

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

Section 1. Minnesota Statutes 1980, Section 161.36, Subdivision 3, is amended to read:

Subd. 3. **COMMISSIONER AS AGENT IN CERTAIN CASES.** The commissioner may act as the agent of any political subdivision of the state as provided herein for the construction of roads and bridges toward the construction of which no federal aid is available in the event that ~~such the construction shall adjoin or be connected~~ adjoins, is connected, or in the judgment of the commissioner can be best and most economically performed in connection with construction upon which federal aid is available and upon which he is then acting as agent.

Sec. 2. Minnesota Statutes 1980, Section 161.38, Subdivision 7, is amended to read:

Subd. 7. **IMPROVEMENTS OUTSIDE LIMITS OF STATE CONSTRUCTION PROJECT.** The commissioner may act as agent for any municipality, at its request and on its approval, for the construction of street or highway improvements outside the limits of a state construction project ~~when such improvements are adjacent to or connect with the state project.~~ Administration of a contract in this manner must be based on an estimated cost savings for both the state and the municipality. ~~Such work may be included in the state construction contract, and~~ All costs of such work shall be paid by the municipality. ~~Such work shall not extend outside the limits of the state project for a greater distance than 2000 feet.~~ Prior to the letting of the state construction contract, the provisions for payment and all details of the work to be done outside of the limits of the state construction project shall be set out in an agency agreement between the municipality and the state.

Sec. 3. **EFFECTIVE DATE.**

This act is effective the day following final enactment.

Approved February 19, 1982

CHAPTER 377 — S.F.No. 1151

An act relating to county recorders; providing for the disposal of various obsolete records including state and federal liens; amending Minnesota Statutes 1980, Section 386.46.

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

Section 1. Minnesota Statutes 1980, Section 386.46, is amended to read:

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

386.46 DISPOSAL OF OBSOLETE RECORDS.

Documents, filed or recorded by the county recorder, including sheriffs certificates, land title patents, incorporations, official bonds, mechanics liens, affidavits, probate court orders, district court orders, satisfactions, warranty deeds, quitclaim deeds, lis pendens, assignments and miscellaneous documents, but still in his possession because uncalled for by ~~the~~ their owner ~~thereof~~ for ten years after ~~such~~ the filing or recording, may be destroyed by the county recorder. State and federal liens, except federal estate and gift tax liens, may be destroyed ten years after their filing or last extension and stricken from the indexes.

Approved February 19, 1982

CHAPTER 378 — S.F.No. 1408

An act relating to public utilities; prohibiting city jurisdiction over securities or indebtedness of a utility; amending Minnesota Statutes 1980, Sections 216B.36; and 216B.49, Subdivision 5.

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

Section 1. Minnesota Statutes 1980, Section 216B.36, is amended to read:

216B.36 FRANCHISES CONTINUED.

Any public utility furnishing the utility services enumerated in Laws 1974, Chapter 429 section 216B.02 or occupying streets, highways, or other public property within a municipality may be required to obtain a license, permit, right or franchise in accordance with the terms, conditions, and limitations of regulatory acts of the municipality, including the placing of distribution lines and facilities underground, and under the license, permit, right, or franchise, the utility may be obligated by any municipality to pay to the municipality fees to raise revenue or defray increased municipal costs accruing as a result of utility operations, or both, including but not limited to a sum of money based upon gross operating revenues or gross earnings from its operations in the municipality so long as the public utility shall continue to operate in the municipality, unless upon request of the public utility it is expressly released from the obligation at any time by such municipality. All existing licenses, permits, franchises and other rights acquired by any public utility or municipality prior to ~~the passage of~~ Laws April 11, 1974, Chapter 429 including the payment of existing franchise fees, shall not be impaired or affected in any respect by the passage of Laws 1974, Chapter 429 this chapter, except with respect to matters of rate and service regulation and, service area assignments, securities and indebtedness that have

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