

offer for sale any cattle over six months of age, except steers and spayed heifers and calves of beef type and breed under eight months of age, not known to be affected with brucellosis, at public auction, sale barns, private stockyards or concentration points, mortgage foreclosure sale or sale by order of any court, or lease or loan cattle for breeding purposes except under such rules and regulations as may be prescribed by the state livestock sanitary board, and no person shall sell or offer for sale except for immediate slaughter, or consigned to a public stockyards under supervision of the United States department of agriculture, cattle which have not been tested and found free of brucellosis and unless a certificate of test is furnished or posted as provided in subdivision 2, unless such cattle have been vaccinated against brucellosis in accordance with the rules and regulations of the state livestock sanitary board when between four and eight months of age and a certificate of such vaccination is exhibited as provided in subdivision 2, excepting cattle under 18 months of age of beef type sold for feeding purposes as provided in subdivision 3.

Approved February 11, 1969.

CHAPTER 9—H. F. No. 110

[Coded in Part]

An act relating to errors in Minnesota Statutes; providing for the elimination of duplicitous, conflicting, ambiguous, and obsolete provisions superseded by or conflicting with other provisions of law or expired by the passage of time; amending Minnesota Statutes 1967, Sections 3.02; 3.10; 4.08, Subdivisions 4 and 6; 10.09; 11.15, Subdivision 1; 15.0411, Subdivision 2; 15A.091; 79.01, by adding a subdivision; 84.54; 92.33; 92.35; 92.36; 92.37; 115.01, by adding a subdivision; 115.15, by adding a subdivision; 115.18, by adding a subdivision; 115.41, by adding a subdivision; 117.202, Subdivision 2; 121.11, Subdivisions 6 and 7; 123.32, Subdivision 24; 123.34, Subdivision 5; 138.08; 138.09; 138.52, Subdivision 2; 168.013, Subdivision 1; 171.20, Subdivision 2; 171.22; 173.43, Subdivision 3; 175.07; 175.08; 175.09; 175.10; 175.11; 175.12; 175.14; 175.16; 175.17; 175.36; Chapter 175, by adding a section; Sections 176.011, Subdivision 9; 176.305, Subdivision 2; 176.391, Subdivision 4; 176.621, Subdivision 4; 176.668; 176.669; 202.05, Subdivision 1; 223.03; 229.13; 232.12; 232.19; 233.08; 233.27; 235.01; 250.01; 268.12, Subdivision 1; 268.13, Subdivision 1; 268.16, Subdivision 3; 270.38, Subdivision 6; 273.04; 273.061, Subdivisions 2 and 9; 277.03;

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277.06; 280.05; 282.08; 290.19, *Subdivision 1*; 296.16, *Subdivision 3*; 340.11, *Subdivision 11*; 340.14, *Subdivision 3*; 363.03, *Subdivision 1*; 375.02; 385.17; 412.121; 412.131; 412.851; 473B.06, *Subdivision 2*; 481.02, *Subdivision 2*; 484.64, *Subdivision 3*; 488A.10, *Subdivisions 3 and 7*; 611.21; 626.38; and 626.43; *repealing Minnesota Statutes 1967, Sections 10.34 to 10.36; 79.01, Subdivision 4; 79.02; 79.021; 79.03; 79.04; 92.33; 92.53 to 92.62; 115.15, Subdivision 2; 115.18, Subdivision 2; 115.41, Subdivision 3; 123.81 to 123.93; 124.34; 130.01 to 130.06; 175.02; 175.03; 175.04; 175.05; 175.06; 175.15; 243.08; 273.53; 273.54; 273.55; 273.57; 273.58; 273.59; 273.60; 273.61; 273.62; 273.63; 273.64; 275.25; 295.06 to 295.10; 340.82; 360.113, Subdivision 4; 435.08; 435.09; 435.10; 435.31; 435.32; 435.33; and repealing Laws 1967, Chapters 88; 439, Section 3; 712; and 494.*

[Revisor's Bill]

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Revisor's bill; correction act; generally. Minnesota Statutes 1967, Section 3.02, is amended in line 3 after "county," and before "shall" by adding "*or by the secretary of state when the member is elected from more than one county,*"

Sec. 2. Minnesota Statutes 1967, Section 4.08, Subdivision 4, is amended in line 4 by deleting "act" and inserting in lieu thereof "*section*"

Sec. 3. Minnesota Statutes 1967, Section 4.08, Subdivision 6, is amended in line 9 by deleting "act" and inserting in lieu thereof "*section*".

