



Minnesota Legislature:  
Senate Bills

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House  
Companion  
No.

DUPLICATE

S. F. NO. 1534

A bill for an act relating to towns; authorizing a special census for taxation purposes; amending Minnesota Statutes 1974, Section 275.14.

B. D. No. B0627

COMPARISON ACTION

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

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

(SENATE ACTION)

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

CONCURRENCE

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

Secretary of the Senate

HOUSE ACTION

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

SENATE ACTION

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

Read FIRST TIME  
Committee on \_\_\_\_\_

LOCAL GOVERNMENT

Committee Recommendation and Adoption of Report

and Referred to the

★ Read SECOND TIME  
Committee of the Whole

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

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other  
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference  
committee action.

Secretary of the Senate  
State of Minnesota

Printed Page No.

S. F. No.



1534

Messrs. Olhoft and Hanson, R. introduced--

S. F. No. 1534: Referred to the Committee on LOCAL GOVERNMENT.

1                   A bill for an act  
2           relating to towns; authorizing a special census  
3           for taxation purposes; amending Minnesota Statutes  
4           1974, Section 275.14.  
5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:  
6           Section 1. Minnesota Statutes 1974, Section 275.14, is  
7           amended to read:  
8           275.14 [CENSUS.] For the purposes of sections 275.11 to  
9           275.16, the last respective state or federal census of  
10          population taken prior to the calendar year in which any  
11          such levy may be made shall govern and shall be conclusive  
12          in determining hereunder the population of any city, town  
13          or school districts. Provided, if by the 1970 Federal  
14          Census, any school district shall have less population than  
15          that upon which the 1970 tax levy of said district was  
16          based, and shall not have had a subsequent special census,  
17          as authorized hereby, the population for subsequent years  
18          for the purposes of sections 275.11 to 275.16, may at the  
19          option of the district be computed as follows: For the year  
20          1971, the same population as for 1970; for the year 1972,  
21          the population used in computing the 1970 levy, decreased by  
22          one-fourth of the loss in population shown by the 1970

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1 census; for each of the next two subsequent years, an  
2 additional one-fourth of the population loss shown by the  
3 1970 census shall be deducted; thereafter, the said 1970  
4 federal census shall control until a subsequent federal or  
5 state census is taken.

6 If by the 1970 federal census, any city or town shall  
7 have less population than that upon which the 1970 tax levy  
8 of said city or town was based, and shall not have had a  
9 subsequent special census, as authorized hereby, the  
10 population for subsequent years for the purposes of sections  
11 275.11 to 275.16, shall be computed as follows: For the  
12 year 1971, the same population as for 1970; for the year  
13 1972, the population used in computing the 1970 levy,  
14 decreased by one-fourth of the loss in population shown by  
15 the 1970 census; for each of the next two subsequent years  
16 an additional one-fourth of the population loss shown by the  
17 1970 census shall be deducted; thereafter the said 1970  
18 federal census shall control until a subsequent federal or  
19 state census is taken. Provided, that in any year in which  
20 no state or federal census is taken pursuant to law in any  
21 such city, town or school district affected by sections  
22 275.11 to 275.16 a census may be taken as hereinafter  
23 provided. In cases where a census may be taken in any such  
24 city, town or school district, the council of such city,  
25 town or the school board of such school district, in case it  
26 desires such census, shall pass a resolution requesting the  
27 taking thereof by the secretary of state and shall furnish  
28 the secretary of state a certified copy thereof, whereupon  
29 the secretary of state shall cause such census to be taken  
30 under his immediate supervision and such rules and  
31 regulations as he may prescribe, and shall certify the  
32 result thereof to the council of such city, town or the

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1 school board of such school district, as the case may be,  
2 within three months from the receipt by him of the certified  
3 copy of the resolution; and such special census may be used  
4 for such purpose within the year it is taken or at any time  
5 thereafter. The expense of taking such census shall be paid  
6 by the city, town or school district, as the case may be,  
7 in which the same is taken.

8 In the event that a census tract employed in taking a  
9 federal, state, or local census overlaps two or more school  
10 districts, the county auditor shall, on the basis of the  
11 best information available, allocate the population of said  
12 census tract to the school districts involved.

13 The term "council," as used in sections 275.11 to  
14 275.16, means any board or body, whether composed of one or  
15 more branches, authorized to make ordinances for the  
16 government of a city or town within this state.

House  
Companion  
No.

DUPLICATE  
**S. F.** NO. 1535

A bill for an act relating to taxation; providing a lower rate of homestead assessment for disabled persons; amending Minnesota Statutes 1974, Section 273.13, Subdivision 7.

B. D. No. B2481

### SENATE ACTION

Introduced by Senators

*Lehty*  
*Ogdahl*

APR 14 1975

*Chell*

Read FIRST TIME

Committee on

TAXES AND TAX LAWS

and Referred to the

Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

### COMPARISON ACTION

Date

moved that

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

Date

Upon motion of

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

### (SENATE ACTION)

Received from House

Laid on Table

Taken from Table

### CONCURRENCE

Date

The Senate concurred in House amendments to

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

Secretary of the Senate

### HOUSE ACTION

House Companion  
is H. F. No.

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

### OTHER ACTION

☐ Refer to back of cover for other  
action.

### CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference  
committee action.

1535

S. F.  
No.

Printed Page No.



1535

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

S. F. No. 1535: Referred to the Committee on TAXES AND TAX LAWS

1 A bill for an act

2 relating to taxation; providing a lower rate of  
3 homestead assessment for disabled persons;  
4 amending Minnesota Statutes 1974, Section 273.13,  
5 Subdivision 7.

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

7 Section 1. Minnesota Statutes 1974, Section 273.13,

8 Subdivision 7, is amended to read:

9 Subd. 7. [CLASS 3c, 3cc.] All other real estate and  
10 class 2a property, except as provided by classes 1 and 3cc,  
11 which is used for the purposes of a homestead, shall  
12 constitute class 3c, and shall be valued and assessed at 25  
13 percent of the market value thereof. The property tax to be  
14 paid on class 3c property as otherwise determined by law,  
15 regardless of whether or not the market value is in excess  
16 of \$12,000, for all purposes except the payment of principal  
17 or interest on non-school district bonded indebtedness,  
18 shall be reduced by 45 percent of the amount of such tax;  
19 provided that the amount of said reduction shall not exceed  
20 \$325. If the market value is in excess of the sum of  
21 \$12,000, the amount in excess of that sum shall be valued  
22 and assessed at 40 percent of market value. The first  
23 \$12,000 market value of each tract of such real estate used

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1 for the purposes of a homestead shall be exempt from  
2 taxation for state purposes; except as specifically provided  
3 otherwise by law. All real estate which is used for the  
4 purposes of a homestead by any blind person, as defined by  
5 section 256.12, if such blind person is the owner thereof or  
6 if such blind person and his or her spouse are the sole  
7 owners thereof; or by any person or the unremarried  
8 surviving spouse thereof (hereinafter referred to as  
9 veteran) who served in the active military or naval service  
10 of the United States and who is entitled to compensation  
11 under the laws and regulations of the United States for  
12 permanent and total service-connected disability due to the  
13 loss, or loss of use, by reason of amputation, ankylosis,  
14 progressive muscular dystrophies, or paralysis, of both  
15 lower extremities, such as to preclude motion without the  
16 aid of braces, crutches, canes, or a wheel chair, and who  
17 with assistance by the administration of veterans affairs  
18 has acquired a special housing unit with special fixtures or  
19 movable facilities made necessary by the nature of the  
20 veteran's disability; or by any person who is permanently  
21 and totally disabled and who is receiving aid from any state  
22 , municipal government or the federal government as a result  
23 of that disability, or who is receiving supplemental  
24 security income for the disabled, or who is receiving  
25 workmen's compensation based on a finding of total and  
26 permanent disability, or who is receiving social security  
27 disability, which aid is at least 90 percent of the total  
28 income of such disabled person from all sources, shall  
29 constitute class 3cc and shall be valued and assessed at  
30 five percent of the market value thereof. Permanently and  
31 totally disabled for the purpose of this subdivision means a  
32 condition which is permanent in nature and totally

House  
Companion  
No.

DUPLICATE

S. F. NO. 1536

A bill for an act relating to taxation; adjusting the levy limitation increase formula; amending Minnesota Statutes 1974, Section 275.52, Subdivision 2.

B. D. No. B3396

SENATE ACTION

Introduced by Senators

*S. Keefe*

APR 14 1975

Read FIRST TIME

Committee on

TAXES AND TAX LAWS

and Referred to the

Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

COMPARISON ACTION

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

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

(SENATE ACTION)

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

CONCURRENCE

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

Secretary of the Senate

HOUSE ACTION

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

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

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

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

Printed Page No.

S. F.

No.

1536

Messrs. Keefe, J. and Keefe, S. introduced--

S. F. No. 1536: Referred to the Committee on

TAXES AND TAX LAWS

1 A bill for an act

2 relating to taxation; adjusting the levy  
3 limitation increase formula; amending Minnesota  
4 Statutes 1974, Section 275.52, Subdivision 2.

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

6 Section 1. Minnesota Statutes 1974, Section 275.52,  
7 Subdivision 2, is amended to read:

8 Subd. 2. The levy limit base per capita, as adjusted  
9 for previous increases pursuant to this section, may be  
10 increased each year by the governing body of the  
11 governmental subdivision affected thereby in the amount not  
12 to exceed six percent of the previous year's levy limit base  
13 per capita. The taxation of commercial and industrial  
14 property added to the taxing area of a governmental  
15 subdivision since the last computation of levy limits  
16 pursuant to sections 275.50 to 275.56 shall not be subject  
17 to the limitations contained in this section.

18 Sec. 2. This act is effective for taxes levied in 1975  
19 and thereafter and payable in 1976 and thereafter.



House  
Companion  
No.

DUPLICATE

S. F. NO. 1537

A bill for an act relating to elections; permitting electronic voting systems for absentee voters; amending Minnesota Statutes 1974, Section 206.07, by adding a subdivision.

B. D. No. B2416

### SENATE ACTION

Introduced by Senators

*Keele, J. Anderson*  
*Lanson R. Pfeiffer*

Read FIRST TIME APR 14 1975

Committee on TRANSPORTATION AND GENERAL LEGISLATION and Referred to the  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

### COMPARISON ACTION

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

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

### (SENATE ACTION)

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

### CONCURRENCE

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

Secretary of the Senate

### HOUSE ACTION

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

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

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

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

Printed Page No.

S. F. No.

1537

Messrs. Keefe, J.; Anderson and Hanson, R. introduced--

S. F. No. 1537: Referred to the Committee on TRANSPORTATION AND GENERAL LEGISLATION

1                                   A bill for an act  
2           relating to elections; permitting electronic  
3           voting systems for absentee voters; amending  
4           Minnesota Statutes 1974, Section 206.07, by adding  
5           a subdivision.  
6   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:  
7       Section 1. Minnesota Statutes 1974, Section 206.07, is  
8   amended by adding a subdivision to read:  
9       Subd. 6. An electronic voting system may be used for  
10   absentee voters if in addition to the requirements of  
11   subdivision 5 it permits the voter to change or retract any  
12   vote he has attempted to cast up to the time his entire vote  
13   has been completed. The change or retraction may be  
14   accomplished by a mark or other indication prescribed by the  
15   secretary of state. The officers charged with counting  
16   votes shall prepare a substitute ballot card when a change  
17   or retraction is indicated on the absentee's card and  
18   preserve the absentee's card. When a ballot card is used  
19   for voting by mail it shall be accompanied by a punching  
20   tool, voter instructions, and a specimen ballot showing the  
21   proper positions to vote on the ballot card for each  
22   candidate or other matter. The card shall be mounted on  
23   material suitable to receive the punched out chip.



House  
Companion  
No.

DUPLICATE

S. F. NO. 1538

A bill for an act relating to highways; municipal state-aid streets; providing that a portion of a city's apportionment from the municipal state-aid street fund may be expended on streets and highways within the city at the sole discretion of the city; amending Minnesota Statutes 1974, Section 162.14, by adding a subdivision.

B. D. No. B2274

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 Keefe Steele Quinn

APR 14 1975

and Referred to the

★ Read FIRST TIME  
Committee on

TRANSPORTATION AND GENERAL LEGISLATION  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

HOUSE ACTION

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

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other  
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference  
committee action.

1538

Printed Page No.

S. F.

No.

1538

Messrs. Keefe, J.; Keefe, S. and O'Neill introduced--

S. F. No. 1538:

Referred to the Committee on TRANSPORTATION AND GENERAL LEGISLATION

1 A bill for an act

2 relating to highways; municipal state-aid streets;  
3 providing that a portion of a city's apportionment  
4 from the municipal state-aid street fund may be  
5 expended on streets and highways within the city  
6 at the sole discretion of the city; amending  
7 Minnesota Statutes 1974, Section 162.14, by adding  
8 a subdivision.

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

10 Section 1. Minnesota Statutes 1974, Section 162.14, is  
11 amended by adding a subdivision to read:

12 Subd. 7. [ALLOCATION FOR EXPENDITURES ON CITY  
13 STREETS.] Notwithstanding any contrary provision in this  
14 section, any city entitled to an apportionment from the  
15 municipal state-aid street fund may request the commissioner  
16 to allocate to it not to exceed ten percent of its  
17 apportionment for expenditure on any streets and highways  
18 within the city. Upon receipt of the request, the  
19 commissioner shall certify to the commissioner of finance  
20 the amount thereof and the commissioner of finance shall  
21 issue a warrant in that amount to the fiscal officer of the  
22 city. The amount so allocated shall be expended solely for  
23 the construction, maintenance or improvement of streets and  
24 highways within the city as determined by the governing body



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1 of the city, and the rules and regulations and design  
2 standards of the commissioner of highways are not applicable  
3 to such expenditures. Nothing in this subdivision shall be  
4 construed to prohibit the commissioner from authorizing  
5 additional amounts of the city's apportionment to be  
6 expended on streets and highways within the city and not  
7 included in the city's municipal state-aid street system  
8 under and pursuant to the commissioner's rules and  
9 regulations as provided in subdivision 2.

House  
Companion  
No.

DUPLICATE

S. F. NO. 1539

A bill for an act relating to charitable organizations; solicitation; limitations and prohibitions; amending Minnesota Statutes 1974, Section 309.55, Subdivision 5; and by adding a subdivision.

