Mileage \$..... Notice, \$..... \$.....
 16 subscribed and sworn to before me
 17 this day of
 18 19.....
 19
 20 Notary Public
 21 County, Minnesota
 22

23 Sec. 148. Minnesota Statutes 1974, Section 571.48,
 24 subdivision 2, is amended to read:

25 Subd. 2. [FORMS.] The garnishee summons and notice to
 26 judgment debtor, together with the affidavit of service,
 27 shall be substantially in the following form:

28
 29 STATE OF MINNESOTA,)
 30) ss
 31 County of)

IN JUSTICE COURT

Before

Justice of the Peace

35

36 Judgment Creditor

37

38 ~~Address~~ Against

39

40 Judgment Debtor

41

42

43 Garnishee

44 THE STATE OF MINNESOTA,
 45 To the above named Garnishee

46 You are hereby summoned and required to serve

1525

1 upon the judgment creditor or his attorney,
 2 within 12 days after the
 3 (Name and address of attorney)
 4 service of this summons upon you, a written disclosure
 5 under oath, touching your indebtedness to judgment debtor
 6 above named, and any property, money
 7 (Name and address)
 8 or effects of the said judgment debtor in your
 9 possession or under your control, which disclosure need
 10 not exceed 110 percent of the amount of judgment
 11 creditor's judgment. The amount of judgment creditor's
 12 judgment is \$....., and you are hereby required to
 13 retain in your possession such property, money, and
 14 effects in an amount not exceeding 110 percent of the
 15 amount of such judgment. Given under my hand, this
 16 day of 19.....
 17
 18
 19 Justice of the Peace.

20 NOTICE TO JUDGMENT DEBTOR
 21 STATE OF MINNESOTA,)

22) ss
 23 County of)
 24 To Judgment Debtor
 25 SIR Take Notice that a Garnishee Summons,
 26 of which the within is a true copy, and which is herewith
 27 served upon you, was personally served upon
 28 the Garnishee named therein, by delivering a
 29 copy thereof to the said Garnishee at the
 30 of in said County, on the
 31 day of 19....., and that at said time and place
 32 the said Garnishee was paid in
 33 advance the sum of \$2 fees.
 34
 35 Justice of the Peace,

36 STATE OF MINNESOTA)
 37) ss

38 County of)
 39 I hereby certify and return that on the day of
 40 19....., at the of in
 41 said County, I served the within Summons upon the
 42 within named Garnishee by delivering a
 43 copy thereof to the said Garnishee and
 44 paid him in advance the sum of \$2 fees; and
 45 I further certify that on the day of
 46 19....., at the of in
 47 said County, I served upon the within named Judgment
 48 Debtor a copy of the within Summons,
 49 together with a Notice to said Judgment Debtor
 50 of which the foregoing is a copy, stating the time,
 51 place and manner of service of said summons upon said
 52 Garnishee signed by
 53
 54 Constable.

55 FEES: Service of Summons, \$..... Notice, \$..... \$.....
 56 Copy of Summons, \$..... Notice, \$..... \$.....
 57 Mileage \$..... Notice, \$..... \$.....

58 Sec. 149. Minnesota Statutes 1974, Section 593.17, is
 59 repealed,

60 Sec. 150. Minnesota Statutes 1974, Section 609.375,

1525

1 Subdivision 4, is amended in line 2 by deleting "2" and
2 inserting in lieu thereof " 3 ".

3 Sec. 151. Minnesota Statutes 1974, Section 609.75,
4 Subdivision 4, is amended in line 3 by deleting "ward" and
5 inserting in lieu thereof " reward ".

6 Sec. 152. Minnesota Statutes 1974, Section 611.14,
7 Clause (d) is amended in line 6 by deleting "260.25,
8 subdivision 2, clause (e)" and inserting in lieu thereof "
9 260.251, subdivision 2, clause (e) "

10 Sec. 153. Minnesota Statutes 1974, Section 626.05,
11 Subdivision 2, is amended in line 1 by deleting "80.24,"

12 Sec. 154. Minnesota Statutes 1974, Section 631.50, is
13 amended in line 3 by deleting "adjudged insane" and
14 inserting in lieu thereof " found to be mentally ill ".

15 Sec. 155. Minnesota Statutes 1974, Section 632.12, is
16 amended in line 3, after "632.11," and before "clause 3" by
17 inserting " subdivision 1 ".

18 Sec. 156. Minnesota Statutes 1974, Section 648.43, is
19 amended in line 6 by deleting "and the printing shall be
20 done from the plates from which" and by deleting all of line
21 7 except the period.

22 Sec. 157. Laws 1969, Chapter 540, Section 5, is
23 repealed.

24 Sec. 158. Laws 1969, Chapter 896, Section 1, is
25 repealed.

26 Sec. 159. Laws 1969, Chapter 1126, Section 1, is
27 repealed.

28 Sec. 160. Laws 1971, Chapter 226, Section 1, is
29 repealed.

30 Sec. 161. Laws 1971, Chapter 32, Section 1, is
31 repealed.

32 Sec. 162. Laws 1971, Chapter 74, Section 6, is

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1 repealed.

2 Sec. 163. Laws 1973, Chapter 388, Sections 156, 157,
3 158, 159, 160, 161, 162, and 163, are repealed.

4 Sec. 164. Laws 1973, Chapter 388, Section 170, is
5 repealed.

6 Sec. 165. Laws 1973, Chapter 725, Sections 25 and 26,
7 are repealed.

8 Sec. 166. Laws 1974, Chapter 62, Section 1, is
9 repealed.

10 Sec. 167. Laws 1974, Chapter 161, Section 10, is
11 repealed.

12 Sec. 168. Laws 1974, Chapter 205, Section 1, is
13 repealed.

14 Sec. 169. Laws 1974, Chapter 427, Section 17, is
15 repealed.

16 Sec. 170. In the next and subsequent editions of
17 Minnesota Statutes, the revisor of statutes shall substitute
18 "state boxing commission" for "state athletic commission"
19 wherever it appears referring to the former state athletic
20 commission.

21 Sec. 171. In the next and subsequent editions of
22 Minnesota Statutes, the revisor of statutes shall correct
23 internal references made in the statutes to the constitution
24 so as to reflect the renumbered articles and sections of the
25 amended constitution.

1525

MEMORANDUM OF EXPLANATION

1
2 Section 1. Explanation. The board of pardons was
3 inadvertently taken out of section 15.0411, subdivision 2,
4 when the section was being edited to change the adult
5 corrections commission to the Minnesota corrections
6 authority. The amendment replaces the board of pardons.
7 Sec. 2. Explanation. Salaries of county court judges
8 are now set by section 487.05. The proposed amendment
9 removes salary provisions which have been superseded.
10 Effective January 1, 1975 the municipal court of St. Paul
11 was merged into the municipal court of Ramsey.
12 Sec. 3. Explanation. Section 15.13, dealing with
13 surety bonds for departmental commissioners, has been
14 superseded by section 574.205 which removes bonding
15 requirements for state employees.
16 Sec. 4. Explanation. The deleted material covers
17 provisions relating to transfer of funds to the central
18 services revolving fund. The transfer of funds has been
19 completed and the temporary material should be eliminated.
20 Secs. 5 and 6. Explanation. The amendment makes
21 reference corrections. Under section 16A.129 the department

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1 submits a compensation schedule for state employees and the
2 commissioner of finance has the power to approve or reject
3 it. Section 43.35, clause (6), is amended to reflect the
4 fact that the commissioner of personnel rather than
5 personnel board is authorized to adopt rules and
6 regulations.

7 Sec. 7. Explanation. The effective date section of
8 Laws 1971, Chapter 339 contains substantive law provisions.
9 The proposed amendment will include the substantive material
10 along with the other codified substantive law of chapter
11 339.

12 Secs. 8 to 29. Explanation. The proposed amendments
13 correct series references to reflect newly added sections
14 and omit reference to section 30.478 which does not belong
15 in the series.

16 Sec. 30. Explanation. The proposed amendment corrects
17 a typographical error. Section 32A.08, subdivision 1,
18 refers to a clause "a" but there are no other clauses in the
19 subdivision.

20 Sec. 31. Explanation. The term "members" obviously
21 makes no sense in context of clause (b) which deals with
22 identification codes or "numbers".

23 Sec. 32. Explanation. The amendment corrects a
24 reference. A reference to clause (3) is a typographical
25 error as is apparent from the context.

26 Sec. 33. Explanation. Section 50.14, Subdivision 1,
27 refers to classes of securities which savings banks are
28 authorized to invest money in by reference to section
29 subdivision numbers but since the class of authorized
30 securities is continuously expanding reference to
31 subdivision numbers would require constant revision. The
32 proposed amendment obviates reference to subdivisions while

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1 preserving the intent of the section.

2 Sec. 34. Explanation. The word "with" is not proper
3 in the context of the sentence.

4 Secs. 35 to 40. Explanation. The amendments make
5 internal reference corrections. Laws 1973, Chapter 451,
6 Section 32, repealed Chapter 80 relating to securities
7 regulation. Chapter 80A now covers securities regulation.

8 Sec. 41. Explanation. The proposed 65B.06 amendment
9 makes an internal reference correction. Laws 1974, Chapter
10 408, the no-fault insurance act, repealed section 65B.26(c).
11 Section 65B.44 is now the correct internal reference.

12 Sec. 42. Explanation. The reference to a clause is
13 clearly an error. In context, the reference should be to a
14 subdivision. The amendment corrects an internal reference.

15 Sec. 43. Explanation. The proposed amendment corrects
16 a typographical error.

17 Sec. 44. Explanation. Previous to Laws 1973, Chapter
18 410, Section 82.125 was the provision authorizing
19 establishment of the real estate advisory commission.
20 Section 82.30, Subdivision 1 now accomplishes this function.
21 The proposed amendment clarifies a reference to the old
22 section which was made for purposes of prescribing terms of
23 appointment of old and new commission members.

24 Secs. 45 to 47. Explanation. The amendments correct
25 internal references by deleting references to an expired
26 section.

27 Sec. 48. Explanation. The amendment converts a
28 reference to "this act" to the proper statutory section
29 references.

30 Sec. 49. Explanation. The amendment deletes a
31 reference to section 97.486 which was repealed by Laws 1973,
32 Chapter 720, Section 61, Subdivision 2.

1525

1 Sec. 50. Explanation. Sections 110.01 to 110.10 were
2 repealed. The amendment makes an internal reference
3 correction.

4 Secs. 51 and 52. Explanation. Laws 1973, Chapter 374,
5 Section 22 repealed section 115.47 which dealt with actions
6 to compel performance of orders of the pollution control
7 agency. This material is now located in section 115.071,
8 subdivision 5. Enforcement action in general is contained
9 in section 115.071. The amendments correct internal
10 references.

11 Sec. 53. Explanation. Laws 1973, Chapter 423, Section
12 10, repealed section 116.15, subdivision 5 which
13 appropriated funds to the pollution control agency for the
14 purpose of the crystal waters act. All funds appropriated
15 for this purpose have been transferred to the Minnesota
16 water pollution control fund and have been expended. The
17 amendment deletes reference to a repealed section.

18 Sec. 54. Explanation. Section 116F.07 was repealed by
19 Laws 1974, Chapter 78, Section 2. The amendment makes a
20 statutory citation reference correction.

21 Sec. 55. Explanation. The proposed amendment corrects
22 an internal reference.

23 Sec. 56. Explanation. The amendment corrects an
24 internal reference. Section 43.329 presently provides for
25 travel expenses for state employees.

26 Sec. 57. Explanation. The amendment converts a
27 reference to the effective date of "this act" to a specific
28 date.

29 Secs. 58 and 59. Explanation. Section 124.22 was
30 repealed by Laws 1973, Chapter 683, Section 30. Section
31 124.223 is the new section providing for school
32 transportation aid.

1525

1 Sec. 60. Explanation. The amendment makes an internal
2 reference correction. The equalization aid review
3 committee, referred to in section 124.41, subdivision 1, is
4 now defined in section 124.212, subdivision 10.

5 Sec. 61. Explanation. In Laws 1969, Chapter 379,
6 Subdivision 2 of section 124.19 was renumbered to
7 subdivision 3. The amendment, consistent with this change,
8 corrects the subdivision reference to section 124.19,
9 subdivision 3.