Sec. 4. Minnesota Statutes 1967, Section 10.09, is amended to read:

10.09. Officers appointed by governor, terms. Except as herein otherwise provided, the terms of all officers appointed by the governor hereunder shall begin upon the date when such officers qualify and assume their official duties, shall continue for the prescribed period thereafter, and until their successors are appointed and have qualified. ~~The terms of office or employment of all state employees shall be at the pleasure of the appointing officer.~~

Sec. 5. Minnesota Statutes 1967, Section 11.15, Subdivision 1, is amended in line 6 by deleting "act" and inserting in lieu thereof "*section*".

Sec. 6. Minnesota Statutes 1967, Section 15.0411, Subdivi-

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sion 2 is amended in line 8 after "industry" by adding "*, (h) workmen's compensation commission*"

Sec. 7. Minnesota Statutes 1967, Section 15A.091, is amended in line 9 by deleting "State Employees Retirement Association" and inserting in lieu thereof "*Minnesota State Retirement System*".

Sec. 8. Minnesota Statutes 1967, Section 79.01, is amended by adding a subdivision to read:

Subd. 5. Department. The word "department" means the department of commerce.

Sec. 9. *When preparing chapter 79 in the next edition of Minnesota Statutes, the revisor of statutes shall substitute "department" or "department of commerce" for "board" and "compensation insurance board" wherever they appear. The revisor shall also add "of insurance" after "commissioner" wherever "commissioner" appears in chapter 79.*

Sec. 10. *Minnesota Statutes 1967, Sections 79.01, Subdivision 4; 79.02; 79.021; 79.03; and 79.04, are repealed.*

Sec. 11. Minnesota Statutes 1967, Section 84.54, is amended to read:

84.54 Topographic survey; planning officer. ~~There is hereby created a State Mapping Advisory Board, which~~ *The state planning officer shall study the general topographic survey and mapping needs of the state, and shall advise the commissioner of conservation in determining the order of surveys and otherwise planning the operations, and shall promote coordination of survey and mapping activities of public and private agencies within the state. The board shall consist of eight members, including the Commissioners of Aeronautics, Agriculture, Business Research and Development, Highways, Iron Range Rehabilitation, and Taxation, the director of the Minnesota Geological Survey at the University of Minnesota and one member at large, who shall be appointed by the governor to serve at his pleasure. Each of said commissioners may appoint a member of his department to serve in his place and at his pleasure as a member of the board. The member at large shall receive no compensation for his services, but he shall receive necessary and actual travelling and subsistence expenses for any meeting of the board or for trips which he may make in connection with the business thereof. The other members of the board shall receive no additional compensation for their services as members thereof, but shall receive their necessary and ac-*

Changes or additions indicated by italics, deletions by strikeout.

tual travelling and subsistence expenses while engaged in the business of the board; to be paid from the appropriations to their several departments:

The first meeting of the board shall be called by the governor. The board shall elect a chairman, vice chairman, and secretary from its membership, and may adopt rules for its own procedure:

Sec. 12. *Minnesota Statutes 1967, Section 92.33, is repealed.*

Sec. 13. Minnesota Statutes 1967, Section 92.35, is amended in line one after "committee" by inserting "*, or its successor, the state planning officer,*".

Sec. 14. Minnesota Statutes 1967, Section 92.36, is amended in line 3 after "committee" by inserting "*, or its successor, the state planning officer,*".

Sec. 15. Minnesota Statutes 1967, Section 92.37, is amended in line one after "committee" by inserting "*, or its successor, the state planning officer,*".

Sec. 16. Minnesota Statutes 1967, Section 115.01, is amended by adding a subdivision to read:

Subd. 11. "Agency" means the Minnesota pollution control agency.

Sec. 17. Minnesota Statutes 1967, Section 115.15, is amended by adding a subdivision to read:

Subd. 5. "Agency" means the Minnesota pollution control agency.