B. D. No. B0825

SENATE ACTION

Introduced by Senators

*Nelson*

*MILTON*

*Skeefe*

★ Read FIRST TIME APR 14 1975

Committee on LABOR AND COMMERCE

and Referred to the  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

COMPARISON ACTION

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

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

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

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

(SENATE ACTION)

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

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

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

CONCURRENCE

Date \_\_\_\_\_  
The Senate concurred in House amendments to

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

Secretary of the Senate

HOUSE ACTION

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

★ Read FIRST TIME \_\_\_\_\_  
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.

1539

S. F. No.

Printed Page No.

SENATE  
STATE OF MINNESOTA  
SIXTY-NINTH LEGISLATURE

333

S. F. NO. 1539

Introduced by Milton, Nelson and Keefe, S.  
Read First Time Apr. 14, 1975, and Referred to  
the Committee on Labor and Commerce.  
Committee Recommendation. To Pass.  
Committee Report Adopted Apr. 21, 1975.  
Read Second Time Apr. 21, 1975.

1539

1                   A bill for an act  
2           relating to charitable organizations;  
3           solicitation; limitations and prohibitions;  
4           amending Minnesota Statutes 1974, Section 309.55,  
5           Subdivision 5; and by adding a subdivision.  
6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:  
7           Section 1. Minnesota Statutes 1974, Section 309.55,  
8           Subdivision 5, is amended to read:  
9           Subd. 5. No charitable organization and no person  
10          acting on behalf of a charitable organization shall use or  
11          employ any fraud, false pretense, false promise,  
12          misrepresentation, misleading statement, misleading name,  
13          mark or identification, or deceptive practice, method or  
14          device, with the intent that others should rely thereon in  
15          connection with any charitable solicitation, including any  
16          such actions or omissions which unfairly tend to confuse or  
17          mislead a person to believe that such organization is  
18          another organization having the same or like purposes; or to  
19          believe that the funds being solicited are or will be used  
20          for purposes and programs conducted within or for persons  
21          located within the state of Minnesota when such is not the  
22          case; or to otherwise present purposes and uses of the funds  
23          which are not as provided within the purposes and uses filed

1539

1 upon registration of said organization under this chapter,  
2 or if no such registration has been filed, then as provided  
3 under the exemption of said organization from federal and  
4 state income taxes as an organization formed and operating  
5 for charitable purposes as defined herein .

6 Sec. 2. Minnesota Statutes 1974, Section 309.55, is  
7 amended by adding a subdivision to read:

8 Subd. 7. No moneys solicited within the state by any  
9 organization subject to this chapter shall be paid or  
10 contributed by the soliciting organization to any other  
11 charitable organization not registered under this chapter by  
12 which it is controlled or with which it is affiliated by  
13 contract, franchise or otherwise, whose purposes, policies,  
14 articles or bylaws are in conflict with those of the  
15 soliciting organization upon any material matter unless such  
16 other organization to which such moneys are to be paid or  
17 delivered shall agree to be bound by the purposes, policies,  
18 articles and bylaws of the soliciting organization.



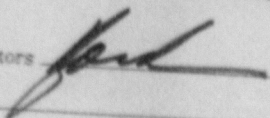
House  
Companion  
No.

DUPLICATE  
**S. F.** No. 1540

A bill for an act relating to charitable trusts and trustees; authorizing the attorney general to establish and maintain a register of charitable trusts; to adopt and promulgate rules and regulations necessary to carry out the purposes of the act and to take appropriate actions to protect and enforce the proper administration of charitable trusts; authorizing investigations; providing for assessment of expenses and proceedings; authorizing fees; providing penalties.

B. D. No. B2182

### SENATE ACTION

Introduced by Senators 

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

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

### COMPARISON ACTION

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

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

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

### (SENATE ACTION)

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

### CONCURRENCE

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

Secretary of the Senate

### HOUSE ACTION

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

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

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

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

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Printed Page No.

S. F. No.

1540

Mr. Borden introduced--

S. F. No. 1540: Referred to the Committee on JUDICIARY

1                                   A bill for an act

2           relating to charitable trusts and trustees;

3           authorizing the attorney general to establish and

4           maintain a register of charitable trusts; to adopt

5           and promulgate rules and regulations necessary to

6           carry out the purposes of the act and to take

7           appropriate actions to protect and enforce the

8           proper administration of charitable trusts;

9           authorizing investigations; providing for

10          assessment of expenses and proceedings;

11          authorizing fees; providing penalties.

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

13           Section 1. [CITATION.] Sections 1 to 12 shall be known

14   and may be cited as the supervision of charitable trusts and

15   trustees act.

16           Sec. 2. [CHARITABLE TRUSTS; SUPERVISION BY ATTORNEY

17   GENERAL.] Sections 1 to 12 shall apply to all charitable

18   trusts and all trustees holding property for charitable

19   purposes. The attorney general shall have and exercise, in

20   addition to all the common law and statutory rights, duties

21   and powers of the attorney general in connection with the

22   supervision, administration and enforcement of charitable

23   trusts, the rights, duties and powers set forth in sections

24   1 to 12.

25           Sec. 3. [DEFINITIONS.] Subdivision 1. For the

26   purposes of sections 1 to 12, the terms defined in this

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1 section have the meanings ascribed to them.

2 Subd. 2. "Charitable purpose" means any charitable,  
3 benevolent, philanthropic, patriotic, religious, social  
4 service, welfare, educational, eleemosynary or other public  
5 use or purpose, either actual or purported.

6 Subd. 3. "Trustee" means a person or group of persons  
7 either in an individual or a joint capacity, or a director,  
8 officer or other agent of an association, foundation,  
9 trustee corporation, corporation or other legal entity who  
10 is vested with the control or responsibility of  
11 administering property held for any charitable purpose.

12 Subd. 4. "Charitable trust" means any fiduciary  
13 relationship with respect to property arising as a result of  
14 a manifestation of an intention to create it and subjecting  
15 the trustee by whom the property is held to fiduciary duties  
16 to deal with the property for charitable purposes. This  
17 term includes an entity or organization described in Section  
18 501(c)(3) of the Internal Revenue Code of 1954.

19 Sec. 4. [EXCLUSIONS.] Sections 1 to 12 shall not apply  
20 to a charitable trust administered by the United States, any  
21 state, territory or possession of the United States, the  
22 District of Columbia, the Commonwealth of Puerto Rico or to  
23 any of their agencies or subdivisions.

24 Sec. 5. [REGISTER OF TRUSTEES; FILING OF INSTRUMENT  
25 AND INVENTORY OF ASSETS.] Subdivision 1. The attorney  
26 general shall establish and maintain a register of  
27 charitable trusts and trustees subject to the provisions of  
28 sections 1 to 12.

29 Subd. 2. Every trustee subject to the provisions of  
30 sections 1 to 12 shall register and file with the attorney  
31 general a copy of the instrument providing for his title,  
32 powers or duties and an inventory of the assets of the



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1 charitable trust within three months after receiving  
2 possession or control of any property authorized or required  
3 to be applied, either at present or in the future, for  
4 charitable purposes. If a trustee holds any property at the  
5 time sections 1 to 12 take effect, which is authorized or  
6 required to be applied, either at present or in the future,  
7 for charitable purposes, the filing and registration shall  
8 be made within three months after the effective date of  
9 sections 1 to 12.

10       Sec. 6. [FILING OF ANNUAL REPORTS.] Subdivision 1.  
11 Except as otherwise provided by this section, every trustee  
12 subject to the provisions of sections 1 to 12 shall, in  
13 addition to filing copies of the instruments previously  
14 required, file with the attorney general annual written  
15 reports, under oath, setting forth information as to the  
16 nature of the assets held for charitable purposes and the  
17 administration thereof by the trustee, in accordance with  
18 the rules and regulations of the attorney general as  
19 promulgated pursuant to section 7. These annual reports  
20 shall be filed annually on or before the fifteenth day of  
21 the fifth month following the close of the charitable  
22 trust's taxable year as established for federal tax  
23 purposes.

24       Subd. 2. Subdivision 1 of this section shall not apply  
25 to a charitable trust administered by any of the following:

26       (a) An educational institution which is under the  
27 general supervision of the state board of education, the  
28 state college board, the state junior college board, or the  
29 university of Minnesota or any educational institution which  
30 is accredited by the university of Minnesota or the North  
31 Central association of colleges and secondary schools, or by  
32 any other national or regional accrediting association, to



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1 the extent the charitable trust is organized and operated  
2 exclusively for educational purposes.

3 (b) Religious associations organized pursuant to  
4 Minnesota Statutes, Chapter 315 to the extent the charitable  
5 trust is organized and operated exclusively for religious  
6 purposes.

7 (c) Institutions and corporations organized and  
8 operated as a hospital.

9 (d) A trustee administering a charitable trust in which  
10 the charitable interest is contingent upon the occurrence of  
11 an uncertain future event if the exclusion does not extend  
12 to any vested charitable interest regardless of whether the  
13 property is to be applied to a charitable purpose at present  
14 or in the future.

15 Subd. 3. The attorney general may suspend the filing  
16 of reports as to a particular charitable trust for a  
17 reasonable, specifically designated time upon written  
18 application of the trustee filed with the attorney general  
19 and after the attorney general has filed in the register of  
20 charitable trusts a written statement that the interests of  
21 the beneficiaries will not be prejudiced thereby and that  
22 annual reports are not required for proper supervision by  
23 his office.

24 Sec. 7. [RULES AND REGULATIONS.] The attorney general  
25 may make rules and regulations necessary for the  
26 administration of sections 1 to 12, including rules and  
27 regulations as to the contents of annual reports required to  
28 be filed pursuant to section 6 and the manner of executing  
29 and filing them. The rules and regulations have the force  
30 and effect of law upon their filing in the office of the  
31 commissioner of administration.

32 Sec. 8. [PUBLIC INSPECTION OF RECORDS.] Subject to

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1 reasonable rules and regulations adopted by the attorney  
2 general, the register, copies of instruments, and the  
3 reports filed with the attorney general shall be open to  
4 public inspection.

5       Sec. 9. [INVESTIGATORY POWERS OF THE ATTORNEY GENERAL;  
6 CUSTODIANS TO FURNISH COPIES OF RECORDS.] Subdivision 1.  
7 The attorney general may conduct whatever investigations are  
8 necessary for the administration of sections 1 to 12. He  
9 may obtain from public records, court officers, taxing  
10 authorities, trustees, and other sources, whatever  
11 information, copies of instruments, reports and records are  
12 needed for the establishment and maintenance of the register  
13 authorized by section 5.

14       Subd. 2. The attorney general may investigate  
15 transactions and relationships of trusts and trustees  
16 subject to sections 1 to 12 for the purpose of determining  
17 whether the property held for charitable purposes is  
18 properly administered. He may require any agent, trustee,  
19 fiduciary, beneficiary, institution, association, or  
20 corporation or other person, to answer written  
21 interrogatories reasonably related to the administration of  
22 a charitable trust, or to appear, at a reasonable time and  
23 place as the attorney general may designate, to give  
24 information under oath and to produce books, memoranda,  
25 papers, documents of title, and evidence of assets,  
26 liabilities, receipts or disbursements in the possession or  
27 control of the person ordered to appear.

28       Subd. 3. When the attorney general requires the  
29 attendance of any person, as provided in subdivision 2 of  
30 this section, he shall issue an order setting forth the time  
31 when and the place where attendance is required and shall  
32 cause the same to be delivered to or sent by registered mail

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1 to the person at least 14 days before the date fixed for  
2 attendance. The order shall have the same force and effect  
3 as a subpoena and, upon application of the attorney general,  
4 obedience to the order may be enforced by any court having  
5 jurisdiction of charitable trusts in the county where the  
6 person receiving it resides or is found, in the same manner  
7 as though the notice were a subpoena. The court, after  
8 hearing, for cause, and upon application of any person  
9 aggrieved by the order, shall have the right to alter,  
10 amend, revise, suspend or postpone all or any part of its  
11 provisions.

12 Subd. 4. The custodians of the records of a court  
13 having jurisdiction of probate matters or of charitable  
14 trusts, and any custodian of records of any department,  
15 agency or political subdivision of this state shall furnish  
16 free of charge copies of papers, records and files of his  
17 office relating to the subject of sections 1 to 12 as the  
18 attorney general requires.

19 Subd. 5. Every officer, agency, board or commission of  
20 this state receiving applications for exemption from  
21 taxation of any charitable trust subject to sections 1 to 12  
22 shall annually file with the attorney general a list of all  
23 applications received during the year and shall notify the  
24 attorney general of any suspension or revocation of a tax  
25 exempt status previously granted.

26 Sec. 10. [POWERS OF ATTORNEY GENERAL; BREACH OF TRUST;  
27 PROCEEDINGS TO SECURE COMPLIANCE.] Subdivision 1. The  
28 attorney general may institute appropriate proceedings to  
29 secure compliance with the provisions of sections 1 to 12  
30 and to secure the proper administration of any charitable  
31 trust. The powers and duties of the attorney general  
32 provided herein are in addition to his existing powers and

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1 duties.

2 Subd. 2. The attorney general shall be notified of and  
3 has the right to participate as a party in all court  
4 proceedings:

5 (a) To terminate a charitable trust or to liquidate or  
6 distribute its assets, or

7 (b) To modify or depart from the objects or purposes of  
8 a charitable trust as are set forth in the instrument  
9 governing the trust, including any proceeding for the  
10 application of the doctrine of cy pres, or

11 (c) To construe the provisions of an instrument with  
12 respect to a charitable trust, or

13 (d) To review an accounting of a charitable trust  
14 submitted by a trustee, or

15 (e) Any other proceeding involving a charitable trust  
16 when the interests of the uncertain or indefinite charitable  
17 beneficiaries may be adversely affected.

18 A judgment or order rendered in proceedings without service  
19 of process and pleadings upon the attorney general, are  
20 voidable, unenforceable, and may be set aside at the option  
21 of the attorney general upon his motion seeking relief.

22 With respect to those proceedings, no compromise, settlement  
23 agreement, contract or judgment agreed to by any or all of  
24 the parties having or claiming to have an interest in any  
25 charitable trust is valid unless the attorney general was  
26 made a party to the proceedings and joined in the  
27 compromise, settlement agreement, contract or judgment, or  
28 unless the attorney general, in writing waives his right to  
29 participate. The attorney general is expressly authorized  
30 to enter into a compromise, settlement agreement, contract  
31 or judgment as in his opinion may be in the best interests  
32 of the people of the state and the uncertain or indefinite



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1 beneficiaries.