10 Secs. 62 and 63. Explanation. The amendments make
11 internal reference corrections by deleting reference to
12 section 146.02 and language relevant to that section and
13 section 148.79. Section 146.02 was repealed by Laws 1974,
14 Chapter 224, Section 6 and section 148.79 was repealed by
15 Laws 1973, Chapter 683, Section 14.

16 Sec. 64. Explanation. The proposed amendment converts
17 a reference to a mill levy in accordance with section
18 273.1102.

19 Sec. 65. Explanation. The proposed amendment corrects
20 an internal reference.

21 Secs. 66 and 67. Explanation. Laws 1973, Chapter 638,
22 Section 24 which made amendments to a number of licensing
23 board sections added section 148.87 relating to compensation
24 of members of the board of examiners of psychologists. Laws
25 1973, Chapter 685, added new regulatory sections relating to
26 psychologists; section 148.90, subdivision 5 provides for
27 psychology board members compensation. The proposed
28 amendment repeals material that is duplicated in section
29 148.90, subdivision 5. Similarly, Laws 1973, Chapter 638,
30 Section 22, amended section 148.79 relating to establishment
31 of a board of examiners for psychologists, a section which
32 has been superseded by section 148.90. The proposed

1525

1 amendment repeals this superseded amendment. Laws 1973,
2 Chapter 638, Section 23, amended section 148.79 dealing with
3 board fees, a section which has been superseded by section
4 148.91. The proposed amendment repeals this superseded
5 amendment.

6 Sec. 68. Explanation. The supreme court in Minnesota
7 Board of Barber Examiners vs. Jack Lawrance declared
8 Minnesota Statutes, Section 155.02, Subdivision 2
9 unconstitutional. The court held that the provision of
10 section 155.02, subdivision 2, limiting cosmetologists to
11 the "hair trimming of women, as a part of women's
12 hairdressing" was unconstitutional insofar as it is in
13 violation of the equal protection clause of the Fourteenth
14 Amendment. The proposed amendment conforms the law by
15 permitting cosmetologists to cut men's hair.

16 Sec. 69. Explanation. Section 171.12, subdivision 4
17 authorized destruction of financial responsibility
18 suspension records resulting solely from cancellation of an
19 insurance policy pursuant to section 140.41, a provision of
20 the safety responsibility act which has been repealed and
21 superseded by Laws 1974, Chapter 408, the no fault insurance
22 act. The proposed amendment gets rid of an obsolete
23 subdivision.

24 Sec. 70. Explanation. The Minnesota supreme court in
25 Carlson v Smogard declared Minnesota Statutes, Section
26 176.061, Subdivision 10, unconstitutional. We have drafted
27 a repeal to conform to the decision.

28 Sec. 71. Explanation. The proposed amendment deletes
29 obsolete language in section 179.74, subdivision 2 which was
30 added by Laws 1973, Chapter 635, Section 33 and which
31 provided that if the commissioner of administration and
32 director of personnel were succeeded by another state

1525

1 officer, that officer would be the employer of state
2 employees for the purpose of sections 179.61 to 179.77, the
3 public employment labor relations act. The commissioner of
4 personnel succeeded the above mentioned officers when the
5 department of personnel was created, rendering the deleted
6 language obsolete.

7 Sec. 72. Explanation. The proposed amendment corrects
8 an internal reference. In context the reference should
9 clearly be to subdivision 5.

10 Sec. 73. Explanation. The amendment adds dissolution
11 of marriage records to the list of vital statistics records
12 for which certified copies can be obtained.

13 Secs. 74 to 80. Explanation. Laws 1973, Chapter 123,
14 Article III, Section 3, amended the law to provide that
15 sections 205.10 to 205.19 which relate to municipal
16 elections shall apply only to home rule charter cities. The
17 proposed amendment deletes language in the provisions of
18 sections 205.10 to 205.19 which refers to cities organized
19 under statutory provisions. It was the intent of chapter
20 123 to organize laws relating to villages, boroughs and
21 cities, other than home rule charter cities, under a single
22 code of statutes.

23 Sec. 81. Explanation. The proposed amendment corrects
24 an internal reference. The incorrect reference was a result
25 of inadvertently failing to convert tentative coding to the
26 final coding adopted for the general assistance act.

27 Sec. 82. Explanation. Laws 1973, Chapter 512, Section
28 3, repealed section 243.86. The proposed amendment deletes
29 a reference to material relevant to this section.

30 Sec. 83. Explanation. Laws 1973, Chapter 572, Section
31 18 repealed section 245.693. Section 245.68, Clause (h)
32 refers to the repealed section. The amendment removes a

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1 reference to a repealed section,

2 Secs. 84 to 87. Explanation. Laws 1973, Chapter 650,
3 Article 21, Section 33 and Laws 1974, Chapter 355, Section
4 72 repealed sections 261.03 and 261.07 which dealt with the
5 legal settlement of persons receiving assistance under the
6 poor relief system. Section 256D.18 is the comparable
7 provision in the general assistance act which covers legal
8 settlement. The amendments correct internal references.
9 Section 260.251 makes reference to judicial review under the
10 poor relief system, section 261.08. The proposed amendment
11 makes an internal correction by referring to the appeal
12 provision in the general assistance act.

13 Sec. 88. Explanation. Laws 1973, Chapter 643, Section
14 12 repealed the relevant material in section 177.66 and
15 repealed 177.664 entirely. The amendment deletes reference
16 to repealed sections.

17 Sec. 89. Explanation. Laws 1973, Chapter 540, Section
18 5 repealed section 250.02 which defined "qualified indigent
19 children". In order to retain this definition for purposes
20 of section 256.01, subdivision 2, clause (3), the proposed
21 amendment makes reference to Minnesota Statutes 1971.

22 Sec. 90. Explanation. The language to be deleted is
23 obsolescent and no longer serves a useful purpose.

24 Sec. 91. Explanation. The proposed amendment corrects
25 an internal reference. In context the reference should
26 clearly be to subdivision 3 rather than section 3.

27 Sec. 92. Explanation. The language to be deleted is
28 temporary and no longer serves a useful purpose.

29 Sec. 93. Explanation. The amendment corrects a
30 reference which, in context, is too broad.

31 Secs. 94 and 95. Explanation. The amendments correct
32 references. Apparently the references to section 7 are

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1 typographical errors and the reference should be 6,

2 Sec. 96. Explanation. The proposed amendment deletes
3 reference to section 256.12 which defined blind persons for
4 purposes of real estate tax purposes but which has been
5 repealed. The department of revenue shall provide by
6 commissioner's order for a definition of blind person for
7 tax purposes.

8 Sec. 97. Explanation. Minnesota Statutes, Section
9 124.212, referred to in section 275.125, subdivision 4,
10 contains only 19 subdivisions so reference has been
11 corrected from subdivision 20 to subdivision 19.

12 Sec. 98. Explanation. The proposed amendment deletes
13 reference to section 275.12, which has been repealed and
14 275.13, which has expired.

15 Sec. 99. Explanation. The amendment correctly
16 completes a reference made in a suggested form of notice for
17 sale of agricultural lands included in section 282.16.

18 Sec. 100. Explanation. The referred to section has
19 been repealed by Laws 1971, Chapter 25, Section 77.

20 Sec. 101. Explanation. Extra Session Laws 1971,
21 Chapter 31, Article 18, Section 6 repealed Minnesota
22 Statutes, Section 290.06, Subdivision 2, which relates to
23 income tax rates on individuals, estates and trusts, and
24 adopted new rates in an added provision. The proposed
25 amendment corrects the reference made in Section 290.01,
26 Subdivision 22 to Section 290.06, Subdivision 2c, the added
27 provision containing the new rates.

28 Sec. 102. Explanation. Article IV, Section 32(a) of
29 the constitution, dealing with railroad taxation, has been
30 repealed thus rendering a paragraph reference to it in
31 section 290.02 obsolete.

32 Sec. 103. Explanation. The amendment corrects a

1525

1 reference in clause (b) which should, quite clearly in
2 context, be to a subdivision rather than a section.

3 Sec. 104. Explanation. The proposed amendment makes a
4 reference correction necessitated by repeal of section
5 124.211, subdivision 2 (5), a school foundation aid
6 provision.

7 Sec. 105. Explanation. Extra Session Laws 1971,
8 Chapter 31, Article 18, Section 6, repealed Minnesota
9 Statutes, Section 290.06, Subdivision 2, which relates to
10 income tax rates on individuals, estates and trusts, and
11 adopted new rates in an added provision. The proposed
12 amendment corrects the reference made in Section 290.09,
13 Subdivision 15 to Section 290.06, Subdivision 2c, the added
14 provision containing the new rates.

15 Secs. 106 to 109. Explanation. The amendments make
16 reference changes in chapters 290, 291, and 292 so certain
17 sections correctly refer - to section 290.01, subdivision
18 25, which defines employee stock ownership trust.

19 Sec. 110. Explanation. The language to be deleted is
20 temporary and no longer serves a useful purpose insofar as
21 it refers to withholding tables and declarations of tax with
22 respect to the calendar year of 1963.

23 Sec. 111. Explanation. The amendment adds language to
24 clarify the section which deals with cigarette tax.

25 Sec. 112. Explanation. The section to be deleted has
26 been repealed and the additional language to be deleted
27 referred to that section.

28 Secs. 113 to 117. Explanation. The terms "Minnesota
29 Statutes 1961" and "Minnesota Statutes 1965" are confusing.
30 It would indicate that any changes made in the sections
31 enumerated after 1961 or 1965, as the case may be, would not
32 be applicable. Section 298.011 was repealed in 1971; hence

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1 the reference to it in the enumerated sections have been
2 deleted.

3 Sec. 118. Explanation. The term "Minnesota Statutes
4 1965" is confusing. It would indicate that any changes made
5 in the sections enumerated after 1965 would not be
6 applicable. Section 299.011 was repealed in 1971; hence the
7 reference to it should be repealed.

8 Sec. 119. Explanation. The amendment makes an
9 internal reference correction in the crime reparations
10 chapter.

11 Sec. 120. Explanation. The amendment deletes
12 reference to narcotic drug, as defined in section 618.01,
13 and depressant or stimulant drug, as defined in section
14 152.01 since Laws 1971, Chapter 937 repealed these
15 definitions and restructured the drug laws in chapter 152.
16 The proposed definitional references correspond to
17 comparable definitions in our present drug law.

18 Sec. 121. Explanation. The term "class" should be
19 inserted for the sense of the sentence. The term appeared
20 in the 1905 revision of the statutes and in Mason's
21 statutes, but was inadvertently omitted in the 1945 revision
22 of Minnesota Statutes.

23 Sec. 122. Explanation. The amendment updates the
24 reference in section 301.77, subdivision 1, from department
25 of business development to department of economic
26 development.

27 Secs. 123 and 124. Explanation. Laws 1973, Chapter
28 762, placed the responsibility for registration and
29 licensing of charities and the licensing of professional
30 fund raisers in the department of commerce, division of
31 securities. Inadvertently section 309.581, which referred
32 to the division of licensing and consumer services, was not

1525

1 amended to reflect this change. Since "department" was
2 defined by Laws 1973, Chapter 762, the inadvertence may be
3 corrected merely by deleting language. Laws 1973, Chapter
4 762, Section 10, Subdivision 6 duplicates the language of
5 section 309.583. Since section 10, subdivision 6, presently
6 codified as section 309.55, subdivision 6, is a more recent
7 enactment and broader in application, the conflict due to
8 language duplication can best be resolved by repeal.

9 Sec. 125. Explanation. The language to be deleted is
10 temporary and no longer serves a useful purpose.

11 Sec. 126. Explanation. The amendment clarifies a
12 reference in a definitional section in a chapter dealing
13 with social security coverage.

14 Sec. 127. Explanation. Laws 1971, Chapter 295,
15 Section 3, repealed Minnesota Statutes, Sections 355.82 to
16 355.89 which dealt with hospital employee social security
17 benefits and section 1 amended section 353.51 to place
18 hospital employees under the same provision as other PERA
19 employees who were also under the social security program.
20 Section 353.51 has subsequently been repealed by Laws 1973,
21 Chapter 753, Section 85 which also deals with social
22 security. The proposed amendment deletes reference to
23 repealed sections 355.82 to 355.89 which have been
24 superseded by latter law.

25 Sec. 128. Explanation. The amendment repeals a
26 section relating to the fee for the recording of a notaries'
27 commission. A more recently enacted provision pertaining to
28 a notaries' fee for recording is applicable and 359.06
29 should be removed due to its obsolescence and the possible
30 confusion its presence in the statutes might engender.