Sec. 18. Minnesota Statutes 1967, Section 115.18, is amended by adding a subdivision to read:

Subd. 10. "Agency" means the Minnesota pollution control agency.

Sec. 19. Minnesota Statutes 1967, Section 115.41, is amended by adding a subdivision to read:

Subd. 6. "Agency" means the Minnesota pollution control agency.

Sec. 20. *Minnesota Statutes 1967, Sections 115.15, Subdivision 2; 115.18, Subdivision 2; and 115.41, Subdivision 3, are repealed.*

Sec. 21. *In preparing chapter 115 of the next edition of Minnesota Statutes the revisor of statutes shall substitute "Minnesota pol-*

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lution control agency" or "agency" for "water pollution control commission" and "commission" wherever they appear referring to the former water pollution control commission.

Sec. 22. Minnesota Statutes 1967, Section 117.202, Subdivision 2, is amended to read:

Subd. 2. In the event the purchaser and owner agree on the fair market value of the real estate but cannot agree on the appraisal fees and moving costs, the purchaser ~~owner~~ shall have the option to accept the offer for the real estate and reject the offer for the appraisal fees and moving costs. In addition thereto, the owner may, if he desires, bring a motion at a special term of the district court in the county in which the property is located for a determination of such moving costs and appraisal fees by the court.

Sec. 23. Minnesota Statutes 1967, Section 121.11, Subdivision 6, is amended in line 2 by striking "and junior colleges".

Sec. 24. Minnesota Statutes 1967, Section 121.11, Subdivision 7, is amended in line 2 by striking ", junior colleges", in line 4 by striking "and junior colleges," and in line 6 by striking "and junior colleges".

Sec. 25. *Minnesota Statutes 1967, Sections 130.01, 130.02, 130.03, 130.04, 130.05, and 130.06, are repealed.*

Sec. 26. Minnesota Statutes 1967, Section 123.32, Subdivision 24, Clause (a), is amended in line 5 by deleting "act" and inserting in lieu thereof "*subdivision*".

Sec. 27. Minnesota Statutes 1967, Section 123.34, Subdivision 5, is amended by deleting all the present language and inserting in lieu thereof the following:

"Subd. 5. In the event that valid orders are presented to the treasurer for payment, and he has insufficient funds on hand to pay them, he shall receive, endorse and process them in accordance with section 124.06."

Sec. 28. Minnesota Statutes 1967, Section 138.08, is amended to read:

138.08 **Historic sites and markers.** ~~There is hereby constituted a non-salaried commission to be known as the "Minnesota Historic Sites and Markers Commission," whose membership shall consist of the director of state parks of the department of conservation, the commissioner of highways, and the superintendent of the Minnesota historical society, or their representatives. The superin-~~

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tendent of the Minnesota historical society shall be ex officio secretary of this commission.

It shall be the duty of ~~this commission~~ *the state planning officer* to designate as historic sites such sites or areas as have special archaeological or historical significance and to authorize the erection of markers thereon.

The ~~commission~~ *state planning officer* shall act as an ~~advisory body adviser~~ to give assistance in the erection of markers commemorating historic sites. Plans and inscriptions for such markers shall be submitted to the ~~commission~~ *state planning officer* for approval as to form, adequacy, suitability, and accuracy.

Sec. 29. Minnesota Statutes 1967, Section 138.09, is amended to read:

138.09 **County boards may acquire historic sites.** The board of county commissioners of any county is hereby authorized to acquire and maintain tracts of land within the county which are designated as having historical or archaeological significance and whose acquisition and maintenance are approved by the ~~Minnesota Historic Sites and Markers Commission~~ *state planning officer* in accordance with the provisions of section 138.08 and to aid in the construction of markers on such lands.

Sec. 30. Minnesota Statutes 1967, Section 138.52, Subdivision 2, is amended in lines 2 and 3 by deleting "Minnesota historic sites and markers commission" and inserting in lieu thereof "*state planning officer*".

Sec. 31. Minnesota Statutes 1967, Section 168.013, Subdivision 1, is amended by deleting the last three lines.

