

outside the United States. In the event the government of the United States or any branch, department, agency or other instrumentality thereof shall make provision for sending of any voting matter provided for in sections 207.16 to 207.29 through the mails postage free, or otherwise, the election officials of the several counties and of the several municipalities of the state are authorized to make use thereof.

Approved March 26, 1974.

CHAPTER 260—H.F.No.3279
[Coded in Part]

An act relating to state government; empowering the commissioner of administration to assume management functions of dissolved agencies; allowing certain advance deposits to federal agencies; authorizing the use of state vehicles for the car pooling of state employees; updating the provisions of surplus property sales; empowering political subdivisions to purchase real and personal property from the state; amending Minnesota Statutes 1971, Sections 16.02, by adding a subdivision; 16.096; 94.09, Subdivision 3; 94.12; 94.13; 94.14; 471.64; and Chapter 16, by adding a section; repealing Minnesota Statutes 1971, Section 94.15.

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

Section 1. Minnesota Statutes 1971, Section 16.02, is amended by adding a subdivision to read:

Subd. 26. STATE GOVERNMENT; OPERATION. To undertake all necessary administrative functions of any state board, agency or commission which has been temporarily or permanently dissolved or suspended. Such functions may include but not be limited to: authorizing payment of all obligations of the dissolved or suspended agency including payroll certifications, serving as custodian for and disposing of all property of such an agency, and, in the event that the subject agency is only temporarily dissolved or suspended, serving as chief administrative officer thereof with all powers necessary thereto until the agency is reconstituted. To implement the responsibilities set forth herein the commissioner of administration is authorized to expend any necessary moneys from a dissolved or suspended agency's appropriation and may, at his discretion, delegate his functions pursuant to this subdivision to any state agency, officer or employee.

Sec. 2. Minnesota Statutes 1971, Section 16.096, is amended to read:

16.096 ADVANCE DEPOSITS ON LIBRARY OF CONGRESS ITEMS. Notwithstanding any other law to the contrary, the commissioner of administration may allow advance deposits by any department with the Library of Congress and federal Supervisor of Docu-

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ments for items to be purchased from ~~that~~ those federal ~~agency-agencies~~.

Sec. 3. Minnesota Statutes 1971, Chapter 16, is amended by adding a section to read:

[16.755] STATE EMPLOYEE CAR POOLS. Notwithstanding any law to the contrary and in recognition of the state's current energy problems, commencing on the effective date of this act and terminating June 30, 1975, the commissioner of administration pursuant to such rules and regulations as he deems necessary, may authorize the use of any state-owned passenger motor vehicle for the car pooling of state employees, provided that if the commissioner of administration authorizes such use of said vehicles he shall collect from state employees benefitted thereby fees sufficient to offset any state costs occasioned by said car pooling. Fees collected pursuant to this act shall be deposited to the credit of the fund or account from which the costs of operating and maintaining the specific vehicle are paid. Rules and regulations promulgated pursuant to this act shall not be subject to the administrative procedure act.

Sec. 4. Minnesota Statutes 1971, Section 94.09, Subdivision 3, is amended to read:

Subd. 3. On or before October 1 of each year, the commissioner of administration shall review the certifications of heads of each department or agency provided for in this section. He shall hold hearings to determine whether any of the lands described in the certifications of the heads of the departments or agencies should be declared surplus and offered for sale or otherwise disposed of by transferring custodial control to other state departments or agencies or to the board of regents of the University of Minnesota for educational purposes, provided however that transfer to the board of regents shall not be determinative of tax exemption or immunity. Prior to each hearing he shall publish a notice of hearing in a ~~legal~~ newspaper ~~and also in a newspaper~~ of general circulation in each county where the lands are located which have been certified to him as no longer needed by a department or agency. Each notice shall be published at least twice and on the same day of the week of successive weeks. If he determines that any of such lands are no longer needed for state purposes, he shall make findings of fact, describe the lands, declare such lands to be surplus state land, state the reasons for the sale or disposition thereof, and notify the state executive council of such determination.