31 Sec. 129. Explanation. The language to be deleted
32 makes reference to a federal law which has expired and thus

1525

1 no longer serves a useful purpose.

2 Sec. 130. Explanation. The amendment corrects
3 internal references. Laws 1973, Chapter 410 enacted a new
4 statutory regulatory scheme relating to real estate brokers
5 and salesmen and repealed prior law on the same subject.

6 Secs. 131 and 132. Explanation. The phrases are
7 obsolete since no city has a municipal court. Ramsey and
8 Hennepin have county wide municipal courts and in other
9 counties of the state the county court performs the
10 functions of abolished municipal courts.

11 Secs. 133 to 135. Explanation. The amendments correct
12 references to the secretary of war and war department to the
13 secretary of defense and defense department consistent with
14 the change in name of the federal agency and its appointed
15 head.

16 Sec. 136. Explanation. Sections 110.121 to 110.126
17 were repealed by Laws 1973, Chapter 702, Section 26. The
18 amendment deletes language referring to these sections.

19 Sec. 137. Explanation. Laws 1974, Chapter 435,
20 codified the special laws relating to Ramsey county. Laws
21 1927, Chapter 348, is coded as 380.24. Section 380.24 was
22 enacted during the period when the legislature was enacting
23 general laws of special application due to a constitutional
24 prohibition against special laws. Subsequently, in the 1967
25 compilation of Minnesota Statutes section 380.24 was
26 referred to as a local law without being printed. The
27 amendment would repeal section 380.24 thus permitting
28 removal of reference to it in the statutes.

29 Sec. 138. Explanation. Section 412.251, Clause (3)
30 refers to the annual statutory city tax levy for the support
31 and relief of the poor. Laws 1973, Chapter 650, Article 21
32 enacted the general assistance act, codified in chapter

1525

1 256D. The general assistance act abolished the township
2 system of poor relief. The amendment deletes a clause which
3 relates to a repealed provision of the law.

4 Sec. 139. Explanation. The amendment makes an
5 internal reference correction. The reference is to a
6 definitional subdivision in sections dealing with
7 substandard housing.

8 Sec. 140. Explanation. The proposed amendment makes
9 an internal reference correction in a section dealing with
10 relocation benefits. In context the reference to exercise
11 of eminent domain powers should be to section 463.152.

12 Sec. 141. Explanation. The proposed amendment
13 converts a reference to a session law to the correct
14 statutory citation.

15 Sec. 142. Explanation. The word "sign", not proper in
16 the context of the sentence, is apparantly a typographical
17 error and the reference should be "signed".

18 Sec. 143. Explanation. The amendment corrects a
19 reference to 50 states and the District of Columbia.

20 Sec. 144. Explanation. The proposed amendment
21 concerns language added by Laws 1971, Chapter 483. Since
22 Chapter 483 has only one section, the reference has been
23 changed for the purposes of clarity and meaning.

24 Sec. 145. Explanation. The amendment converts a
25 reference to "this act" in section 525.515, clause (c) which
26 deals with attorney fees for probate proceedings to the
27 proper statutory reference.

28 Sec. 146. Explanation. The proposed amendment
29 corrects a reference. Section 550.04, not section 550.14,
30 deals with the contents of an execution of a judgment.

31 Secs. 147 and 148. Explanation. The amendments make
32 minor form corrections for purposes of clarity.

1525

1 Sec. 149. Explanation. The sole purpose of Minnesota
2 Statutes, Section 593.17, is to qualify section 546.10 by
3 limiting peremptory jury challenges to two when cases are
4 tried by juries of six. Laws 1971, Chapter 917, Section 3,
5 amended section 546.10 by incorporating the peremptory
6 challenge limitation found in section 593.17 thus obviating
7 the necessity for the section. The repealer removes an
8 obsolete provision.

9 Sec. 150. Explanation. Laws 1971, Chapter 507,
10 Section 1, amended Minnesota Statutes, Section 609.375 by
11 breaking the section down into four subdivisions. The
12 amendment is for purposes of correcting an internal
13 reference consistent with this subdivision breakdown.

14 Sec. 151. Explanation. The word "ward" is apparently
15 a typographical error and should be "reward".

16 Sec. 152. Explanation. Laws 1959, Chapter 685,
17 Section 53 repealed section 260.25, subdivision 2. The
18 amendment makes an internal reference correction to section
19 260.251, subdivision 2, clause (e). The latter provision
20 deals with public defender representation of minors and
21 payment for such services.

22 Sec. 153. Explanation. The amendment makes an
23 internal reference correction by deleting reference to a
24 section repealed by Laws 1973, Chapter 451, Section 32.

25 Sec. 154. Explanation. Laws 1971, Chapter 352,
26 substituted "mentally ill" for "insane" in Minnesota
27 Statutes, Chapter 631 which relates to trials, judgments and
28 sentences. For the purpose of conformity and revision of
29 anachronistic terminology, "found to be mentally ill" should
30 be substituted for "adjudged insane" in section 631.50.

31 Sec. 155. Explanation. The purpose of the amendment
32 is to correct a reference.

1525

1 Sec. 156. Explanation. The printing of pamphlets
2 containing parts of Minnesota Statutes is currently
3 accomplished by off set printing methods rather than by use
4 of plates from which the Minnesota Statutes have been
5 printed because of the technical impracticality and
6 disproportionate expense of the latter method.

7 Sec. 157. Explanation. Laws 1969, Chapter 540,
8 Section 5, amended section 116.09, relating to pollution
9 control agency reports by changing the due date of the
10 reports. Laws 1969, Chapter 1046, Section 12, repealed
11 section 116.09. Under principles of statutory construction,
12 the latter law prevails. The amendment gets rid of a
13 footnote.

14 Secs. 158 to 160. Explanation. Minnesota Statutes,
15 Section 273.13, Subdivision 15 which deals with replacement
16 by the state of tax revenues lost as a result of property
17 tax reduction was repealed by Extra Session Laws 1971,
18 Chapter 31, Article 36, Section 2. Extra Session Laws 1971,
19 Chapter 31, Article 36, Section 1, incorporated and
20 harmonized material from section 273.13, subdivision 15,
21 Laws 1969, Chapter 896, Section 1, and Laws 1969, Chapter
22 1126, Section 1 by adding a subdivision 15a. Laws 1971,
23 Chapter 226, Section 1, reenacted Laws 1969, Chapter 1126,
24 Section 1 which had been subject to constitutional question.
25 The purpose of the proposed repealers is to remove possible
26 conflict and also to remove footnotes rendered unnecessary
27 due to the substantial reproduction of the material they
28 covered in section 273.13, subdivision 15a.

29 Sec. 161. Explanation. Laws 1971, Chapter 734 rewrote
30 the law relating to abandoned motor vehicles and repealed
31 Minnesota Statutes, Section 471.196, a more limited section
32 on that subject. Laws 1971, Chapter 32, also amended

1525

1 section 471.196. Chapter 734 is a later amendment and under
2 statutory construction controls. Further, in this instance,
3 Chapter 734 is also a more comprehensive treatment of the
4 subject matter than the repealed section 471.196. The
5 proposed amendment gets rid of a footnote and possible
6 conflict.

7 Sec. 162. Explanation. Laws 1971, Chapter 25, Section
8 45, repealed Minnesota Statutes, Section 239.04 pertaining
9 to fees collected by the division of weights and measures
10 and deposited by them in the state treasury in a fund known
11 as the weights and measures fund. Laws 1971, Chapter 74,
12 Section 6, amended section 239.04, changing the name of the
13 department of weight and measures to the division of weight
14 and measures. Extra Session Laws 1967, Chapter 48, Section
15 85, currently coded as section 239.521, abolished the
16 weights and measures fund. The purpose of the repealer is
17 to remove an obsolete provision and avoid possible conflict.

18 Sec. 163. Explanation. Laws 1973, Chapter 643,
19 Section 12 repealed sections 176.661 to 176.668. Chapter
20 388 amended the same sections to reflect the commissioner of
21 the department of labor and industry as the successor to
22 duties of the workmen's compensation commission. The
23 amendment, consistent with principles of statutory
24 construction, removes the earlier session law amendments by
25 repeal.

26 Sec. 164. Explanation. Laws 1973, Chapter 178,
27 Section 22 repealed section 352A.01 and Laws 1973, Chapter
28 388, Section 170 amended the same section. Chapter 178
29 repealed all material in 352A which dealt with state police
30 officer's retirement and enacted new statutory provisions
31 for the persons previously covered by chapter 352A. The
32 Chapter 383, Section 170 amendment was a technical name

1525

1 reference change of the workmens' compensation division to
2 the workmen's compensation division. The amendment rids the
3 statutes of a footnote.

4 Sec. 165. Explanation. Laws 1973, Chapter 725,
5 Sections 25 and 26, amended section 177.02, subdivisions 6
6 and 7, definitional sections in chapter 177 relating to
7 minimum wages, to conform reference to the age of a minor to
8 18. Laws 1973, Chapter 721, enacted as the fair labor
9 standards act, included repeal of section 177.02,
10 subdivisions 6 and 7 and other sections relating to minimum
11 wages. The material in the fair labor standards act
12 reflects the new definitions of majority and minority. The
13 proposed amendment rids the statutes of a footnote.

14 Sec. 166. Explanation. Minnesota Statutes, Section
15 146.16 was amended by Laws 1974, Chapter 62, Section 1 and
16 repealed by Laws 1974, Chapter 224, Section 6. Chapter 224
17 abolished the state board of examiners in the basic science
18 thus obviating the function of the chapter 62 amendment
19 which related to removing massage treatment from section
20 146.16, the general exception section in the chapter. The
21 proposed amendment will get rid of a footnote in the
22 statutes.

23 Sec. 167. Explanation. Laws 1974, Chapter 161,
24 Section 10, amended section 183.22, a section that had been
25 repealed by Laws 1973, Chapter 732, Section 27, relating to
26 industrial inspection, by changing reference in the section
27 from men to persons. Chapter 732, the occupational health
28 and safety act of 1973, was a comprehensive act covering the
29 area of industrial safety and thus chapter 161 should be
30 repealed.

31 Sec. 168. Explanation. Laws 1974, Chapter 471,
32 Section 15 and Laws 1974, Chapter 205, Section 1, both

1525

1 amended Minnesota Statutes, Section 326.42 which prescribes
2 fees for plumber examinations. Since chapter 471 was the
3 later act and it conflicts with chapter 205, following rules
4 of statutory construction, should be repealed.

5 Sec. 169. Explanation. Minnesota Statutes, Section
6 273.13, Subdivision 3, was amended by Laws 1971, Chapter
7 427, Section 17 and by Laws 1971, Chapter 797, Section 3.
8 Laws 1971, Chapter 797, Section 3, the latter amendment,
9 fundamentally altered collection of taxes on mobile homes
10 from a vehicular registration type of collection made by the
11 secretary of state to a collection made by county treasurers
12 in a manner similar to that used for real property
13 generally. The amendments conflict and under statutory
14 construction the later amendment controls. Purpose is to
15 get rid of footnote in statutes.

16 Sec. 170. Explanation. Laws 1973, Chapter 638,
17 Section 52, amended section 341.01 changing the state
18 athletic commission to the state boxing commission. Since a
19 revisor instruction to make appropriate name changes
20 throughout the statutes where references to athletic
21 commission occur was not made in chapter 638, an amendment
22 is needed to give the revisor authority to accomplish
23 amending the statutes consistent with the change in the
24 athletic commission's name.

25 Sec. 171. Explanation. Laws 1974, Chapter 409,
26 amended the Minnesota Constitution as to structure and form.
27 The proposed amendment gives the revisor authority to make
28 internal reference corrections in the statutes to reflect
29 the renumbered articles and sections of the amended
30 constitution.

House
Companion
No.

DUPLICATE

S. F. NO. 1526

A bill for an act proposing an amendment to the Minnesota Constitution, Article V, Sections 1, 3 and 4; Article VIII, Section 2; and Article XI, Sections 6, 7, 8 and 10; removing the office of state auditor.

B. D. No. B2448

COMPARISON ACTION

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

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

(SENATE ACTION)

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

CONCURRENCE

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

Secretary of the Senate

SENATE ACTION

Introduced by Senators Anderson
Dunn Davies
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.

1526

S. F. No.

Printed Page No.