Sec. 32. Minnesota Statutes 1967, Section 171.20, Subdivision 2, is amended in line 3 by deleting "the" and inserting in lieu thereof "*this*".

Sec. 33. Minnesota Statutes 1967, Section 171.22, is amended by deleting lines 18 and 19.

Sec. 34. Minnesota Statutes 1967, Section 173.43, Subdivision 3, is amended in lines 3 and 4 by deleting "on the date of enactment of this act" and inserting in lieu thereof "*May 26, 1965*".

Sec. 35. Minnesota Statutes 1967, Section 175.07, is amended to read:

175.07 **Commissioners or employees not to take part in po-**

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litical campaigns. Every commissioner and every officer or employee of the *workmen's compensation commission or the department of labor and industry*, who by solicitation or otherwise exerts his influence, directly or indirectly, to induce other officers or employees of the state to adopt his political views, or to favor of any particular person or candidate for office, or to contribute funds for campaign or political purposes, shall be removed from his office or position by the authority appointing him.

Sec. 36. Minnesota Statutes 1967, Section 175.08, is amended to read:

175.08 **Office.** The *workmen's compensation commission and the department of labor and industry* shall keep ~~its office~~ *their offices* at Saint Paul and be provided by the commissioner of administration with suitable rooms and necessary furniture. ~~The commission~~ *They* may hold sessions at any other place in the state when ~~the their~~ *their* convenience of ~~the commission~~ and *that of* the parties interested so requires.

Sec. 37. Minnesota Statutes 1967, Section 175.09, is amended to read:

175.09 **Quorum.** A majority of the commissioners shall constitute a quorum for the exercise of the powers conferred and the duties imposed on the *workmen's compensation* commission. A vacancy shall not impair the right of the remaining commissioners to exercise all the powers and perform all of the duties of the commission.

Sec. 38. Minnesota Statutes 1967, Section 175.10, is amended to read:

175.10 **Sessions to be public.** The department of labor and industry shall be open for the transaction of business during all business hours of each and every day, excepting Sundays and legal holidays. The sessions of the *workmen's compensation* commission shall be open to the public and may be adjourned from time to time. All the proceedings of the commission shall be shown on its records, which shall be public records.

Sec. 39. Minnesota Statutes 1967, Section 175.11, is amended to read:

175.11 **Seal; certified copies.** *Subdivision 1.* The *workmen's compensation* commission shall have a seal for the authentication of its orders and proceedings, upon which shall be inscribed the words, "~~Industrial Workmen's Compensation~~ *Commission of Minnesota—Seal,*" and such other design as the commission may pre-

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scribe. The courts of this state shall take judicial notice of such seal and of the signatures of the chairman ~~and the secretary commissioners and administrator~~ of the commission; and in all cases copies of orders, proceedings, or records of the commission, certified by the ~~secretary administrator or a commissioner~~ under its seal, shall be received in evidence, with the same force and effect given to the originals.

Subd. 2. The department of labor and industry shall have a seal for the authentication of its orders and proceedings upon which shall be inscribed "Department of Labor and Industry of Minnesota" and any other design the department prescribes. The courts of this state shall take judicial notice of the seal and of the signature of the commissioner of labor and industry. In all cases, copies of orders, proceedings, or records of the department, certified by the commissioner under its seal shall be received in evidence with the same force and effect given to the originals.

Sec. 40. Minnesota Statutes 1967, Section 175.12, is amended to read:

175.12 Administrator. ~~The commission shall appoint a secretary, who shall receive an annual salary not exceeding \$3,500 and hold office at the pleasure of the commission.~~ It shall be the duty of the ~~secretary administrator~~ to keep a full and true record of all proceedings of the *workmen's compensation* commission, to issue all necessary processes, writs, warrants, and notices which the commission is required or authorized to issue, and generally to perform such other duties as the commission may prescribe.

Sec. 41. Minnesota Statutes 1967, Section 175.14, is amended to read:

175.14 Traveling expenses. ~~The commission workmen's compensation commissioners and the commissioner of labor and industry~~ and the officers, assistants, and employees of the commission ~~and department~~ shall be paid out of the state treasury their actual and necessary expenses while traveling on the business of the commission ~~or department~~. Vouchers for such expenses shall be itemized and sworn to by the persons incurring the expense, and be subject to the approval of the *workmen's compensation* commission ~~or the commissioner of labor and industry~~.

