

Subd. 4. In addition to any other remedy provided by law, the board may, without a hearing, temporarily suspend a license for not more than 60 days if the board finds that a physician has violated a statute or rule which the board is empowered to enforce and continued practice by the physician would create an imminent risk of harm to others. The suspension shall take effect upon written notice to the physician, specifying the statute or rule violated. At the time it issues the suspension notice, the board shall schedule a disciplinary hearing to be held pursuant to the administrative procedure act. The physician shall be provided with at least 20 days notice of any hearing held pursuant to this subdivision.

Approved May 4, 1981

CHAPTER 84 — H.F.No. 1237

An act relating to the city of Blaine; permitting all council members to serve on the housing and redevelopment authority.

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

Section 1. **BLAINE HOUSING AND REDEVELOPMENT AUTHORITY.**

Notwithstanding the limitations on the number of housing and redevelopment commissioners provided by Minnesota Statutes, Section 462.425, Subdivisions 5 and 6, all the members of the governing body of the city of Blaine may serve as commissioners of the Blaine housing and redevelopment authority at the same time.

Sec. 2. **LOCAL APPROVAL; EFFECTIVE DATE.**

This act is effective the day after compliance with Minnesota Statutes, Section 645.021, Subdivision 3, by the governing body of the city of Blaine.

Approved May 4, 1981

CHAPTER 85 — H.F.No. 1269

An act relating to energy; providing for the confidentiality of certain energy data; changing the duties of Minnesota energy agency; subdivision regulations; providing for certain inspections; extending biomass plan deadline; amending Minnesota Statutes 1980, Sections 116H.08; 116H.12, Subdivision 3a, and by adding a subdivision; 116H.129, Subdivision 4; 116H.19, Subdivision 1; 462.358, Subdivision 2a; proposing new law coded in Minnesota Statutes, Chapter 15.

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

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

Section 1. [15.1682] ENERGY AND FINANCIAL DATA AND STATISTICS.

Energy and financial data, statistics, and information furnished to the Minnesota energy agency by a coal supplier or petroleum supplier pursuant to section 116H.10, either directly or through a federal department or agency are classified as nonpublic data as defined by section 15.162, subdivision 5c.

Sec. 2. Minnesota Statutes 1980, Section 116H.08, is amended to read:

116H.08 POWERS.

The director may:

(a) Adopt rules pursuant to chapter 15 as necessary to carry out the purposes of sections 116H.01 to 116H.15 and, when necessary for the purposes of section 116H.09, adopt temporary rules pursuant to section 15.0412, subdivision 5;

(b) Make all contracts pursuant to sections 116H.01 to 116H.15 and do all things necessary to cooperate with the United States government, and to qualify for, accept and disburse any grant intended for the administration of sections 116H.01 to 116H.15. Notwithstanding any other law the agency is designated the state agency to apply for, receive and accept federal or other funds made available to the state for the purposes of sections 116H.01 to 116H.15.

(c) Contract for professional services if such work or services cannot be satisfactorily performed by employees of the agency or by any other state agency; .

(d) Enter into interstate compacts to jointly carry out such research and planning with other states or the federal government where appropriate;

(e) Distribute informational material at no cost to the public upon reasonable request;

(f) Provide on-site technical assistance to units of local government in order to enhance local capabilities for dealing with energy problems;

(g) Administer for the state, energy programs pursuant to federal law, regulations or guidelines, except for the crisis fuel assistance and low income weatherization programs administered by the department of economic security, and coordinate the programs and activities with other state agencies, units of local government and educational institutions.

Sec. 3. Minnesota Statutes 1980, Section 116H.12, Subdivision 3a, is amended to read:

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Subd. 3a. Beginning April 20, 1977, no person shall use a decorative gas lamp in Minnesota except as provided in ~~subdivision~~ subdivisions 3b and 3c.

Sec. 4. Minnesota Statutes 1980, Section 116H.12, is amended by adding a subdivision to read:

Subd. 3c. STREET LIGHT EXEMPTION. Gas lamps installed prior to April 20, 1977, by or at the request of a municipality, on a public street or right of way, may be used as street lighting.