1526

Messrs. Anderson, Dunn and Davies introduced--

S. F. No. 1526: Referred to the Committee on GOVERNMENTAL OPERATIONS

A bill for an act

1
2 proposing an amendment to the Minnesota
3 Constitution, Article V, Sections 1, 3 and 4;
4 Article VIII, Section 2; and Article XI, Sections
5 6, 7, 8 and 10; removing the office of state
6 auditor.

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

8 Section 1. The following amendment to the Minnesota
9 Constitution is proposed to the people. If the amendment is
10 adopted Article V, Section 1, will read as follows:

11 Section 1. The executive department consists of a
12 governor, lieutenant governor, secretary of state, ~~auditor,~~
13 treasurer and attorney general, who shall be chosen by the
14 electors of the state. The governor and lieutenant governor
15 shall be chosen jointly by a single vote applying to both
16 offices in a manner prescribed by law.

17 Article V, Section 3, will read as follows:

18 Sec. 3. The governor shall communicate by message to
19 each session of the legislature information touching the
20 state and country. He is commander-in-chief of the military
21 and naval forces and may call them out to execute the laws,
22 suppress insurrection and repel invasion. He may require
23 the opinion in writing of the principal officer in each of

1526

1 the executive departments upon any subject relating to his
2 duties. With the advice and consent of the senate he may
3 appoint notaries public and other officers provided by law.
4 He may appoint commissioners to take the acknowledgment of
5 deeds or other instruments in writing to be used in the
6 state. He shall take care that the laws be faithfully
7 executed. He shall fill any vacancy that may occur in the
8 offices of secretary of state, treasurer, ~~auditor~~, attorney
9 general and the other state and district offices hereafter
10 created by law until the end of the term for which the
11 person who had vacated the office was elected or the first
12 Monday in January following the next general election,
13 whichever is sooner, and until a successor is chosen and
14 qualified.

15 Article V, Section 4, will read as follows:

16 Sec. 4. The term of office of the secretary of state,
17 treasurer ~~and attorney general and state auditor~~ is four
18 years and until a successor is chosen and qualified. The
19 duties and salaries of the executive officers shall be
20 prescribed by law.

21 Article VIII, Section 2, will read as follows:

22 Sec. 2. The governor, secretary of state, treasurer,
23 ~~auditor~~ attorney general and the judges of the supreme and
24 district courts may be impeached for corrupt conduct in
25 office or for crimes and misdemeanors; but judgment shall
26 not extend further than to removal from office and
27 disqualification to hold and enjoy any office of honor,
28 trust or profit in this state. The party convicted shall
29 also be subject to indictment, trial, judgment and
30 punishment according to law.

31 Article XI, Section 6, will read as follows:

32 Sec. 6. As authorized by law certificates of

1526

1 indebtedness may be issued during a biennium, commencing on
2 July 1 in each odd-numbered year and ending on and including
3 June 30 in the next odd-numbered year, in anticipation of
4 the collection of taxes levied for and other revenues,
5 appropriated to any fund of the state for expenditure during
6 that biennium.

7 No certificates shall be issued in an amount which with
8 interest thereon to maturity, added to the then outstanding
9 certificates against a fund and interest thereon to
10 maturity, will exceed the then unexpended balance of all
11 money which will be credited to that fund during the
12 biennium under existing laws. The maturities of
13 certificates may be extended by refunding to a date not
14 later than December 1 of the first full calendar year
15 following the biennium in which the certificates were
16 issued. If money on hand in any fund is not sufficient to
17 pay all non-refunding certificates of indebtedness issued on
18 a fund during any biennium and all certificates refunding
19 the same, plus interest thereon, which are outstanding on
20 December 1 immediately following the close of the biennium,
21 the state-~~auditor~~ treasurer shall levy upon all taxable
22 property in the state a tax collectible in the ensuing year
23 sufficient to pay the same on or before December 1 of the
24 ensuing year with interest to the date or dates of payment.
25 Article XI, Section 7, will read as follows:

26 Sec. 7. Public debt other than certificates of
27 indebtedness authorized in section 6 shall be evidenced by
28 the issuance of bonds of the state. All bonds issued under
29 the provisions of this section shall mature not more than 20
30 years from their respective dates of issue and each law
31 authorizing the issuance of bonds shall distinctly specify
32 the purposes thereof and the maximum amount of the proceeds

1526

1 authorized to be expended for each purpose. The state
2 treasurer shall maintain a separate and special state bond
3 fund on his official books and records. When the full faith
4 and credit of the state has been pledged for the payment of
5 bonds, the state ~~auditor~~ treasurer shall levy each year on
6 all taxable property within the state a tax sufficient with
7 the balance then on hand in the fund to pay all principal
8 and interest on bonds issued under this section due and to
9 become due within the ensuing year and to and including July
10 1 in the second ensuing year. The legislature by law may
11 appropriate funds from any source to the state bond fund.
12 The amount of money actually received and on hand pursuant
13 to appropriations prior to the levy of the tax in any year
14 shall be used to reduce the amount of tax otherwise required
15 to be levied.

16 Article XI, Section 8, will read as follows:

17 Sec. 8. The permanent school fund of the state
18 consists of (a) the proceeds of lands granted by the United
19 States for the use of schools within each township, (b) the
20 proceeds derived from swamp lands granted to the state, (c)
21 all cash and investments credited to the permanent school
22 fund and to the swamp land fund, and (d) all cash and
23 investments credited to the internal improvement land fund
24 and the lands therein. No portion of these lands shall be
25 sold otherwise than at public sale, and in the manner
26 provided by law. All funds arising from the sale or other
27 disposition of the lands, or income accruing in any way
28 before the sale or disposition thereof, shall be credited to
29 the permanent school fund. Within limitations prescribed by
30 law, to secure the maximum return thereon consistent with
31 the maintenance of the perpetuity of the fund, and with the
32 approval of the board of investment, the fund may be

1526

1 invested in: (1) interest bearing fixed income securities
2 of the United States and of its agencies, fixed income
3 securities guaranteed in full as to payment of principal and
4 interest by the United States, bonds of the state of
5 Minnesota or its political subdivisions or agencies, or of
6 other states, but not more than 50 percent of any issue by a
7 political subdivision shall be purchased; (2) stocks of
8 corporations on which cash dividends have been paid from
9 earnings for five consecutive years or longer immediately
10 prior to purchase, but not more than 20 percent of the fund
11 shall be invested therein at any given time nor more than
12 one percent in stock of any one corporation, nor shall more
13 than five percent of the voting stock of any one corporation
14 be owned; (3) bonds of corporations whose earnings have been
15 at least three times the interest requirements on
16 outstanding bonds for five consecutive years or longer
17 immediately prior to purchase, but not more than 40 percent
18 of the fund shall be invested in corporate bonds at any
19 given time. The percentages referred to above shall be
20 computed using the cost price of the stocks or bonds. The
21 principal of the permanent school fund shall be perpetual
22 and inviolate forever. This does not prevent the sale of
23 any public or private stocks or bonds at less than the cost
24 to the fund; however, all losses not offset by gains shall
25 be repaid to the fund from the interest and dividends earned
26 thereafter. The net interest and dividends arising from the
27 fund shall be distributed to the different school districts
28 of the state in proportion to the number of students in each
29 district between the ages of 5 and 21 years.

30 A board of investment consisting of the governor, ~~the~~
31 ~~state auditor~~, the state treasurer, the secretary of state,
32 and the attorney general is hereby constituted for the

House
Companion
No.

DUPLICATE

S. F. NO. 1527

A bill for an act relating to the American revolution
bicentennial; creating a commission; appropriating money.

B. D. No. B3270

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

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

☐ Re'er to back of cover for conference
committee action.

1527

Printed Page No.

S. F.

No.

1527

Messrs. Anderson, Arnold and Gearty introduced--

S. F. No. 1527: Referred to the Committee on GOVERNMENTAL OPERATIONS

1 A bill for an act
2 relating to the American revolution bicentennial;
3 creating a commission; appropriating money.
4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
5 Section 1. [MINNESOTA AMERICAN REVOLUTION BICENTENNIAL
6 COMMISSION; CREATION.] Subdivision 1. The Minnesota
7 American revolution bicentennial commission shall consist of
8 40 members appointed by the governor, five members from each
9 congressional district. Members of the legislature may be
10 appointed to the commission. Members of the commission
11 shall serve without compensation but shall be reimbursed for
12 expenses in the same manner and amount as state employees.
13 Subd. 2. The commission shall elect from among its
14 membership a chairman and other officers as necessary. The
15 commission may form an executive committee to expedite the
16 conduct of its duties. It shall appoint and prescribe the
17 duties of its employees as it deems advisable. All
18 employees are in the unclassified service of the state.
19 Sec. 2. [DUTIES.] The commission shall plan,
20 encourage, develop, coordinate, and implement an overall
21 statewide program for Minnesota's observances and activities
22 commemorating the historic events and activities associated

1527

1 with the American revolution, including voluntary
2 participation by all cities, counties, and regions. The
3 commission shall coordinate its efforts with those of the
4 American revolution bicentennial commission and shall
5 cooperate with that agency in the development of an
6 effective national observance of the bicentennial. To carry
7 out its responsibilities the commission may enter into
8 necessary contracts, receive and expend applicable grants,
9 extend grants to participating Minnesota governmental
10 subdivisions, distribute bicentennial information to the
11 general public, encourage, receive and utilize gifts of any
12 type, provide for the creation and sale of bicentennial
13 memorabilia and conduct and collect fees for regional
14 bicentennial conferences.

15 Sec. 3. [APPROPRIATION.] Subdivision 1. The
16 commission is the successor to the Minnesota American
17 revolution bicentennial commission established by Executive
18 Order No. 51, December 18, 1972. Upon completion of
19 appointment of all the members of the commission, the
20 unencumbered balances of the appropriations made to the
21 governor for the benefit of the Minnesota bicentennial
22 committee by Laws 1973, Chapter 720, Section 43, Subdivision
23 5, and to the governor for the benefit of the Minnesota
24 American revolution bicentennial commission by Laws 1974,
25 Chapter 355, Section 65, or by any other law shall be
26 transferred and made available to the commission until the
27 expiration of this act.

28 Subd. 2. Gifts and receipts from sales and conferences
29 with respect to the commission's bicentennial functions are
30 appropriated to the commission and shall remain available to
31 the commission until the expiration of this act.

32 Subd. 3. There is appropriated from the general fund

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1 to the Minnesota American revolution bicentennial commission
2 for the period ending December 31, 1976 the sum of
3 \$..... for the purposes of this act.

4 Sec. 4. This act is effective the day following final
5 enactment and shall expire December 31, 1976.

House
Companion
No.

DUPLICATE
FIRST ENGROSSMENT

S. F. NO. 1527

A bill for an act relating to the American revolution
bicentennial; creating a commission.

B. D. No. B3270

COMPARISON ACTION

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

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

(SENATE ACTION)

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

CONCURRENCE

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

Secretary of the Senate

SENATE ACTION

Introduced by Senators Anderson
Arnold Gearty

Read FIRST TIME APR 14 1975 and Referred to the
Committee on GOVERNMENTAL OPERATIONS

Committee Recommendation and Adoption of Report

To pass Re-referred to the
Committee on FINANCE MAY 7 1975

To Pass as Amended MAY 15 1975

★ Read SECOND TIME MAY 15 1975
Committee of the Whole

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

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

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

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

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

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

Printed Page No.

S. F. No. 1527

SENATE
STATE OF MINNESOTA
SIXTY-NINTH LEGISLATURE

552

S. F. NO. 1527

Introduced by Anderson, Arnold and Gearty.
Read First Time Apr. 14, 1975, and Referred to
the Committee on Governmental Operations.
Committee Recommendation. To Pass and Re-referred to
the Committee on Finance.
Committee Report Adopted May 7, 1975.
Committee Recommendation. To Pass as Amended.
Committee Report Adopted May 15, 1975.
Read Second Time May 15, 1975.

