

the extent of participation. The ESA board of directors shall determine the approximate cost of each program and service which remains after funds from other sources have been budgeted. The ESA board of directors shall then assess each participating school district a proportionate share of the remaining cost in the form of a service fee.

Subd. 10. **JOINT POWERS ACT.** Nothing in this act shall restrict the authority granted to school district boards of education by Minnesota Statutes, Section 471.59.

Sec. 2. **EVALUATION.** The state board of education, in cooperation with the state planning agency, shall report to the legislature on or before November 15, 1974, regarding the effectiveness of the pilot educational service area established by this act. The report shall include, but not be limited to: applicability of the educational service area structure in other regions of the state; cost comparisons of services delivered, per service and per pupil, in the pilot educational service area and in individual school districts; alternative funding mechanisms available through cost savings and other local, state, and federal sources; relationships of educational service areas to the functions of the state department of education; and relationships of educational service areas to regional development commissions.

Sec. 3. **APPROPRIATION FOR SW AND WC ESA.** There is appropriated to the state department of education from the general fund in the state treasury the sum of \$50,000 each year of the biennium. Such funds shall be transmitted to the SW and WC ESA upon state board of education approval of the submitted annual plan.

Approved May 23, 1973.

CHAPTER 579—S.F.No.1667

[Coded]

An act relating to trade regulations; recorded material; unauthorized reproductions; providing a penalty.

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

Section 1. **[325.841] TRADE REGULATIONS; RECORDED MATERIAL; UNLAWFUL TRANSFER OF SOUNDS; SALES.** Unless exempt under section 3, it is unlawful for any person, firm, partnership, corporation, or association knowingly to (a) for com-

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mercial purposes transfer or cause to be transferred any sounds recorded on a phonograph record, disc, wire, tape, film, or other article on which sounds are recorded onto any other phonograph record, disc, wire, tape, film, or article; or (b) sell, distribute, circulate, offer for sale, distribution or circulation, possess for the purpose of sale, distribution or circulation, or cause to be sold, distributed or circulated, offered for sale, distribution or circulation, or possessed for sale, distribution or circulation, any article, or device on which sounds have been transferred, without the consent of the person who owns the master phonograph record, master disc, master tape, or other device or article from which the sounds are derived.

Sec. 2. [325.842] **IDENTITY OF TRANSFEROR.** It is unlawful for any person, firm, partnership, corporation or association to sell, distribute, circulate, offer for sale, distribution or circulation, or possess for the purpose of sale, distribution or circulation, any phonograph record, disc, wire, tape, film or other article on which sounds have been transferred unless such phonograph record, disc, wire, tape, film or other article bears the actual name and address of the transferor of the sounds in a prominent place on its outside face or package.

Sec. 3. [325.843] **EXEMPTIONS.** This act does not apply to any person who transfers or causes to be transferred any such sounds (a) intended for or in connection with radio or television broadcast transmission or related uses, (b) for archival purposes, (c) for library purposes, (d) for educational purposes, or (e) solely for the personal use of the person transferring or causing the transfer and without any compensation being derived by the person from the transfer.

Sec. 4. [325.844] **VIOLATIONS; PUNISHMENT.** Violation of this act is a felony and is punishable upon conviction by a fine of not more than \$25,000 for the first offense, and not more than \$100,000 for a subsequent offense; or by imprisonment for not more than three years for a subsequent offense, or both fine and imprisonment.

Approved May 23, 1973.

CHAPTER 580—S.F.No.1699

[Coded in Part]

An act relating to education; veteran farmer cooperative training program; appropriating money.

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