Sec. 42. Minnesota Statutes 1967, Section 175.16, is amended to read:

175.16 Divisions. The department of labor and industry shall consist of the following divisions: division of workmen's com-

Changes or additions indicated by italics, deletions by ~~strikeout~~.

pensation, division of boiler inspection, division of accident prevention, division of statistics, division of women and children, division of employment, division of mediation and arbitration, and such other divisions as the ~~commission~~ *commissioner* may deem necessary and establish. *Except for the division of workmen's compensation*, each division of the department and persons in charge thereof shall be subject to the supervision and direction of the ~~commission~~ and of any commissioner assigned to supervise the work of such division; and, in addition to such duties as are or may be imposed on them by statute, shall perform such other duties as may be assigned to them by the ~~commission~~ *commissioner*.

Sec. 43. Minnesota Statutes 1967, Section 175.17, is amended to read:

175.17 **Powers and duties, workmen's compensation commission.** The *workmen's compensation* commission shall have the following powers and duties:

(1) To exercise such powers and perform such duties concerning the administration of the workmen's compensation laws of the state as may be conferred and imposed on it by such laws *and by sections 251.041 to 251.053*;

(2) To exercise all powers and perform all duties now conferred and imposed on the department of labor and industry as heretofore constituted, and the bureaus of such department, so far as consistent with the provisions of this chapter;

(3) (2) To adopt reasonable and proper rules and regulations relative to the exercise of its powers and duties, and proper rules to govern its proceedings and to regulate the mode and manner of all investigations and hearings, which shall not be effective until ten days after their adoption, and a copy of these rules and regulations shall be delivered to every citizen making application therefor;

(4) (3) To collect, collate, and publish statistical and other information relating to the work under its jurisdiction, and to make public reports in its judgment necessary; and on or before the first of October in each even-numbered year the commission shall report its doings, conclusions, and recommendations to the governor, which report shall be printed and distributed biennially to the members of the legislature and otherwise as the commission may direct;

(5) (4) To establish and maintain branch offices as needed for the conduct of its affairs.

Sec. 44. Minnesota Statutes 1967, Section 175.36, is amended to read:

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175.36 **Destruction of files and records.** ~~The secretary of the industrial commission of The department of labor and industry is and the workmen's compensation commission are authorized, with the consent and approval of the three commissioners composing the industrial commission, to destroy the following files and records of the commission at the times and under the conditions herein specified:~~

(1) All files, records and correspondence in the office of the industrial commission, covering the period prior to June 1, 1921;

(2) All files and records ~~of the commission~~ subsequent thereto, covering the period of one year, on June first of each succeeding year;

(3) Interim receipts filed ~~in the division of workmen's compensation of the industrial commission,~~ as the same are audited and have served the purpose of the commission.

Sec. 45. Minnesota Statutes 1967, Section 176.305, Subdivision 2, is amended in line 2 by deleting "the secretary of" and in line 5 by deleting "secretary" and inserting in lieu thereof "*commission*"

Sec. 46. Minnesota Statutes 1967, Section 176.391, Subdivision 4, is amended in line 4 by deleting "department of labor and industry" and inserting in lieu thereof "*workmen's compensation commission*"

Sec. 47. Minnesota Statutes 1967, Section 176.621, Subdivision 4, is amended in lines 2 and 3 by deleting "of the commissioner in charge of the division of workmen's compensation of the labor and industry commission, who" and inserting in lieu thereof "*commission, which*" and in line 5 by deleting "Such commissioner and".