1527

1 A bill for an act
2 relating to the American revolution bicentennial;
3 creating a commission.
4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
5 Section 1. [MINNESOTA AMERICAN REVOLUTION BICENTENNIAL
6 COMMISSION; CREATION.] Subdivision 1. The Minnesota
7 American revolution bicentennial commission shall consist of
8 40 members appointed by the governor, five members from each
9 congressional district. Members of the legislature may be
10 appointed to the commission. Members of the commission
11 shall serve without compensation but shall be reimbursed for
12 expenses in the same manner and amount as state employees.
13 Subd. 2. The commission shall elect from among its
14 membership a chairman and other officers as necessary. The
15 commission may form an executive committee to expedite the
16 conduct of its duties. It shall appoint and prescribe the
17 duties of its employees as it deems advisable. All
18 employees are in the unclassified service of the state.
19 Sec. 2. [DUTIES.] The commission shall plan,
20 encourage, develop, coordinate, and implement an overall
21 statewide program for Minnesota's observances and activities
22 commemorating the historic events and activities associated

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1 with the American revolution, including voluntary
2 participation by all cities, counties, and regions. The
3 commission shall coordinate its efforts with those of the
4 American revolution bicentennial commission and shall
5 cooperate with that agency in the development of an
6 effective national observance of the bicentennial. To carry
7 out its responsibilities the commission may enter into
8 necessary contracts, receive and expend applicable grants,
9 extend grants to participating Minnesota governmental
10 subdivisions, distribute bicentennial information to the
11 general public, encourage, receive and utilize gifts of any
12 type, provide for the creation and sale of bicentennial
13 memorabilia and conduct and collect fees for regional
14 bicentennial conferences.

15 Sec. 3. [APPROPRIATION.] Subdivision 1. The
16 commission is the successor to the Minnesota American
17 revolution bicentennial commission established by Executive
18 Order No. 51, December 18, 1972. Upon completion of
19 appointment of all the members of the commission, the
20 unencumbered balances of the appropriations made to the
21 governor for the benefit of the Minnesota bicentennial
22 committee by Laws 1973, Chapter 720, Section 43, Subdivision
23 5, and to the governor for the benefit of the Minnesota
24 American revolution bicentennial commission by Laws 1974,
25 Chapter 355, Section 65, or by any other law shall be
26 transferred and made available to the commission until the
27 expiration of this act.

28 Subd. 2. Gifts and receipts from sales and conferences
29 with respect to the commission's bicentennial functions are
30 appropriated to the commission and shall remain available to
31 the commission until the expiration of this act.

32 Sec. 4. This act is effective the day following final

1 enactment and shall expire December 31, 1976.

1527

House
Companion
No.

DUPLICATE

S. F. NO. 1528

A bill for an act relating to trade regulation; requiring unit pricing; providing for injunctions and cease and desist agreements; providing a penalty.

B. D. No. B1365

SENATE ACTION

Introduced by Senators *Junin*

MILTON

APR 14 1975

and Referred to the

★ Read FIRST TIME

Committee on

Lab & Commerce 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

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

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.

1528

S. F. No.

Printed Page No.

1528

Messrs. Merriam; Keefe, S. and Milton introduced--

S. F. No. 1528: *Referred to the Committee on* LABOR AND COMMERCE

1 A bill for an act

2 relating to trade regulation; requiring unit
3 pricing; providing for injunctions and cease and
4 desist agreements; providing a penalty.

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

6 Section 1. [325.970] [UNIT PRICING; DEFINITIONS.]

7 Subdivision 1. As used in this section, the following terms
8 shall have the meanings given them.

9 Subd. 2. "Consumer Commodity" means any food, drug,
10 device, cosmetic, or other article, product, or commodity of
11 any kind or class which is:

12 (1) customarily produced for sale by retail sales
13 agencies or instrumentalities for consumption by individuals
14 or for use by individuals for personal care or in the
15 performance of household services, and

16 (2) usually consumed or expended in the course of the
17 use or performance.

18 Subd. 3. "Unit price" of an item means the retail
19 price of that item expressed in dollars and cents per unit,
20 as follows:

21 (1) per pound for items where the net quantity of the
22 item is expressed in pounds or ounces or both;

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1 (2) per kilogram for items where the net quantity of
2 the item is expressed in kilograms or grams or both;

3 (3) per quart for items where the net quantity of the
4 item is expressed in quarts, pints, fluid ounces, or a
5 combination thereof;

6 (4) per foot for items where the net quantity of the
7 item is expressed in yards, feet, or inches, or a
8 combination thereof;

9 (5) per square foot where the net quantity of the item
10 is expressed in square yards, square feet, or square inches,
11 or a combination thereof;

12 (6) per dozen if the items so sold are customarily sold
13 in quantities of 12, or per 100 units where the item is
14 expressed in terms of a numerical count greater than 12.

15 Subd. 4. This section shall not apply to:

16 (1) retail sales agencies or instrumentalities which
17 during the immediately preceding calendar year sold a gross
18 volume of consumer commodities of less than \$250,000;

19 (2) prepackaged food containing separately identifiable
20 items segregated by physical division within the package;

21 (3) items sold only by prescription;

22 (4) items subject to packaging or labeling requirements
23 of the Federal Alcohol Administration Act or subject to
24 pricing requirements under federal law;

25 (5) items while actually being sold through vending
26 machines, but the same items when not sold through vending
27 machines are not exempted by this subdivision of this
28 section.

29 Subd. 5. Every person who sells, offers for sale, or
30 exposes for sale at retail:

31 (1) any consumer commodity, shall disclose the total
32 price thereof, or if sold only by units, the unit price

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1 thereof;

2 (2) any of the following consumer commodities whenever
3 prepackaged: aluminum foil, bread, carbonated soft drinks,
4 cereals, cooking oils, dog or cat food, facial tissues,
5 fish, fowl, fruits, grains, meats, napkins, plastic food
6 wrapping, vegetables, or waxed paper, shall disclose the
7 unit price thereof;

8 in both cases disclosure shall be in the manner provided in
9 this section, unless exempted by this section.

10 Subd. 6. Notwithstanding subdivision 5, persons
11 required to disclose unit prices pursuant to this section
12 need do so only to the following extent, as measured by the
13 dollar volume of sales of the items involved:

14 (1) From January 1, 1976 until December 31, 1976 so
15 that at least 80 percent of the dollar volume required to be
16 unit-priced will be unit-priced;

17 (2) From January 1, 1977 to December 31, 1977 so that
18 at least 90 percent of the dollar volume required to be
19 unit-priced will be unit-priced;

20 (3) From January 1, 1978 so that 100 percent of the
21 dollar volume required to be unit-priced will be
22 unit-priced.

23 Subd. 7. Every person subject to this section shall
24 disclose the total price and the unit price for each item as
25 required by this section, as follows:

26 (1) If the item is conspicuously visible to the
27 consumer, by attachment of a stamp, tag or label directly on
28 the item itself or on its packaging, or by display directly
29 adjacent to the item, or on the shelf on which the item is
30 displayed, or

31 (2) If the item is so located that it is not
32 conspicuously visible to the consumer, or if the item is so

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1 located that the price information if displayed in
2 accordance with paragraph (1) of this subdivision would not
3 be conspicuously visible to the consumer, by a sign or list
4 bearing the price information which is conspicuously visible
5 to the consumer.

6 Subd. 8. No advertisement to aid, promote, or assist
7 directly or indirectly in the sale of any item for which a
8 unit price is required by this section, shall state the
9 total price of the item unless it also states the unit price
10 of the item.

11 Subd. 9. At the direction of the attorney general, the
12 consumer services section of the department of commerce or
13 its successor may make reasonable rules and regulations
14 necessary for or as an aid to effectuation of any provision
15 of this section. No rule or regulation shall extend,
16 modify, or conflict with any provision of this section or
17 its reasonable implications. In addition to any other
18 penalty provided, wilful violation of the rule or regulation
19 shall subject the violator to penalties applicable under
20 this section for violation of the provision to which the
21 rule or regulation relates.

22 Subd. 10. (1) The attorney general, or the consumer
23 services section or its successor at the direction of the
24 attorney general, may hold a public hearing whenever 25 or
25 more residents of the state state in writing to him within a
26 15 day period their belief that the actions of any one sales
27 agency or instrumentality subject to this section amount to
28 a pattern of noncompliance with any of its provisions. The
29 person alleged to be in noncompliance shall, upon at least
30 10 days' written notice, be given an opportunity at the
31 hearing to demonstrate compliance, or to enter into an
32 agreement to comply starting on a date no later than 60 days

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1 from the date of the hearing.

2 (2) If at the conclusion of the hearing, the attorney
3 general or the consumer services section or its successor
4 finds that a pattern of noncompliance did in fact exist, he
5 may issue an order requiring the person responsible for the
6 noncompliance to pay to the state part or all of the cost,
7 direct and indirect, of the hearing including the cost of
8 preparing for it.

9 (3) If the attorney general finds that any person has
10 not acted in accordance with his agreement to comply,
11 pursuant to paragraph (1) of this subdivision, or that any
12 person has not paid any cost directed to be paid pursuant to
13 paragraph (2) of this subdivision he may declare that the
14 person has engaged in an unlawful practice.

15 Sec. 2. [325.971] [ENFORCEMENT.] Subdivision 1. If a
16 person has engaged in or is engaging in any practice
17 declared to be unlawful by section 1 the attorney general
18 may seek and obtain in an action in a district court an
19 injunction prohibiting the person from continuing the
20 practices or engaging in them or doing any acts in
21 furtherance of them after appropriate notice to the person.
22 The notice shall state generally the relief sought and be
23 served at least seven days prior to the institution of the
24 action. The court may make orders or judgments as may be
25 necessary to prevent the use or employment by a person of
26 any prohibited practices, or which may be necessary to
27 restore to any person in interest any money or property,
28 real or personal which may have been acquired by means of
29 any practice declared to be unlawful in this act including
30 the appointment of a receiver in cases of wilful violation
31 of the provisions of section 1.

32 Subd. 2. In addition to the actions enumerated in

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1 subdivision 1, any person violating the provisions of
2 section 1 shall be guilty of a gross misdemeanor.

3 Sec. 3. [325.972] [CEASE AND DESIST AGREEMENTS.] At
4 any time prior to institution of a suit against a person for
5 violation of this act, the attorney general may enter a
6 cease and desist agreement with any person who is alleged to
7 have engaged in or be about to engage in an activity
8 declared by this act to be unlawful providing for the
9 immediate discontinuance of all practices set forth in the
10 agreement and for other action deemed necessary to correct
11 the results of the practices. No proceeding shall be
12 instituted thereafter by the attorney general on the
13 specific activities covered by the agreement unless the
14 agreement shall have been breached or violated.

15 Sec. 4. This act is effective January 1, 1976.

House
Companion
No.

DUPLICATE

S. F. NO. 1529

A bill for an act relating to financial institutions;
requiring annual disclosure of certain information.

B. D. No. B1762

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 *Zimmerman*
Scheff *S. Keefe*
APR 14 1975
★ Read FIRST TIME _____ and Referred to the
Committee on *Labor & Commerce* 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.

1529

Printed Page No.

S. F. No. _____

1529

Messrs. Merriam, Schaaf and Keefe, S. introduced--

S. F. No. 1529: Referred to the Committee on LABOR AND COMMERCE

1 A bill for an act
2 relating to financial institutions; requiring
3 annual disclosure of certain information.
4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
5 Section 1. [ANNUAL DISCLOSURE BY FINANCIAL
6 INSTITUTIONS.] In addition to any other report required by
7 law, every bank, savings bank, trust company, building and
8 loan association or other financial institution under the
9 supervision or regulation of the commissioner of banks shall
10 file annually with the commissioner of banks not later than
11 February 1, a disclosure statement stating, as of the end of
12 the preceding calendar year:
13 (a) The status and division of ownership;
14 (b) The allocation of voting control over financial
15 affairs, including the election or appointment of directors
16 and officers;
17 (c) Shareholdings or directorships in other
18 corporations held by directors or officers;
19 (d) Shareholdings or directorships in other
20 corporations held by the financial institution;
21 (e) Location of investments and deposits of the
22 financial institution;

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1 (f) Other information as the commissioner may require
2 consistent with information required by this section.

3 The commissioner shall prescribe and furnish forms for
4 reporting information required by or pursuant to this
5 section.

House
Companion
No.

DUPLICATE
S. F. NO. 1530

A bill for an act relating to game and fish; senior citizens' small game licenses; amending Minnesota Statutes 1974, Section 98.47, by adding a subdivision.

B. D. No. B0793

SENATE ACTION

Introduced by Senators

Read FIRST TIME APR 14 1975

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

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.

Printed Page No.