2       Subd. 3. Whenever a petition is filed for probate of a  
3 last will and testament containing a residuary bequest or  
4 devise to a trustee, as defined in section 3 of this act, or  
5 if a will creates or purports to create a charitable trust,  
6 the petitioner shall serve notice upon the attorney general  
7 of the pendency of the proceedings, and the court having  
8 jurisdiction over probate matters shall make available and  
9 shall forward to the attorney general a copy of the petition  
10 for probate of will and a copy of the instruments filed for  
11 admission to probate. The notice and documents shall be  
12 served by certified mail, return receipt requested, not less  
13 than 14 days before the hearing date. The court shall not  
14 pass upon the petition in the absence of filing of proof of  
15 mailing. Upon entering his appearance, the attorney general  
16 shall become a necessary party in interest in the estate  
17 proceedings, either in the court having jurisdiction over  
18 probate matters or by way of appeal.

19       Subd. 4. The failure of a trustee to register as  
20 required by section 5, or to file periodic reports as  
21 required by section 6, or to administer and manage property  
22 held for charitable purposes in accordance with law or  
23 consistent with his fiduciary obligations constitutes a  
24 breach of trust.

25       Subd. 5. The attorney general may institute a civil  
26 action in order to remedy and redress a breach of trust, as  
27 described in subdivision 4 of this section or as otherwise  
28 provided by law, committed by a trustee subject to the  
29 provisions of sections 1 to 12. The courts of this state  
30 are vested with jurisdiction to prevent and restrain  
31 breaches of trust and to require the payment of civil  
32 penalties. Whenever it appears to the attorney general that

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1 a breach of trust has been committed, he is entitled to sue  
2 for and have:

3 (a) Injunctive relief in any court of competent  
4 jurisdiction against the breach of trust or threatened  
5 breach of trust;

6 (b) The removal of a trustee who has committed or is  
7 committing a breach of trust; and

8 (c) The recovery of a civil penalty, from a trustee, in  
9 an amount to be determined by the court, not in excess of  
10 \$10,000.

11 All sums received under this subdivision shall be  
12 deposited in the general fund of the state treasury.

13 Sec. 11. [CONTRARY PROVISIONS OF INSTRUMENT INVALID.]  
14 Sections 1 to 12 apply regardless of any contrary provisions  
15 of any instrument.

16 Sec. 12. [COST OF INVESTIGATIONS AND PROCEEDINGS;  
17 REGISTRATION AND FILING FEES; LIMITATIONS.] Subdivision 1.  
18 Whenever the attorney general, in order to carry out the  
19 duties imposed by sections 1 to 12, deems it necessary to  
20 investigate the activities and practices of a charitable  
21 trust or to commence or to intervene in any proceeding for  
22 the purpose of securing the proper administration or  
23 enforcement of a charitable trust, the charitable trust  
24 involved shall pay reasonable expenses attributable to the  
25 investigation or proceeding. The attorney general shall  
26 ascertain the expenses and shall render a bill to the  
27 trustee of the charitable trust, either at the conclusion of  
28 the investigation or proceeding or during the progress  
29 thereof, which bill shall constitute notice of the  
30 assessment and a demand for payment. The amount of the  
31 bills so rendered by the attorney general shall be paid  
32 within 30 days from the date of rendition. The total

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1 amount, in any one calendar year, for which the charitable  
2 trust shall become liable under this subdivision shall not  
3 exceed one half of one percent of the fair market value of  
4 the assets held for charitable purposes.

5 Subd. 2. The amounts assessed against a charitable  
6 trust pursuant to subdivision 1 of this section not paid  
7 after 30 days after the mailing of a notice advising the  
8 trustee of the amount assessed shall draw interest at the  
9 rate of six percent per annum, and upon failure to pay the  
10 assessment the attorney general shall proceed by action in  
11 the name of the state against the trustee and the charitable  
12 trust to collect the amount due, together with interest and  
13 the cost of the suit.

14 Subd. 3. The attorney general shall annually, within  
15 30 days after the close of each fiscal year, ascertain the  
16 total of his expenditures to the performance of his duties  
17 relating to charitable trusts under sections 1 to 12, and  
18 shall deduct therefrom all amounts chargeable to charitable  
19 trusts under subdivision 1 of this section. The remaining  
20 expenses shall be recovered by the attorney general from the  
21 several charitable trusts as fees for registration pursuant  
22 to section 5 and as fees for the filing of annual reports  
23 pursuant to section 6. Within 45 days after the close of  
24 each fiscal year the attorney general shall establish,  
25 pursuant to his rulemaking powers, a schedule of fees for  
26 these purposes. The attorney general shall also be  
27 authorized to require reasonable fees for such purposes  
28 during the first fiscal year in which sections 1 to 12 are  
29 in effect. The fees may be classified in terms of or may be  
30 proportionate to the fair market value of the assets of a  
31 charitable trust. The total amount of the fees annually  
32 assessed against any charitable trust under authority of



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1 this subdivision shall not exceed one fourth of one percent  
2 of the fair market value of the assets held for charitable  
3 purposes.

4 Subd. 4. All moneys received by the attorney general  
5 pursuant to this section shall be deposited in the state  
6 treasury and shall be credited to the general fund.

House  
Companion  
No.

901

DUPLICATE  
FIRST ENGROSSMENT

S. F. NO. 1540

A bill for an act relating to charitable trusts and trustees; authorizing the secretary of state to establish and maintain a register of charitable trusts; authorizing the attorney general to take appropriate actions to protect and enforce the proper administration of charitable trusts; authorizing investigations; authorizing fees.

B. D. No. B2182

### SENATE ACTION

Introduced by Senators Borden

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

Committee Recommendation and Adoption of Report  
To Pass as Amended Re-referred to the Committee on FINANCE  
Pursuant to joint rule 20 the bill and report were referred  
to the Committee on Rules and Administration MAY 12 1975  
Adopt the Previous Committee Report MAY 13 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.

1540

S.F. 1540

1                                   A bill for an act

2           relating to charitable trusts and trustees;

3           authorizing the secretary of state to establish

4           and maintain a register of charitable trusts;

5           authorizing the attorney general to take

6           appropriate actions to protect and enforce the

7           proper administration of charitable trusts;

8           authorizing investigations; authorizing fees.

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

10       Section 1. [CITATION.] Sections 1 to 12 shall be known

11   and may be cited as the supervision of charitable trusts and

12   trustees act.

13       Sec. 2. [CHARITABLE TRUSTS; SUPERVISION BY ATTORNEY

14   GENERAL.] Sections 1 to 12 shall apply to all charitable

15   trusts and all trustees holding property for charitable

16   purposes. The attorney general shall have and exercise, in

17   addition to all the common law and statutory rights, duties

18   and powers of the attorney general in connection with the

19   supervision, administration and enforcement of charitable

20   trusts, the rights, duties and powers set forth in sections

21   1 to 12.

22       Sec. 3. [DEFINITIONS.] Subdivision 1. For the

23   purposes of sections 1 to 12, the terms defined in this

24   section have the meanings ascribed to them.



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1 Subd. 2. "Charitable purpose" means any charitable,  
2 benevolent, philanthropic, religious, social service,  
3 educational, eleemosynary or other public use or purpose,  
4 either actual or purported.

5 Subd. 3. "Trustee" means a person or group of persons  
6 either in an individual or a joint capacity, or a director,  
7 officer or other agent of an association, foundation,  
8 trustee corporation, corporation or other legal entity who  
9 is vested with the control or responsibility of  
10 administering property held for any charitable purpose.

11 Subd. 4. "Charitable trust" means any fiduciary  
12 relationship with respect to property arising as a result of  
13 a manifestation of an intention to create it and subjecting  
14 the trustee by whom the property is held to fiduciary duties  
15 to deal with the property for charitable purposes.

16 Subd. 5. The definition of the terms "trustee" and  
17 "charitable trust" contained in this section are for the  
18 purposes of sections 1 to 12 and shall not be construed to  
19 modify or abridge any law or rule respecting the nature of  
20 any charitable trust or the nature and extent of the duties  
21 of any trustee except such duties as may be imposed by  
22 sections 1 to 12.

23 Sec. 4. [EXCLUSIONS.] The registration and reporting  
24 provisions of sections 5 and 6 shall not apply to

25 (a) A charitable trust administered by the United  
26 States, any state, territory or possession of the United  
27 States, the District of Columbia, the Commonwealth of Puerto  
28 Rico or to any of their agencies or subdivisions.

29 (b) An educational institution which is under the  
30 general supervision of the state board of education, the  
31 state college board, the state board for community colleges,  
32 or the university of Minnesota or the north central

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1 association of colleges and secondary schools, or by any  
2 other national or regional accrediting association, and all  
3 charitable trusts organized and operated exclusively for  
4 educational purposes which are administered by any such  
5 institution.

6 (c) Religious associations organized pursuant to  
7 Minnesota Statutes, Chapters 315 and 317 and all charitable  
8 trusts organized and operated exclusively for religious  
9 purposes which are administered by any such religious  
10 association.

11 (d) Institutions and corporations organized and  
12 operated as hospitals or as medical centers engaged in  
13 medical care, education and research.

14 (e) An organization described in section 509(a) (3) of  
15 the Internal Revenue Code of 1954 which is operated,  
16 supervised or controlled by or in connection with one or  
17 more organizations described in clauses (b) through (d) of  
18 this section, a pooled income fund as defined in section 642  
19 (c) (5) of the Internal Revenue Code of 1954 which is  
20 maintained by an organization described in clauses (b)  
21 through (d) of this section, and a charitable remainder  
22 annuity trust or unitrust, as defined in section 664 of the  
23 Internal Revenue Code of 1954, of which the trustee is an  
24 organization described in clauses (b) through (d) of this  
25 section.

26 (f) A trust in which the only charitable interest is a  
27 contingent interest for which no charitable deduction has  
28 been allowed for Minnesota income, inheritance or gift tax  
29 purposes and a trust not all of the unexpired interests in  
30 which are devoted to one or more charitable purposes and in  
31 which the only charitable interest is an annuity or an  
32 income interest with respect to which a charitable deduction

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1 is allowed the trust under applicable Minnesota income tax  
2 laws.

3 (g) An organization which does not have at least \$5,000  
4 of gross assets at any time during a taxable year and which  
5 normally receives more than two-thirds of its support each  
6 year from the general public or from the United States, any  
7 state, territory or possession of the United States, the  
8 District of Columbia, the Commonwealth of Puerto Rico or any  
9 of their agencies or subdivisions.

10 Sec. 5. [REGISTER OF TRUSTS AND TRUSTEES.] Subdivision

11 1. The secretary of state shall establish and maintain a  
12 register of charitable trusts and trustees subject to the  
13 provisions of sections 1 to 12.

14 Subd. 2. Every charitable trust subject to the  
15 provisions of sections 1 to 12 shall register and file with  
16 the secretary of state a copy of the instrument creating the  
17 charitable trust including any amendments thereto within  
18 three months after the charitable trust first receives  
19 possession or control of any property authorized or required  
20 to be applied, either at present or in the future, for  
21 charitable purposes. If a trustee holds any property at the  
22 time sections 1 to 12 take effect, which is authorized or  
23 required to be applied, either at present or in the future,  
24 for charitable purposes, the filing and registration shall  
25 be made within three months after the effective date of  
26 sections 1 to 12.

27 Sec. 6. [FILING OF ANNUAL REPORTS.] Subdivision 1.

28 Every charitable trust subject to the provisions of sections  
29 1 to 12 shall, in addition to filing copies of the  
30 instruments previously required, file with the secretary of  
31 state annual written reports setting forth information as  
32 described in section 6056(b) of the Internal Revenue Code of

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1 1954. These reports shall be filed annually on or before  
2 the 15th day of the fifth month following the close of the  
3 charitable trust's taxable year as established for federal  
4 tax purposes. The time for filing may be extended by  
5 application to the secretary of state, but no such extension  
6 shall be for more than six months.

7 Subd. 2. The secretary of state may suspend the filing  
8 of reports as to a particular charitable trust for a  
9 reasonable, specifically designated time upon written  
10 application of the trustee filed with the secretary of state  
11 and after the attorney general has filed in the register of  
12 charitable trusts a written statement that the interests of  
13 the beneficiaries will not be prejudiced thereby and that  
14 annual reports are not required for proper supervision by  
15 his office.

16 Sec. 7. [PUBLIC INSPECTION OF RECORDS.] The register,  
17 copies of instruments, and the reports filed with the  
18 secretary of state shall be open to public inspection.

19 Sec. 8. [INVESTIGATORY POWERS OF THE ATTORNEY GENERAL;  
20 CUSTODIANS TO FURNISH COPIES OF RECORDS.] Subdivision 1.  
21 The attorney general may conduct investigations reasonably  
22 necessary for the administration of sections 1 to 12 and for  
23 the purpose of determining whether the property held for  
24 charitable purposes is properly administered. He may  
25 require any agent, trustee, fiduciary, beneficiary,  
26 institution, association, or corporation or other person, to  
27 answer written interrogatories reasonably related to the  
28 administration of a charitable trust, or to appear, at a  
29 reasonable time and place as the attorney general may  
30 designate, to give information under oath and to produce  
31 books, memoranda, papers, documents of title, and evidence  
32 of assets, liabilities, receipts or disbursements in the



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1 possession or control of the person ordered to appear,

2 Subd. 2. When the attorney general requires the  
3 attendance of any person, as provided in subdivision 1 of  
4 this section, he shall issue an order setting forth the time  
5 when and the place where attendance is required and shall  
6 cause the same to be delivered to or sent by registered mail  
7 to the person at least 14 days before the date fixed for  
8 attendance. The order shall have the same force and effect  
9 as a subpoena and, upon application of the attorney general,  
10 obedience to the order may be enforced by any court having  
11 jurisdiction of charitable trusts in the county where the  
12 person receiving it resides or is found, in the same manner  
13 as though the notice were a subpoena. The court, after  
14 hearing, for cause, and upon application of any person  
15 aggrieved by the order, shall have the right to alter,  
16 amend, revise, suspend or postpone all or any part of its  
17 provisions.

18 Subd. 3. The custodians of the records of a court  
19 having jurisdiction of probate matters or of charitable  
20 trusts, and any custodian of records of any department,  
21 agency or political subdivision of this state shall furnish  
22 free of charge copies of papers, records and files of his  
23 office relating to the subject of sections 1 to 12 as the  
24 attorney general requires.

25 Subd. 4. Every officer, agency, board or commission of  
26 this state receiving applications for exemption from  
27 taxation of any charitable trust subject to sections 1 to 12  
28 shall annually file with the secretary of state a list of  
29 all applications received during the year and shall notify  
30 the secretary of state of any suspension or revocation of a  
31 tax exempt status previously granted.

