

(b) What alternative dispositions were considered by the court and why such dispositions were not appropriate in the instant case.

This subdivision applies to dispositions of juveniles found to be delinquent as defined in section 260.015, subdivision 5, clause (c) or (d) made prior to, on, or after January 1, 1978.

Sec. 2. **EFFECTIVE DATE.** This act shall be effective one day after its enactment.

Approved March 28, 1978.

CHAPTER 658-H.F.No.2087

An act relating to the process and procedures for designating power plant sites and transmission line routes; clarifying the grounds for revocation or suspension of a site certificate or route suspension permit; extending the effective date of the board's emergency rules; altering the distribution of proceeds of tax on certain transmission and distribution lines; amending Minnesota Statutes 1976, Section 273.42; and Minnesota Statutes, 1977 Supplement, Sections 116C.645 and 116C.66; and Laws 1977, Chapter 439, Section 26.

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

Section 1. Minnesota Statutes, 1977 Supplement, Section 116C.645, is amended to read:

116C.645 **REVOCAION OR SUSPENSION.** A site certificate or construction permit may be revoked or suspended by the board after adequate notice of the alleged grounds for revocation or suspension and a full and fair hearing in which the affected utility has an opportunity to confront any witness and respond to any evidence against it and to present rebuttal or mitigating evidence upon a finding by the board of:

(1) Any false statement knowingly made in the application or in accompanying statements or studies required of the applicant, if a true statement would have warranted a change in the board's findings;

(2) Failure to comply with material conditions of the site certificate or construction permit, or failure to maintain health and safety standards; or

(3) Any material violation of the provisions of sections 116C.51 to 116C.69, any rule promulgated pursuant thereto, or any order of the board.

Sec. 2. Minnesota Statutes, 1977 Supplement, Section 116C.66, is amended to read:

116C.66 **RULES.** The board, in order to give effect to the purposes of sections 116C.51 to 116C.69, shall prior to ~~January~~ July 1, 1978, adopt rules consistent with sections 116C.51 to 116C.69, including promulgation of site and route designation criteria,

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the description of the information to be furnished by the utilities, establishment of minimum guidelines for public participation in the development, revision, and enforcement of any rule, plan or program established by the board, procedures for the revocation or suspension of a construction permit or a certificate of site compatibility, the procedure and timeliness for proposing alternative routes and sites, and route exemption criteria and procedures. No rule adopted by the board shall grant priority to state owned wildlife management areas over agricultural lands in the designation or route avoidance areas. The provisions of chapter 15 shall apply to the appeal of rules adopted by the board to the same extent as it applies to review of rules adopted by any other agency of state government.

The chief hearing examiner shall, prior to January 1, 1978, adopt procedural rules for public hearings relating to the site and route designation process and to the route exemption process. The rules shall attempt to maximize citizen participation in these processes.

Sec. 3. Laws 1977, Chapter 439, Section 26, is amended to read:

Sec. 26. **EMERGENCY RULES.** The environmental quality board is authorized and directed to promulgate emergency rules pursuant to section 15.0412, subdivision 5, within 90 days of the effective date of this act, concerning the procedures for the revocation or suspension of a construction permit or a certificate of site compatibility and the procedure for designation of a route, including the manner and timeliness of proposing alternative routes, route designation considerations and route exemption criteria and procedures.

The chief hearing examiner is authorized and directed to promulgate emergency rules pursuant to section 15.0412, subdivision 5, within 30 days of the effective date of this act, establishing procedures for public hearings relating to the designation and exemption of routes. The rules shall attempt to maximize citizen participation in the route designation and exemption process.

Any emergency rules authorized by this section to be adopted by the chief hearing examiner shall be effective until either January 1, 1978, or until the board and the chief hearing examiner adopt adopts permanent rules pursuant to chapter 15, whichever occurs first. Any emergency rules authorized by this section to be adopted by the environmental quality board shall be effective until July 1, 1978, or until the board adopts permanent rules pursuant to chapter 15, whichever occurs first.

Sec. 4. Minnesota Statutes 1976, Section 273.42, is amended to read:

273.42 RATE OF TAX; ENTRY AND CERTIFICATION; CREDIT ON PAYMENT. The property set forth in section 273.37, subdivision 2, consisting of transmission lines, and distribution lines not taxed as provided in sections 273.38, 273.40 and 273.41 shall be taxed at the average rate of taxes levied for all purposes throughout the county and shall be entered on the tax lists by the county auditor against the owner thereof and certified to the county treasurer at the same time and in the same manner that other taxes are certified, and, when paid, shall be credited, ~~one-half~~ 35 percent to the

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general revenue fund of the county, ~~and one-half 50 percent~~ to the general school fund of the county, and 15 percent to the townships within the county in which the lines are located. The amount available for distribution to the townships shall be divided among the townships in the same proportion that the length of transmission line in each township bears to the total length of transmission line in the county, except that if a payment to a town exceeds ten percent of the town's levy for the preceding year, the excess amount shall be paid to the county.

Sec. 5. Sections 1 to 3 are effective the day following final enactment. Section 4 is effective for taxes levied in 1978, payable in 1979 and thereafter.

Approved March 28, 1978.

CHAPTER 659-H.F.No.2089

[Coded in Part]

An act relating to county agricultural societies; providing for tort liability of county agricultural societies; authorizing county boards to levy a tax to pay certain judgments or liability insurance premiums; amending Minnesota Statutes 1976, Sections 38.27, by adding a subdivision; 466.01, Subdivision 1; and Chapter 38, by adding a section.

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

Section 1. Minnesota Statutes 1976, Chapter 38, is amended by adding a section to read:

[38.013] TORT LIABILITY. The provisions of Minnesota Statutes, Chapter 466, regarding tort liability apply to county agricultural societies organized under this chapter.

Sec. 2. Minnesota Statutes 1976, Section 38.27, is amended by adding a subdivision to read:

Subd. 3. In all counties, in addition to all other powers now or hereafter by law conferred upon county boards, authority is given annually to levy a tax upon all property subject to taxation and, from time to time, to pay over the proceeds of this tax, when collected, to a county agricultural society of its county which is a member of the state agricultural society, to assist the society in paying financial obligations hereafter incurred for premium costs of liability insurance procured pursuant to section 466.06 or for payment of judgments as provided in section 466.09. A tax levied under this subdivision for payment of judgments may be in excess of any per capita or millage tax limitation imposed by statute or charter. A tax levied under this subdivision for payment of premium costs of liability insurance shall not be a special levy as defined in section 275.50, subdivision 5, and shall be subject to the levy limitation provided in sections 275.51 and 275.52.

Sec. 3. Minnesota Statutes 1976, Section 466.01, Subdivision 1, is amended to read:

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