

Sec. 21. Minnesota Statutes 1978, Section 352.22, Subdivision 11, is repealed.

Sec. 22. [422A.156] LIMITATION ON CERTAIN BENEFIT PAYMENTS. From and after the effective date of this act, nothing contained in Minnesota Statutes, Section 422A.09, Subdivision 3, Clause (2) shall be construed as allowing payment of a retirement allowance or other retirement benefits other than a disability allowance pursuant to Minnesota Statutes, Section 422A.18 if otherwise eligible to any former, present or future elective officer of the city of Minneapolis who has not attained the age of at least 60 years unless the elective officer has received credit for at least 30 years of services and retires pursuant to Minnesota Statutes, Section 422A.15, Subdivision 1.

Sec. 23. Laws 1978, Chapter 562, Section 35, is repealed.

Sec. 24. This act is effective the day following final enactment.

Approved February 7, 1980

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#### CHAPTER 343—S.F.No. 687

*An act relating to banks and banking; regulating interest rates charged by state banks; amending Minnesota Statutes 1978, Chapter 48, by adding a section.*

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

Section 1. Minnesota Statutes 1978, Chapter 48, is amended by adding a section read:

[48.195] INTEREST RATES; USURY LIMIT FOR STATE BANKS. Notwithstanding any law to the contrary, banks and savings banks organized under the laws of this state may charge on any loan or discount made or upon any note, bill or other evidence of debt, interest at a rate of not more than one percent in excess of the discount rate on 90 day commercial paper in effect at the federal reserve bank located in the Ninth Federal Reserve District.

Sec. 2. This act is effective the day following its final enactment.

Approved February 11, 1980

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#### CHAPTER 344—S.F.No. 1361

*An act relating to courts; providing for appeals from probate court; amending Minnesota Statutes 1978, Section 525.712; repealing Minnesota Statutes 1978, Sections 525.713; and 525.72.*

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

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

Section 1. Minnesota Statutes 1978, Section 525.712, is amended to read:

525.712 **REQUISITES.** ~~Such~~ The appeal may be taken by any person aggrieved within 30 days after service of notice of the filing of the order, judgment, or decree appealed from, or if no ~~such~~ notice be served, within six months after the filing of ~~such~~ the order, judgment, or decree. ~~To render the appeal effective (1), the appellant shall serve a notice of appeal, specifying the order, judgment, or decree appealed from upon the adverse party who appeared or upon his attorney, personally, and upon each adverse party of record who did not appear by mail at his last address as the same appears in the court's file of the case and upon the probate judge or clerk, personally, for the adverse party who did not appear and whose address is unknown and shall file in the probate court such notice, together with proof of service thereof; (2) the appellant shall pay to the probate court an appeal fee of \$3 to apply on the fee for the return; and (3) the appellant, other than the state, the veterans administration, or a representative appealing on behalf of the estate, shall file in the probate court a bond in such amount as that court may direct, conditioned to prosecute the appeal with due diligence to a final determination, to pay all costs and disbursements, and to abide the order of the court therein.~~

~~When a party in good faith gives due notice of appeal and omits through mistake to do any other act necessary to perfect the appeal, the district court may permit an amendment on such terms as may be just. Except as provided in this section, the appeal shall be perfected and determined upon the record as provided in sections 484.63 and 487.39.~~

Sec. 2. **REPEALER.** Minnesota Statutes 1978, Sections 525.713; and 525.72 are repealed.

Approved February 11, 1980

## CHAPTER 345—S.F.No. 618

*An act relating to education; transferring certain functions of teacher licensing from the state board of education, the department of education and the commissioner of education to the board of teaching; eliminating the requirement that certain rules of the board of teaching be approved by the board of education; reducing the membership of the board of teaching; requiring that the board of teaching adopt certain rules pursuant to chapter 15; eliminating certain requirements for rulemaking; providing that the expense of administering certain sections be paid for solely from appropriations made to the board of teaching; amending Minnesota Statutes 1978, Sections 125.03, by adding a subdivision; 125.05, Subdivisions 1 and 2; 125.06; 125.08; 125.09, Subdivision 1; 125.121, Subdivision 1; 125.182, Subdivision 2; 125.183, Subdivisions 1 and 3; 125.185, Subdivisions 4, 4a, 6 and 9; and 179.63, Subdivisions 13 and 14; repealing Minnesota Statutes 1978, Section 125.182, Subdivision 4.*

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