32 Sec. 9. [POWERS OF ATTORNEY GENERAL; BREACH OF TRUST;

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1 PROCEEDINGS TO SECURE COMPLIANCE.] Subdivision 1. The  
2 attorney general may institute appropriate proceedings to  
3 secure compliance with the provisions of sections 1 to 12  
4 and to secure the proper administration of any charitable  
5 trust. The powers and duties of the attorney general  
6 provided herein are in addition to his existing powers and  
7 duties.

8 Subd. 2. The attorney general shall be notified of and  
9 has the right to participate as a party in all court  
10 proceedings:

11 (a) To terminate a charitable trust or to liquidate or  
12 distribute its assets, or

13 (b) To modify or depart from the objects or purposes of  
14 a charitable trust as are set forth in the instrument  
15 governing the trust, including any proceeding for the  
16 application of the doctrine of cy pres, or

17 (c) To construe the provisions of an instrument with  
18 respect to a charitable trust, or

19 (d) To review an accounting of a charitable trust  
20 submitted by a trustee, or

21 (e) Any other proceeding involving a charitable trust  
22 when the interests of the uncertain or indefinite charitable  
23 beneficiaries may be affected,

24 Subd. 3. A judgment or order rendered in proceedings  
25 without service of process and pleadings upon the attorney  
26 general, are voidable, unenforceable, and may be set aside  
27 at the option of the attorney general upon his motion  
28 seeking relief. With respect to those proceedings, no  
29 compromise, settlement agreement, contract or judgment  
30 agreed to by any or all of the parties having or claiming to  
31 have an interest in any charitable trust is valid unless the  
32 attorney general was made a party to the proceedings and

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1 joined in the compromise, settlement agreement, contract or  
2 judgment, or unless the attorney general, in writing waives  
3 his right to participate. The attorney general is expressly  
4 authorized to enter into a compromise, settlement agreement,  
5 contract or judgment as in his opinion may be in the best  
6 interests of the people of the state and the uncertain or  
7 indefinite beneficiaries.

8 Subd. 4. Whenever a will provides for a bequest or  
9 devise to a charitable trust, the personal representative  
10 shall send to the attorney general a copy of the petition or  
11 application for probate together with a copy of the last  
12 will and testament, including any codicils which have been  
13 admitted to probate. Whenever objections are filed to any  
14 will or codicil containing any bequest or devise to a  
15 charitable trust, the person filing such objections, at  
16 least 14 days prior to the hearing thereon, shall send to  
17 the attorney general a copy of such objections, together  
18 with a copy of the petition or application for probate and a  
19 copy of the will, together with any codicils thereto which  
20 have been offered for probate. Any notice or documents  
21 required to be sent to the attorney general pursuant to this  
22 section shall be served by certified mail, return receipt  
23 requested. Upon receiving any such notice or documents the  
24 attorney general may become a party in the estate  
25 proceedings.

26 Subd. 5. The failure of a trustee to register as  
27 required by section 5, or to file annual reports as required  
28 by section 6, or to administer and manage property held for  
29 charitable purposes in accordance with law or consistent  
30 with his fiduciary obligations constitutes a breach of  
31 trust.

32 Subd. 6. The attorney general may institute a civil

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1 action in order to remedy and redress a breach of trust, as  
2 described in subdivision 5 of this section or as otherwise  
3 provided by law, committed by a trustee subject to the  
4 provisions of sections 1 to 12. Whenever it appears to the  
5 attorney general that a breach of trust has been committed,  
6 he is entitled to sue for and have:

7 (a) Injunctive relief in any court of competent  
8 jurisdiction against the breach of trust or threatened  
9 breach of trust;

10 (b) The removal of a trustee who has committed or is  
11 committing a breach of trust;

12 (c) The recovery of damages; and

13 (d) Any other appropriate remedies.

14 Sec. 10. [CONTRARY PROVISIONS OF INSTRUMENT INVALID,]  
15 Sections 1 to 12 apply regardless of any contrary provisions  
16 of any instrument.

17 Sec. 11. [COST OF INVESTIGATIONS AND PROCEEDINGS;  
18 REGISTRATION AND FILING FEES,] Subdivision 1. The secretary  
19 of state shall collect a fee of \$10 upon the registration of  
20 a charitable trust as required by section 5.

21 Subd. 2. The secretary of state shall collect the  
22 following fees upon the filing of an annual report by a  
23 charitable trust as required by section 6:

24 (a) \$10, if the assets of the charitable trust are less  
25 than \$5,000;

26 (b) \$25, if the assets of the charitable trust are  
27 \$5,000 or more but less than \$100,000;

28 (c) \$50, if the assets of the charitable trust are  
29 \$100,000 or more but less than \$500,000;

30 (d) \$100, if the assets of the charitable trust are  
31 \$500,000 or more.

32 For the purposes of this section, "assets" means the total



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1 fair market value of the charitable trust's assets at the  
2 end of that trust's taxable year as stated in the annual  
3 report required by section 6.

4 Subd. 3. In any proceeding brought by the attorney  
5 general, or in which the attorney general intervenes,  
6 pursuant to sections 1 to 12, the judgment or order may  
7 provide that the trustee shall pay the reasonable expenses  
8 necessarily incurred by the attorney general in the  
9 investigation and prosecution of such action, including  
10 attorneys' fees, if it shall also be determined in  
11 proceeding that the trustee has been guilty of an  
12 intentional or grossly negligent breach of trust as defined  
13 in subdivision 5 of section 10 or as otherwise provided by  
14 law.

15 Subd. 4. All moneys received by the attorney general  
16 and the secretary of state pursuant to this section shall be  
17 deposited in the state treasury and shall be credited to the  
18 general fund.

House  
Companion  
No.

DUPLICATE

S. F. NO. 1541

A bill for an act relating to counties and the government thereof and, in particular, to Ramsey county; deleting welfare budget deadline as it applies to Ramsey county.

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

B. D. No. B3395

Introduced by Senators Stumpf North  
Read FIRST TIME APR 14 1975  
Committee on METROPOLITAN AND URBAN AFFAIRS  
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 \_\_\_\_\_  
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.

1541

S. F.

No.

Printed Page No.

SENATE  
STATE OF MINNESOTA  
SIXTY-NINTH LEGISLATURE

353

S. F. NO. 1541

Introduced by Milton, Stumpf and North.  
Read First Time Apr. 14, 1975, and Referred to  
the Committee on Metropolitan and Urban Affairs.  
Committee Recommendation. To Pass and be placed on  
the Calendar of Ordinary Matters.  
Committee Report Adopted Apr. 23, 1975.  
Read Second Time Apr. 23, 1975.

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1                           A bill for an act  
2       relating to counties and the government thereof  
3       and, in particular, to Ramsey county; deleting  
4       welfare budget deadline as it applies to Ramsey  
5       county.  
6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:  
7       Section 1. Minnesota Statutes 1974, Section 393.08,  
8       does not apply to Ramsey county.



House  
Companion  
No.

DUPLICATE

S. F. NO. 1542

A bill for an act relating to health; birth certificates; prohibiting information on the education level of the parents and designation of the child as illegitimate from appearing on the certificate; amending Minnesota Statutes 1974, Section 144.166.

B. D. No. B1030

SENATE ACTION

Introduced by Senators MILTON

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

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

COMPARISON ACTION

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

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

(SENATE ACTION)

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

CONCURRENCE

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

Secretary of the Senate

HOUSE ACTION

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

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

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

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

Printed Page No.

S. F. No.



1542

Mr. Milton introduced--

S. F. No. 1542: *Referred to the Committee on* JUDICIARY

1 A bill for an act  
2 relating to health; birth certificates;  
3 prohibiting information on the education level of  
4 the parents and designation of the child as  
5 illegitimate from appearing on the certificate;  
6 amending Minnesota Statutes 1974, Section 144.166.  
7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:  
8 Section 1. Minnesota Statutes 1974, Section 144.166,  
9 is amended to read:  
10 144.166 [FORM AND USE OF CERTIFICATE.] The form of  
11 certificates shall include as a minimum the items required  
12 by the respective standard certificates as recommended by  
13 the United States Bureau of the Census subject to approval  
14 of and modification by the board. The form and use of such  
15 certificate shall be subject to the provisions of section  
16 144.175. No birth certificate shall contain information on  
17 the educational attainment of the parents or designation of  
18 the child as legitimate or illegitimate.

House  
Companion  
No.

DUPLICATE

S. F. NO. 1543

A bill for an act relating to state hospitals; authorizing the commissioner of welfare to reimburse physicians at state hospitals for the cost of malpractice insurance and to issue stipend allowances; amending Minnesota Statutes 1974, Section 246.01.

B. D. No. B0553

SENATE ACTION

Introduced by Senators

M 1503

★ Read FIRST TIME APR 14 1975  
Committee on HEALTH, WELFARE AND CORRECTIONS  
and Referred to the  
Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

COMPARISON ACTION

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

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

(SENATE ACTION)

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

CONCURRENCE

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

Secretary of the Senate

HOUSE ACTION

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

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

★ Read SECOND TIME  
Committee of the Whole

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

Chief Clerk, House of Representatives  
State of Minnesota

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

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

Printed Page No.

1543

S. F.

No.

1543

Mr. Milton introduced--

S. F. No. 1543: Referred to the Committee on HEALTH, WELFARE AND CORRECTIONS

1 A bill for an act

2 relating to state hospitals; authorizing the  
3 commissioner of welfare to reimburse physicians at  
4 state hospitals for the cost of malpractice  
5 insurance and to issue stipend allowances;  
6 amending Minnesota Statutes 1974, Section 246.01.

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

8 Section 1. Minnesota Statutes 1974, Section 246.01, is  
9 amended to read:

10 246.01 [POWERS AND DUTIES.] The commissioner of public  
11 welfare is hereby specifically constituted the guardian of  
12 both the estate and person of all feeble-minded or epileptic  
13 persons, the guardianship of whom has heretofore been vested  
14 in the state board of control or in the director of social  
15 welfare whether by operation of law or by an order of court  
16 without any further act or proceeding, and all the powers  
17 and duties vested in or imposed upon the state board of  
18 control or the director of social welfare, with reference to  
19 mental testing of persons mentally deficient or epileptic,  
20 and with reference to the institutions of the state of  
21 Minnesota except correctional institutions administered and  
22 managed by the commissioner of corrections, are hereby  
23 transferred to, vested in, and imposed upon the commissioner



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1 of public welfare, and in relation thereto he is hereby  
2 charged with and shall have the exclusive power of  
3 administration and management of all of the following state  
4 institutions: The schools and hospitals for the mentally  
5 retarded and epileptic, state hospitals for the mentally  
6 ill, the Minnesota braille and sightsaving school, the state  
7 school for the deaf, and the state hospital for inebriates.  
8 He shall have power and authority to determine all matters  
9 relating to the unified and continuous development of all of  
10 the foregoing institutions and of such other institutions,  
11 the supervision of which may, from time to time, be vested  
12 in him. He shall have the authority to reimburse physicians  
13 employed at state hospitals for the costs of malpractice  
14 insurance added to their basic coverage because of their  
15 employment at state hospitals; he may define the terms and  
16 conditions for the reimbursement. He may issue stipend  
17 allowances to medical students and physicians employed at  
18 state hospitals, when he determines that the interests of  
19 the state would be furthered by issuing stipend allowances.  
20 It is intended that there be vested in him all of the  
21 powers, functions, and authority heretofore vested in the  
22 state board of control relative to such state institutions.  
23 He shall have the power and authority to accept, in behalf  
24 of the state, contributions and gifts of money and personal  
25 property for the use and benefit of the inmates of the  
26 public institutions under his control, and all moneys and  
27 securities so received shall be deposited in the state  
28 treasury subject to the order of the commissioner of public  
29 welfare. If the gift or contribution is designated by the  
30 donor for a certain institution or purpose, the commissioner  
31 of public welfare shall expend or use the same as nearly as  
32 may be in accordance with the conditions of the gift or



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1 contribution, compatible with the best interests of the  
2 inmates and the state. The commissioner of public welfare  
3 is hereby constituted the "state agency" as defined by the  
4 social security act of the United States and the laws of  
5 this state for all purposes relating to mental health and  
6 mental hygiene.

7 For the purpose of carrying out his duties, the  
8 commissioner of public welfare shall accept from mentally  
9 deficient wards for whom he is specifically appointed  
10 guardian a signed application for his consent to the  
11 marriage of said ward. Upon receipt of such application he  
12 shall promptly conduct such investigation as he deems proper  
13 and determine if the contemplated marriage is for the best  
14 interest of the ward and the public. A signed copy of the  
15 commissioner's determination shall be mailed to the ward and  
16 to the clerk of the district court of the county where the  
17 application for such marriage license was made.

18 There is hereby appropriated to such persons or  
19 institutions as are entitled to such sums as are provided  
20 for in this section, from the fund or account in the state  
21 treasury to which the money was credited, an amount  
22 sufficient to make such payment.

23 Sec. 2. [EFFECTIVE DATE.] This act is effective July  
24 1, 1975.

House  
Companion  
No.

DUPLICATE

S. F. NO. 1544

A bill for an act relating to watercraft safety; requiring that certain information be affixed to certain watercraft; amending Minnesota Statutes 1974, Sections 361.10, Subdivisions 1 and 2; and 361.141, Subdivision 1.

B. D. No. B2821

SENATE ACTION

Introduced by Senators MILTON Doty

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

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

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.

1544

Messrs. Milton and Doty introduced--

S. F. No. 1544: Referred to the Committee on TRANSPORTATION AND GENERAL LEGISLATION

Pursuant to Rule 25, referred to the Committee on  
Rules and Administration

A bill for an act

relating to watercraft safety; requiring that  
certain information be affixed to certain  
watercraft; amending Minnesota Statutes 1974,  
Sections 361.10, Subdivisions 1 and 2; and  
361.141, Subdivision 1.

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

Section 1. Minnesota Statutes 1974, Section 361.10,  
Subdivision 1, is amended to read:

361.10 [CAPACITY OF WATERCRAFT.] Subdivision 1.  
[CAPACITY PLATE REQUIRED.] Every monohulled watercraft  
manufactured for sale in Minnesota after January 1, ~~1972~~  
1976, except canoes, sailboats, inflatable boats and those  
exceeding ~~19~~ 20 feet in length shall have affixed  
permanently thereto by the manufacturer a capacity plate  
which shall contain such information relating to maximum  
safe carrying capacity and maximum safe power capacity  
specifications as shall be prescribed by the commissioner.  
The information contained on the capacity plate shall, at a  
minimum, comply with the established standards and  
regulations of the United States Coast Guard. For purposes  
of this section "manufacture" means to construct or assemble  
a watercraft or alter a watercraft in such a manner as to



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1 change its weight and carrying capacity.