S. F. No.

1530

Messrs. Kleinbaum, Larson and Olhoft introduced--

S. F. No. 1530: Referred to the Committee on NATURAL RESOURCES AND AGRICULTURE

1 A bill for an act
2 relating to game and fish; senior citizens' small
3 game licenses; amending Minnesota Statutes 1974,
4 Section 98.47, by adding a subdivision.
5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
6 Section 1. Minnesota Statutes 1974, Section 98.47, is
7 amended by adding a subdivision to read:
8 Subd. 14a. A permanent license to take small game
9 shall be issued upon payment of a fee of \$10 to any citizen
10 of Minnesota who has attained the age of 65 years and
11 furnishes satisfactory evidence of his age to the county
12 auditor or a subagent of the county auditor, acting under
13 the provisions of section 98.50.

House
Companion
No.

DUPLICATE
FIRST ENGROSSMENT

S. F. NO. 1530

A bill for an act relating to wild animals; establishing the expiration date of all game and fish licenses as the last day of February; authorizing the commissioner of natural resources to provide for the issuance of more than one game or fish license to a person during any licensing year; providing for distribution of game and fish licenses on consignment; etc. amending Minnesota Statutes 1974, Sections 98.45, Subdivision 1; and 98.50, Subdivisions 1, 2, 3 and 5.

B. D. No. B0793

SENATE ACTION

Introduced by Senators Kleinbaum

Larson

~~Willet~~ Willet (9-21-75)

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

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

★ Read SECOND TIME
Committee of the Whole

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

Secretary of the Senate
State of Minnesota

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.

SF 1530 1E

1530

1 A bill for an act

2 relating to wild animals; establishing the
3 expiration date of all game and fish licenses as
4 the last day of February; authorizing the
5 commissioner of natural resources to provide for
6 the issuance of more than one game or fish license
7 to a person during any licensing year; providing
8 for distribution of game and fish licenses on
9 consignment; establishing an issuing fee for such
10 licenses; requiring sub-agents to be bonded;
11 authorizing county auditors to retain a four
12 percent commission on all license fees including
13 surcharges; authorizing the commissioner of
14 natural resources to issue regulations regulating
15 to sub-agencies; amending Minnesota Statutes 1974,
16 Sections 98.45, Subdivision 1; and 98.50,
17 Subdivisions 1, 2, 3 and 5.

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

19 Section 1. Minnesota Statutes 1974, Section 98.45,
20 Subdivision 1, is amended to read:

21 98.45 [REQUIREMENT.] Subdivision 1. Except as
22 specifically permitted in chapters 97 to 102, no person may
23 take, buy, sell, transport, or possess any protected wild
24 animals of this state or any aquatic plants without first
25 procuring a license therefor as provided in section 98.46 or
26 in section 98.48. Every license is issued for ~~the calendar~~
27 a year beginning on the first day of March and is void after
28 the last day of the open season or the lawful time within
29 that year during which the acts authorized may be performed.

1530

1 No license to take beaver or otter may be issued to any
2 person after the third day of the open season provided
3 therefor for that year. Except as provided in this section,
4 no license to take deer with firearm may be issued after the
5 first day of the regular rifle season, and all license
6 agents shall return all stubs and unsold license blanks to
7 the county auditor on the ~~second~~ first business day
8 following the first day of such season. A resident who is
9 discharged from the military or naval forces of the United
10 States, or any active reserve or component thereof, during
11 the regular season for taking deer by firearm or within ten
12 days before its commencement, may be issued, at any time
13 during the firearm deer season and upon a showing of his
14 official discharge paper, a license to take deer with
15 firearm. Only one license of each kind, except as
16 authorized by order of the commissioner and except the
17 non-resident short term angling license, may be issued to a
18 person in any ~~calendar~~ licensing year. No license may be
19 transferred except as expressly authorized.

20 Sec. 2. Minnesota Statutes 1974, Section 98.50,
21 Subdivision 1, is amended to read:
22 98.50 [ISSUANCE.] Subdivision 1. County auditors are
23 hereby appointed agents of the commissioner for the sale of
24 licenses to take big and small game and fish, and to trap
25 fur-bearing animals, and to harvest wild rice, to residents
26 of the state, and to take big and small game and fish, to
27 nonresidents of the state. Each county auditor may appoint
28 sub-agents within his county or within adjacent counties to
29 sell such licenses, and upon such appointment the auditor
30 shall notify the commissioner forthwith of the name and
31 address of the sub-agent. Such appointments may be revoked
32 by the auditor at any time ~~and he may require such security~~

1530

1 ~~of the agent as he deems advisable~~, and he shall revoke any
2 agency upon demand of the commissioner. The auditor shall
3 require each sub-agent to furnish a surety bond in favor of
4 the county in an amount at least equal to the value of all
5 license blanks consigned to that sub-agent. The county
6 auditor shall be responsible for all license blanks issued
7 to, and license fees received by, his agents, except in a
8 county to which Laws 1951, Chapter 381, applies, or in a
9 county wherein the county auditor does not retain fees paid
10 for such license purposes. In such county the
11 responsibility imposed above upon the county auditor is
12 imposed upon the county.

13 Sec. 3. Minnesota Statutes 1974, Section 98.50,
14 Subdivision 2, is amended to read:

15 Subd. 2. The commissioner may require county auditors
16 to furnish such additional corporate surety bonds as in his
17 opinion may be required to secure the state, in addition to
18 the auditor's official bond. The commissioner shall
19 prescribe rules and regulations setting up such accounting
20 and procedural requirements as he may deem necessary to
21 assure the efficient handling of licenses and license fees,
22 and all county auditors and other agents shall strictly
23 comply therewith. The commissioner may by regulation
24 establish such standards and other requirements for the
25 establishment and revocation of sub-agencies as he may deem
26 necessary to assure the efficient distribution of licenses
27 throughout the state, and all county auditors shall strictly
28 comply therewith.

29 Sec. 4. Minnesota Statutes 1974, Section 98.50,
30 Subdivision 3, is amended to read:

31 Subd. 3. The commissioner may appoint agents to issue
32 non-resident licenses authorized under chapters 97 to 102,

1530

1 outside of the state. Each agent shall pay cash to the
2 commissioner for all books of licenses obtained by him and
3 ~~shall be entitled to a discount of six percent from the~~
4 ~~price established by law~~ collect a fee for issuing each
5 license in the amount of \$.75 for the license to take deer
6 and \$.50 for all other licenses.

7 Sec. 5. Minnesota Statutes 1974, Section 98.50,
8 Subdivision 5, is amended to read:

9 Subd. 5. ~~Any resident desiring to sell the licenses~~
10 ~~referred to in subdivision 1 may either purchase for cash or~~
11 A subagent shall obtain on consignment license blanks from a
12 county auditor at the auditor's option described in
13 subdivision 1 in groups of not less than five non-resident,
14 and ten resident license blanks. In addition to the basic
15 license fee, he shall be entitled to a discount of seven
16 percent from the price established by law on cash purchases
17 ~~and six percent on consignments~~ collect a fee for issuing
18 each license in the amount of \$.75 for the license to take
19 deer and \$.50 for all other licenses. In selling such
20 licenses, he shall be deemed an agent of the county auditor
21 and the commissioner, and he shall observe all rules and
22 regulations promulgated by the commissioner for the
23 accounting for and handling of such licenses.

24 The county auditor shall promptly deposit all moneys
25 received from the sale of licenses with the county
26 treasurer, and shall promptly transmit such reports as may
27 be required by the commissioner, together with his warrant
28 on the county treasurer for ~~99~~ 96 percent of the price to
29 the licensee, including any surcharges but excluding the
30 issuing fee, for each license sold or consigned by him and
31 subsequently sold to a licensee during the accounting
32 period. The county auditor shall retain as his commission

1530

1 ~~three~~ four percent of all license fees ~~for licenses sold~~
2 ~~for cash and resale, four percent of all license fees,~~
3 excluding issuing fees, for licenses consigned to subagents
4 ~~and ten percent of all license fees.~~ In addition, for
5 licenses sold for cash directly to the licensee, the
6 auditor shall collect the same issuing fee as a sub-agent.
7 Unsold license blanks in the hands of any agent shall be
8 redeemed by the commissioner if presented for redemption
9 within the time prescribed by the commissioner therefor.
10 Any license blanks not presented for redemption within the
11 period prescribed shall be conclusively presumed to have
12 been sold, and the agent possessing the same or to whom they
13 are charged shall be accountable therefor.

14 The commissioner shall collect the same issuing fee as
15 a sub-agent for licenses sold directly through a license
16 distribution center operated by the department of natural
17 resources. The issuing fees so collected by the
18 commissioner shall be credited to the game and fish fund.

19 Sec. 6. The provisions contained in sections 3 and 4
20 of this act apply to licenses issued for licensing years
21 beginning on March 1, 1976, and thereafter.

House
Companion
No.

DUPLICATE
SECOND ENGROSSMENT

S. F. NO. 1530

A bill for an act relating to wild animals; establishing the expiration date of all game and fish licenses as the last day of February; authorizing the commissioner of natural resources to provide for the issuance of more than one game or fish license to a person during any licensing year; providing for distribution of game and fish licenses on consignment; etc. amending Minnesota Statutes 1974, Sections 98.45, Subdivision 1; and 98.50, Subdivisions 1, 2, 3 and 5.

B. D. No. B0793

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 Kleinbaum
Larson Olseft Willet (4-21-75)
Read FIRST TIME APR 14 1975 and Referred to the
Committee on NATURAL RESOURCES AND AGRICULTURE

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

To Pass as Amended MAY 15 1975

★ Read SECOND TIME MAY 15 1975
Committee of the Whole

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

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

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

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

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

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

Printed Page No.

S. F. No. 1530

SENATE
STATE OF MINNESOTA
SIXTY-NINTH LEGISLATURE

543

S. F. NO. 1530

1530

Introduced by Kleinbaum, Larson and Willet.
Read First Time Apr. 14, 1975, and Referred to
the Committee on Natural Resources and Agriculture.
Committee Recommendation. To Pass as Amended and Re-referred
to the Committee on Finance.
Committee Report Adopted Apr. 23, 1975.
Committee Recommendation. To Pass as Amended.
Committee Report Adopted May 15, 1975.
Read Second Time May 15, 1975.

1 A bill for an act
2 relating to wild animals; establishing the
3 expiration date of all game and fish licenses as
4 the last day of February; authorizing the
5 commissioner of natural resources to provide for
6 the issuance of more than one game or fish license
7 to a person during any licensing year; providing
8 for distribution of game and fish licenses on
9 consignment; establishing an issuing fee for such
10 licenses; requiring sub-agents to be bonded;
11 authorizing county auditors to retain a four
12 percent commission on all license fees including
13 surcharges; authorizing the commissioner of
14 natural resources to issue regulations regulating
15 to sub-agencies; amending Minnesota Statutes 1974,
16 Sections 98.45, Subdivision 1; and 98.50,
17 Subdivisions 1, 2, 3 and 5.
18 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
19 Section 1. Minnesota Statutes 1974, Section 98.45,
20 Subdivision 1, is amended to read:
21 98.45 [REQUIREMENT.] Subdivision 1. Except as
22 specifically permitted in chapters 97 to 102, no person may
23 take, buy, sell, transport, or possess any protected wild
24 animals of this state or any aquatic plants without first
25 procuring a license therefor as provided in section 98.46 or
26 in section 98.48. Every license is issued for ~~the calendar~~
27 a year beginning on the first day of March and is void after
28 the last day of the open season or the lawful time within
29 that year during which the acts authorized may be performed.

1530

1 No license to take beaver or otter may be issued to any
2 person after the third day of the open season provided
3 therefor for that year. Except as provided in this section,
4 no license to take deer with firearm may be issued after the
5 first day of the regular rifle season, and all license
6 agents shall return all stubs and unsold license blanks to
7 the county auditor on the ~~second~~ first business day
8 following the first day of such season. A resident who is
9 discharged from the military or naval forces of the United
10 States, or any active reserve or component thereof, during
11 the regular season for taking deer by firearm or within ten
12 days before its commencement, may be issued, at any time
13 during the firearm deer season and upon a showing of his
14 official discharge paper, a license to take deer with
15 firearm. Only one license of each kind, except as
16 authorized by order of the commissioner and except the
17 non-resident short term angling license, may be issued to a
18 person in any ~~calendar~~ licensing year. No license may be
19 transferred except as expressly authorized.