Sec. 5. Minnesota Statutes 1971, Section 94.12, is amended to read:

94.12 CONTRACT FOR DEED AND QUITCLAIM DEED. In the event a purchaser elects to purchase surplus real property on an installment basis, the commissioner of administration shall ~~make out and deliver to enter into a contract for deed with~~ the purchaser thereof a

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~~certificate of purchase~~ in which he shall ~~certify~~ be set forth the description of the real property sold and the price thereof, the consideration paid and to be paid therefor, the rate of interest, and time and terms of payment. This ~~certificate~~ contract for deed shall be ~~numbered~~ and made assignable: ~~The purchase certificate and~~ shall further set forth that in case of the nonpayment of the annual principal or interest payment due by the purchaser, or any person claiming under him, then the ~~certificate~~ contract for deed, from the time of such failure, will be entirely void and of no effect and the state may be repossessed of the lot or tract and may resell the same as provided in sections 94.09 to 94.16. In the event the terms and conditions of a contract for deed are completely fulfilled or if a purchaser makes a lump sum payment for the subject property in lieu of entering into a contract for deed, the governor, upon the recommendation of the commissioner of administration, shall sign and cause to be issued a quitclaim deed on behalf of the state. Said quitclaim deed shall be in a form prescribed by the attorney general and shall vest in purchaser all of the state's interest in the subject property except as provided in section 94.14.

Sec. 6. Minnesota Statutes 1971, Section 94.13, is amended to read:

94.13 RECORD OF CONTRACTS FOR DEED AND ASSIGNMENTS; EFFECT. ~~Certificate of purchase~~ A contract for deed issued pursuant to sections 94.09 to 94.16, or any assignment thereof, executed and acknowledged as provided by law for the execution and acknowledgment of deeds may be recorded in the office of the register of deeds of any county in the state in the same manner and with like effect as deeds are therein recorded. This ~~certificate~~ contract for deed shall entitle the purchaser thereof, his heirs and assigns, to the exclusive possession of the land therein described, provided ~~the its~~ terms of the ~~certificate~~ have been in all respects complied with, and the ~~certificate~~ contract for deed and the record thereof shall be conclusive evidence of title in the purchaser, his heirs and assigns, for all purposes and against all persons, except the state of Minnesota in case of forfeiture.

Sec. 7. Minnesota Statutes 1971, Section 94.14, is amended to read:

94.14 RESERVATION OF MINERALS. The state hereby reserves for its own use all the iron, coal, copper, and other valuable minerals in or upon all lands which may be sold under the provisions of sections 94.09 to 94.16 and ~~the sale certificate and patent~~ any contract for deed or quitclaim deed shall contain a clause reserving all such minerals for the use of the state.

Sec. 8. Minnesota Statutes 1971, Section 471.64, is amended to read:

471.64 ACQUISITION OF PROPERTY FROM UNITED STATES

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AND STATE AGENCIES. Subdivision 1. Any county, city, ~~village, borough,~~ town, school district, or other political subdivision of the state may enter into any contract with the United States of America or with any agency thereof, any state agency, or with any other political subdivision of the state for the purchase, lease, or other acquisition of equipment, supplies, materials, or other property, including real property, without regard to statutory or charter provisions. The acquisition of such property from the federal government shall be in accordance with the rules and regulations which may be prescribed by the United States of America or any agency thereof.

Subd. 2. The governing body of any political subdivision of the state may designate by appropriate resolution or order any officer or employee of its own to enter a bid or bids in its behalf at any sale of equipment, supplies, material or other property, including real property, owned by the United States of America or with any agency thereof, any state agency, or with any other political subdivision of the state and may authorize him to make any down payment, or payment in full, required in connection with such bidding.

Sec. 9. Minnesota Statutes 1971, Section 94.15, is repealed.

Sec. 10. This act is effective the day following its final enactment.

Approved March 26, 1974.

CHAPTER 261—H.F.No.3289

An act relating to courts; county court witness and mileage fees; amending Minnesota Statutes 1971, Section 487.34.

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

Section 1. Minnesota Statutes 1971, Section 487.34, is amended to read:

487.34 COUNTY COURTS; PAYMENT OF WITNESS FEES AND MILEAGE. The clerk ~~shall pay payment~~ of fees and mileage to witnesses as ordered by a county court judge in ~~any action-actions~~ or ~~proceeding-proceedings~~ involving a charged violation of a criminal law or municipal ordinance. ~~The clerk shall obtain receipts therefor as vouchers for the sums paid and shall deduct these payments from the amount otherwise due to the county shall be in accordance with the provisions of Minnesota Statutes, Section 357.24.~~

Approved March 26, 1974.

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