2 Sec. 2. Minnesota Statutes 1974, Section 361.10,  
3 Subdivision 2, is amended to read:

4 Subd. 2. [WARRANTY.] The information appearing on a  
5 capacity plate shall be deemed to warrant that the  
6 manufacturer, or the person affixing the capacity plate in  
7 accordance with specifications prescribed by the  
8 commissioner, as the case may be, has correctly and  
9 faithfully ~~employed the method and formula for the~~  
10 ~~calculation of~~ specified the maximum weight safe carrying  
11 ~~capacity prescribed by the commissioner and that the~~  
12 ~~information appearing on the capacity plate with respect to~~  
13 ~~maximum weight capacity and recommended number of persons is~~  
14 ~~the result of the application of such method and formula,~~  
15 and with respect to information concerning horsepower  
16 limitations that such information is not a deliberate or  
17 negligent misrepresentation.

18 Sec. 3. Minnesota Statutes 1974, Section 361.141,  
19 Subdivision 1, is amended to read:

20 361.141 [SAFETY EQUIPMENT.] Subdivision 1. [PERSONAL  
21 FLOTATION DEVICES.] Every person on board a watercraft ~~r~~  
22 ~~except a non-motorized canoe or kayak~~ shall wear or have  
23 readily accessible to him on board the watercraft for his  
24 personal use a lifesaving device of the sort approved by the  
25 ~~U.S. Coast Guard~~ commissioner. ~~The commissioner may~~  
26 ~~prescribe by regulation lifesaving devices approved by the~~  
27 ~~U.S. Coast Guard, or other lifesaving devices, to be worn or~~  
28 ~~carried on board canoes or kayaks~~ A lifesaving device  
29 approved by the commissioner shall, at a minimum, comply  
30 with the established standards and regulations of the United  
31 States Coast Guard. All such devices shall be in good and  
32 serviceable condition.



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- 1       Sec. 4. [EFFECTIVE DATE.] This act is effective  
2       January 1, 1976, except that the commissioner prior to the  
3       effective date of this act may promulgate rules to take  
4       effect on the effective date.

House  
Companion  
No.

DUPLICATE

S. F. NO. 1545

A bill for an act relating to the operation of state government; providing for appointment of the commissioners of education and of health by the governor with the advice and consent of the senate; amending Minnesota Statutes 1974, Sections 121.16; 144.02; and 144.03.

B. D. No. B2493

SENATE ACTION

Introduced by Senators

MILON

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

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.

1545

S. F. No.

Printed Page No.

1545

Mr. Milton introduced--

S. F. No. 1545: Referred to the Committee on

GOVERNMENTAL OPERATIONS

1 A bill for an act

2 relating to the operation of state government;  
3 providing for appointment of the commissioners of  
4 education and of health by the governor with the  
5 advice and consent of the senate; amending  
6 Minnesota Statutes 1974, Sections 121.16; 144.02;  
7 and 144.03.

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

9 Section 1. Minnesota Statutes 1974, Section 121.16, is  
10 amended to read;

11 121.16 [STATE COMMISSIONER OF EDUCATION.]--~~Subdivision~~  
12 ~~1. The state board shall elect a commissioner who shall be~~  
13 ~~the executive officer and secretary of the state board and~~  
14 ~~whose term of office shall be four years. The governor,~~  
15 with the advice and consent of the senate, shall appoint a  
16 commissioner of education to serve at the governor's  
17 pleasure in the unclassified civil service of the state.  
18 The commissioner shall serve as the executive officer and  
19 secretary of the state board of education. He shall be a  
20 person who possesses educational attainment and breadth of  
21 experience in the administration of public education and of  
22 the finances pertaining thereto commensurate with the spirit  
23 and intent of this code. The commissioner shall have  
24 authority to nominate, for approval by the state board, such

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1 officials and employees as may be necessary to perfect and  
2 to maintain the organization of the department as  
3 recommended by him and as adopted by the state board. He  
4 shall perform such duties as the law and the rules of the  
5 state board may provide and be held responsible for the  
6 efficient administration and discipline of the various  
7 offices and division in the organization of the department.  
8 He shall be required to make recommendations to the state  
9 board which shall facilitate all of the work of the state  
10 board, and he shall be charged with the execution of powers  
11 and duties which the state board may prescribe, from time to  
12 time, to promote public education in the state, to safeguard  
13 the finances pertaining thereto, and to enable the state  
14 board to carry out the provisions of this code.

15 ~~Subd. 2. This section shall apply to the appointment~~  
16 ~~of the commissioner of education on the expiration of the~~  
17 ~~term of the commissioner occupying the office on the~~  
18 ~~effective date of this article.~~

19 Sec. 2. Minnesota Statutes 1974, Section 144.02, is  
20 amended to read:

21 144.02 [MEETINGS; OFFICERS; QUORUM.] The state board of  
22 health shall hold an annual meeting during the first quarter  
23 of every year at a time and place designated by the board at  
24 which time it shall elect from its members a president. The  
25 president shall preside at the meetings of the board when he  
26 is present. Regular meetings, one of which shall include  
27 the annual meeting, shall be held not less than four times a  
28 year. At least one such regular meeting shall be held each  
29 quarter. The time and place of all such meetings shall be  
30 determined by the board, and all board members shall be  
31 notified thereof by mail seven days in advance. Special  
32 meetings may be held at such times and places as the



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1 secretary or any two members of the board shall appoint upon  
2 three days' notice to the members by mail. ~~The board shall~~  
3 ~~elect a secretary to serve during its pleasure, who may or~~  
4 ~~may not be one of its members.~~ A majority shall be a quorum  
5 and any meeting may be adjourned from time to time.

6 Sec. 3. Minnesota Statutes 1974, Section 144.03, is  
7 amended to read:

8 144.03 [GENERAL DUTIES OF OFFICERS.] ~~The president~~  
9 ~~shall preside at the meetings when present.~~ The governor,  
10 with the advice and consent of the senate, shall appoint the  
11 secretary of the state board of health to serve at the  
12 governor's pleasure in the unclassified civil service of the  
13 state. The secretary may be a member of the board and shall  
14 be the executive officer of the state board of health and  
15 shall see that all lawful rules and orders of the board and  
16 all duties laid upon it by law, are enforced and performed,  
17 and that every law enacted in the interests of human health  
18 is obeyed. The secretary shall be the custodian of the  
19 official records and documents of the board and shall be the  
20 chief administrator of the Minnesota department of health in  
21 which capacity he shall be known as the commissioner of  
22 health.

House  
Companion  
No.

DUPLICATE

S. F. NO. 1546

A bill for an act relating to the state budget; providing that the governor's budget be submitted to the legislature in March; amending Minnesota Statutes 1974, Section 16A.11, Subdivision 1.

B. D. No. B2680

SENATE ACTION

Introduced by Senators

MILTON

★ 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

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.

1546

S. F. No.

Printed Page No.

1546

Mr. Milton introduced--

S. F. No. 1546: Referred to the Committee on **GOVERNMENTAL OPERATIONS**

1                   A bill for an act  
2           relating to the state budget; providing that the  
3           governor's budget be submitted to the legislature  
4           in March; amending Minnesota Statutes 1974,  
5           Section 16A.11, Subdivision 1.  
6   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:  
7           Section 1. Minnesota Statutes 1974, Section 16A.11,  
8   Subdivision 1, is amended to read:  
9           16A.11 [BUDGET SUBMITTED TO LEGISLATURE.] Subdivision  
10   1. [WHEN TO BE SUBMITTED.] The governor shall, within three  
11   weeks after the first Monday in ~~January~~ March in each  
12   odd-numbered year, submit the budget to the legislature. It  
13   shall include recommendations as to capital expenditure.  
14   The budget shall include two parts.



House  
Companion  
No.

DUPLICATE

S. F. NO. 1547

A bill for an act relating to Anoka county; establishment of parks and recreational areas; repealing Laws 1961, Chapter 209.

B. D. No. B2981

COMPARISON ACTION

Date \_\_\_\_\_

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

Date \_\_\_\_\_

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

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

(SENATE ACTION)

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

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

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

CONCURRENCE

Date \_\_\_\_\_  
The Senate concurred in House amendments to

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

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

HOUSE ACTION

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

SENATE ACTION

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

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

★ 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.

S. F. No. \_\_\_\_\_

Printed Page No.

1547



1547

Mr. Milton introduced--

S. F. No. 1547: Referred to the Committee on METROPOLITAN AND URBAN AFFAIRS

- 1                   A bill for an act
- 2       relating to Anoka county; establishment of parks
- 3       and recreational areas; repealing Laws 1961,
- 4       Chapter 209.
- 5   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
- 6       Section 1. Laws 1961, Chapter 209, is repealed.

House  
Companion  
No.

DUPLICATE

S. F. NO. 1548

A bill for an act relating to commerce; regulating advertising by certain public utilities; amending Minnesota Statutes 1974, Sections 237.08; and 216B.16, by adding a subdivision.

B. D. No. B2850

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 MILVAN  
Read FIRST TIME APR 14 1975 and Referred to the  
Committee on TRANSPORTATION 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.

Printed Page No.

S. F.

No.

1548

Mr. Milton introduced--

S. F. No. 1548: Referred to the Committee on LABOR AND COMMERCE

1                   A bill for an act  
2           relating to commerce; regulating advertising by  
3           certain public utilities; amending Minnesota  
4           Statutes 1974, Sections 237.08; and 216B.16, by  
5           adding a subdivision.  
6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:  
7           Section 1. Minnesota Statutes 1974, Section 216B.16,  
8           is amended by adding a subdivision to read:  
9           Subd. 6a. The commission shall not include, directly  
10          or indirectly, in its determination of a rate base any  
11          expenditures by a public utility for promotional  
12          advertising. "Promotional advertising" is that which serves  
13          only to enhance the attitude of the public toward the  
14          regulated public utility or is primarily intended to  
15          encourage the consumption or use of the products or services  
16          of the industry. The commission may by rule determine what  
17          is and what is not promotional advertising.  
18          Sec. 2. Minnesota Statutes 1974, Section 237.08, is  
19          amended to read:  
20          237.08 (REASONABLE RATES FIXED.) Subdivision 1. When  
21          such rates or schedules are found to be unreasonable by the  
22          department, upon its own motion or upon complaint, it shall  
23          prescribe reasonable rates to take the place of those found

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1 unreasonable and such new rates shall be filed in place of  
2 the rates or schedule superseded. In determining the  
3 valuation of any telephone property for the purpose of  
4 prescribing reasonable rates, the department shall give due  
5 consideration to evidence of the cost of the property when  
6 first devoted to public use, prudent acquisition cost to the  
7 telephone company less depreciation on each, current values  
8 thereof and any other factors or evidence material and  
9 relevant thereto.

10 Subd. 2. No rates filed with the department shall be  
11 changed by any telephone company without an order of the  
12 department sanctioning the same. It shall be unlawful for  
13 any telephone company to collect or receive a greater or  
14 less rate or charge for any intrastate service rendered by  
15 it than the rate or charge named in the schedules on file  
16 with the department, and no new rate shall take effect until  
17 the date named by the department, which shall not be less  
18 than ten days after it is filed.

19 Subd. 3. The commission shall not include, directly or  
20 indirectly, in its determination of a reasonable rate any  
21 expenditure for promotional advertising. "Promotional  
22 advertising" is that which serves only to enhance the  
23 attitude of the public toward the regulated public utility  
24 or is primarily intended to encourage the consumption or use  
25 of the products or services of the industry. The commission  
26 may by rule determine what is and what is not promotional  
27 advertising.



House  
Companion  
No.

DUPLICATE

S. F. NO. 1549

A bill for an act relating to taxation; sales tax on mobile homes; amending Minnesota Statutes 1974, Sections 297A.02; and 297A.25, Subdivision 1.

B. D. No. B3403

SENATE ACTION

Introduced by Senators Klindenberg

★ Read FIRST TIME

APR 14 1975

Committee on

TAXES AND TAX LAWS

and Referred to the

Committee Recommendation and Adoption of Report

★

Read SECOND TIME

Committee of the Whole

★

Read THIRD TIME

Passed by the Senate

Transmitted to the House

Secretary of the Senate  
State of Minnesota

COMPARISON ACTION

Date

moved that

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

Date

Upon motion of

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

(SENATE ACTION)

Received from House

Laid on Table

Taken from Table

CONCURRENCE

Date

The Senate concurred in House amendments to

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

Secretary of the Senate

HOUSE ACTION

House Companion  
is H. F. No.

★

Read FIRST TIME

Committee on

and Referred to the

Committee Recommendation and Adoption of Report

★

Read SECOND TIME

Committee of the Whole

★

Read THIRD TIME

Passed by the House

Returned to the Senate

Chief Clerk, House of Representatives  
State of Minnesota

OTHER ACTION

☐

Refer to back of cover for other  
action.

☐

CONFERENCE COMMITTEE ACTION

Refer to back of cover for conference  
committee action.

1549

S. F.

No.

Printed Page No.

1549

Mr. Kleinbaum introduced--

S. F. No. 1549: Referred to the Committee on

TAXES AND TAX LAWS

1 A bill for an act

2 relating to taxation; sales tax on mobile homes;  
3 amending Minnesota Statutes 1974, Sections  
4 297A.02; and 297A.25, Subdivision 1.

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

6 Section 1. Minnesota Statutes 1974, Section 297A.02,  
7 is amended to read:

8 297A.02 [IMPOSITION OF TAX.] Except as otherwise  
9 provided in Extra Session Laws 1971, Chapter 31, Article 1,  
10 there is hereby imposed an excise tax of four percent of the  
11 gross receipts from sales at retail, as hereinbefore  
12 defined, made by any person in this state after October 31,  
13 1971.

14 Notwithstanding the foregoing, the tax imposed hereby  
15 upon sales at retail through coin-operated vending machines  
16 or upon the sale of a mobile home as defined in section  
17 327.31, subdivision 6 shall be three percent of the gross  
18 receipts of such sales.

