

239.23 OFFENSES; PENALTIES. Any person who shall offer or expose for sale, sell or use, or have in his possession a false scale, weight or measure, or weighing or measuring device, or any weight or measure or weighing or measuring device which has not been sealed ~~within one year~~, as provided by sections 239.01 to ~~239.14~~ 239.10, or use the same in the buying or selling of any commodity or thing; or who shall dispose of any condemned weight, measure, or weighing or measuring device, or remove any tag placed thereon by any authorized employee of the division, or sell or offer or expose for sale less than the quantity he represents; or sell or offer or expose for sale any such commodities in the manner contrary to law; or sell or offer for sale or have in his possession for the purpose of selling, any device or instrument to be used to, or calculated to, falsify any weight or measure, or refuse to pay any fee charged for testing and sealing or condemning any scale, weight, or measure, or weighing or measuring device, shall be guilty of a misdemeanor; ~~and upon conviction fined a sum not less than \$20 nor more than \$100 or by imprisonment for not less than ten days nor more than 90 days and the costs of such proceeding. No scale, weight, measure, or weighing or measuring device that has been sealed by the division shall be used, sold, or exposed for sale until the fee charged for the service has been paid.~~

Sec. 18. Minnesota Statutes 1976, Section 239.24, is amended to read:

239.24 HINDERING OFFICIAL. Any person hindering, impeding, or restricting in any way any employee of the division while in the performance of his official duty shall be guilty of a misdemeanor; ~~and upon conviction punished by a fine of not less than \$20 nor more than \$100 or by imprisonment for not less than ten nor more than 90 days for each offense.~~

Sec. 19. Minnesota Statutes 1976, Section 239.44, is amended to read:

239.44 PENALTY FOR VIOLATION. Whoever in buying shall take any greater number of pounds or cubic feet to the bushel, barrel, ton, or cord, as the case may be, than is allowed and provided in sections 239.28 to 239.37, or in selling, shall give any less number, shall be guilty of a misdemeanor; ~~and upon conviction thereof punished by a fine of not less than \$10 nor more than \$100 or by imprisonment for not less than ten nor more than 90 days in the county jail and the cost of such proceeding.~~

Sec. 20. Minnesota Statutes 1976, Section 239.20 and Laws 1975, Chapter 87, Section 5, are repealed.

Approved June 2, 1977.

CHAPTER 365—H.F.No.256

An act relating to insurance; providing for regulation of aircraft and inland marine insurance; providing an exception from the requirement of passenger liability coverage on aircraft; amending Minnesota Statutes 1976, Sections 70A.02, Subdivision 2; 70A.06, Subdivision 3; and 360.59, Subdivision 10.

Changes or additions indicated by underline deletions by ~~strikeout~~

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

Section 1. Minnesota Statutes 1976, Section 70A.02, Subdivision 2, is amended to read:

Subd. 2. **INSURANCE; AIRCRAFT AND INLAND MARINE INSURANCE; REGULATION; NON-APPLICATION OF CHAPTER.** This chapter shall not apply to:

(1) Insurance written by township or farmers' mutual insurance companies subject to the provisions of chapter 67A; insurance written by companies organized pursuant to section 66A.20, or to *tornado, cyclone, or hurricane insurance, the consideration for which, except for policy, membership or survey fees, is paid entirely by assessments on policyholders;*

(2) Reinsurance, other than joint reinsurance to the extent stated in section 70A.16;

(3) Accident and health insurance;

(4) Insurance against loss of or damage to aircraft, used in scheduled airline operations, including their accessories and equipment, or against liability arising out of the ownership, maintenance, or use of aircraft;

(5) Insurance of vessels or craft, their cargoes, marine builders' risks, marine protection and indemnity, or other risks commonly insured under marine, as distinguished from inland marine, insurance policies;

(6) Workers compensation insurance;

(7) Insurance covering any of the liability of an employer exempted from insuring his liability for compensation as provided in section 176.181; and

(8) Disability and double indemnity insurance issued as part of a life insurance contract.

Sec. 2. Minnesota Statutes 1976, Section 70A.06, Subdivision 3, is amended to read:

Subd. 3. Subdivisions 1 and 2 shall not apply to policies or rates for inland marine risks which by general custom of the business are not written according to manual rates or rating plans, except that subdivisions 1 and 2 shall apply to policies insuring the personal property purchased under a credit transaction or a credit transaction involving a debtor pledging personal property as collateral. For purposes of this subdivision the personal property insured in credit transactions or credit transactions involving a debtor pledging personal property as collateral shall refer only to such personal property of the debtor used for his personal use and not used in any business, trade or profession of the debtor.

Sec. 3. Minnesota Statutes 1976, Section 360.59, Subdivision 10, is amended to read:

Changes or additions indicated by underline deletions by strikethrough

Subd. 10. **CERTIFICATE OF INSURANCE.** Every owner of aircraft in this state when applying for registration, reregistration, or transfer of ownership shall supply any information the commissioner reasonably requires to determine that the aircraft is covered by an insurance policy with limits of not less than \$25,000 per passenger seat liability both for passenger bodily injury or death and for property damage; not less than \$25,000 for bodily injury or death to each non-passenger in any one accident; and not less than \$50,000 per occurrence for bodily injury or death to non-passengers in any one accident. The information shall include but is not limited to the name and address of the owner, the name of the insurer, the insurance policy number, the term of the coverage, policy limits and any other data the commissioner requires. No certificate of registration shall be issued pursuant to subdivision 3 in the absence of the information required by this subdivision or the commissioner. In the event of cancellation of the insurance the insurer shall notify the department of transportation at least ten days prior to the date on which the insurance coverage is to be terminated. Unless proof of a new policy of insurance is filed with the department the registration certificate for the aircraft shall be revoked forthwith. Provided, however, that nothing in this subdivision shall be construed to require an owner of aircraft to maintain passenger seat liability coverage on aircraft for which an experimental certificate has been issued by the Administrator of the Federal Aviation Administration pursuant to 14 C.F.R., sections 21.191 to 21.195 and 91.42, whereunder persons operating the aircraft are prohibited from carrying passengers in the aircraft. Whenever the aircraft becomes certificated to carry passengers, passenger seat liability coverage shall be required as provided in this subdivision.

Approved June 2, 1977.

CHAPTER 366—H.F.No.259

[Coded in Part]

An act relating to insurance; requiring refund of unearned premium on cancellation of certain automobile insurance policies; amending Minnesota Statutes 1976, Section 65B.14; and Chapter 65B, by adding sections.

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

Section 1. Minnesota Statutes 1976, Chapter 65B, is amended by adding a section to read:

[65B.001] INSURANCE; AUTOMOBILE INSURANCE; UNEARNED PREMIUMS; REFUND; DEFINITIONS. Subdivision 1. Unless a different meaning is expressly made applicable, the terms defined in this section shall, for the purposes of chapter 65B, have the meaning given them.

Subd. 2. "Private passenger vehicle insurance" means a policy insuring a natural person as named insured, and any relative of the named insured who is a resident of the same household, covering private passenger vehicles or utility vehicles owned by the insured. This term does not include a policy insuring more than four vehicles rated on a

Changes or additions indicated by underline deletions by strikethrough