Sec. 48. Minnesota Statutes 1967, Section 176.668 is amended in line 1 by deleting "commission" and inserting in lieu thereof "*department of labor and industry*"

Sec. 49. Minnesota Statutes 1967, Section 176.669 is amended in line 2 by inserting after "commission" and before "in", the words "*or the department of labor and industry*"

Sec. 50. Minnesota Statutes 1967, Chapter 175, is amended by adding a section to read:

[175.171] **Powers and duties, department of labor and industry.** *The department of labor and industry shall have the following powers and duties:*

(1) *To exercise all powers and perform all duties now con-*

Changes or additions indicated by italics, deletions by ~~strikeout~~.

ferred and imposed on the department of labor and industry as heretofore constituted, and the bureaus of such department, so far as consistent with the provisions of this chapter;

(2) *To adopt reasonable and proper rules and regulations relative to the exercise of its powers and duties, and proper rules to govern its proceedings and to regulate the mode and manner of all investigations and hearings, which shall not be effective until ten days after their adoption, and a copy of these rules and regulations shall be delivered to every citizen making application therefor;*

(3) *To collect, collate, and publish statistical and other information relating to the work under its jurisdiction, and to make public reports in its judgment necessary; and on or before October 1 in each even-numbered year the department shall report its doings, conclusions, and recommendations to the governor, which report shall be printed and distributed biennially to the members of the legislature and otherwise as the department may direct;*

(4) *To establish and maintain branch offices as needed for the conduct of its affairs.*

Sec. 51. *Minnesota Statutes 1967, Sections 175.02, 175.03, 175.04, 175.05, 175.06, and 175.15 are repealed.*

Sec. 52. *Minnesota Statutes 1967, Section 175.16, is amended in line 4 by deleting "division of mediation and arbitration,"*

Sec. 53. *Minnesota Statutes 1967, Section 176.011, Subdivision 9, is amended in clause (4) by deleting "and supervisor of assessments".*

Sec. 54. *Minnesota Statutes 1967, Section 202.05, Subdivision 1, is amended in lines 5 and 6 by deleting "railroad and warehouse" and inserting in lieu thereof "public service".*

Sec. 55. *Minnesota Statutes 1967, Section 223.03, is amended in line 16 by deleting "and credited to the grain inspection fund"*

Sec. 56. *Minnesota Statutes 1967, Section 229.13, is amended by deleting all the text of the section that follows the word "treasury" in line 7 of the section.*

Sec. 57. *Minnesota Statutes 1967, Section 232.12, is amended by deleting lines 15 and 16.*

Sec. 58. *Minnesota Statutes 1967, Section 233.08, is amended in line 30 by deleting "and credited to the grain inspection fund"*

Changes or additions indicated by italics, deletions by ~~strikeout~~.

Sec. 59. Minnesota Statutes 1967, Section 233.27, is amended by deleting all the text of the section that follows the word "treasury" in line 6 of the section.

Sec. 60. Minnesota Statutes 1967, Section 235.01, is amended in lines 10 and 11 by deleting the sentence that begins, "The expenses of . . ."

Sec. 61. Minnesota Statutes 1967, Section 232.19, is amended in line 5 by deleting "three months" and inserting in lieu thereof "90 days"

Sec. 62. Minnesota Statutes 1967, Section 250.01, is amended by striking lines 6 through 30.

Sec. 63. Minnesota Statutes 1967, Section 268.12, Subdivision 1, Clause (2), is amended as follows: In line 13 of the clause delete the words "salary of the" and "shall be \$7,400 per year and he". In line 14 insert a period after "\$10,000" and delete the balance of the language in clause (2).

Sec. 64. Minnesota Statutes 1967, Section 268.13, Subdivision 1, Clause (2), is amended in line 2 after "one or more" and before "such laws" by inserting "*states or under one or more*".

Sec. 65. Minnesota Statutes 1967, Section 268.16, Subdivision 3, Clause (2), is amended by deleting the word "subsection" in line 6 of the clause and inserting in lieu thereof "*subdivision*".

Sec. 66. Minnesota Statutes 1967, Section 270.38, Subdivision 6, is amended in line 1 by deleting "or supervisor of assessments".

Sec. 67. Minnesota Statutes 1967, Section 273.04, is amended in line 14 by deleting "or county supervisor of assessments" and in line 18 by deleting "or county supervisor of assessments".

Sec. 68. Minnesota Statutes 1967, Section 273.061, Subdivision 2, is amended in line 15 by deleting "supervisor of assessments" and inserting in lieu thereof "*assessor*".

Sec. 69. Minnesota Statutes 1967, Section 273.061, Subdivision 9, is amended in line 16 after "him" and before "the" by inserting "*by*".