19 Sec. 2. Minnesota Statutes 1974, Section 297A.25,  
20 Subdivision 1, is amended to read:

21 297A.25 [EXEMPTIONS.] Subdivision 1. The following are  
22 specifically exempted from the taxes imposed by sections

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1 297A.01 to 297A.44:

2 (a) The gross receipts from the sale of food products  
3 including but not limited to cereal and cereal products,  
4 butter, cheese, milk and milk products, oleomargarine, meat  
5 and meat products, fish and fish products, eggs and egg  
6 products, vegetables and vegetable products, fruit and fruit  
7 products, spices and salt, sugar and sugar products, coffee  
8 and coffee substitutes, tea, cocoa and cocoa products;

9 (b) The gross receipts from the sale of prescribed  
10 drugs and medicine intended for use, internal or external,  
11 in the cure, mitigation, treatment or prevention of illness  
12 or disease in human beings and products consumed by humans  
13 for the preservation of health, including prescription  
14 glasses, therapeutic and prosthetic devices, but not  
15 including cosmetics or toilet articles notwithstanding the  
16 presence of medicinal ingredients therein;

17 (c) The gross receipts from the sale of and the  
18 storage, use or other consumption in Minnesota of tangible  
19 personal property, tickets, or admissions, electricity, gas,  
20 or local exchange telephone service, which under the  
21 Constitution or laws of the United States or under the  
22 Constitution of Minnesota, the state of Minnesota is  
23 prohibited from taxing;

24 (d) The gross receipts from the sale of tangible  
25 personal property (i) which, without intermediate use, is  
26 shipped or transported outside Minnesota and thereafter used  
27 in a trade or business or is stored, processed, fabricated  
28 or manufactured into, attached to or incorporated into other  
29 tangible personal property transported or shipped outside  
30 Minnesota and thereafter used in a trade or business outside  
31 Minnesota, and which is not thereafter returned to a point  
32 within Minnesota, except in the course of interstate



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1 commerce (Storage shall not constitute intermediate use); or  
2 (ii) which the seller delivers to a common carrier for  
3 delivery outside Minnesota, places in the United States mail  
4 or parcel post directed to the purchaser outside Minnesota,  
5 or delivers to the purchaser outside Minnesota by means of  
6 the seller's own delivery vehicles, and which is not  
7 thereafter returned to a point within Minnesota, except in  
8 the course of interstate commerce;

9 (e) The gross receipts from the sale of packing  
10 materials used to pack and ship household goods, the  
11 ultimate destination of which is outside the state of  
12 Minnesota and which are not thereafter returned to a point  
13 within Minnesota, except in the course of interstate  
14 commerce;

15 (f) The gross receipts from the sale of and storage,  
16 use or consumption of petroleum products upon which a tax  
17 has been imposed under the provisions of chapter 296,  
18 whether or not any part of said tax may be subsequently  
19 refunded;

20 (g) The gross receipts from the sale of clothing and  
21 wearing apparel except the following:

22 (1) all articles commonly or commercially known as  
23 jewelry, whether real or imitation; pearls, precious and  
24 semi-precious stones, and imitations thereof; articles made  
25 of, or ornamented, mounted or fitted with precious metals or  
26 imitations thereof; watches; clocks; cases and movements for  
27 watches and clocks; gold, gold-plated, silver, or sterling  
28 flatware or hollow ware and silver-plated hollow ware; opera  
29 glasses; lorgnettes; marine glasses; field glasses and  
30 binoculars.

31 (ii) articles made of fur on the hide or pelt, and  
32 articles of which such fur is the component material or



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1 chief value, but only if such value is more than three times  
2 the value of the next most valuable component material.

3 (iii) perfume, essences, extracts, toilet waters,  
4 cosmetics, petroleum jellies, hair oils, pomades, hair  
5 dressings, hair restoratives, hair dyes, aromatic cachous  
6 and toilet powders. The tax imposed by this act shall not  
7 apply to lotion, oil, powder, or other article intended to  
8 be used or applied only in the case of babies.

9 (iv) trunks, valises, traveling bags, suitcases,  
10 satchels, overnight bags, hat boxes for use by travelers,  
11 beach bags, bathing suit bags, brief cases made of leather  
12 or imitation leather, salesmen's sample and display cases,  
13 purses, handbags, pocketbooks, wallets, billfolds, card,  
14 pass, and key cases and toilet cases.

15 (h) The gross receipts from the sale of and the  
16 storage, use, or consumption of all materials, including  
17 chemicals, fuels, petroleum products, lubricants, packaging  
18 materials, including returnable containers used in packaging  
19 food and beverage products, feeds, seeds, fertilizers,  
20 electricity, gas and steam, used or consumed in agricultural  
21 or industrial production of personal property intended to be  
22 sold ultimately at retail, whether or not the item so used  
23 becomes an ingredient or constituent part of the property  
24 produced. such production shall include, but is not limited  
25 to, research, development, design or production of any  
26 tangible personal property, manufacturing, processing (other  
27 than by restaurants and consumers) of agricultural products  
28 whether vegetable or animal, commercial fishing, refining,  
29 smelting, reducing, brewing, distilling, printing, mining,  
30 quarrying, lumbering, generating electricity and the  
31 production of road building materials. Such production  
32 shall not include painting, cleaning, repairing or similar

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1 processing of property except as part of the original  
2 manufacturing process. Machinery, equipment, implements,  
3 tools, accessories, appliances, contrivances, furniture and  
4 fixtures, used in such production and fuel, electricity, gas  
5 or steam used for space heating or lighting, are not  
6 included within this exemption; however, accessory tools,  
7 equipment and other short lived items, which are separate  
8 detachable units used in producing a direct effect upon the  
9 product, where such items have an ordinary useful life of  
10 less than 12 months, are included within the exemption  
11 provided herein;

12 (1) The gross receipts from the sale of and storage,  
13 use or other consumption in Minnesota of tangible personal  
14 property (except as provided in section 297A.14) which is  
15 used or consumed in producing any publication regularly  
16 issued at average intervals not exceeding three months, and  
17 any such publication. For purposes of this subsection,  
18 "publication" as used herein shall include, without limiting  
19 the foregoing, a legal newspaper as defined by Minnesota  
20 Statutes 1965, Section 331.02, and any supplements or  
21 enclosures with or part of said newspaper; and the gross  
22 receipts of any advertising contained therein or therewith  
23 shall be exempt. For this purpose, advertising in any such  
24 publication shall be deemed to be a service and not tangible  
25 personal property, and persons or their agents who publish  
26 or sell such newspapers shall be deemed to be engaging in a  
27 service with respect to gross receipts realized from such  
28 newsgathering or publishing activities by them, including  
29 the sale of advertising. Machinery, equipment, implements,  
30 tools, accessories, appliances, contrivances, furniture and  
31 fixtures used in such publication and fuel, electricity, gas  
32 or steam used for space heating or lighting, are not exempt;

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1       (j) The gross receipts from all sales of tangible  
2 personal property to, and all storage, use or consumption of  
3 such property by, the United States and its agencies and  
4 instrumentalities or a state and its agencies,  
5 instrumentalities and political subdivisions;

6       (k) The gross receipts from the isolated or occasional  
7 sale of tangible personal property in Minnesota not made in  
8 the normal course of business of selling that kind of  
9 property, and the storage, use, or consumption of property  
10 acquired as a result of such a sale;

11       (l) The gross receipts from sales of rolling stock and  
12 the storage, use or other consumption of such property by  
13 railroads, freight line companies, sleeping car companies  
14 and express companies taxed on the gross earnings basis in  
15 lieu of ad valorem taxes. For purposes of this clause  
16 "rolling stock" is defined as the portable or moving  
17 apparatus and machinery of any such company which moves on  
18 the road, and includes, but is not limited to, engines,  
19 cars, tenders, coaches, sleeping cars and parts necessary  
20 for the repair and maintenance of such rolling stock.

21       (m) The gross receipts from sales of airflight  
22 equipment and the storage, use or other consumption of such  
23 property by airline companies taxed under the provisions of  
24 sections 270.071 to 270.079. For purposes of this clause,  
25 "airflight equipment" includes airplanes and parts necessary  
26 for the repair and maintenance of such airflight equipment,  
27 and flight simulators.

28       (n) The gross receipts from the sale of telephone  
29 central office telephone equipment used in furnishing  
30 intrastate and interstate telephone service to the public.

31       (o) The gross receipts from the sale of and the  
32 storage, use or other consumption by persons taxed under the

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1 in lieu provisions of chapter 298, of mill liners, grinding  
2 rods and grinding balls which are substantially consumed in  
3 the production of taconite, the material of which primarily  
4 is added to and becomes a part of the material being  
5 processed,

6 (p) The gross receipts from the sale of tangible  
7 personal property to, and the storage, use or other  
8 consumption of such property by, any corporation, society,  
9 association, foundation, or institution organized and  
10 operated exclusively for charitable, religious or  
11 educational purposes if the property purchased is to be used  
12 in the performance of charitable, religious or educational  
13 functions, or any senior citizen group organized and  
14 operated exclusively for pleasure, recreation and other  
15 nonprofit purposes, no part of the net earnings of which  
16 inures to the benefit of any private shareholders;

17 (q) The gross receipts from the sale of caskets and  
18 burial vaults;

19 (r) The gross receipts from the sale of cigarettes,

20 (s) The gross receipts from the sale of an automobile  
21 or other conveyance if the purchaser is assisted by a grant  
22 from the United States in accordance with 38 United States  
23 Code, Section 1901, as amended.

24 (t) The gross receipts from the sale to the licensed  
25 aircraft dealer of an aircraft for which a commercial use  
26 permit has been issued pursuant to section 360.654, if the  
27 aircraft is resold while the permit is in effect.

28 (u) The gross receipts from the sale of building  
29 materials to be used in the construction or remodeling of a  
30 residence when the construction or remodeling is financed in  
31 whole or in part by the United States in accordance with 38  
32 United States Code, Sections 801 to 805, as amended. This



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1 exemption shall not be effective at time of sale of the  
2 materials to contractors, subcontractors, builders or  
3 owners, but shall be applicable only upon a claim for refund  
4 to the commissioner of revenue filed by recipients of the  
5 benefits provided in Title 38 United States Code, Chapter  
6 21, as amended. The commissioner shall provide by  
7 regulation for the refund of taxes paid on sales exempt in  
8 accordance with this paragraph.

9 (v) The gross receipts from the sale of textbooks which  
10 are prescribed for use in conjunction with a course of study  
11 in a public or private school, college, university and  
12 business or trade school to students who are regularly  
13 enrolled at such institutions. For purposes of this clause  
14 a "public school" is defined as one that furnishes course of  
15 study, enrollment and staff that meets standards of the  
16 state board of education and a private school is one which  
17 under the standards of the state board of education,  
18 provides an education substantially equivalent to that  
19 furnished at a public school. Business and trade schools  
20 shall mean such schools licensed pursuant to section 141.25.

21 (w) The gross receipts from the sale of and the storage  
22 of material designed to advertise and promote the sale of  
23 merchandise or services, which material is purchased and  
24 stored for the purpose of subsequently shipping or otherwise  
25 transferring outside the state by the purchaser for use  
26 thereafter solely outside the state of Minnesota.

27 (x) The gross receipts from the sale of a mobile home  
28 as defined in section 327.31, subdivision 6 to be used by  
29 the purchaser as a primary residence, unless the sale is the  
30 first retail sale of the mobile home. For purposes of this  
31 clause, the gross receipts from the retail sale of a mobile  
32 home shall not be reduced by any amount allowed as a credit

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- 1 for tangible personal property taken in trade in connection
- 2 with such sale.

House  
Companion  
No.

DUPLICATE

S. F. NO. 1550

A bill for an act relating to public welfare; commissioner of public welfare; authorizing payments to county welfare departments for former institutionalized persons placed in community residential and day programs; amending Minnesota Statutes 1974, Section 256.01, Subdivision 2.

B. D. No. B3388

SENATE ACTION

Introduced by Senators

Kirchner (4-9-75)

Milton (4-10-75)

CONTAMINATED

★ Read FIRST TIME APR 14 1975

Committee on HEALTH, WELFARE AND CORRECTIONS

Committee Recommendation and Adoption of Report

★ Read SECOND TIME  
Committee of the Whole

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

Secretary of the Senate  
State of Minnesota

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.

1550

S. F.

No.

Printed Page No.

1550

Messrs. Perpich, G. and Conzemius introduced--

S. F. No. 1550: Referred to the Committee on HEALTH, WELFARE AND CORRECTIONS

A bill for an act

1  
2 relating to public welfare; commissioner of public  
3 welfare; authorizing payments to county welfare  
4 departments for former institutionalized persons  
5 placed in community residential and day programs;  
6 amending Minnesota Statutes 1974, Section 256.01,  
7 Subdivision 2.

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

9 Section 1. Minnesota Statutes 1974, Section 256.01,  
10 Subdivision 2, is amended to read:

11 Subd. 2. [SPECIFIC POWERS.] Subject to the provisions  
12 of Minnesota Statutes 1967, Section 241.021, Subdivision 2,  
13 the commissioner of public welfare shall:

14 (1) Administer and supervise all forms of public  
15 assistance provided for by state law and such other welfare  
16 activities or services as may from time to time be vested in  
17 the commissioner. Nothing herein shall transfer from the  
18 veterans home board any of its present rights, powers, or  
19 duties, all of which shall continue to be exercised by said  
20 board.

21 (2) Administer and supervise all child welfare  
22 activities; promote the enforcement of laws protecting  
23 defective, illegitimate, dependent, neglected and delinquent  
24 children; license and supervise child-caring and



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1 child-placing agencies and institutions; supervise the care  
2 of children in boarding and foster homes or in private  
3 institutions; and generally perform all functions relating  
4 to the field of child welfare now vested in the state board  
5 of control.

6 (3) Administer and supervise all non-institutional  
7 service to handicapped persons, including the blind, the  
8 deaf, the tuberculous, the crippled, and otherwise  
9 handicapped persons. The authority and power conferred by  
10 this subdivision shall include the authority and power to  
11 provide and contract for the care and treatment of qualified  
12 indigent children, as defined in section 250.02, in  
13 facilities other than those located and available at state  
14 hospitals when it is not feasible to provide such service in  
15 state hospitals.

16 (4) Assist and actively cooperate with other  
17 departments, agencies and institutions, local, state, and  
18 federal, by performing services in conformity with the  
19 purposes of Laws 1939, Chapter 431, including the  
20 establishment of an efficient working relationship with the  
21 director of institutions relating to the care and  
22 supervision of individuals both prior to and after departure  
23 from institutions under the supervision of said director of  
24 institutions.