20 Sec. 2. Minnesota Statutes 1974, Section 98.50,

21 Subdivision 1, is amended to read:

22 98.50 [ISSUANCE.] Subdivision 1. County auditors are
23 hereby appointed agents of the commissioner for the sale of
24 licenses to take big and small game and fish, and to trap
25 fur-bearing animals, and to harvest wild rice, to residents
26 of the state, and to take big and small game and fish, to
27 nonresidents of the state. Each county auditor may appoint
28 sub-agents within his county or within adjacent counties to
29 sell such licenses, and upon such appointment the auditor
30 shall notify the commissioner forthwith of the name and
31 address of the sub-agent. Such appointments may be revoked
32 by the auditor at any time ~~and he may require such security~~

1530

1 ~~of the agent as he deems advisable~~ , and he shall revoke any
2 agency upon demand of the commissioner. The auditor shall
3 require each sub-agent to furnish a surety bond in favor of
4 the county in an amount at least equal to the value of all
5 license blanks consigned to that sub-agent. The county
6 auditor shall be responsible for all license blanks issued
7 to, and license fees received by, his agents, except in a
8 county to which Laws 1951, Chapter 381, applies, or in a
9 county wherein the county auditor does not retain fees paid
10 for such license purposes. In such county the
11 responsibility imposed above upon the county auditor is
12 imposed upon the county.

13 Sec. 3. Minnesota Statutes 1974, Section 98.50,
14 Subdivision 2, is amended to read:

15 Subd. 2. The commissioner may require county auditors
16 to furnish such additional corporate surety bonds as in his
17 opinion may be required to secure the state, in addition to
18 the auditor's official bond. The commissioner shall
19 prescribe rules and regulations setting up such accounting
20 and procedural requirements as he may deem necessary to
21 assure the efficient handling of licenses and license fees,
22 and all county auditors and other agents shall strictly
23 comply therewith. The commissioner may by regulation
24 establish such standards and other requirements for the
25 establishment and revocation of sub-agencies as he may deem
26 necessary to assure the efficient distribution of licenses
27 throughout the state, and all county auditors shall strictly
28 comply therewith.

29 Sec. 4. Minnesota Statutes 1974, Section 98.50,
30 Subdivision 3, is amended to read:

31 Subd. 3. The commissioner may appoint agents to issue
32 non-resident licenses authorized under chapters 97 to 102,

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1 outside of the state. Each agent shall pay cash to the
2 commissioner for all books of licenses obtained by him and
3 ~~shall be entitled to a discount of six percent from the~~
4 ~~price established by law~~ collect a fee for issuing each
5 license in the amount of \$.75 for the license to take deer
6 and \$.50 for all other licenses .

7 Sec. 5. Minnesota Statutes 1974, Section 98.50,
8 Subdivision 5, is amended to read:

9 Subd. 5. ~~Any resident desiring to sell the licenses~~
10 ~~referred to in subdivision 1 may either purchase for cash or~~
11 A subagent shall obtain on consignment license blanks from a
12 ~~county auditor at the auditor's option described in~~
13 ~~subdivision 1~~ in groups of not less than five non-resident,
14 and ten resident license blanks. In addition to the basic
15 license fee, he shall be entitled to a discount of seven
16 ~~percent from the price established by law on cash purchases~~
17 ~~and six percent on consignments~~ collect a fee for issuing
18 each license in the amount of \$.75 for the license to take
19 deer and \$.50 for all other licenses . In selling such
20 licenses, he shall be deemed an agent of the county auditor
21 and the commissioner, and he shall observe all rules and
22 regulations promulgated by the commissioner for the
23 accounting for and handling of such licenses.

24 The county auditor shall promptly deposit all moneys
25 received from the sale of licenses with the county
26 treasurer, and shall promptly transmit such reports as may
27 be required by the commissioner, together with his warrant
28 on the county treasurer for ~~96~~ 96 percent of the price to
29 the licensee , including any surcharges but excluding the
30 issuing fee, for each license sold or consigned by him and
31 subsequently sold to a licensee during the accounting
32 period. The county auditor shall retain as his commission

1530

1 ~~three four percent of all license fees for licenses sold,~~
2 ~~for cash and resale, four percent of all license fees,~~
3 excluding issuing fees, for licenses consigned to subagents
4 ~~and ten percent of all license fees.~~ In addition, for
5 licenses sold for cash directly to the licensee, the
6 auditor shall collect the same issuing fee as a sub-agent.
7 Unsold license blanks in the hands of any agent shall be
8 redeemed by the commissioner if presented for redemption
9 within the time prescribed by the commissioner therefor.
10 Any license blanks not presented for redemption within the
11 period prescribed shall be conclusively presumed to have
12 been sold, and the agent possessing the same or to whom they
13 are charged shall be accountable therefor.

14 The commissioner shall collect the same issuing fee as
15 a sub-agent for licenses sold directly through a license
16 distribution center operated by the department of natural
17 resources. The issuing fees so collected by the
18 commissioner shall be credited to the game and fish fund.

19 Sec. 6. The provisions contained in sections 3 and 4
20 of this act apply to licenses issued for licensing years
21 beginning on March 1, 1976, and thereafter. All licenses
22 issued for the calendar year 1975 shall be deemed to have
23 been issued for a period ending on the last day of February,
24 1976.

House
Companion
No.

DUPLICATE
THIRD ENGROSSMENT

S. F. NO. 1530

A bill for an act relating to wild animals; establishing the expiration date of all game and fish licenses as the last day of February; authorizing the commissioner of natural resources to provide for the issuance of more than one game or fish license to a person during any licensing year; providing for distribution of game and fish licenses on consign-ment; etc. amending Minnesota Statutes 1974, Sections 98.45, Subdivision 1; and 98.50, Subdivisions 1, 2, 3 and 5.

B. D. No. B0793

SENATE ACTION

Introduced by Senators Kleinbaum

Larson

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

Committee Recommendation and Adoption of Report To Pass as Amended
Re-referred to the Committee on FINANCE APR 23 1975
To Pass as Amended MAY 15 1975

★ Read SECOND TIME MAY 15 1975
Committee of the Whole

Special Order MAY 16 1975

★ Read THIRD TIME MAY 16 1975
Passed by the Senate MAY 16 1975
Transmitted to the House MAY 16 1975

Patrick E. Flahaven
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 MAR 24 1976
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date MAR 24 1976
The Senate concurred in House amendments to
S. F. No. 1530 and repassed
the bill as amended.
Patrick E. Flahaven
Secretary of the Senate

HOUSE ACTION

House Companion
is H. F. No. 504

★ Read FIRST TIME MAY 17 1975
Committee on ENVIRONMENT AND NATURAL RESOURCES and Referred to the
and re-referred to the Committee on APPROPRIATIONS
Committee Recommendation and Adoption of Report MAR 8 1976
TO PASS AS AMENDED MAR 18 1976

★ Read SECOND TIME MAR 18 1976
Committee of the Whole

RULE 1.10 *Amended and*
★ Read THIRD TIME *as amended* MAR 23 1976
Passed by the House *as amended* MAR 23 1976
Returned to the Senate MAR 23 1976
Edward A. Sundick
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.

1530

S. F.

No. 1530

Printed Page No.

1530

A bill for an act

1
2 relating to game and fish; establishing the
3 expiration date of all game and fish licenses as
4 the last day of February; authorizing the
5 commissioner of natural resources to provide for
6 the issuance of more than one game or fish license
7 to a person during any licensing year; providing
8 for distribution of game and fish licenses on
9 consignment; establishing an issuing fee for such
10 licenses; requiring sub-agents to be bonded;
11 authorizing county auditors to retain a four
12 percent commission on license fees; authorizing
13 the commissioner of natural resources to issue
14 regulations relating to sub-agencies; amending
15 Minnesota Statutes 1974, Sections 98.45,
16 Subdivision 1; and 98.50, Subdivisions 1, 2 and 5,
17 and by adding a subdivision; repealing Minnesota
18 Statutes 1974, Section 98.50, Subdivision 3.

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

20 Section 1. Minnesota Statutes 1974, Section 98.45,
21 Subdivision 1, is amended to read:

22 98.45 [REQUIREMENT.] Subdivision 1. Except as
23 specifically permitted in chapters 97 to 102, no person may
24 take, buy, sell, transport, or possess any protected wild
25 animals of this state or any aquatic plants without first
26 procuring a license therefor as provided in section 98.46 or
27 in section 98.48. Every license is issued for ~~the calendar~~
28 a year beginning on the first day of March and is void after
29 the last day of the open season or the lawful time within

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1 that year during which the acts authorized may be performed,
2 No license to take beaver or otter may be issued to any
3 person after the third day of the open season provided
4 therefor for that year. Except as provided in this section,
5 no license to take deer with firearm may be issued after the
6 first day of the regular rifle season, and all license
7 agents shall return all stubs and unsold license blanks to
8 the county auditor on the ~~second~~ first business day
9 following the first day of such season. A resident who is
10 discharged from the military or naval forces of the United
11 States, or any active reserve or component thereof, during
12 the regular season for taking deer by firearm or within ten
13 days before its commencement, may be issued, at any time
14 during the firearm deer season and upon a showing of his
15 official discharge paper, a license to take deer with
16 firearm. Only one license of each kind, except as
17 authorized by order of the commissioner adopted pursuant to
18 section 97.53 and except the non-resident short term angling
19 license, may be issued to a person in any ~~calendar~~
20 licensing year. No license may be transferred except as
21 expressly authorized,

22 Sec. 2. Minnesota Statutes 1974, Section 98.50,
23 Subdivision 1, is amended to read:

24 98.50 [ISSUANCE.] Subdivision 1. County auditors are
25 hereby appointed agents of the commissioner for the sale of
26 licenses to take big and small game and fish, and to trap
27 fur-bearing animals, and to harvest wild rice, to residents
28 of the state, and to take big and small game and fish, to
29 nonresidents of the state. Each county auditor may appoint
30 sub-agents within his county or within adjacent counties to
31 sell such licenses, and upon such appointment the auditor
32 shall notify the commissioner forthwith of the name and

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1 address of the sub-agent. Such appointments may be revoked
2 by the auditor at any time ~~and he may require such security~~
3 ~~of the agent as he deems advisable~~, and he shall revoke any
4 agency upon demand of the commissioner. The auditor shall
5 furnish license blanks on consignment to any sub-agent who
6 furnishes a surety bond in favor of the county in an amount
7 at least equal to the value of the license blanks to be
8 consigned to that sub-agent. The county auditor shall be
9 responsible for all license blanks issued to, and license
10 fees received by, his agents, except in a county to which
11 Laws 1951, Chapter 381, applies, or in a county wherein the
12 county auditor does not retain fees paid for such license
13 purposes. In such county the responsibility imposed above
14 upon the county auditor is imposed upon the county.

15 Sec. 3. Minnesota Statutes 1974, Section 98.50,
16 Subdivision 2, is amended to read:

17 Subd. 2. The commissioner may require county auditors
18 to furnish such additional corporate surety bonds as in his
19 opinion may be required to secure the state, in addition to
20 the auditor's official bond. The commissioner shall
21 prescribe rules and regulations setting up such accounting
22 and procedural requirements as he may deem necessary to
23 assure the efficient handling of licenses and license fees,
24 and all county auditors and other agents shall strictly
25 comply therewith. The commissioner may by order adopted
26 pursuant to section 97.53 establish such standards and other
27 requirements for the establishment and revocation of
28 sub-agencies as he may deem necessary to assure the
29 efficient distribution of licenses throughout the state, and
30 all county auditors shall strictly comply therewith.

31 Sec. 4. Minnesota Statutes 1974, Section 98.50,
32 Subdivision 5, is amended to read:

1530

1 Subd. 5. Any resident desiring to sell the licenses
2 referred to in subdivision 1 may either purchase for cash or
3 obtain on consignment license blanks from a county auditor
4 ~~at the auditor's option described in subdivision 1~~ in groups
5 of not less than five non-resident, and ten resident license
6 blanks. In addition to the basic license fee, he shall be
7 ~~entitled to a discount of seven percent from the price~~
8 ~~established by law on cash purchases and six percent on~~
9 ~~consignments~~ collect a fee for issuing each license in the
10 amount of \$.75 for the license to take deer and \$.50 for all
11 other licenses . In selling such licenses, he shall be
12 deemed an agent of the county auditor and the commissioner,
13 and he shall observe all rules and regulations promulgated
14 by the commissioner for the accounting for and handling of
15 such licenses.