Sec. 70. Minnesota Statutes 1967, Section 277.03 is amended in line 7 by deleting "ten" and inserting in lieu thereof "*eight*"

Sec. 71. Minnesota Statutes 1967, Section 277.06, is

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amended in line 8 after "shall" and before "cause" by inserting "show".

Sec. 72. Minnesota Statutes 1967, Section 280.05, is amended in line 2 by deleting "or supervisor of assessments".

Sec. 73. Minnesota Statutes 1967, Section 282.08, is amended in line 31 by inserting after "(a)" and before "the" the words "*or (b)*" and in line 32 by deleting "after such 10 percent has been deducted".

Sec. 74. Minnesota Statutes 1967, Section 290.19, Subdivision 1, clause (4), is amended in line 3 by deleting "connection" and inserting in lieu thereof "*connected*".

Sec. 75. Minnesota Statutes 1967, Section 296.16, Subdivision 3, is amended in line 6 by deleting "larceny by embezzlement" and inserting in lieu thereof "*a violation of section 609.54*".

Sec. 76. Minnesota Statutes 1967, Section 340.11, Subdivision 11, is amended in lines 8 and 9 by deleting "prior to January 1, 1961" and by adding at the end of the subdivision, "*Except in cities of the first, second, and third class, a license may be issued jointly to congressionally chartered veterans organizations which otherwise qualify under this subdivision.*"

Sec. 77. *Laws 1967, Chapter 712 is repealed.*

Sec. 78. Minnesota Statutes 1967, Section 340.14, Subdivision 3, Clause (7), is amended in line 3 after "municipality;" and before "as" by inserting "*at Winona state college, in determining the distance, the measurement shall be along the most direct line from the nearest corner of the administration building of the Winona state college to the main entrance of the licensed premises;*"

Sec. 79. *Laws 1967, Chapter 494 is repealed.*

Sec. 80. Minnesota Statutes 1967, Section 363.03, Subdivision 1, Clause (3) is amended in line 3 by deleting "property" and inserting in lieu thereof "*properly*".

Sec. 81. Minnesota Statutes 1967, Section 375.02, is amended in lines 6, 7 and 8 by deleting "except that no county shall after June 1, 1957, redistrict so that any city of the second, third or fourth class shall be in more than two commissioner districts in any one county".

Sec. 82. Minnesota Statutes 1967, Section 385.17, is amended in line 1 by deleting "board of auditors or of the".

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.

Sec. 83. Minnesota Statutes 1967, Section 412.121, is amended in line 2 by deleting "trustees" and inserting in lieu thereof "*councilmen*".

Sec. 84. Minnesota Statutes 1967, Section 412.131, is amended in lines 16 and 17 by deleting "or county supervisor of assessments".

Sec. 85. Minnesota Statutes 1967, Section 412.851, is amended to read:

412.851 **Vacation of streets.** The council may by resolution vacate any street, alley, public grounds, public way, or any part thereof, on its own motion or on petition of a majority of the owners of land abutting on the street, alley, public grounds, public way, or part thereof to be vacated. When there has been no petition, the resolution may be adopted only by a vote of four-fifths of all members of the council. No such vacation shall be made unless it appears in the interest of the public to do so: after a hearing preceded by two weeks' published and posted notice. After a resolution of vacation is adopted, the ~~council~~ clerk shall prepare and present to the proper county officers a notice of completion of the proceedings in accordance with section 117.19.

Sec. 86. Minnesota Statutes 1967, Section 473B.06, Subdivision 2, is amended in lines 11 and 13 by deleting, in each line, "state employees retirement association" and inserting in lieu thereof, in each line, "*Minnesota state retirement system*".

Sec. 87. Minnesota Statutes 1967, Section 481.02, Subdivision 2, is amended in line 1 after "profit" and before "by" by inserting "*, except an attorney's professional corporation organized under sections 319.26 to 319.41,*".