25 (5) Act as the agent of and cooperate with the federal  
26 government in matters of mutual concern relative to and in  
27 conformity with the provisions of Laws 1939, Chapter 431,  
28 including the administration of any federal funds granted to  
29 the state to aid in the performance of any functions of the  
30 commissioner as specified in Laws 1939, Chapter 431, and  
31 including the promulgation of rules and regulations making  
32 uniformly available medical care benefits to all recipients

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1 of public assistance, at such times as the federal  
2 government increases its participation in assistance  
3 expenditures for medical care to recipients of public  
4 assistance, the cost thereof to be borne in the same  
5 proportion as are grants of aid to said recipients.

6 (6) Establish and maintain such administrative units as  
7 may reasonably be necessary for the performance of  
8 administrative functions common to all divisions of the  
9 department.

10 (7) Administer and supervise such additional welfare  
11 activities and services as may, from time to time, hereafter  
12 be vested by law in the state department.

13 (8) The commissioner is hereby specifically constituted  
14 as guardian of both the estate and the person of all the  
15 wards of the state of Minnesota and other persons the  
16 guardianship of whom has been heretofore vested in the state  
17 board of control, whether by operation of law or by an order  
18 of court, without any further act or proceeding whatever,  
19 except as to persons committed as feeble-minded or epileptic.  
20 All of said guardianships, and the funds and property of the  
21 same, are hereby transferred to and vested in said  
22 commissioner, and said commissioner is hereby constituted a  
23 legal entity and is hereby empowered to act as guardian  
24 under any laws of this state heretofore conferring such  
25 powers upon the state board of control.

26 (9) All the powers and duties vested in or imposed upon  
27 the director of public institutions with reference to the  
28 Minnesota state sanatorium are hereby transferred to, vested  
29 in, and imposed upon the commissioner of public welfare.  
30 The commissioner of public welfare shall appoint the  
31 superintendent of the Minnesota state sanatorium, but shall  
32 not have the power to fix his salary.

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1 (10) Act as coordinating referral and informational  
2 center on requests for service for newly arrived immigrants  
3 coming to Minnesota.

4 (11) The specific enumeration of powers and duties as  
5 hereinabove set forth shall in no way be construed to be a  
6 limitation upon the general transfer of powers herein  
7 contained.

8 (12) Establish county, regional, or state-wide  
9 schedules of maximum fees and charges which may be paid by  
10 county welfare boards for medical, dental, surgical,  
11 hospital, nursing and nursing home care and medicine and  
12 medical supplies under the medical assistance program.

13 (13) Have the authority to conduct and administer  
14 experimental projects to test methods and procedures of  
15 administering assistance and services to recipients or  
16 potential recipients of public welfare. To carry out such  
17 experimental projects, it is further provided that the  
18 commissioner of public welfare is authorized to waive the  
19 enforcement of existing specific statutory program  
20 requirements, regulations, and standards in one or more  
21 counties. The order establishing the waiver shall provide  
22 alternative methods and procedures of administration, shall  
23 not be in conflict with the basic purposes, coverage, or  
24 benefits provided by law, and in no event shall the duration  
25 of a project exceed two years. It is further provided that  
26 no order establishing an experimental project as authorized  
27 by the provisions of this section shall become effective  
28 until the following conditions have been met:

29 (a) The proposed comprehensive plan including estimated  
30 project costs and the proposed order establishing the waiver  
31 shall be filed with the Secretary of the Senate and Chief  
32 Clerk of the House of Representatives at least 60 days prior

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1 to its effective date.

2 (b) The secretary of health, education, and welfare of  
3 the United States has agreed, for the same project, to waive  
4 state plan requirements relative to state-wide uniformity.

5 (c) A comprehensive plan, including estimated project  
6 costs, shall be approved by the legislative advisory  
7 committee and filed with the commissioner of administration.

8 (14) In accordance with federal requirements establish  
9 procedures to be followed by county welfare boards in  
10 creating citizen advisory committees including procedures  
11 for selection of committee members.

12 (15) To facilitate the placement of persons residing in  
13 institutions under the control of the commissioner into  
14 licensed community-based residential and day programs,  
15 provide payments to county welfare departments for all  
16 reasonable costs of care not otherwise payable from federal  
17 or other state sources, third-party payments, or client  
18 fees. Payments shall be provided only for the care and  
19 treatment of persons (a) who were residents of a state  
20 institution on and for at least 90 consecutive days prior to  
21 July 1, 1975, and (b) who have been discharged from a state  
22 institution and placed in a community-based facility which  
23 is licensed to provide care or treatment appropriate for  
24 that person. The cost of care liability of county welfare  
25 departments shall be the same as for persons in state  
26 institutions as provided in section 246.54. As a condition  
27 of qualifying for the payments, each county welfare  
28 department must maintain and at least annually review an  
29 individualized treatment or training plan for each person  
30 for whom payments are made. The payment obligation shall be  
31 in effect for a person until he can be supported from other  
32 sources of funds or until the county welfare department



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- 1 certifies to the commissioner that the person is capable of
- 2 self-support. The commissioner may promulgate rules and
- 3 regulations to implement the foregoing.

House  
Companion  
No.

DUPLICATE  
FIRST ENGROSSMENT

S. F. NO. 1550

A bill for an act relating to public welfare; authorizing payments to county welfare departments for former institutionalized persons placed in community residential and day programs; amending Minnesota Statutes 1974, Section 256.01, Subdivision 2.

B. D. No. 33388

SENATE ACTION

Introduced by Senators ~~G. Perschke~~ MILTON (4-14-75)  
CONZENIUS

Read FIRST TIME APR 14 1975  
Committee on HEALTH, WELFARE AND CORRECTIONS and Referred to the

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. \_\_\_\_\_

and Referred to the

★ 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.

Printed Page No.

S. F. No. 1550

1550

1                                   A bill for an act

2       relating to public welfare; authorizing payments  
3       to county welfare departments for former  
4       institutionalized persons placed in community  
5       residential and day programs; amending Minnesota  
6       Statutes 1974, Section 256.01, Subdivision 2,

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

8       Section 1. Minnesota Statutes 1974, Section 256.01,  
9       Subdivision 2, is amended to read:

10       Subd. 2. [SPECIFIC POWERS.] Subject to the provisions  
11       of Minnesota Statutes 1967, Section 241.021, Subdivision 2,  
12       the commissioner of public welfare shall:

13           (1) Administer and supervise all forms of public  
14       assistance provided for by state law and such other welfare  
15       activities or services as may from time to time be vested in  
16       the commissioner. Nothing herein shall transfer from the  
17       veterans home board any of its present rights, powers, or  
18       duties, all of which shall continue to be exercised by said  
19       board.

20           (2) Administer and supervise all child welfare  
21       activities; promote the enforcement of laws protecting  
22       defective, illegitimate, dependent, neglected and delinquent  
23       children; license and supervise child-caring and

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1 child-placing agencies and institutions; supervise the care  
2 of children in boarding and foster homes or in private  
3 institutions; and generally perform all functions relating  
4 to the field of child welfare now vested in the state board  
5 of control.

6 (3) Administer and supervise all non-institutional  
7 service to handicapped persons, including the blind, the  
8 deaf, the tuberculous, the crippled, and otherwise  
9 handicapped persons. The authority and power conferred by  
10 this subdivision shall include the authority and power to  
11 provide and contract for the care and treatment of qualified  
12 indigent children, as defined in section 250.02, in  
13 facilities other than those located and available at state  
14 hospitals when it is not feasible to provide such service in  
15 state hospitals.

16 (4) Assist and actively cooperate with other  
17 departments, agencies and institutions, local, state, and  
18 federal, by performing services in conformity with the  
19 purposes of Laws 1939, Chapter 431, including the  
20 establishment of an efficient working relationship with the  
21 director of institutions relating to the care and  
22 supervision of individuals both prior to and after departure  
23 from institutions under the supervision of said director of  
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25 (5) Act as the agent of and cooperate with the federal  
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29 the state to aid in the performance of any functions of the  
30 commissioner as specified in Laws 1939, Chapter 431, and  
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32 uniformly available medical care benefits to all recipients



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2 government increases its participation in assistance  
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4 assistance, the cost thereof to be borne in the same  
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6 (6) Establish and maintain such administrative units as  
7 may reasonably be necessary for the performance of  
8 administrative functions common to all divisions of the  
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24 under any laws of this state heretofore conferring such  
25 powers upon the state board of control.

26 (9) All the powers and duties vested in or imposed upon  
27 the director of public institutions with reference to the  
28 Minnesota state sanatorium are hereby transferred to, vested  
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30 The commissioner of public welfare shall appoint the  
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13 (13) Have the authority to conduct and administer  
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18 commissioner of public welfare is authorized to waive the  
19 enforcement of existing specific statutory program  
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21 counties. The order establishing the waiver shall provide  
22 alternative methods and procedures of administration, shall  
23 not be in conflict with the basic purposes, coverage, or  
24 benefits provided by law, and in no event shall the duration  
25 of a project exceed two years. It is further provided that  
26 no order establishing an experimental project as authorized  
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28 until the following conditions have been met:

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30 project costs and the proposed order establishing the waiver  
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32 Clerk of the House of Representatives at least 60 days prior

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1 to its effective date.

2 (b) The secretary of health, education, and welfare of  
3 the United States has agreed, for the same project, to waive  
4 state plan requirements relative to state-wide uniformity.

5 (c) A comprehensive plan, including estimated project  
6 costs, shall be approved by the legislative advisory  
7 committee and filed with the commissioner of administration.

8 (14) In accordance with federal requirements establish  
9 procedures to be followed by county welfare boards in  
10 creating citizen advisory committees including procedures  
11 for selection of committee members.

12 (15) Provide payments to local welfare agencies for all  
13 reasonable costs of care for persons residing in  
14 institutions under the control of the commissioner who are  
15 placed in licensed community-based residential and day care  
16 programs. The cost of care liability of the state agency  
17 shall be the costs not otherwise payable from federal or  
18 other state sources, third-party payments, or client fees.  
19 Payments authorized under this provision shall be provided  
20 only for the care and treatment of persons (a) who were  
21 residents of a state institution under the control of the  
22 commission on and for at least the 90 days immediately  
23 preceding July 1, 1975, and (b) who have been discharged  
24 from the institution and placed in a community-based  
25 facility which is licensed to provide care or treatment  
26 appropriate for that person. The cost of care liability of  
27 local welfare agencies shall be the same as for persons in  
28 state institutions as provided in section 246.54. To  
29 qualify for the payments, each local welfare agency must  
30 maintain and at least annually review an individualized  
31 treatment or training plan for each person for whom payments  
32 are made. The payment obligation shall be in effect for a

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- 1 person until he can be supported from other sources of funds
- 2 or until the local welfare agency certifies to the
- 3 commissioner that the person is capable of self-support.
- 4 The commissioner shall promulgate any rules and regulations
- 5 necessary to implement this provision.



House  
Companion  
No.

DUPLICATE  
SECOND ENGROSSMENT

S. F. NO. 1550

A bill for an act relating to public welfare; authorizing payments to county welfare departments for former institutionalized persons placed in community residential and day programs; amending Minnesota Statutes 1974, Section 256.01, Subdivision 2.

B. D. No. B3388

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 G-Perpich MILTON (4-14-75)  
Kirchner (4-19-75) CONZEMIUS

Read FIRST TIME APR 14 1975  
and Referred to the  
Committee on HEALTH, WELFARE AND CORRECTIONS

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.

1550

S. F. No. 1550

SENATE  
STATE OF MINNESOTA  
SIXTY-NINTH LEGISLATURE

559

S. F. NO. 1550

1550

Introduced by Milton, Kirchner and Conzemius.  
Read First Time Apr. 14, 1975, and Referred to  
the Committee on Health, Welfare and Corrections.  
Committee Recommendation. To Pass as Amended and Re-referred  
to the Committee on Finance.  
Committee Report Adopted Apr. 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 public welfare; authorizing payments  
3 to county welfare departments for former  
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5 residential and day programs; amending Minnesota  
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15 wards of the state of Minnesota and other persons the  
16 guardianship of whom has been heretofore vested in the state  
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18 of court, without any further act or proceeding whatever,  
19 except as to persons committed as feeble-minded or epileptic.  
20 All of said guardianships, and the funds and property of the  
21 same, are hereby transferred to and vested in said  
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24 under any laws of this state heretofore conferring such  
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1550

1       (10) Act as coordinating referral and informational  
2 center on requests for service for newly arrived immigrants  
3 coming to Minnesota.

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8       (12) Establish county, regional, or state-wide  
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13       (13) Have the authority to conduct and administer  
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29       (a) The proposed comprehensive plan including estimated  
30 project costs and the proposed order establishing the waiver  
31 shall be filed with the Secretary of the Senate and Chief  
32 Clerk of the House of Representatives at least 60 days prior

1550

1 to its effective date.

2 (b) The secretary of health, education, and welfare of  
3 the United States has agreed, for the same project, to waive  
4 state plan requirements relative to state-wide uniformity.

5 (c) A comprehensive plan, including estimated project  
6 costs, shall be approved by the legislative advisory  
7 committee and filed with the commissioner of administration.

8 (14) In accordance with federal requirements establish  
9 procedures to be followed by county welfare boards in  
10 creating citizen advisory committees including procedures  
11 for selection of committee members.

12 (15) Provide payments to local welfare agencies for  
13 reasonable costs of care for persons residing in  
14 institutions under the control of the commissioner who are  
15 placed in licensed community-based residential and day care  
16 programs. The cost of care liability of the state agency  
17 shall be the costs not otherwise payable from federal or  
18 other state sources, third-party payments, or client fees.  
19 Payments authorized under this provision shall be provided  
20 only for the care and treatment of persons (a) who were  
21 residents of a state institution under the control of the  
22 commissioner on and for at least the 90 days immediately  
23 preceding July 1, 1975, and (b) who have been discharged  
24 from the institution and placed in a community-based  
25 facility which is licensed to provide care or treatment  
26 appropriate for that person. The cost of care liability of  
27 local welfare agencies shall be the same as for persons in  
28 state institutions as provided in section 246.54. The cost  
29 of care liability of relatives for any payments made under  
30 this section shall be the same as for persons in state  
31 institutions as provided in sections 246.50 to 246.55. To  
32 qualify for the payments, each local welfare agency must

1550

1 maintain and at least annually review an individualized  
2 treatment or training plan for each person for whom payments  
3 are made. Payments authorized under this section shall be  
4 made to the extent of appropriations available. The payment  
5 obligation shall be in effect for a person until he can be  
6 supported from other sources of funds or until the local  
7 welfare agency certifies to the commissioner that the person  
8 is capable of self support. The commissioner shall  
9 promulgate any rules and regulations necessary to implement  
10 this provision.