Sec. 5. Minnesota Statutes 1980, Section 116H.129, Subdivision 4, is amended to read:

Subd. 4. **INSPECTIONS.** The energy agency shall conduct inspections on a random basis for compliance with the provisions of subdivision 3. The director may authorize a municipality, with its consent, to conduct the inspections within the municipality's jurisdiction. Any municipality which conducts an inspections program in conjunction with existing city inspection programs shall have authority under all subdivisions of section 116H.15 to enforce the provisions of subdivision 3; provided that 50 percent of the penalties to be paid to the state treasury for violation of subdivision 3 shall be paid to the municipality.

Sec. 6. Minnesota Statutes 1980, Section 116H.19, Subdivision 1, is amended to read:

Subdivision 1. **PLAN.** The director of the energy agency, in consultation with the commissioner of agriculture, and the commissioner of economic development, ~~shall~~ may prepare a plan for the creation and organization of a Minnesota biomass center; ~~to be delivered to the legislature by January 1, 1981.~~

The center shall be the focus of biomass energy activities for the state. To the maximum extent possible, the center shall coordinate its activities and the use of its staff and facilities with those of other entities involved in biomass energy projects.

Sec. 7. Minnesota Statutes 1980, Section 462.358, Subdivision 2a, is amended to read:

Subd. 2a. **TERMS OF REGULATIONS.** The standards and requirements in the regulations may address without limitation: the size, location, grading, and improvement of lots, structures, public areas, streets, roads, trails, walkways, curbs and gutters, water supply, storm drainage, lighting, sewers, electricity, gas, and other utilities; the planning and design of sites; access to solar energy; and the protection and conservation of flood plains, shore lands, soils, water, vegetation, energy, air quality, and geologic and ecologic features. The regulations shall require that subdivisions be consistent with the municipality's official map if one exists and its zoning ordinance, and may require

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consistency with other official controls and the comprehensive plan. The regulations may prohibit certain classes or kinds of subdivisions in areas where prohibition is consistent with the comprehensive plan and the purposes of this section, particularly the preservation of agricultural lands. The regulations may prohibit, restrict or control development for the purpose of protecting and assuring access to direct sunlight for solar energy systems. The regulations may prohibit the issuance of building permits for any tracts, lots, or parcels for which required subdivision approval has not been obtained. The regulations may permit the municipality to condition its approval on the construction and installation of sewers, streets, electric, gas, drainage, and water facilities, and similar utilities and improvements or, in lieu thereof, on the receipt by the municipality of a cash deposit, certified check, irrevocable letter of credit, or bond in an amount and with surety and conditions sufficient to assure the municipality that the utilities and improvements will be constructed or installed according to the specifications of the municipality. The regulations may permit the municipality to condition its approval on compliance with other requirements reasonably related to the provisions of the regulations and to execute development contracts embodying the terms and conditions of approval. The municipality may enforce such agreements and conditions by appropriate legal and equitable remedies.

Sec. 8. **EFFECTIVE DATE.**

Sections 1 to 7 are effective the day following final enactment.

Approved May 4, 1981

CHAPTER 86 — S.F.No. 200

An act relating to agriculture; prohibiting the sale of certain female cattle; amending Minnesota Statutes 1980, Section 35.245, Subdivision 3.

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

Section 1. Minnesota Statutes 1980, Section 35.245, Subdivision 3, is amended to read:

Subd. 3. **FEMALE CATTLE, SALE WITHOUT TEST OR VACCINATION.** Female cattle under 18 months of age of beef type and breed may be sold in quarantine for feeding ~~or grazing~~ purposes without a test for, or vaccination against brucellosis, pursuant to rules prescribed by the board provided the purchaser of the cattle furnishes the seller an affidavit certifying the cattle are purchased for feeding ~~or grazing~~ purposes, and will be maintained separate and apart from all other cattle except other quarantined feeding cattle

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