Sec. 88. Minnesota Statutes 1967, Section 484.64, Subdivision 3 is amended in line 3 after "or" and before "referees" by inserting "*more*"

Sec. 89. Minnesota Statutes 1967, Section 488A.10, Subdivision 3, is amended to read:

Subd. 3. **Complaints.** Complaints charging violations of a criminal law of this state or a municipal ordinance shall be sworn to before ~~the clerk, deputy clerk, or~~ any judge of the court and shall be filed with the clerk, or deputy clerk. ~~The court may deputize additional deputy clerks for the purpose of receiving sworn complaints and may establish reasonable compensation therefor. Each town or municipality of Hennepin county shall have at least one resident deputy clerk authorized to receive sworn complaints.~~

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Sec. 90. Minnesota Statutes 1967, Section 488A.10, Subdivision 7 is amended in line 1 by deleting "The clerk or"

Sec. 91. Minnesota Statutes 1967, Section 611.21 is amended in line 18 by deleting "subsection" and inserting in lieu thereof "section"

Sec. 92. Minnesota Statutes 1967, Section 626.38 is amended in line 3 by deleting "the Bertillon method,"

Sec. 93. Minnesota Statutes 1967, Section 626.43 is amended in line 5 by deleting "Bertillon measurements,"

Sec. 94. *Minnesota Statutes 1967, Sections 10.34, 10.35, and 10.36, are repealed.*

Sec. 95. *Minnesota Statutes 1967, Sections 92.53, 92.54, 92.55, 92.56, 92.57, 92.59, and 92.62, are repealed.*

Sec. 96. *Minnesota Statutes 1967, Sections 123.81, 123.82, 123.83, 123.84, 123.85, 123.86, 123.87, 123.88, 123.89, 123.90, 123.91, 123.92, and 123.93, are repealed.*

Sec. 97. *Minnesota Statutes 1967, Section 124.34, is repealed.*

Sec. 98. *Minnesota Statutes 1967, Section 243.08, is repealed.*

Sec. 99. *Minnesota Statutes 1967, Sections 273.53, 273.54, 273.55, 273.57, 273.58, 273.59, 273.60, 273.61, 273.62, 273.63, and 273.64, are repealed.*

Sec. 100. *Minnesota Statutes 1967, Section 275.25, is repealed.*

Sec. 101. *Minnesota Statutes 1967, Sections 295.06, 295.07, 295.08, 295.09, and 295.10, are repealed.*

Sec. 102. *Minnesota Statutes 1967; Section 340.82, is repealed.*

Sec. 103. *Minnesota Statutes 1967, Section 360.113, Subdivision 4, is repealed.*

Sec. 104. *Minnesota Statutes 1967, Sections 435.08; 435.09, and 435.10 are repealed.*

Changes or additions indicated by italics, deletions by ~~strikeout~~.

Sec. 105. *Minnesota Statutes 1967, Sections 435.31, 435.32, and 435.33 are repealed.*

Sec. 106. *Laws 1967, Chapter 88, is repealed.*

Sec. 107. *Laws 1967, Chapter 439, Section 3, is repealed.*

Sec. 108. When preparing the next and subsequent editions of Minnesota Statutes, the revisor of statutes shall substitute "Minnesota Home School" for "Minnesota Home School for girls" wherever the latter phrase occurs.

Sec. 109. Minnesota Statutes 1967, Section 3.10, is amended in the next to the last paragraph in line 3 by deleting "but not to" and inserting a period and by deleting lines 4, 5, and 6.

Approved February 11, 1969.

CHAPTER 10—H. F. No. 319

An act relating to the public employees retirement association; respecting membership rights of elected public officers; amending Minnesota Statutes 1967, Section 353.26, Subdivision 3.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1967, Section 353.26, Subdivision 3, is amended to read:

Subd. 3. **P.E.R.A.; elective positions; optional membership.** Any elected public officer or any person appointed to fill a vacancy in an elective office within any governmental subdivision shall have the right to exercise an option to become a member, but such option, once exercised, may not be withdrawn during the incumbency of such person in office. Such person may exercise this option by filing his application for membership in the office of the association. *No person who first occupies an elective office in a governmental subdivision after February 1, 1969, the compensation for which does not exceed \$75 per month, shall be eligible, by reason of service in such position, for membership in the association.*

Approved February 13, 1969.

Changes or additions indicated by italics, deletions by strikeout.