# FINISH

ROLL NUMBER \_\_\_\_\_

DATE 8-22-77

FILMED BY Gail Fish

CONTENTS Senate Index

LAST FRAME 1550

NUMBER OF FRAMES \_\_\_\_\_



Senate

File

# 1296

House  
Companion  
No.

DUPLICATE

THIRD ENGROSSMENT

**S. F.** NO. 1296

A bill for an act relating to insurance; making more certain which group insurance policies and subscriber contracts are required to provide insurance coverage to employees after termination of employment; extending the period for certain notices to terminated employees; etc.; amending Minnesota Statutes 1974, Sections 62A.16; and 62A.17, by adding a subdivision; and Minnesota Statutes, 1975 Supplement, Section 62A.17, Subdivision 5.

B. D. No. B2089

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 23 1976**  
Laid on Table \_\_\_\_\_  
Taken from Table \_\_\_\_\_

CONCURRENCE

Date **MAR 23 1976**  
The Senate concurred in House amendments to  
S. F. No. **1296** and repassed  
the bill as amended.  
**Patrick E. Flahaven**  
Secretary of the Senate

SENATE ACTION

Introduced by Senators **Hansen, Baldy**  
**J Keefe** **Laufenburger**

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

Committee Recommendation and Adoption of Report

To pass as amended **APR 19 1975**

★ Read SECOND TIME **APR 19 1975**  
Committee of the Whole  
To Pass as Amended **APR 24 1975**

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

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

HOUSE ACTION

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

★ Read FIRST TIME **APR 28 1975** and Referred to the  
Committee on **FINANCIAL INSTITUTIONS AND INSURANCE**  
Committee Recommendation and Adoption of Report **TO PASS AS AMENDED**  
**MAR 15 1976**

★ Read SECOND TIME **MAR 15 1976**  
Committee of the Whole

S/O amended  
★ Read THIRD TIME **as amended MAR 22 1976**  
Passed by the House **as amended MAR 22 1976**  
Returned to the Senate **MAR 22 1976**  
**Edward A. Burdick**  
Chief Clerk, House of Representatives  
State of Minnesota

OTHER ACTION

☒ Refer to back of cover for other  
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference  
committee action.

1296

Printed Page No.

S. F.

No.

# CONFERENCE COMMITTEE ACTION

## SENATE

Date \_\_\_\_\_

The Senate refused to concur in House amendments to S. F. No. \_\_\_\_\_ and requested a Conference Committee of \_\_\_\_\_ members on the part of the Senate as a Conference Committee to confer with a like committee on the part of the House.

## SENATE CONFEREES

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\_\_\_\_\_

Secretary of the Senate

Date \_\_\_\_\_

The Senate adopted the recommendation and report of the Conference Committee on S. F. No. \_\_\_\_\_ and repassed said bill in accordance with the report of the Committee so adopted.

Secretary of the Senate

## HOUSE

Date \_\_\_\_\_

The House has acceded to the request of the Senate for the appointment of a Conference Committee on S. F. No. \_\_\_\_\_ consisting of \_\_\_\_\_ members to confer with a like Committee of the Senate.

## HOUSE CONFEREES

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\_\_\_\_\_  
\_\_\_\_\_

Chief Clerk, House of Representatives

Date \_\_\_\_\_

The House adopted the recommendation and report of the Conference Committee on S. F. No. \_\_\_\_\_ and repassed said bill in accordance with the report of the Committee so adopted.

Chief Clerk, House of Representatives

## OTHER ACTION

## OTHER ACTION

March 15, 1976

Unofficially engrossed and printed for the House to include committee amendments of March 15, 1976.



Senate  
File

# 1308



Companion  
No.

DUPLICATE

S. F. NO. 1308

A bill for an act relating to natural resources; clarifying procedures for acquisition of wildlife lands; modifying the definition of beneficial public purpose; etc.; appropriating money; amending Minnesota Statutes 1974, Sections 105.37, Subdivision 6, and by adding subdivisions; 105.38; 105.42, Subdivision 1a; 106.021, Subdivisions 2 and 6; 106.031, Subdivision 1; 106.081, Subdivisions 1, 3 and 4; 106.091, Subdivisions 1 and 2; 106.101, Subdivisions 4 and 5; 106.111, Subdivision 1; etc.

B. D. No. B3277

Date MAY 15 1975

*Aherwood* moved that  
S. F. No. 1308 and H. F. No. 1373  
be referred for comparison.

Date

Upon motion of

F. No. was substituted

for F. No. which  
was indefinitely postponed.

Received from

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 Wegener Olson, H.D. (4-10-75)

~~Referred (4-10-75) 3-12-76~~ Wegener (4-10-75)

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

Committee Recommendation and Adoption of Report

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

To Pass as Amended MAY 14 1975

★ Read SECOND TIME MAY 14 1975  
Committee of the Whole

Special Order MAY 15 1975

★ Read THIRD TIME MAY 15 1975  
Passed by the Senate MAY 15 1975  
Transmitted to the House MAY 15 1975

*Patricia E. Flahaven*

Secretary of the Senate  
State of Minnesota

### HOUSE ACTION

House Companion  
is H. F. No. 1373

★ Read FIRST TIME MAY 15 1975  
Committee on for Comparison with H. F. No. 1373 and Referred to the

now on General Orders  
Committee Recommendation and Adoption of Report MAY 15 1975

*R/S* Substituted for H. F. No. 1373 MAY 16 1975

★ Read SECOND TIME MAY 16 1975  
Committee of the Whole

RULE 1.10 amended

★ Read THIRD TIME amended MAY 16 1975

Passed by the House amended MAY 16 1975

Returned to the Senate MAY 16 1975

*Edward A. Surdick*  
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.

CONFERENCE COMMITTEE ACTION

SENATE  
MAY 16 1975

Date \_\_\_\_\_

The Senate refused to concur in House amendments to  
S. F. No. 1308 and requested

a Conference Committee of 3 members  
on the part of the Senate as a Conference Committee to  
confer with a like committee on the part of the House.

MAY 17 1975

SENATE CONFEREES

OLSON, H. D.

JENSEN

WEGENER

Patrick E. Flahaver

Secretary of the Senate

MAR 13 1976

Date \_\_\_\_\_

The Senate adopted the recommendation and report of  
the Conference Committee on S. F. No. 1308  
and repassed said bill in accordance with the report of  
the Committee so adopted.

Patrick E. Flahaver

Secretary of the Senate

HOUSE

Date MAY 17 1975

The House has acceded to the request of the Senate  
for the appointment of a Conference Committee on

S. F. No. 1308 consisting of  
3 members to confer with a like Com-  
mittee of the Senate

MAY 17 1975

HOUSE CONFEREES

Sherwood

Ekin

Searle

Edward A. Burdick

Chief Clerk, House of Representatives

MAR 16 1976

Date \_\_\_\_\_

The House adopted the recommendation and report of  
the Conference Committee on S. F. No. 1308  
and repassed said bill in accordance with the report of  
the Committee so adopted.

Edward A. Burdick

Chief Clerk, House of Representatives

OTHER ACTION

OTHER ACTION

JAN 27 1976

Mr. Olson, H. D. moved that the Conference Committee on  
S. F. No. 1308 be discharged and that a new Conference Commit-  
tee of 5 members be appointed by the Committee on Committees  
on the part of the Senate, to act with a like new Conference Com-  
mittee appointed on the part of the House. The motion prevailed.

JAN 29 1976

SENATE CONFEREES

OLSON, H. D.

MOE

WEGENER

JENSEN

RENNEKE

Patrick E. Flahaver

SEC. OF SENATE

JAN 29 1976

House acceded to the request of the  
Senate for appointment of new  
Conference Committee.

House Conferees

Sherwood

Ekin

Searle

Searle

Searle

Searle

Edward A. Burdick

Chief Clerk, House of Representatives



Senate

File

# 1481

1481

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

9 Subd. 3. To pay all or a part of the administrative  
10 expenses and claims arising from the program authorized by  
11 this act, the city of Duluth may levy and collect a tax in  
12 excess of any limitation contained in the charter of the  
13 city of Duluth or in Minnesota Statutes, Chapter 275, other  
14 than the limitation contained in Minnesota Statutes, Section  
15 275.52, Subdivision 2; provided however that at least 50  
16 percent of the cost of benefits to dependents are  
17 contributed by the employees and officers of the city or are  
18 paid by levies not in excess of the tax limitations  
19 otherwise imposed on the city by charter or statute.

20 Subd. 4. The Duluth city council may determine which  
21 persons are to be considered dependents for the purposes of  
22 this act. No person shall be considered a dependent who  
23 does not qualify as a dependent under a provision of the  
24 United States Internal Revenue Code of 1954, as amended.

25 Sec. 2. This act is effective upon its approval by the  
26 Duluth city council and upon compliance with the provisions  
27 of Minnesota Statutes, Section 645.021.



Senate

File

# 1501

House  
Companion  
No.

DUPLICATE  
FIRST ENGROSSMENT

S. F. NO. 1501

A bill for an act relating to game and fish; regulating entry on agricultural lands for taking small or big game; providing a penalty; amending Minnesota Statutes 1974, Section 100.273.

B. D. No. B3343

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 FEB 19 1976

The Senate concurred in House amendments to

S. F. No. 1501 and repassed  
the bill as amended.

Patrick E. Flahaven  
Secretary of the Senate

HOUSE ACTION

House Companion  
is H. F. No. 1508

★ Read FIRST TIME MAY 12 1975 and Referred to the  
Committee on RULES AND LEGISLATIVE ADMINISTRATION

Committee Recommendation and Adoption of Report Pursuant to Joint Rules 20  
and 23 referred to the Committee on JUDICIARY MAY 19 1975  
TO PASS as AMENDED  
and placed on CONSENT CAL. FEB 12 1976

★ Read SECOND TIME FEB 12 1976  
Committee of the Whole

★ Read THIRD TIME FEB 17 1976  
Passed by the House FEB 17 1976  
Returned to the Senate FEB 17 1976

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

OTHER ACTION

☒ Refer to back of cover for other  
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference  
committee action.

SENATE ACTION

Introduced by Senators Willet

Resnick O. H. H. H.

Read FIRST TIME APR 14 1975 and Referred to the

Committee on NATURAL RESOURCES AND AGRICULTURE

Committee Recommendation and Adoption of Report

To pass APR 23 1975

★ Read SECOND TIME APR 23 1975  
Committee of the Whole

Special Order MAY 9 1975

★ Read THIRD TIME MAY 9 1975  
Passed by the Senate MAY 9 1975  
Transmitted to the House MAY 9 1975

Patrick E. Flahaven  
Secretary of the Senate  
State of Minnesota

1501

S. F. No. 1501

Printed Page No.

# CONFERENCE COMMITTEE ACTION

## SENATE

Date \_\_\_\_\_  
 The Senate refused to concur in House amendments to  
 S. F. No. \_\_\_\_\_ and requested  
 a Conference Committee of \_\_\_\_\_ members  
 on the part of the Senate as a Conference Committee to  
 confer with a like committee on the part of the House.

## SENATE CONFEREES

Secretary of the Senate

## HOUSE

Date \_\_\_\_\_  
 The House has acceded to the request of the Senate  
 for the appointment of a Conference Committee on  
 S. F. No. \_\_\_\_\_ consisting of  
 \_\_\_\_\_ members to confer with a like Com-  
 mittee of the Senate.

## HOUSE CONFEREES

Chief Clerk, House of Representatives

Date \_\_\_\_\_  
 The Senate adopted the recommendation and report of  
 the Conference Committee on S. F. No. \_\_\_\_\_  
 and repassed said bill in accordance with the report of  
 the Committee so adopted.

Secretary of the Senate

Date \_\_\_\_\_  
 The House adopted the recommendation and report of  
 the Conference Committee on S. F. No. \_\_\_\_\_  
 and repassed said bill in accordance with the report of  
 the Committee so adopted.

Chief Clerk, House of Representatives

## OTHER ACTION

## OTHER ACTION

FEB 12 1976

*Unofficially engraved and printed  
 for the House to include committee  
 amendments of February 12, 1976.*



Senate  
File

# 1530



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 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

Olheft 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

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

MAR 24 1976

Date \_\_\_\_\_  
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  
and Referred to the  
Committee on ENVIRONMENT AND NATURAL RESOURCES  
*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.

# CONFERENCE COMMITTEE ACTION

## SENATE

Date \_\_\_\_\_

The Senate refused to concur in House amendments to

S. F. No. \_\_\_\_\_ and requested

a Conference Committee of \_\_\_\_\_ members  
on the part of the Senate as a Conference Committee to  
confer with a like committee on the part of the House.

## SENATE CONFEREES

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Secretary of the Senate

Date \_\_\_\_\_

The Senate adopted the recommendation and report of  
the Conference Committee on S. F. No. \_\_\_\_\_  
and repassed said bill in accordance with the report of  
the Committee so adopted.

Secretary of the Senate

## HOUSE

Date \_\_\_\_\_

The House has acceded to the request of the Senate  
for the appointment of a Conference Committee on

S. F. No. \_\_\_\_\_ consisting of

\_\_\_\_\_ members to confer with a like Com-  
mittee of the Senate.

## HOUSE CONFEREES

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Chief Clerk, House of Representatives

Date \_\_\_\_\_

The House adopted the recommendation and report of  
the Conference Committee on S. F. No. \_\_\_\_\_  
and repassed said bill in accordance with the report of  
the Committee so adopted.

Chief Clerk, House of Representatives

## OTHER ACTION

## OTHER ACTION

March 18, 1976

Unofficially engrossed and printed for the House to include  
committee amendments of March 18, 1976.

Senate  
File

# 1535



1535

1 incapacitates the person from working at an occupation which  
2 brings him an income. The property tax to be paid on class  
3 3cc property as otherwise determined by law, regardless of  
4 whether or not the market value is in excess of \$12,000, for  
5 all purposes except the payment of principal or interest on  
6 non-school district bonded indebtedness, shall be reduced by  
7 45 percent of the amount of such tax; provided that the  
8 amount of said reduction shall not exceed \$325. If the  
9 market value is in excess of the sum of \$24,000, the amount  
10 in excess of that sum shall be valued and assessed at 33 1/3  
11 percent in the case of agricultural land used for a  
12 homestead and 40 percent in the case of all other real  
13 estate used for a homestead.