16 The county auditor shall promptly deposit all moneys
17 received from the sale of licenses with the county
18 treasurer, and shall promptly transmit such reports as may
19 be required by the commissioner, together with his warrant
20 on the county treasurer for ~~90~~ 100 percent of the surcharge
21 imposed by section 97.482 plus 96 percent of the price to
22 the licensee , exclusive of said surcharge and the issuing
23 fee, for each license sold or consigned by him and
24 subsequently sold to a licensee during the accounting
25 period. The county auditor shall retain as his commission
26 three four percent of all license fees for licenses sold
27 for cash and resale, four percent of all license fees ,
28 excluding issuing fees for licenses consigned to subagents
29 and ten percent of all license fees . In addition, for
30 licenses sold for cash directly to the licensee , the
31 auditor shall collect the same issuing fee as a sub-agent .
32 Unsold license blanks in the hands of any agent shall be

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1 redeemed by the commissioner if presented for redemption
2 within the time prescribed by the commissioner therefor.
3 Any license blanks not presented for redemption within the
4 period prescribed shall be conclusively presumed to have
5 been sold, and the agent possessing the same or to whom they
6 are charged shall be accountable therefor. The commissioner
7 shall collect the same issuing fee as a sub-agent for
8 licenses sold directly through a license distribution center
9 operated by the department of natural resources. The
10 issuing fees so collected by the commissioner shall be
11 credited to the game and fish fund.

12 Sec. 5. The provisions contained in section 4 of this
13 act apply to licenses issued for licensing years beginning
14 on March 1, 1977, and thereafter. All licenses issued for
15 the calendar year 1976 shall be deemed to have been issued
16 for a period ending on the last day of February, 1977.

17 Sec. 6. Minnesota Statutes 1974, Section 98.50, is
18 amended by adding a subdivision to read:

19 Subd. 10. (a) A written application shall be made by
20 each sub-agent to the appropriate county auditor in a manner
21 approved by the commissioner, who shall require the
22 applicant to deposit with the state treasurer, securities of
23 the United States government or the state of Minnesota or to
24 execute and file a bond, with a corporate surety approved by
25 the commissioner, to the appropriate county auditor and to
26 the state of Minnesota in an amount to be fixed by the
27 commissioner and approved by the attorney general and which
28 shall be conditioned for the payment when due of all license
29 fees, penalties and accrued interest arising by reason of
30 any delinquent money which may be due to the appropriate
31 county auditor and the state of Minnesota for said fees.
32 The bond shall cover all places of business within the state

1530

1 where license fees are received by the sub-agent.

2 (b) When the surety upon any bond issued pursuant to
3 the provisions of this chapter shall have fulfilled the
4 conditions of such bond and compensated the state for any
5 loss occasioned by any act or omission of any sub-agent
6 under this chapter, such surety shall be subrogated to all
7 the rights of the state in connection with the transaction
8 wherein such loss occurred.

9 (c) If a sub-agent cannot or does not choose to acquire
10 a bond of the type required then the county auditor may
11 demand prepayment for such licenses prior to delivery of
12 them to the sub-agent. Such license may be returned by the
13 sub-agent to the auditor for a refund within time limits
14 established by the commissioner.

15 Sec. 7. [REPEALER.] Minnesota Statutes 1974, Section
16 98.50, Subdivision 3, is repealed.

House
Companion
No.

DUPLICATE

S. F. NO. 1531

A bill for an act relating to retirement; part-time employment for teachers in lieu of retirement; amending Minnesota Statutes 1974, Section 354.44, by adding a subdivision.

B. D. No. B3207

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

Nelson

Hughes

Ogdahl

Read FIRST TIME APR 14 1975

Committee on

GOVERNMENTAL OPERATIONS

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

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.

1531

S. F.

No.

Printed Page No.

1531

Messrs. Nelson, Hughes and Ogdahl introduced--

S. F. No. 1531: *Related to the Committee on* GOVERNMENTAL OPERATIONS

1 A bill for an act

2 relating to retirement; part-time employment for
3 teachers in lieu of retirement; amending Minnesota
4 Statutes 1974, Section 354.44, by adding a
5 subdivision.

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

7 Section 1. Minnesota Statutes 1974, Section 354.44, is
8 amended by adding a subdivision to read:

9 Subd. 5a. [PART-TIME EMPLOYMENT.] In addition to other
10 retirement options available, a member who meets the age and
11 service requirements of subdivision 1 may elect to defer
12 receipt of an annuity and continue teaching on a part-time
13 basis. In such event, if the member and the employer shall
14 agree, the member may continue employment on a part-time
15 basis of one-third time or more and continue to receive
16 allowable service credit toward retirement in the same
17 manner as though continuing as a full-time teacher. In the
18 event of such agreement, contributions to the fund shall be
19 made in amounts which would be required for a full-time
20 teacher, with the member paying one-third and the employer
21 paying two-thirds of the amount of additional contribution
22 thus required.

House
Companion
No.

DUPLICATE
S. F. NO. 1532

A bill for an act relating to the metropolitan council;
providing for a levy under certain circumstances; amending
Laws 1975, Chapter 13, Section 42, Subdivision 1.

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

B. D. No. B3414

SENATE ACTION

Introduced by Senators _____

★ Read FIRST TIME _____ APR 14 1975 _____
Committee on _____ and Referred to the
METROPOLITAN AND URBAN AFFAIRS
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

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

Secretary of the Senate
State of Minnesota

HOUSE ACTION

★ 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.

1532

Printed Page No.

S. F. No.

SENATE
STATE OF MINNESOTA
SIXTY-NINTH LEGISLATURE

404
S. F. NO. 1532

Introduced by Chenoweth, Gearty and Keefe, J.
Read First Time Apr. 14, 1975, and Referred to
the Committee on Metropolitan and Urban Affairs.
Committee Recommendation. To Pass.
Committee Report Adopted Apr. 23, 1975.
Read Second Time Apr. 23, 1975.

1532

1 A bill for an act
2 relating to the metropolitan council; providing
3 for a levy under certain circumstances; amending
4 Laws 1975, Chapter 13, Section 42, Subdivision 1.
5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
6 Section 1. Laws 1975, Chapter 13, Section 42,
7 Subdivision 1, is amended to read:
8 Sec. 42. [473.249] [TAX LEVY.] Subdivision 1. The
9 metropolitan council may levy a tax on all taxable property
10 in the counties named in section 1 to provide funds for the
11 purposes of sections 1 to 42. The tax shall not exceed
12 seven-thirtieths of one mill on each dollar of assessed
13 valuation of all such taxable property, and shall be levied
14 and collected in the manner provided by Minnesota Statutes,
15 section 473.08.
16 In the event that the levy authorized in section 48 is
17 reduced as a result of the receipt of state or federal funds
18 covering the payment of the principal and interest on bonds
19 issued under section 48, the council may make a levy for the
20 purposes of sections 1 to 42 in an amount equal to the
21 difference between .5 mills and the actual levy under
22 section 48. This additional levy may not exceed

1 eight-thirtieths of one mill.

1532

House
Companion
No.

DUPLICATE

S. F. NO. 1533

A bill for an act relating to education; providing for a program of comprehensive health education in schools; setting contents of programs and duties of school districts and the department of education; appropriating money.

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

B. D. No. B2295

SENATE ACTION

Introduced by Senators Anderson
Keepe Finan
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

HOUSE ACTION

★ 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.

1533

S. F.

No.

Printed Page No.

1533

Messrs. Anderson; Keefe, J. and Merriam introduced--

S. F. No. 1533: Referred to the Committee on EDUCATION

1 A bill for an act

2 relating to education; providing for a program of
3 comprehensive health education in schools; setting
4 contents of programs and duties of school
5 districts and the department of education;
6 appropriating money.

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

8 Section 1. [CITATION.] This act may be cited as the
9 comprehensive school health education act.

10 Sec. 2. [STATEMENT OF PURPOSE.] The purpose of this
11 act is to assist school districts in the development of a
12 systematic, progressive, and extensive educational program
13 designed to provide a variety of learning experiences based
14 upon scientific knowledge of the human organism as it
15 functions within its environment which will favorably
16 influence the knowledge, attitudes, values, and practices of
17 Minnesota school youth; and which will aid them and their
18 families to make wise personal decisions to seek and
19 maintain health.

20 Sec. 3. [CREATION OF PROGRAM.] There is hereby created
21 a comprehensive health education program for children and
22 youths in kindergarten and grades 1 through 12. The program
23 shall include the following major educational areas as a

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1 basis for health curricula in elementary and secondary
2 schools: human growth and development, prevention and
3 control of disease, public and environmental health,
4 consumer health, safety education and disaster survival,
5 mental health and illness, personal health habits, drug use
6 and abuse including alcohol and tobacco, nutrition, and
7 dental health.

8 Sec. 4. [ADMINISTRATION; ADVISORY COMMITTEE.] The
9 department of education, in cooperation with the department
10 of health, shall administer the program, pursuant to rules
11 and regulations adopted by the board of education. In
12 administering sections 1 to 6 the department shall take into
13 consideration the advice of a school health education
14 advisory committee composed of eight persons representing
15 relevant disciplines who shall be appointed by the
16 commissioner of education for terms of four years. The
17 department may reimburse the members of the committee for
18 travel and per diem expense according to the rates set by
19 law for state employees when the members are performing
20 advisory services requested by the department.

21 Sec. 5. [SCHOOL DISTRICT PROGRAMS.] Subdivision 1.
22 [REQUIRED CONTENTS.] The school district comprehensive
23 school health education program shall include:

24 (a) A comprehensive school health education curriculum
25 for kindergarten and grades 1 through 12.

26 (b) An inservice education program for teachers,
27 administrators, college health educators, and others.

28 (c) Utilization of qualified health educators for
29 direct health education classes.

30 (d) Orientation to teaching roles for persons employed
31 in allied health fields including community volunteers.

32 Subd. 2. [PROPOSALS; COMBINED EFFORTS.] Pursuant to

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1 policies and regulations to be adopted by the state board of
2 education, each district school superintendent through the
3 local board of education will submit to the commissioner of
4 education a proposal designed to implement a comprehensive
5 school health education program in the district. Two or
6 more districts may combine their efforts to submit a
7 cooperative proposal. The proposal shall include a
8 statement of the nature of the comprehensive school health
9 education program proposed; the numbers of students and
10 teachers to be involved; an estimate of the cost; a plan for
11 evaluation of the project; a plan for integration of the
12 program into the general curriculum; and other information
13 as the commissioner shall require. Programs must be
14 submitted within one year of the effective date of sections
15 1 to 6.

16 Sec. 6. [DUTIES OF DEPARTMENT OF EDUCATION.]
17 Subdivision 1. [TECHNICAL ASSISTANCE.] Upon request of a
18 district school board or superintendent, the department of
19 education shall provide technical assistance as necessary to
20 develop and implement a proposed program for comprehensive
21 school health education.

22 Subd. 2. [PROGRAM REVIEW; FUNDING.] The commissioner
23 shall review and approve, disapprove, or return for
24 modification all proposed comprehensive school health
25 education programs submitted. For those programs approved,
26 the commissioner shall authorize distribution of funds equal
27 to the cost of the program from the fund appropriated to the
28 department of education for comprehensive school health
29 education purposes.

30 Subd. 3. [REPORT TO THE LEGISLATURE.] The commissioner
31 shall, at least 30 days prior to the 1976 session of the
32 legislature, transmit to members of the state board of

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1 education, the president of the senate, the speaker of the
2 house of representatives, and the chairman of the senate and
3 house committees on education a statement of the overall
4 comprehensive school health program, criteria for approval
5 of proposed programs, and the recommended level of funding
6 for the overall programs during fiscal years 1977-1979.
7 Each year the commissioner shall report on programs funded,
8 and evaluate the overall comprehensive school health
9 education program as to its effectiveness, efficiency, and
10 utilization of resources, including a statement of the
11 overall comprehensive school health education program for
12 the coming fiscal year, the recommended level of funding for
13 that year, and any other recommendations deemed by the
14 commissioner to be appropriate. Continued funding of school
15 district programs shall be based upon an annual evaluation
16 as prescribed by the commissioner of education.

17 Sec. 7. [APPROPRIATION.] There is appropriated
18 annually from the general fund in the state treasury to the
19 department of education the sum of \$..... to be
20 distributed to school districts which have approved school
21 health education programs at the rate of \$1 for each pupil
22 unit in the district, to be used by the districts for the
23 purpose of implementing the provisions of sections 1 to 6.

24 Sec. 8. [EFFECTIVE DATE.] This act shall be effective
25 on the day following its final enactment.